

Journal of the Assembly

DURING THE

FORTY-EIGHTH SESSION

OF THE

Legislature of the State of California

1929

FIRST PART BEGAN ON MONDAY, JANUARY SEVENTH, AND
ENDED FRIDAY, JANUARY EIGHTEENTH

SECOND PART BEGAN ON MONDAY, FEBRUARY EIGHTEENTH
AND ENDED FRIDAY, MAY FIFTEENTH

HON. EDGAR C. LEVEY, Speaker
ARTHUR A. OHNIMUS, Chief Clerk



CALIFORNIA STATE PRINTING OFFICE
CARROLL H. SMITH, State Printer
SACRAMENTO, 1929

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CALIFORNIA LEGISLATURE—ASSEMBLY.

FORTY-EIGHTH SESSION.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Monday, January 7, 1929.

Pursuant to the requirements of the constitution of the State of California and the law, at the hour of twelve o'clock meridian, the Assembly of the forty-eighth session of the Legislature of California was called to order by Arthur A. Ohnimus, Chief Clerk of the forty-seventh session.

In conformity with law, the following officers of the forty-seventh session were also present: Louis F. Erb, Minute Clerk, and Wm. J. McQuillan, Sergeant-at-Arms.

PRAYER.

By invitation of the Chief Clerk, prayer was offered by Rev. A. Watson Brown, chaplain of the forty-seventh session of the Legislature.

APPOINTMENTS.

The Chief Clerk announced the following appointments of attaches for the temporary organization of the Assembly:

Pages, Charles Spear, Louis Harris.
Stenographer, Myrtle Dwyer.
Chief Stenographer, Madge Cross
Assistant Sergeants-at-Arms, C. E. Whiteside, Leo Richardson.
Assistant Clerk, William Monahan.

CERTIFICATE FROM SECRETARY OF STATE.

The Chief Clerk read the following certificate of duly elected members of the Assembly of the forty-eighth session of the Legislature of the State of California:

STATE OF CALIFORNIA, DEPARTMENT OF STATE.

I, Frank C. Jordan, Secretary of State of the State of California, do hereby certify that the following is a complete list of those duly elected at the general election, held on the sixth day of November, A. D. 1928, to represent the people of the State of California as members of the Assembly of said State at the forty-eighth session of the Legislature of said State, as appears from the statement of vote, received from the county clerks of the county or counties and the registrar of voters of the city and county of San Francisco, comprising the several Assembly Districts of the State of California, said statement of vote being a record of and on file in my office, viz:

MEMBERS OF THE ASSEMBLY-ELECT.

Name	Number of district	County or counties comprising district
Henry McGuinness	First	Del Norte, Siskiyou.
Robert F. Fisher	Second	Humboldt.
Roscoe J. Anderson	Third	Shasta, Trinity.
Forrest R. Young	Fourth	Plumas, Lassen, Modoc, Sierra.
Van Bernard	Fifth	Tehama, Glenn, Colusa.
R. R. Ingels	Sixth	Mendocino.
Charles H. Denel	Seventh	Butte.
Fred B. Noyes	Eighth	Yuba, Sutter, Yolo.
Jerrold L. Seawell	Ninth	Nevada, Placer.
Ernest C. Crowley	Tenth	Solano.
Frank L. Coombs	Eleventh	Napa, Lake.
Hubert B. Scudder	Twelfth	Sonoma.
Frank W. Luttrell	Thirteenth	Sonoma.
Roy J. Nielsen	Fourteenth	Sacramento
Percy G. West	Fifteenth	Sacramento.
H. E. Dillinger	Sixteenth	Amador, El Dorado, Alpine, Calaveras.

MEMBERS OF THE ASSEMBLY-ELECT (Continued).

Name	Number of district	County or counties comprising district
Charles F. Reindollar	Seventeenth	Marin.
Robert P. Basley	Eighteenth	Contra Costa.
Bradford S. Crittenden	Nineteenth	San Joaquin.
F. C. Cloudsley	Twentieth	San Joaquin.
Fred C. Hawes	Twenty-first	San Francisco
James C. Flynn	Twenty-second	San Francisco.
Joseph P. Gilmore	Twenty-third	San Francisco.
James L. Quigley	Twenty-fourth	San Francisco.
William B. Hornblower	Twenty-fifth	San Francisco.
Ray Williamson	Twenty-sixth	San Francisco.
Melvyn I. Cronin	Twenty-seventh	San Francisco.
Edgar C. Levey	Twenty-eighth	San Francisco.
Harry F. Morrison	Twenty-ninth	San Francisco.
Robert B. Fry	Thirtieth	San Francisco.
B. J. Feigenbaum	Thirty-first	San Francisco.
James A. Miller	Thirty-second	San Francisco
Charles A. Oliva	Thirty-third	San Francisco.
Wm. P. Jost	Thirty-fourth	Alameda.
Roy Bishop	Thirty-fifth	Alameda.
William W. Hoffman	Thirty-sixth	Alameda.
Eugene W. Roland	Thirty-seventh	Alameda
Walter W. Feeley	Thirty-eighth	Alameda.
M. J. McDonough	Thirty-ninth	Alameda.
Harold C. Cloudman	Fortieth	Alameda
Albert Henry Morgan, Jr.	Forty-first	Alameda.
Harry L. Parkman	Forty-second	San Mateo.
Bert B. Snyder	Forty-third	Santa Cruz.
T. M. Wright	Forty-fourth	Santa Clara.
C. C. Spalding	Forty-fifth	Santa Clara.
Frank B. Collier	Forty-sixth	Stanislaus.
Dan E. Williams	Forty-seventh	Mariposa, Tuolumne, Mono, Inyo.
Ray C. DeYoe	Forty-eighth	Monterey, San Benito.
Elbert G. Adams	Forty-ninth	Merced, Madera.
M. S. Meeker	Fiftieth	Fresno.
Z. S. Leymel	Fifty-first	Fresno
S. I. Heisinger	Fifty-second	Fresno
Chris N. Jespersen	Fifty-third	San Luis Obispo.
Augustus F. Jewett	Fifty-fourth	Kings
Frank W. Mixer	Fifty-fifth	Tulare.
Robert Lincoln Patterson	Fifty-sixth	Kern.
Isaac Jones	Fifty-seventh	San Bernardino.
A. E. Brock	Fifty-eighth	San Bernardino.
George R. Bliss	Fifty-ninth	Santa Barbara
Dan W. Emmett	Sixtieth	Ventura.
James C. Crawford	Sixty-first	Los Angeles.
Walter J. Little	Sixty-second	Los Angeles.
Clare Woolwine	Sixty-third	Los Angeles.
Harry Lyons	Sixty-fourth	Los Angeles.
Willis M. Baum	Sixty-fifth	Los Angeles.
William M. Byrne	Sixty-sixth	Los Angeles.
Eleanor Miller	Sixty-seventh	Los Angeles.
Harry F. Sewell	Sixty-eighth	Los Angeles
Jerome V. Scofield	Sixty-ninth	Los Angeles.
Morgan Keaton	Seventieth	Los Angeles.
Frank McGinley	Seventy-first	Los Angeles.
Willard E. Badham	Seventy-second	Los Angeles
James E. Stockwell	Seventy-third	Los Angeles.
Frederick M. Roberts	Seventy-fourth	Los Angeles.
Emory J. Arnold	Seventy-fifth	Los Angeles.
Edward Craig	Seventy-sixth	Orange.
Chester M. Kline	Seventy-seventh	Riverside.
Mvron D. Witter	Seventy-eighth	Imperial.
William E. Harper	Seventy-ninth	San Diego.
Crowell D. Eddy	Eightieth	San Diego.

Witness my hand and the Great Seal of the State of California, at office in Sacramento, this fifteenth day of December, A. D. 1928

[SEAL]

FRANK C. JORDAN, Secretary of State.

ROLL CALL OF COUNTIES.

The Chief Clerk directed that as the roll of counties was called the members-elect, representing such counties, should proceed to the Clerk's desk and take and subscribe to the oath of office.

MEMBERS SWORN IN.

As required by section 239 of the Political Code, the Clerk called the roll of counties in alphabetical order, and the following members-elect appeared before the bar of the Assembly, presented their certificates of election and duly qualified by taking and subscribing to the following oath, administered by Elijah C. Hart, Associate Justice of the Third District Court of Appeal

OATH OF OFFICE

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of California, and that I will faithfully discharge the duties of a member of the Assembly for the forty-eighth session of the Legislature of the State of California, according to the best of my ability

Roy Bishop, Harold C. Cloudman, Walter W. Feeley, William W. Hoffman, William P. Jost, M. J. McDonough, Albert Henry Morgan, Jr., Eugene W. Roland, H. E. Dillinger, Charles H. Deuel, Van Bernard, Robert P. Easley, Henry McGunness, S. L. Heisinger, Z. S. Leymel, M. S. Meeker, Robert F. Fisher, Myron D. Witter, Dan E. Williams, Robert Lincoln Patterson, Augustus F. Jewett, Frank L. Coombs, Forrest R. Young, Emory J. Arnold, Willard E. Badham, Willis M. Baum, William M. Byrne, James C. Crawford, Morgan Keaton, Walter J. Little, Harry Lyons, Frank McGinley, Miss Eleanor Miller, Frederick M. Roberts, Jeromé V. Scofield, Harry F. Sewell, James E. Stockwell, Clare Woolwine, Elbert G. Adams, Charles F. Reindollar, R. R. Ingels, Ray C. DeYoe, Jerrold L. Seawell, Edward Craig, Chester M. Kline, Roy J. Nielsen, Percy G. West, Archibald E. Brock, Isaac Jones, Crowell D. Eddy, William E. Harper, Melynn I. Cronin, B. J. Feigenbaum, James C. Flynn, Robert B. Fry, Joseph P. Gilmore, Frederick C. Hawes, William B. Hornblower, Edgar C. Levey, James A. Miller, Harry F. Morrison, Charles A. Oliva, James L. Quigley, Ray Williamson, F. C. Cloudsley, Bradford S. Crittenden, Chris N. Jaspersen, Harry L. Parkman, George R. Bhss, C. C. Spalding, T. M. Wright, Bert B. Snyder, Ernest C. Crowley, Hubert B. Scudder, Frank W. Luttrell, Frank B. Collier, Fred B. Noyes, Frank W. Mixer, Dan W. Emmett.

ANNOUNCEMENT

The Chief Clerk announced that the next order of business was the election of officers for the forty-eighth session of the Assembly, and declared nominations for the office of Speaker of the Assembly in order.

NOMINATIONS FOR SPEAKER

Mr. Ray Williamson of San Francisco placed in nomination for Speaker Hon. Edgar C. Levey of San Francisco.

Nomination of Hon. Edgar C. Levey was seconded by Mr. Harry F. Sewell of Whittier.

NOMINATIONS CLOSED.

Mr. William B. Hornblower of San Francisco moved that nominations for Speaker be now closed.

Motion carried.

Nominations closed.

ELECTION OF SPEAKER.

The roll was called, with the following result :

For HON. EDGAR C. LEVEY—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Levey, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Young—79.

The Chief Clerk announced the vote of the Assembly, and declared Hon. Edgar C. Levey of San Francisco the choice of the Assembly for Speaker for the forty-eighth session of the Legislature.

APPOINTMENT OF COMMITTEE OF ESCORT.

The Chief Clerk appointed Messrs Ray Williamson, Harry F. Sewell and Charles F. Reindollar a special committee to escort Speaker-elect Hon. Edgar C. Levey to the chair.

OATH OF OFFICE ADMINISTERED.

Upon arriving at the bar of the Assembly Speaker-elect Hon. Edgar C. Levey took and subscribed to the following oath, administered by Elijah C. Hart, Associate Justice of the Third District Court of Appeal :

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of California, and discharge the duties of the office of Speaker of the Assembly to the best of my ability.

ANNOUNCEMENT.

The Speaker expressed his appreciation for the beautiful floral basket presented to him by the South of Market Street Boys, an organization of patriotic San Franciscans, in which the Speaker holds membership.

NOMINATIONS FOR SPEAKER PRO TEMPORE.

The Speaker declared the election of Speaker pro tempore next in order, and called for nominations.

Mr. Walter J. Little of Santa Monica nominated Hon. William M. Byrne of Los Angeles.

Nomination of Hon. William M. Byrne was seconded by William B. Hornblower of San Francisco and Eugene W. Roland of Oakland.

Mr. Ray Williamson of San Francisco moved that nominations for Speaker pro tempore be now closed.

Motion carried.

Nominations closed.

ELECTION OF SPEAKER PRO TEMPORE.

The roll was called, with the following result :

For HON. WILLIAM M. BYRNE—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva,

Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young and Mr. Speaker—79.

Hon William M Byrne, being the choice of the Assembly for Speaker pro tempore, the Speaker declared him duly elected.

APPOINTMENT OF COMMITTEE OF ESCORT.

The Speaker appointed Messrs. Walter J Little, Eugene W. Roland and William B Hornblower a special committee to escort Speaker pro tempore Hon. William M. Byrne to the bar of the Assembly.

OATH OF OFFICE ADMINISTERED.

Upon arriving at the bar of the Assembly, Speaker pro tempore Hon. William M Byrne took and subscribed to the following oath, administered by Elijah C Hart, Associate Justice of the Third District Court of Appeal.

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of California, and discharge the duties of the office of Speaker pro tempore of the Assembly to the best of my ability.

NOMINATIONS FOR CHIEF CLERK

The Speaker declared the nomination and election of Chief Clerk of the Assembly in order.

Mr. Walter J. Little of Santa Monica nominated Mr. Arthur A. Ohnimus of San Francisco.

The nomination of Mr. Arthur A. Ohnimus was seconded by Messrs. Elbert G. Adams of Livingston and Chas. H. Deuel of Chico.

Mr. Charles A. Oliva of San Francisco moved that nominations be now closed

Motion carried.

Nominations closed.

ELECTION OF CHIEF CLERK

The roll was called, with the following result:

FOR MR ARTHUR A OHNIMUS—Adams, Badham, Baum, Bernard, Bishop, Bliss, Block, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Myrter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr Speaker—77

Mr. Arthur A. Ohnimus, being the choice of the Assembly, was declared duly elected Chief Clerk of the Assembly.

OATH OF OFFICE ADMINISTERED.

Mr. Arthur A Ohnimus appeared before the bar of the Assembly, and took and subscribed to the following oath of office, administered by Elijah C. Hart, Associate Justice of the Third District Court of Appeal:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of California, and discharge the duties of the office of Chief Clerk of the Assembly to the best of my ability.

NOMINATIONS FOR MINUTE CLERK.

The Speaker declared the next order of business the nomination and election of Minute Clerk of the Assembly.

Mr. Hubert B. Scudder of Sebastopol placed in nomination for Minute Clerk of the Assembly Mr. Louis F. Erb of San Francisco.

Mr. William B. Hornblower of San Francisco seconded the nomination of Mr. Erb.

Mr. Roy J. Nielsen of Sacramento moved that nominations for Minute Clerk be now closed.

Motion carried.

Nominations closed

ELECTION OF MINUTE CLERK.

The roll was called, with the following result :

For MR. LOUIS F. ERB—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Eastley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Seofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—78.

OATH OF OFFICE ADMINISTERED.

Mr. Louis F. Erb, being the choice of the Assembly, was declared duly elected Minute Clerk of the Assembly, and was directed to appear before the bar of the Assembly, where he took and subscribed to the following oath of office, administered by Elijah C. Hart, Associate Justice of the Third District Court of Appeal :

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of California, and discharge the duties of the office of Minute Clerk to the best of my ability

NOMINATIONS FOR SERGEANT-AT-ARMS

The Speaker declared the next order of business the nomination and election of Sergeant-at-Arms of the Assembly.

Mr. Percy G. West of Sacramento nominated Mr. Arthur Ferguson of Sacramento.

Mr. Roy J. Nielsen of Sacramento seconded the nomination

Mr. M. J. McDonough of Oakland moved that nominations for Sergeant-at-Arms be now closed.

Motion carried.

Nominations closed

ELECTION OF SERGEANT-AT-ARMS

The roll was called, with the following result :

For MR. ARTHUR FERGUSON—Adams, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eastley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Seofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—77

OATH OF OFFICE ADMINISTERED.

Arthur Ferguson, having received a majority vote of the Assembly, was declared duly elected Sergeant-at-Arms, and was directed to appear before the bar of the Assembly, where he took and subscribed to the

following oath of office, administered by Elijah C. Hart, Associate Justice of the Third District Court of Appeal:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of California, and discharge the duties of the office of Sergeant-at-Arms of the Assembly to the best of my ability.

NOMINATIONS FOR CHAPLAIN.

The Speaker declared the next order of business the nomination and election of Chaplain of the Assembly.

Mr. Roy Nielsen of Sacramento placed in nomination for Chaplain of the Assembly Rev. Wm. H. Hermitage of Sacramento

Mr. Percy G. West of Sacramento seconded the nomination of Rev. Wm. H. Hermitage of Sacramento.

Mr. Van Bernard moved that nominations for Chaplain be now closed. Motion carried.

Nominations closed

ELECTION OF CHAPLAIN.

The roll was called, with the following result:

For REV. WM. H. HERMITAGE—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrnie, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Klue, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—75

The Speaker thereupon declared Rev. Wm. H. Hermitage the duly elected Chaplain of the Assembly

ANNOUNCEMENT.

The Chief Clerk announced that in accordance with the power vested in him by the statutes he had appointed Mr. C. William Booth of Oakland First Assistant Clerk of the Assembly at the per diem provided by law, and respectfully asked that the Assembly confirm said appointment.

The question being upon the confirmation of the appointment

The roll was called, with the following result:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrnie, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jewett, Jones, Jost, Keaton, Klue, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—74

NOES—None

OATH OF OFFICE ADMINISTERED

Whereupon the Speaker declared Mr. C. William Booth duly appointed First Assistant Clerk, and directed him to appear before the bar of the Assembly, where he took and subscribed to the following oath of office, administered by Elijah C. Hart, Associate Justice of the Third District Court of Appeal:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of California, and discharge the duties of the office of First Assistant Clerk to the best of my ability.

SENATE MESSAGE

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate has on this day appointed the following statutory officers:

President pro tempore, Arthur H. Bleed.
Secretary of the Senate, Joseph A. Beek.
Sergeant-at-Arms, Joseph Nolan.
Minute Clerk, Harold J. Powers.
Chaplain, Rev. Bryant Wilson.

J. A. BEEK, Secretary of Senate.

RESOLUTIONS.

The following resolutions were offered:

By Mr. Fry:

Resolved, That a select committee of three be appointed by the Speaker to wait upon His Excellency the Governor, and inform him that the Assembly is organized and awaits any communication he may have to make to it.

Resolution read, and on motion adopted.

APPOINTMENT OF SELECT COMMITTEE

In accordance with the above resolution, the Speaker appointed Messrs. Fry, Nielsen and Brock as such committee.

By Mr. West:

Resolved, That the Speaker appoint a select committee of three to inform the Senate that the Assembly is now duly organized, having elected the following statutory officers:

Speaker, Edgar C. Levy.
Speaker pro tempore, William M. Byrne.
Chief Clerk, Arthur A. Ohnmus.
Minute Clerk, Louis F. Erb.
Sergeant-at-Arms, Arthur Ferguson.
Chaplain, Wm. H. Hermitage.

Resolution read, and on motion adopted.

APPOINTMENT OF SELECT COMMITTEE

In accordance with the above resolution, the Speaker appointed Messrs. West, Lyons and Wright as such committee.

By Mr. Jones:

Resolved, That the Assembly rules of the forty-seventh (regular) session of the Legislature, as printed in the Assembly Journal of 1927, be and the same are hereby adopted as the temporary rules of this House until otherwise ordered, with the following changes, to wit: 1929 to be inserted in lieu of 1927, wherever that figure appears.

Mr. Jones moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Fegenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jcwett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A. Mixer, Mergan, Morrison, Noyes, Oliva, Pakman, Patterson, Quigley, Reindollar, Roberts, Roland, Seefeld, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—70

NOES—None.

STANDING RULES OF THE ASSEMBLY
CONVENING AND ORDER OF BUSINESS.

Hours of Meeting.

1. The sessions of the Assembly shall be daily (Sundays excepted), beginning at nine o'clock and thirty minutes a. m. After the constitutional recess, a recess shall be taken daily at the hour of twelve o'clock noon until the hour of one o'clock and thirty minutes p. m., unless otherwise ordered by a vote of the House.

Speaker to Call House to Order.

2. The Speaker, or, in his absence, the Speaker pro tempore, shall take the chair precisely at the hour appointed for meeting, and shall immediately call the House to order. In the absence of both the Speaker and Speaker pro tempore, the Chief Clerk, or an assistant, shall call the House to order whereupon a Chairman shall be elected from among the members to preside.

Order of Business

3. The order of business of the Assembly shall be as follows:

1. Roll Call.
2. Prayer by the Chaplain.
3. Reading and Approval of the Journal.
4. Presentation of Petitions
5. Reports of Standing Committees.
6. Reports of Select Committees.
7. Messages from the Governor
8. Messages from the Senate.
9. Introduction and Reference of Bills.
10. Motions and Resolutions.
11. Special Orders of the Day.
12. Unfinished Business of the Preceding Day.
13. Business on Special File, Second Reading, and Third Reading of Bills.
14. Business on General File, Second Reading, and Third Reading of Bills.
15. Announcements of Committee Meetings.
16. Adjournment.

Priority of Business.

4. All questions relating to the priority of business shall be decided without debate

Motion to Adjourn.

5. A motion to adjourn shall always be in order, except during roll call. The Clerk shall enter on the Journal the name of any member moving an adjournment, also the hour at which the motion was made and adjournment taken.

When a motion is made and seconded to adjourn, it shall be in order for the Speaker, before putting the question, to permit any member to state any fact to the House relating to the condition of the business of the House, which would seem to render it improper to adjourn at that time. Such statement, however, shall not be debatable, and such statement or statements shall not, in any case, occupy more than two minutes.

DUTIES OF THE SPEAKER.

Speaker to Preserve Order; to Decide Points of Order; and May Speak to Same.

6. The Speaker shall preserve order and decorum; may speak to points of order in preference to other members, rising from his seat for that purpose; and shall decide questions of order, subject to an appeal to the House by any member, on which appeal no member shall speak more than once, unless by leave of the House.

Speaker to Have Direction of the Hall; May Call Any Member to the Chair.

7. The Speaker shall have general direction of the hall. He shall have a right to name any member to perform the duties of the Chair, but such substitutions shall not extend beyond an adjournment. He shall have the control and direction of the journals, papers and bills of the Assembly. He shall have the power to see that all officers of the Assembly perform their respective duties, and may assign places to properly accredited newspaper representatives.

Speaker to Sign Resolutions, etc. Attested by the Clerk.

8. All acts, addresses, and joint resolutions shall be signed by the Speaker, and all writs, warrants, and subpoenas issued by order of the House shall be under his hand, attested by the Clerk.

COMMITTEES OF THE ASSEMBLY.

Committees to be Appointed by Speaker.

9. All committees shall be appointed by the Speaker, unless otherwise ordered by the House.

Standing Committees.

- 10 The standing committees of the Assembly shall be as follows:
 1. A Committee on Agriculture, to consist of seventeen members.
 2. A Committee on Attaches, to consist of seven members.
 3. A Committee on Banking, to consist of nine members.
 4. A Committee on Building and Loan Associations, to consist of seven members.
 5. A Committee on Civil Service, to consist of nine members.
 6. A Committee on Claims, to consist of seven members.
 7. A Committee on Commerce and Navigation, to consist of nine members.
 8. A Committee on Conservation, to consist of nine members.
 9. A Committee on Constitutional Amendments, to consist of nine members.
 10. A Committee on Contested Elections, to consist of seven members.
 11. A Committee on Contingent Expenses, to consist of five members.
 12. A Committee on Corporations, to consist of nine members.
 13. A Committee on County Government, to consist of fifteen members.
 14. A Committee on Direct Legislation, to consist of seven members.
 15. A Committee on Drainage, Swamp and Overflowed Lands, to consist of thirteen members.
 16. A Committee on Education, to consist of thirteen members.
 17. A Committee on Elections, to consist of eleven members.
 18. A Committee on Enrollment and Enrollment, to consist of five members.
 19. A Committee on Federal Relations, to consist of seven members.
 20. A Committee on Fish and Game, to consist of fifteen members.
 21. A Committee on Governmental Efficiency and Economy, to consist of eleven members.
 22. A Committee on Governmental Revenues and Expenditures, to consist of nine members.
 23. A Committee on Hospitals and Asylums, to consist of thirteen members.
 24. A Committee on Insurance, to consist of eleven members.
 25. A Committee on Irrigation, to consist of twenty-one members.
 26. A Committee on Judiciary, to consist of twenty-one members.
 27. A Committee on Labor and Capital, to consist of thirteen members.
 28. A Committee on Libraries, to consist of seven members.
 29. A Committee on Live Stock and Dairies, to consist of eleven members.
 30. A Committee on Manufactures, to consist of seven members.
 31. A Committee on Medical and Dental Laws, to consist of nine members.
 32. A Committee on Mileage, to consist of five members.
 33. A Committee on Military Affairs, to consist of nine members.
 34. A Committee on Mines and Mining, to consist of nine members.
 35. A Committee on Motor Vehicles, to consist of twenty-one members.
 36. A Committee on Municipal Corporations, to consist of thirteen members.
 37. A Committee on Oil Industries, to consist of nine members.
 38. A Committee on Prisons and Reformatories, to consist of thirteen members.
 39. A Committee on Public Charities and Corrections, to consist of nine members.
 40. A Committee on Public Health and Quarantine, to consist of nine members.
 41. A Committee on Public Morals, to consist of eleven members.
 42. A Committee on Public Utilities, to consist of eleven members.
 43. A Committee on Reapportionment, to consist of twenty-one members.
 44. A Committee on Revenue and Taxation, to consist of fifteen members.
 45. A Committee on Revision and Printing, to consist of five members.
 46. A Committee on Revision of Criminal Procedure, to consist of seven members.
 47. A Committee on Roads and Highways, to consist of fifteen members.
 48. A Committee on Rules, to consist of seven members, including the Speaker.
 49. A Committee on Soldiers and Sailors Affairs, to consist of thirteen members.
 50. A Committee on State Grounds and Parks, to consist of seven members.
 51. A Committee on Teachers Colleges, to consist of seven members.
 52. A Committee on Universities, to consist of seven members.
 53. A Committee on Ways and Means, to consist of twenty-one members.

Special Standing Committees.

11. In addition to the regular standing committees of the Assembly, there shall be special standing committees, as follows:

1. A Committee on Revision and Printing, to consist of five members, as provided in the Joint Rules of the Senate and Assembly.
2. A Committee on Introduction of Bills after the constitutional recess, to consist of three members.

Schedules for Committee Meetings.

12. The Speaker shall be empowered to propose to the Assembly such schedules for regular meetings of the standing committees as shall permit a full attendance of their members without conflict of committee engagements.

Quorum of Standing Committees.

13. Each standing committee shall determine its own quorum and the number of affirmative votes necessary to report a bill out of committee; *provided*, that not less than a majority of all members constituting such committee shall in any case constitute such quorum, nor shall less than the affirmative votes of a majority of all members constituting such committee be sufficient to report a bill out of committee.

COMMITTEE OF THE WHOLE

Appropriations of Money to be Considered in Committee of the Whole.

14. All bills making appropriations of money may be considered in a Committee of the Whole House while on second reading by demand of five or more members.

Proceedings of Committee of the Whole House.

15. In forming a Committee of the Whole House, the Speaker, as chairman or a chairman to be named by the Speaker, shall preside. Bills committed to a Committee of the Whole House shall, in Committee of the Whole, be read by sections. All amendments shall be noted and reported to the Assembly by the chairman. After being reported to the Assembly, the bill shall again be subject to amendment before a vote on the report is taken.

Rules in Committee of the Whole.

16. The rules of the Assembly shall be observed in Committees of the Whole, as far as may be applicable, except limiting the time of speaking, and except that the ayes and noes need not be taken.

Motion to Rise Decided Without Debate.

17. A motion that the committee rise shall always be in order, and shall be decided without debate.

SPECIAL DUTIES OF CERTAIN COMMITTEES.

Committee on Engrossment and Enrollment.

18. It shall be the duty of the Committee on Engrossment and Enrollment to compare all bills, constitutional amendments, and concurrent and joint resolutions, ordered or considered engrossed by this House with the engrossed copies thereof; and, before they pass out of the possession of this House, see that the engrossed bill is a true copy of the original, with such amendments as may have been made thereto; and said committee shall see that all engrossed bills are reported back in the order in which they were ordered engrossed.

Engrossing and Enrolling Bills.

19. The Engrossing and Enrolling Clerk shall engross and enroll the bills, constitutional amendments and joint and concurrent resolutions which shall come to his hands for such purposes, in compliance with the provisions of section 539 of the Political Code, and in the order of time in which the same shall be acted upon by the House. All Assembly bills, constitutional amendments and joint and concurrent resolutions shall be engrossed before final action is taken on them in the Assembly, and the report of such engrossment must be made to the Assembly on a day previous to the day on which such final action is taken.

Reports of Committee on Engrossment and Enrollment.

20. It shall be in order for the Committee on Engrossment and Enrollment to report at any time.

Committee on Ways and Means.

21. It shall be the duty of the Committee on Ways and Means to take into consideration all reports of the State officers and State boards or State commissions, and all propositions relative to the revenue of the State, as may be referred to them by the Assembly, to inquire into the state of the revenue and expenditures of the State, and report from time to time their opinion thereon. All bills for the appropriation of money, which were not at first referred to the Committee on Ways and Means, shall be reported to the House by the committees having them under consideration, and shall thereupon, without motion, be referred to the Committee on Ways and Means; and said committee shall consider and report thereon the amount of appropriation required. The Committee on Ways and Means shall, from time to time, at least once in two weeks, report to the House the exact condition of legislation involving appropriations, and the aggregate amount of all the proposed appropriations pending.

Committee's Report on Sine Die Adjournment.

22. Concurrent resolutions for adjournment sine die shall in all cases, whether originating in the House or coming from the Senate, be referred to the Committee

on Ways and Means. That committee shall report upon any such concurrent resolution not later than the next legislative day, and with regard to the status of the general appropriation bill and tax levy.

Committee on Contested Elections.

23. It shall be the duty of the Committee on Contested Elections to examine and report upon the certificates of election or other credentials of such members returned to serve in this House, as may have their seats contested, and to take into their consideration all such petitions and other matters touching elections and returns as shall or may be presented or come into question, and be referred to them by the House, or the Speaker thereof.

Committee on Attaches.

24. The Committee on Attaches shall assign the committee clerks and the official stenographers of the House to the various committees and, on recommendation of the Chief Clerk, shall have the authority to reassign any clerk or attache under him to special duties or other committees when the necessity arises.

The Committee on Attaches, in cooperation with the Chief Clerk and Sergeant-at-Arms, shall exercise general supervision over and shall systematize the work of all attaches.

The Committee on Attaches shall see to it that attaches shall not receive their *per diem* until they have been sworn in, and that the *per diem* of attaches shall be forfeited for each day on which they are absent from their duties without excuse from the authority delegated by the committee.

All assignments of committee clerks and stenographers made by the Committee on Attaches under this rule shall be reported to the House and entered in the Journal.

DUTIES OF ASSEMBLY OFFICERS AND ATTACHES.

Duties of Chief Clerk

25. The Chief Clerk shall have charge and supervision of all the clerical business of the Assembly. He shall perform the duties imposed on him by law and the rules of the Assembly. Subject to the provisions of Rule 67, he and his assistants shall read from the desk only such matter as the Speaker shall direct. He shall have the supervision of all the clerks and assistants at the desk, of all bill clerks, bill filers, stenographers, and of all committee attaches, and all pages, and shall be responsible for their performance of and regular attendance upon their duties and shall have power to suspend any such clerk or attache under him for dereliction of duty, and shall report to the Committee on Attaches such suspension and the cause thereof. Said suspended clerk or attache shall not receive any pay during the time of such suspension. The Committee on Attaches shall have the power to relieve the attache or clerk of his suspension, and shall have the power, subject to the approval of the House, to remove any clerk or attache for incompetency or for wilful neglect of duty. The Chief Clerk shall not permit any records or papers to be taken from the desk, or out of his custody, by any person except a chairman of a committee; but he shall deliver any bill or paper to be printed to the Superintendent of State Printing, and all bills ordered engrossed or enrolled to the Committee on Engrossment and Enrollment, and take receipts therefor.

Duties of the Sergeant-at-Arms.

26. The Sergeant-at-Arms shall attend the House during its sittings, execute the commands of the Speaker of the House, and serve all processes issued by authority thereof directed to him by the Speaker. He shall be sworn to keep the secrets of the House. He shall also have supervision over the Assistant Sergeants-at-Arms and gatekeepers and shall be responsible for their performance of and regular attendance upon their duties, and shall have power to suspend any such attache under him for dereliction of duty, and shall report to the Committee on Attaches such suspension and the causes thereof. Said suspended attache shall not receive any pay during the time of such suspension. The Committee on Attaches shall have power to relieve the attache of his suspension and shall have the power, subject to the approval of the House, to remove any attache for incompetency or for wilful neglect of duty. The Sergeant-at-Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, and journals and histories, when printed, on the desks of members at least one hour previous to the opening of the session.

Expenses of Sergeant-at-Arms.

27. The Sergeant-at-Arms shall receive his actual traveling expenses for himself or a special messenger when executing any process issued by the House or by any officer or committee thereof.

Assistant Sergeant-at-Arms to be Doorkeeper.

28. The Assistant Sergeant-at-Arms who is designated to be the doorkeeper shall be sworn to keep the secrets of the House.

Compensation of Attaches.

29. No attache of the Assembly shall demand or receive from any person any compensation other than that provided by law for services performed as such attache.

INTRODUCTION OF BILLS

Introduction and Reading of Bills.

30. Any member desiring to introduce a bill shall rise in place and address the Speaker, and upon being recognized shall present the same. It shall then be numbered and read the first time at the Clerk's desk and referred to a standing committee, and be printed, and a copy placed upon the desk of each member. Every bill shall be read at length on three several days previous to its passage, unless in case of urgency two-thirds of the House shall, by vote of ayes and noes, dispense with this provision. The Speaker shall give notice at each reading, whether it is the first, second or third reading. All bills to appropriate money for contingent purposes shall be presented by the Committee on Ways and Means. The chairman or clerk of each committee of the Assembly shall notify the author of any bill or proceeding pending before such committee of the hour and place of hearing or acting upon such bill or proceeding.

Joint and Concurrent Resolutions and Constitutional Amendments.

31. Joint and concurrent resolutions shall be treated the same as bills; *provided*, that they shall be read but once, and that after they have been reported by a committee; and *provided, further*, that the ayes and noes shall not be called upon the adoption of concurrent resolutions, except those presenting charter amendments, unless regularly demanded, or required by statute or the constitution. Proposed amendments to the constitution shall be treated the same as bills; *provided*, they shall be read but once, and only after they have been reported by a committee. All bills, constitutional amendments, and joint and concurrent resolutions may be amended by a majority of those voting.

Procedure on First Day of Introducing Bills

32. In each legislative session on the first day when bills are introduced, under the "Order of Business" or "Introduction and Reference of Bills," the roll shall be called from A to Z and then back again from Z to A, and as each member's name is called, he shall have the privilege of introducing one bill, constitutional amendment, joint or concurrent resolution. After these two roll calls, bills, constitutional amendments, joint or concurrent resolutions shall be introduced by members on recognition of the Speaker, as provided by the rules of the Assembly; and all bills, constitutional amendments or joint or concurrent resolutions introduced before the standing committees of the Assembly are appointed, shall be referred to committees, references to take effect when the committees shall be appointed.

Introduction of Bills by Committee.

33. Any committee may introduce a bill appertaining to any subject coming within its consideration, whereupon it shall be read the first time and placed upon the proper second-reading file. When such bill is designed to be a substitute for one or more Assembly bills, the bills for which it is such a substitute shall, by a majority vote of the House, be deemed withdrawn, and shall not appear upon the file. Upon the introduction of a bill by a committee, it shall be numbered as a new bill, read, ordered printed, and placed upon the Assembly file for further action.

Introduction of Bills After Constitutional Recess

34. Immediately upon convening after the constitutional recess the Speaker shall appoint a standing Committee on Introduction of Bills, to consist of three members.

All motions for leave to introduce bills after the constitutional recess shall be sent to the desk in writing, under the order of "Introduction of Bills," and at no other time. The motion shall give the title of the bill, and shall be accompanied by the bill. The bill shall thereupon be referred to the Committee on Introduction of Bills.

Joint and concurrent resolutions and constitutional amendments shall not be referred to the Committee on Introduction of Bills, and shall not require a vote to authorize their introduction.

The committee shall examine bills referred to it with particular reference to the question as to whether there is already any bill in either house of the same character which might be amended to effect the results sought, and generally as to the advisability of introducing the measure.

The committee shall report upon each bill so referred to it on the same legislative day. The report shall be made at the conclusion of the consideration of the Senate Special File.

The committee may, in its discretion, incorporate more than one bill in the resolution to grant leave to introduce, incorporating in the resolution the title of each bill

in full, and the roll shall be called upon the adoption of the resolution and no resolution to introduce any such bill shall be adopted without the consent of three-fourths of the members of the Assembly.

If a division of the question is demanded upon the introduction of any particular bill, the division shall be allowed, and the roll called separately upon the bill. The author of any bill shall have not more than ten minutes within which to speak to the question of the introduction of his bill and the Committee on Introduction of Bills may have the same time for reply.

Reference of Bills

35. At the time of introduction the Speaker shall first indicate to what committee a bill or resolution ought to be referred, and it shall be so referred, unless upon a motion, without debate, the Assembly by a majority vote refer it to some other committee. A motion to re-refer a bill shall be debatable as to the propriety of such re-reference.

Order of Reference.

36. When a motion is made to refer any subject, and different committees shall be proposed, the question shall be taken in the following order

- The Committee of the Whole House.
- A Standing Committee.
- A Select Committee

Referring With Special Instructions.

37. No amendment shall be received for discussion at the third reading of any bill, but it shall at all times be in order, before the final passage of such bill, to move its commitment to a select committee, under special instructions to amend

Reference of Senate Bills.

38. When a Senate bill has been received by the House with a message announcing that the same has passed the Senate, such bill shall be referred to a standing committee; *provided, however*, that when a Senate bill is received the provisions of which are stated by a member to be identical with those of an Assembly bill which has already been considered and reported by a committee of the Assembly, such Senate bill shall be referred to the Committee on Engrossment and Enrollment for comparison, which committee shall report on the next legislative day whether or not said bill is identical with the Assembly bill, and if reported identical, shall be read the second time, be substituted for the Assembly bill (the latter being considered withdrawn), shall take the latter's place on the Assembly file, and be considered as having received the same recommendation of the Assembly committee; *provided*, that the fact that the bills are identical shall be entered in the Journal.

Bills to be Reported Back to Committees.

39. All committees shall act upon bills, constitutional amendments and resolutions referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Assembly forthwith, and the chairman of each committee is charged with the observance of this rule, *provided*, that the Assembly may at any time, by a majority vote of all its members, recall a bill, constitutional amendment or resolution from any committee.

ORDER OF CONSIDERING BILLS.

Order of Making File.

40. Upon the introduction of bills they shall be read the first time, and referred to committees as provided in Rule 30. When reported back they shall be placed upon the General File, to be kept by the Clerk, as follows. All bills when reported to the House by the committees, except such bills as are by the report re-referred to another committee, shall be placed at the foot of the second-reading file, in the order in which the reports are made, and after the second reading they shall be placed at the foot of the third-reading file, in the order of reading, and precedence shall be given in the consideration of bills in the following order: Second-reading file and third-reading file, unless otherwise ordered by unanimous consent or by two-thirds vote of the House. The bills upon third reading shall be considered in the order in which they appear upon the file, unless otherwise ordered by unanimous consent or by vote of majority of the members present, such vote to be taken by roll call. *provided*, that if a bill is passed on file for any reason, other than the absence of the author by leave of the Assembly, note of the fact shall be made in the General File, and when passed on file a second time the bill shall be ordered to the foot of the file, and notice of the fact of the bill having been passed on file prior to the order placing it at the foot of the file shall be omitted from the General File. The Clerk shall post, in a conspicuous place in the chamber, a daily statement of the bills on the General File, setting forth the order in which they were filed, and specifying the alterations arising from the disposal of business each day.

Order Making Special File.

41. The Clerk shall, from time to time, make up a file, to be known as the Special File, on which he shall place bills relating to appropriations for the support of the State government and State institutions, revenue, election laws and constitutional amendments, in the order named, and in the order in which the same may be reported to the Assembly, and he shall place no other bills thereon, nor shall any bill on the General File be substituted for any bill thereon.

Ordering Bills to Third Reading.

42. After being read the second time bills shall be ordered by the Speaker to third reading (or, in the case of Assembly bills, to engrossment and third reading). When any member makes objection to any bill thus being ordered to third reading, the final question for such bill shall be, "Shall the bill be ordered to third reading?"

Bills Considered During Last Seven Days.

43. No Assembly bill shall be passed by the Assembly within seven days of the time set for adjournment sine die of the two houses of the Legislature, unless permission to vote on such bill be granted by a three-fourths vote of the Assembly after being recommended by the Speaker of the Assembly.

QUESTIONS AND MOTIONS.

Precedence of Motions During Debate

44. When a question is under debate, or before the House, no motion shall be received but: To adjourn; to lay on the table; for the previous question; to postpone to a day certain; to commit or amend; to postpone indefinitely; which several motions shall have precedence in the order in which they are named, but the first three shall be decided without debate, and no motion to postpone to a day certain, to commit, or to postpone indefinitely, being decided, shall again be allowed on the same day and at the same stage of the proceedings. A motion to strike out the enacting clause of a bill shall have preference over a motion to amend, and, if carried, shall be considered equivalent to its rejection. A dilatory motion shall not be considered intervening business within the meaning of parliamentary usage.

Division of Questions

45. Any member may call for a division of the question, which shall be divided if it comprehend propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the House. A motion to strike out being lost, shall preclude neither a motion to add to nor a motion to strike out and insert.

Substitute.

46. A motion to substitute shall be deemed and held to be a motion to amend, and be treated in all respects as such.

Subjects Different from the One Under Consideration.

47. No motion or proposition on a subject different from that under consideration shall be admitted as an amendment.

Question Indefinitely Postponed

48. When a question is postponed indefinitely, the same shall not again be introduced during the session.

PROCEDURE OF DEBATE

Motions to be Stated by Speaker, and if Desired Shall be Reduced to Writing, or May be Withdrawn

49. No motion shall be debated until the same be seconded and distinctly announced by the Speaker; and it shall be reduced to writing, if desired by the Speaker, or any member and be read by the Clerk, before the same shall be debated. A motion may be withdrawn, by leave of the House, at any time before amendment or decision.

Order in Speaking to Questions

50. Every member, when he speaks, shall, standing in his place, address "Mr. Speaker," and when he has finished he shall sit down. No member shall speak more than twice during the consideration of any one question, of whatever nature, on the same day and at the same stage of proceedings, without leave being granted, except the author of a bill or resolution, or mover of a question, who shall have the right to close the debate. No member shall be allowed to speak more than fifteen minutes upon any question except by leave of the House, and except further, the author shall be allowed fifteen minutes to open and fifteen minutes to close.

Speaker to Decide Who is Entitled to the Place.

51. When two or more members shall rise at once, the Speaker shall name the member who is first to speak.

Calling Members to Order When Transgressing Rules.

52. If any member, in speaking or otherwise, transgresses the rules of the House, the Speaker shall, or any member may, call to order; in which case the member so called to order shall immediately sit down, unless permitted to explain; and if called to order by a member, such member shall immediately state the point of order. If the point of order be sustained by the Chair, the member shall not be allowed to proceed; but if it be not sustained, then he shall be permitted to go on. Every such decision from the Chair shall be subject to an appeal to the House, but no discussion of a question of order shall be allowed, unless an appeal be taken from the decision of the Chair.

Called to Order for Offensive Words in Debate

53. If any member be called to order for offensive words spoken in debate, the person calling him to order shall report the words excepted to, and they shall be taken down in writing at the Clerk's table, and no member shall be held to answer, or be subject to censure of the House, for language used in debate, if any member has spoken or other business has intervened after the words spoken and before exception to them shall have been taken.

THE PREVIOUS QUESTION

Previous Question Demanded

54. The previous question shall be put only when demanded by five members.

Manner of Putting the Previous Question.

55. The previous question shall be in this form: "Shall the main question be now put?" And its effect, when sustained by a majority of the members present, shall be to put an end to all debate and bring the House to a vote on the question or questions before it.

Questions of Order After Previous Question is Ordered

56. All incidental questions of order arising after a motion is made for the previous question, and pending such motion or previous question, shall be decided (whether on appeal or otherwise) without debate; *provided*, that after the previous question shall have been ordered, ten minutes shall be allowed for explanation of the matters covered by the previous question, of which five minutes shall be given to the member moving the previous question, and five minutes to those opposed thereto.

VOTING BY ASSEMBLY

Calling Ayes and Noes.

57. The ayes and noes shall be taken on the final passage of all bills, and when called for by five members on other questions, and every member within the bar of the House, when his name is called, shall (unless for special reasons he be excused) declare openly and without debate, his vote. In taking the ayes and noes, and upon call of the House, the names of the members shall be taken alphabetically, and the Clerk shall enter on the Journal the names of those demanding the ayes and noes.

Members at Clerk's Desk.

58. No member, or other person shall remain by the Clerk's table while the ayes and noes are being called, or while the votes are being counted.

Voting on Question When Interested.

59. No person shall vote on any question in the result of which he is personally interested or involved.

Division and Count of House.

60. Upon a division and count of the House on any question, no person without the bar shall be counted.

Explaining or Changing Vote.

61. No member shall be allowed to explain his vote or discuss the question while the ayes and noes are being called, and no member shall be allowed to change his vote after the vote is announced by the Chair.

Election by House.

62. In all cases of election by the House, the vote shall be taken *viva voce*.

Notice of Reconsideration of Vote.

63. On the day succeeding that on which a final vote on any bill, constitutional amendment, or resolution has been taken, said vote may be reconsidered on the motion of any member; *provided*, a notice of intention to move such reconsideration shall have been given on the day on which such final vote was taken, by a member voting with the successful side, and it shall not be in order for any member to move a reconsideration on the day on which such final vote was taken. Said motion of reconsideration shall have precedence over every other motion, except a motion to

adjourn. No notice of reconsideration shall be in order on the day preceding the last day of the session. No motion to reconsider shall be adopted, except upon a roll call, and it shall require forty-one votes to adopt the motion.

MESSAGES, PETITIONS AND PAPERS.

Messengers May be Introduced.

64 Messengers may be introduced at any stage of business except while a question is being put, while the ayes and noes are being called, while the ballots are being counted, or while a member is addressing the House.

Messages from the Governor and Senate.

65. Messages from the Governor and from the Senate may be considered at any time by a vote of the House or by unanimous consent.

Petitions to be Presented With a Brief Statement of Contents.

66. Whenever petitions, memorials, or other papers addressed to the House are presented by a member, a brief statement of the contents thereof shall be made verbally by the introducer. They shall not be debated on the day of their being presented, but shall lie on the table, or be referred, as the House shall determine.

Reading of Papers.

67. When the reading of a paper is called for, except petitions, and the same is objected to by a member, such reading shall be determined by a vote of the House, without debate, upon brief statement of its substance by the Speaker.

THE ASSEMBLY CHAMBER

Persons Admitted to the Floor.

68 No persons except Senators, State officers, Governors and ex-Governors of the State, members of Congress, Judges of the Supreme, Appellate and Superior Courts, ex-Senators and ex-Assemblymen, members of the press when accredited by their respective journals, attaches when actually engaged in work for the Assembly or a member thereof, and the wife, husband, or child of a member, shall be admitted within the Assembly Chamber, except in the gallery, during the sessions of the Assembly; *provided, however*, any other guest of any member may be admitted to the floor of the Assembly, but to no other part of the floor than to a seat at the desk of said member; *and provided, also*, that such admission of said guest shall be only by written permission of said member, countersigned by the Speaker, such permission being good only for the sessions of the day on which it is given, the names of such member and guest to be entered in the Journal when specifically requested by such member. At the convening of the Assembly in the morning, or after recess, all present except those covered by this rule shall retire from the floor of the Assembly. No one except the Sergeant-at-Arms or his deputies shall be allowed to remain in the lobby behind the rail at any time.

No Lobbying in the Assembly Chamber.

69. No person engaged in presenting to the Assembly or its committees any business, or claim, or legislation, shall be permitted to engage in such business in the Assembly Chamber, or be permitted on the floor of the Assembly at any time while the Assembly is in session, unless seated beside a member upon his invitation; and any person transgressing this rule shall be removed from the floor of the Assembly and be debarred from the privilege of the floor during the remainder of the entire session. The Speaker is charged with the enforcement of this rule. This rule can not be suspended except by a two-thirds vote of the entire Assembly.

Speaker May Order the Galleries and Lobby Cleared.

70. In case of any disturbance or disorderly conduct in the galleries or lobby, or whenever he shall deem it necessary, the Speaker (or Chairman of the Committee of the Whole House) shall have power to order the same to be cleared.

Smoking in the Assembly Chamber.

71 No smoking shall be allowed within the Assembly Chamber during the session of the House; *provided* this rule may be suspended by a vote of the majority of the members present, without notice or reference to committee.

Use of Assembly Chamber.

72. The Assembly room shall not be used for any public or private business other than legislative, except by consent of a majority of the House.

LEGISLATIVE PRINTING.

Printing of Bills.

73. One thousand five hundred copies of all bills, and as many additional copies as the House shall order, shall be printed. The Chief Clerk or Sergeant-at-Arms shall be required to certify to the receipt by the House of all such printed matter and quantity thereof.

Printing Extra Number of Bills, etc

74. A proposition to print an extra number of any document or other matter shall lie on the table one day for consideration, unless otherwise ordered by consent of the House.

Form for Printed Amended Bills.

75. All bills amended, either in committee or on the floor of the House, shall be immediately reprinted; the omission of any matter to be indicated by the insertion of heavy parentheses and all proposed additions to be enclosed in heavy brackets.

Printing of Maps.

76. Maps accompanying documents shall not be printed under the general order to print, without the special direction of the House.

Filling Blanks.

77. In filling up blanks the least sum and shortest time shall be put first.

MISCELLANEOUS PROVISIONS.

Protest of Members.

78. It shall be in order for any member or members to protest against the action of the House, and have such protest entered in the Journal.

Personal Explanation.

79. Any member may rise to explain a matter personal to himself, with leave of the Chair, but shall not discuss a question in such explanation.

Right to Address Assembly

80. No one except a member of the Assembly shall be permitted to address the Assembly except in the Committee of the Whole

Call of the House.

81. Upon a motion being carried for a call of the House the Speaker shall immediately order the doors to be closed, and shall direct the Clerk to call the names of the absentees as disclosed by the last previous roll call. Thereupon no one shall be permitted to leave or enter the Assembly Chamber except by written permission of the Speaker, or except such members as are taken into custody as herein provided. Those members who are found to be absent and for whom no excuse or insufficient excuses are made, may, by order of those present, be taken into custody, as they appear, or may be sent for and then taken into custody by the Sergeant-at-Arms wherever found, or by special messenger to be appointed for that purpose. In the absence of a quorum, a majority of the members present may order a roll call of the House and compel the attendance of absentees in the manner above provided. No recess can be taken during a call of the House; *provided, however*, that during a call of the House it may consider and transact any matter or business that the members then present shall unanimously decide to consider, but no call of the House shall be had, during the call of the House, on any matter so taken up or considered while the House is under call. When a call of the House is ordered, pending completion of a roll call, the pending roll call shall become unfinished business, the consideration of which shall be continued until further proceedings under the call of the House are dispensed with, when it will forthwith become the order of business before the Assembly.

Members Absenting Themselves.

82. No member shall absent himself from attendance at a session of the House without the leave of the House, and no member shall obtain leave of absence, or be excused without a vote of two-thirds of the House, or by unanimous consent.

Fees for Witnesses.

83. Witnesses summoned to appear before the House or any of its committees shall be paid as follows: For each day a witness shall attend, the sum of three dollars; for each mile he shall travel in coming to and going from the place of examination, the sum of ten cents. No mileage shall be paid, except where the witness has actually traveled for the purpose of giving testimony.

No Committee Expenditures Permitted.

84. No member of any committee shall be permitted to incur any expense by visiting any part of the State on official business, except that the chairman of the Committee on Ways and Means shall, during the constitutional recess, be allowed his actual expenses while on such business

RULES OF PROCEDURE.

Parliamentary Rules.

85. The rules of parliamentary practice contained in Robert's Rules of Order shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the Standing Rules and Orders of the House and the Joint Rules of the Senate and Assembly.

Suspending and Changing Rules.

86. No standing rule or order of the House shall be rescinded or changed without a vote of two-thirds of the members of the Assembly, and one day's notice being given of the motion therefor; *provided*, that the Committee on Rules may at any time, except during a roll call, report a temporary rule providing for the consideration of any bill on the files of the House belonging to either of the following classes:

1. Bills affecting the State government, its revenues, its various departments or commissions or appropriations therefor.
2. Bills affecting county and township governments, or roads and highways.
3. Bills affecting town, city, city and county governments, or the municipal affairs of the same.
4. Bills amending election or primary election laws.
5. Constitutional amendments.
6. Bills amending or repealing the Codes, or sections thereof.

Such temporary rule shall provide when a bill so selected shall be taken up for consideration, and the time when final vote shall be taken thereon and pending amendments thereto, if there be any.

It shall always be in order to call up for consideration such report. The same shall be subject to amendments by the House.

On the adoption of such temporary rule by the House by a two-thirds vote thereof, if the bill be on third reading, and by a majority vote of the members elected to the House, if otherwise, such bill shall thereupon be made the special order for the time fixed therein.

A rule or order may be suspended temporarily by a vote of two-thirds of the members present, except Rule 43 and that portion of Rule 30 relating to third reading of bills. A motion or resolution proposing to increase or diminish a standing committee shall not be adopted until the same has been referred to the Committee on Rules.

The Committee on Rules may also, at any time, report a temporary rule or regulation. When such temporary rule or regulation shall have been adopted by a two-thirds vote of the House it shall have the effect, for the time being, of a standing rule, and if such temporary rule shall be in conflict with a standing rule it shall supersede said standing rule for the time being, and shall be enforced by the Speaker.

RESOLUTIONS—(RESUMED).

By Miss Miller.

Resolved, That the State Controller is hereby authorized and directed to draw his warrant in favor of the Chief Clerk of the Assembly in the sum of \$20 to be used as the post office revolving funds, and the Treasurer is directed to pay the same.

Miss Miller moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Ciomin, Crowley, Deuel, Dillinger, Eastev, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hayes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klum, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A. Myler, Morgan, Morrison, Noyes, Oliva, Parkman, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr Speaker—69.

NOES—None

By Mr. Reindollar:

Resolved, That the Sergeant-at-Arms of the Assembly or the bookkeeper to the Sergeant-at-Arms be and they are hereby authorized to receipt to the Controller for all warrants for the payment of members, officers and attaches of the Assembly.

Resolution read, and on motion adopted.

By Mr. Harper:

Resolved, That the Controller be and he is hereby directed to draw his warrant upon the contingent expense fund in favor of Arthur A. Ohnmus, Chief Clerk, and the State Treasurer is hereby directed to pay the same, in the sum of \$100, said amount being for the payment of postage, telegraphing, expressage and incidental expenses of the Chief Clerk's office.

Mr. Harper moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Leymel, Little, Luttrell, Lyons, McDonough, McGuire, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Wilhamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—74

NOES—None.

By Mr. Fisher :

Resolved, That the Sergeant-at-Arms be and he is hereby directed to procure from the State Purchasing Department on requisition, for the use of the members of the Assembly, all necessary stationery and supplies.

Resolution read, and on motion adopted.

By Mr. Sewell :

Resolved, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to purchase eighty-three (83) sets of 1925 edition of Deering's Codes and General Laws of the State of California, including 1927 Supplement, complete in seven volumes, also eighty-one copies of Robert's Rules of Order.

Also, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to deliver one set of said Codes and General Laws to each member of the Assembly, Chief Clerk of the Assembly and Judiciary Committee and the Ways and Means Committee and one (1) volume of Robert's Rules of Order to each member of the Assembly and the Chief Clerk of the Assembly.

Resolution read, and referred to Committee on Contingent Expenses when appointed.

By Mr. Adams :

Resolved, That the action of Arthur A. Ohnimus, Chief Clerk of the Assembly for the forty-seventh session, in employing necessary assistance for the organization of the Assembly for the forty-eighth session, be and the same is hereby ratified and approved, and the State Controller is hereby authorized and directed to draw his warrants in favor of the following named persons for the items and the amounts set opposite their respective names, upon the Contingent Expense Fund of the Assembly, and the Treasurer is directed to pay the same.

Arthur A. Ohnimus, Chief Clerk,	6 days at \$10 00-----	\$60 00
William Monohan, Assistant Clerk,	4 days at 9 00-----	36 00
Madge Cross, Chief Stenographer,	4 days at 6 00-----	24 00
Louis F. Erb, Minute Clerk,	2 days at 9 00-----	18 00
C. William Booth, Assistant Clerk,	1 day at 7 00-----	7 00
William J. McQuillan, Sergeant-at-Arms,	1 day at 8 00-----	8 00

Mr. Adams moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Wilhamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

By Mr. Jones :

Resolved, That in the regular order of business of Tuesday, January 8, bills be introduced, to be referred to their respective appropriate committees as they will be when appointed.

That the following shall be the rules of procedure of the Assembly on such introduction of bills:

That the roll of Assemblymen shall be called from A to Y, and then back from Y to A, and as each member's name is called he shall have the privilege of introducing one bill

That after the roll has been thus called, forward and backward, the members may introduce bills in the regular manner on recognition from the Chair.

That no bills be introduced on Monday, January 7th.

Mr. Jones moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Qugley, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—70.

NOES—None.

By Mr. Williamson:

Resolved, That the Speaker appoint a committee of three members of the Assembly to invite the Governor to read his biennial message before both houses of the Legislature meeting in joint session.

Resolution read, and on motion adopted.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with the above resolution, the Speaker appointed Messrs. Williamson, Jones and Crittenden as such select committee.

APPOINTMENT OF STANDING COMMITTEES.

The Speaker announced the appointment of the following standing committees:

Attaches—Reindollar (Chairman), Fry, Morrison, McDonough, Noyes, Spalding.

Milage—Flynn (Chairman), McGuinness, Craig, Collier, Emmett

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received, and ordered printed in the Journal:

ON MILEAGE.

District	Name	Address	Distance from seat	Distance from Co. seat, more	Distance from Co. seat, less	Milage one way	Total mileage.	Amount at 5 cents per mile
1	Henry McGuinness	Dunsmuir, Siskiyou County	295		45	250	500	\$25 00
2	Robert F. Fisher	Carlotta, Humboldt County	312		20	292	584	29 20
3	Roscoe J. Anderson	Redding, Shasta County	171				342	17 10
4	Forrest R. Young	Quincy, Plumas County	136				272	13 60
5	Van Bernard	Butte City, Glenn County	88	15		103	206	10 30
6	R. R. Ingels	R. F. D. 2, Ukiah, Mendocino County	150				300	15 00
7	Charles H. Deuel	Chico, Butte County	86	28		114	228	11 40
8	Fred B. Noyes	Yuba City, Sutter County	50				100	5 00
9	Jerrold L. Seawell	Roseville, Placer County	37		19	18	36	1 80
10	Ernest C. Crowley	Suisun, Solano County	40				80	4 00
11	Frank L. Coombs	Napa, Napa County	61				122	6 10
12	Hubert B. Scudder	Sebastopol, Sonoma County	90	7		97	194	9 70
13	Frank W. Luttrell	Santa Rosa, Sonoma County	90				180	9 00
14	Roy J. Nielsen	Sacramento, Sacramento County						
15	Percy G. West	Sacramento, Sacramento County						
16	H. E. Dillinger	Placerville, El Dorado County	60				120	6 00
17	Chas. F. Reindollar	San Rafael, Marin County	105			105	210	10 50

ON MILEAGE—(CONTINUED).

District	Name	Address	Distance from seat	Distance from Co. seat, more	Distance from Co. seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile	Amount at 10 cents per mile
18	Robert P. Easley	Antioch, Contra Costa County	62	18		80	160	\$ 8 00	
19	Bradford S. Crittenden	Tracy, San Joaquin County	48	20		68	136	6 80	
20	F. C. Cloudsley	Stockton, San Joaquin County	48				96	4 80	
21	Fred C. Hawes	San Francisco, San Francisco County	90				180	9 00	
22	James C. Flynn	San Francisco, San Francisco County	90				180	9 00	
23	Joseph P. Gilmore	San Francisco, San Francisco County	90				180	9 00	
24	James L. Quigley	San Francisco, San Francisco County	90				180	9 00	
25	Wm. B. Hornblower	San Francisco, San Francisco County	90				180	9 00	
26	Ray Williamson	San Francisco, San Francisco County	90				180	9 00	
27	Melvyn J. Cronin	San Francisco, San Francisco County	90				180	9 00	
28	Edgar C. Levey	San Francisco, San Francisco County	90				180	9 00	
29	Harry F. Morrison	San Francisco, San Francisco County	90				180	9 00	
30	Robert B. Fry	San Francisco, San Francisco County	90				180	9 00	
31	B. J. Feigenbaum	San Francisco, San Francisco County	90				180	9 00	
32	James A. Miller	San Francisco, San Francisco County	90				180	9 00	
33	Charles A. Oliva	San Francisco, San Francisco County	90				180	9 00	
34	Wm. P. Jost	Havward, Alameda County	84	14		98	196	9 80	
35	Roy Bishop	Alameda, Alameda County	84	5		89	178	8 90	
36	William W. Hoffman	Oakland, Alameda County	84				168	8 40	
37	Eugene W. Roland	Oakland, Alameda County	84				168	8 40	
38	Walter W. Feeley	Oakland, Alameda County	84				168	8 40	
39	M. J. McDonough	Oakland, Alameda County	84				168	8 40	
40	Harold C. Cloudford	Berkley, Alameda County	84				168	8 40	
41	Albert Henry Morgan, Jr.	Berkley, Alameda County	84				168	8 40	
42	Harry L. Parkman	San Mateo, San Mateo County	119				238	11 90	
43	Bert B. Snyder	Santa Cruz, Santa Cruz County	198				396	19 80	
44	T. M. Wright	San Jose, Santa Clara County	128				256	12 80	
45	C. C. Spauling	Sunnyvale, Santa Clara County	128	10		138	276	13 80	
46	Frank B. Collier	Modesto, Stanislaus County	77				154	7 70	
47	Dan E. Williams	Chinese Camp, Tuolumne County	125	20		145	290	14 50	
48	Ray C. DeYoe	Carmel, Monterey County	208	23		231	462	23 10	
49	E. G. Adams	Livingston, Merced County	114		14	100	200	10 00	
50	M. S. Meeker	Kerman, Fresno County	169				338	16 90	
51	Z. S. Leymel	Fresno, Fresno County	169				338	16 90	
52	S. L. Heisinger	Selma, Fresno County	169	16		185	370	18 50	
53	Chris N. Jeppersen	Paso Robles, San Luis Obispo County	343		10	333	666	33 30	
54	Augustus F. Jewett, Jr.	Hanford, Kings County	214				428	21 40	
55	Frank W. Mixer	Exeter, Tulare County	206	10		216	432	21 60	
56	Robert Lincoln Patterson	Taft, Kern County	278	38		316	632	31 60	
57	Isaac Jones	Ontario, San Bernardino County	508		24	484	968	48 40	
58	Archibald E. Brook	Redlands, San Bernardino County	508	12		520	1,040	52 00	
59	George R. Bliss	Carpinteria, Santa Barbara County	460	12		472	944	47 20	
60	Dan W. Emmett	Santa Paula, Ventura County	490	15		505	1,010	50 50	
61	James C. Crawford	Burbank, Los Angeles County	447		11	436	872	43 60	
62	Walter J. Little	Hermosa Beach, Los Angeles County	447	22		469	938	46 90	
63	Clare Woolwine	Los Angeles County	447				894	44 70	
64	Harry Lyons	Los Angeles, Los Angeles County	447				894	44 70	
65	Willis M. Baum	Los Angeles, Los Angeles County	447				894	44 70	
66	William M. Byrne	Los Angeles, Los Angeles County	447				894	44 70	
67	Eleanor Miller	Pasadena, Los Angeles County	447	13		460	920	46 00	
68	Harry F. Sewell	Los Angeles, Los Angeles County	447				894	44 70	
69	Jerome V. Scofield	Huntington Park, Los Angeles County	447	6		453	906	45 30	
70	Morgan Keaton	Long Beach, Los Angeles County	447	22		469	938	46 90	
71	Frank McGinley	Wilmington, Los Angeles County	447	20		467	934	46 70	
72	W. E. Badham	Los Angeles, Los Angeles County	447				894	44 70	
73	James E. Stockwell	Los Angeles, Los Angeles County	447				894	44 70	
74	F. M. Roberts	Los Angeles, Los Angeles County	447				894	44 70	
75	Emory J. Arnold	Los Angeles, Los Angeles County	447				894	44 70	
76	Edward Craig	Brea, Orange County	481		14	467	934	46 70	
77	Chester M. Kline	San Jacinto, Riverside County	512	38		550	1,100	55 00	
78	Myron D. Witter	Brawley, Imperial County	661	18		679	1,358	67 90	
79	William E. Harper	San Diego, San Diego County	573				1,146	57 30	
80	Crowell D. Eddy	National City, San Diego County	573	6		579	1,158	57 90	
OFFICERS									
	Arthur A. Ohnmus	San Francisco, San Francisco County	90				180	\$18 00	
	Louis F. Erb	San Francisco, San Francisco County	90				180	18 00	

COMMUNICATION.

The following communication was filed by the Chief Clerk:

ASSEMBLY CHAMBER, SACRAMENTO, JANUARY 7, 1929.

MR SPEAKER: Pursuant to your instructions, the following named persons have filed their credentials and are duly recognized as representatives of the newspapers set opposite their respective names:

Associated Press—A R Kinsey, Vincent Mahoney, Wesley W. Moore.
Capital News Bureau—Clem Whitaker, Esto Broughton, Lawrence Montfort.
Film Daily—Thomas D. Van Osten.
Los Angeles Times—Charles A. Jones.
Evening Express—Ross C. Marshall.
Oakland Tribune—Anthony F. Mortoret.
Pacific Coast News Service—William Parker, Carl Moritz, Clem Whitaker, Esto Broughton, Lawrence Montfort, M. H. De Berry.
Sacramento Bee—Arthur B. Waugh, Walter P. Jones, Stephen L. Kyle, J. Earl Langdon, Samuel Leedom Hamilton Hintz.
Sacramento Union—Henry C. McArthur.
San Francisco Chronicle—Earl C. Behrens.
San Francisco Examiner—William H. Jordan, H. L. Phillips.
United Press—Homer L. Roberts, Elwood Squires, Wallace Kunkel, Rolla R. Roberts.

ARTHUR A. OHNIMUS, Chief Clerk

REPORT OF SELECT COMMITTEE.

The select committee appointed to wait upon the Governor reported as follows:

That they had delivered the Assembly's message, and the Governor had informed them he would deliver his message.

RECESS

At one o'clock and thirty-five minutes p.m., on motion of Mr Rein-dollar, the Assembly was declared at recess for the purpose of meeting with the Senate in Joint Convention.

IN JOINT CONVENTION.

ASSEMBLY CHAMBER,
 SACRAMENTO, Monday, January 7, 1929.

At one o'clock and forty minutes p.m., the Senate and Assembly met in Joint Convention for the purpose of receiving the biennial message of Governor C. C. Young.

Hon. Edgar C. Levey, Speaker of the Assembly, directed the Chief Clerk of the Assembly to call the roll of Assemblymen.

ASSEMBLY ROLL CALL.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following answered to their names:

Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeler, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—79

The Speaker of the Assembly declared a quorum of the Assembly present.

Lieutenant Governor H. L. Carnahan, President of the Senate, directed the Secretary of the Senate to call the roll of Senators.

SENATE ROLL CALL.

The roll was called by Secretary Joseph A. Beek, and the following answered to their names:

Senators Allen, Baker, Boggs, Breed, Canepa, Carter, Cassidy, Christian, Cleveland, Cobb, Crowley, Duval, Edwards, Evans, Fellom, Garrison, Gray, Handy, Hurley, Inman, Jones, Ray; Lyon, Maloney, McCormack, McKinley, Merriam, Mueller, Murphy, Nelson, Pedrotti, Rochester, Sharkey, Slater, Swing, Tubbs, Wagy, Weller, West, and Young—39.

The President of the Senate declared a quorum of the Senate present.

REGULAR ORDER OF BUSINESS.

COMMITTEE OF ESCORT

The Joint Committee of Escort, consisting of Senators Breed, Inman and Murphy and Assemblymen Williamson, Jones and Crittenden, to wait upon His Excellency Governor C. C. Young and inform him that the Joint Convention was now in session and to escort him to the convention, appeared at the bar of the House and announced the presence of His Excellency C. C. Young, Governor of the State of California.

PRESENTATION OF GOVERNOR C. C. YOUNG.

Hon. H. L. Carnahan, President of the Senate, presented Governor C. C. Young to the Joint Assembly. The Governor then delivered his first biennial message as follows:

FIRST BIENNIAL MESSAGE OF GOVERNOR C. C. YOUNG.

EXECUTIVE DEPARTMENT.

January 7, 1929.

To the Senate and Assembly of the State of California

In article V of the State constitution, relating to the Executive Department, sixteen of the twenty sections were copied verbatim from the old constitution of 1849. Among these is section 10, requiring of the Governor that "he shall communicate, by message to the Legislature at every session, the condition of the State, and recommend such matters as he shall deem expedient."

Thus we see that the Governor's biennial message, which I am here transmitting, is as old as is the history of California. In this message I shall try to put into words that which has proven to be the spirit of the present day in California government. In this there is no thought of glorifying the policies of any individual or group, but rather the thought is to interpret the progressive spirit of our people in terms of the activities of government.

CONSTRUCTIVE LONG-TIME PLANNING.

Briefly, the present period of our governmental history is marked by long-time planning of public policies. We can no longer be satisfied to legislate and govern for the current biennium alone. Failure to estimate the development which will take place in our State during the next generation, and provide for it by legislation in advance, means that the government will soon be out of step with the progress of industry and labor and commerce. The progressive achievements of the past twenty years will not be sufficient for the changing needs of the twenty years ahead.

It is happily our privilege, yours and mine, to be the agents of the people during this period, when they are surveying the needs for constructive progress in the years to come, and preparing to enter upon the approaching new cycle of progressive development. It is ours to profit by the lessons of the past, to take stock of the present, and to plan for a future befitting the manifest ultimate destiny of our State.

To provide the opportunity for the scanning of future needs, careful foundations have been laid during the past two years. The surplus in the general fund has been built up nearly \$10,000,000 and according to the State Controller will amount to almost \$30,000,000 at the end of the present biennium. This makes possible the unhurried accomplishment of fundamental changes in our tax system, as one example. In harmony with this fact our State Tax Commission report will undoubtedly be framed, not in terms of revenue needs of today, but in terms of equitable taxation for years to come.

Our constitutional budget requirement lays the foundation of long-time planning. Not satisfied with the old idea of studying building needs of single institutions, or

groups of them, for a single biennium. we have made a scientific study of the housing requirements of State hospitals, homes, correctional schools, prisons, special schools and teachers colleges, so that we can report with reasonable accuracy the budget needs for these purposes for the next ten years. Study has been given the changing functions of these institutions as well as to their growth.

Our highway program has been intelligently planned for years to come. Its construction in an orderly way is already paying great dividends. The Department of Finance advises me that the long-time program, financed on the "pay-as-you-go" method, produces a saving of \$24,000,000 on the expenditures of the next biennium alone, compared with the old bond issue method.

Nor have we been satisfied with looking forward in material things alone. The demands of society, that we turn our attention to the great questions which affect us from the humanitarian as well as from an economic standpoint have been met by the long-time planning of the Commission on Problem Children, the Crime Commission and the Commission on Institution for Women Offenders.

STUDY OF CONSTITUTION AND CHARTERS.

Our State constitution is described by students of government as one of the worst in form in the Union—because of its total lack of comprehensive planning, and the necessity of constant changes based on immediate expediency. If we are to treat fairly the California of tomorrow we must cease tampering with one section after another, and seriously study our constitution as a whole in the light of the new conditions that exist and are facing us. In line with this policy I shall ask your consideration for a measure providing for a far-sighted study of our need for constitutional revision.

In this connection I would direct your attention to the need for a plan of county government more responsive to the people than is provided by the general provisions of the State constitution. It is not conducive to the best in government that the Legislature should determine salaries of county officers and their deputies, and even the number of deputies a county office shall have. In practice, this results in the legislative delegation from each county deciding these matters. While it is now possible for each county to frame and adopt a county charter, covering these and other matters, it is seldom done. Local home rule in county affairs should be more easily obtainable. It is therefore my intention to recommend to you a plan for careful study of the modernizing of our general system of county government, to the end that the people of each county may enjoy a large measure of local control over local government, and be able more readily to bring their respective counties into line with the changing needs of each.

Communicating to you "the condition of the State" as required of me by the constitution, I shall set forth some of the accomplishments, policies, and ideals of the past two years, particularly those which bear upon this task of long-time planning for the future in legislation, finance, construction, education, and the general welfare of our people.

SMALLEST PERCENTAGE INCREASE IN BUDGET HISTORY.

Among the tasks which have engaged us since your last regular session have been the making of another budget, the study of California's tax problems, and the departmentalizing of our various governmental activities. The budget, like that of two years ago will show every dollar of State expenditures, whether paid out directly by the State itself or indirectly through the agency of the counties. For the sake of convenience our two major expenses, education and highways, have been segregated, thus permitting special study of these two items. All this will be presented to you in a separate budget message. Incidentally, aside from the fixed charges and unescapable expenditures of education and highways, the percentage of increase in this biennium over the last is considerably less than the percentage of population increase during the same period, and is probably the smallest in the history of the State.

The study of our tax problem has occupied us for the past year. A special report of the commission on the subject of bank taxation was transmitted to you at your special session on the fourth of last September, and the constitutional amendment you proposed at that session was two months later overwhelmingly ratified by the voters of the State. A more extended general report on the whole tax problem may be expected shortly, and will be promptly submitted for your consideration.

The departmentalizing of the State's activities has greatly aided in the economical and efficient conduct of the State's business. It has made possible splendid progress in our highway program, in the growth of our institutions, in the creation of a system of State parks, in helping to solve our industrial problems, in bringing about desirable economies and avoiding useless duplication of effort. All these will be treated under their appropriate departments in subsequent pages of this report. However, before taking up these matters connected with the administrative branch of the government, I should like to say something relative to those governmental functions known as legislative and judicial.

THE LEGISLATIVE BRANCH OF GOVERNMENT.

Whatever progress may have been made in State government during the past two years is of course due largely to the splendid cooperation given at our last legislative session. My long experience as a legislator and as a presiding officer of one or the other of the two houses, has, I think, afforded me an especial opportunity to learn the problems connected with this branch of our government, and has created an especial desire to help, if I can, in the solution of these problems.

In my inaugural talk two years ago, I expressed the hope that the session of that year might be distinguished by as few bills as possible, thus giving more time for the careful consideration of each. Although the number of bills introduced and passed was distinctly smaller than at some preceding sessions, it was, in my opinion, still too large—2191 introduced, 1107 passed by both houses, and 898 signed and thus enacted into law.

Since the adjournment of last session I have communicated with officials in all the other states to learn how they compare with California in this respect. I find that in each of 26 states less than 1000 bills were introduced, in 16 states between 1000 and 2000, and in only 6 states over 2000, including California's 2191. I find also that in 35 states less than 500 bills passed both houses, in 9 states between 500 and 1000, and in only 4 states, including California, over 1000. Of these, only Florida and North Carolina passed more bills than California.

ADVANCE PREPARATION OF BILLS.

Contrary to prevailing belief, this does not mean an extremely large number of new laws, since most of these bills represent only the amendment of existing laws. On studying further to learn why so large a number of amendments was required, I think we shall find it usually because the original law was too carelessly and hastily drawn. To obviate this, during the past year I have been urging that bills be prepared in advance of the actual session, and, by resolution of the recent special session, it was arranged that they may actually be put into print during the two months before the session begins.

Many of the members of the present Legislature have responded heartily to this suggestion, and I think it safe to say that over 650 bills are being thus prepared, with a large number of them pre-printed. This is a far better beginning of this innovation than I had dared to hope for, and I trust that its advantages may so commend themselves to legislatures that we may look forward to the time when, during the long period between sessions, our Legislative Counsel Bureau may be constantly employed and most of your legislation actually prepared.

This does not mean that we shall have more legislation, but far less, since it will be so much better conceived and so much more carefully drawn that it will not be filled with errors to be amended by future bills. In fact, from many letters I have received from members of the present Legislature during the past few months, I am confident that from this time on we may expect fewer measures, an absence of so-called skeleton bills, and far more orderly and less hurried sessions than we have hitherto experienced.

LEGISLATIVE COUNSEL BUREAU

In connection with the fine and constructive accomplishments of the Legislature at its last session, it is appropriate to discuss the Legislative Counsel Bureau, which was of such assistance to the members and committees in helping them prepare bills, compiling a digest of proposed legislation, and advising as to the constitutionality of pending measures or their conflict with existing laws. The counsel was also of extreme value to the Governor's office during the thirty-day period following adjournment in helping to analyze bills awaiting signature.

Since that time the bureau has performed or has assisted in two or three very important pieces of work. Among these was the examination of the revised and compiled statutes of all the states, for the purpose of being able to report to the Legislature with respect to the possible need in California for revising our statutes. There was also the preparation, in collaboration with the School Code Commission, of a proposed school code which will be submitted to you in the form of a bill. Besides this, there was aid given to the Secretary of State in preparing the pamphlet of ballot propositions for the November election, and aid to various legislative and statutory commissions in putting their recommendations into the form of proposed laws.

During the last few months, the Legislative Counsel Bureau has been very busy in helping members of each house draw up their bills for this session. As I have said elsewhere, this may easily become the most important function of the bureau, and may keep its staff busy all the long period between sessions. If this could be realized to any considerable extent, it would prove the greatest possible service toward making California laws better considered and more carefully prepared than those of any other state in the Union.

In the bills already printed, you will note that for the first time in many years Joint Rule No. 9 is being observed. This rule provides that in bills amending a code section or general law, new matter shall be enclosed in brackets, while inserted

empty brackets shall denote omissions. If each member will carefully observe this rule in preparing bills it is believed that great aid will be afforded to committee work and to individual study of proposed legislation.

SHORT JANUARY SESSION POSSIBLE

One of the advantages of the preparation of bills in advance of the actual session will be the great reduction in the amount of such work prior to the legislative recess, and the consequent possibility of making the January portion of the session a very short one. The so-called "bifurcated session" of the California Legislature has the advantage of placing before the public during the constitutional recess the mass of proposed legislation which can be examined by those interested before any considerable portion of it is enacted into law or even considered in committee. Where the bills are promptly printed, as I trust will be the case this year, it also enables your Legislative Counsel Bureau to make an early digest of them, and to get this, together with the bills themselves, into your hands at an early period of the recess.

The double session has, however, a disadvantage in that it frequently causes great inconvenience to members of the Legislature. It means additional loss of time from your regular business or profession. It means the necessity of twice establishing yourselves in a temporary home in Sacramento. It frequently means wasted time owing to the fact that it is practically impossible to get committees to functioning during the first part of the session.

I think that legislators are substantially agreed, inasmuch as the double session plan will probably continue in California, that it would be very desirable to limit the first portion of the session to as short a period as possible—just long enough to organize, to get committees appointed and to investigate the bills. Now that many of the bills are being prepared in advance, I see no reason why under normal conditions the opening session need consume more than two weeks of your time, giving the week thus saved, if necessary, to the overcrowded second portion. Please understand that I entirely appreciate that this is your business and not mine. I am merely venturing the suggestion as one who became interested in these things when privileged to work with you as a fellow legislator.

By this time you will have noted that since your last session we have tried to make you a little more comfortable through renovating the Senate and Assembly chambers. You will note also that something has been done toward providing a better ventilating system. These are improvements which have been neglected for many years, but which we have succeeded in accomplishing this year, in connection with our general work of reconstruction in the Capitol Building. We have also endeavored to do everything possible on the fourth floor, such as providing two large hearing rooms for your committees, and trust that in a measure we shall have relieved the former congestion and overcrowding. Those of you who arrived last evening in time to see the lighted Capitol dome may possibly have sensed that the old building itself was offering you a welcome.

Before passing on to the balance of this message I wish to extend a very hearty greeting, both to former members of the Senate and Assembly, who so generously supported our endeavors at last session, and to those new members who are coming among us for the first time. Please bear in mind that the door of the Governor's office is always open to every one of you, and that it is understood that you are to have the right of way. If there is anything I can do which may be of service, I trust that you will let it be known, for I earnestly desire to cooperate in making this a most pleasant and profitable session.

THE JUDICIAL BRANCH OF GOVERNMENT.

Our constitution provides that "the judicial power of the State shall be vested in the Senate, sitting as a court of impeachment, in a Supreme Court, district courts of appeal, superior courts, such municipal courts as may be established in any city or city and county, and in such inferior courts as the Legislature may establish, etc."

SUPREME COURT AND DISTRICT COURTS OF APPEAL.

The appellate business of the courts of the State, other than appeals from inferior courts to the superior court, is handled by a Supreme Court, consisting of a chief justice and six associate justices, and three district courts of appeal of five divisions, each division consisting of a presiding justice and two associate justices. Three divisions of the latter court were created by constitutional amendment adopted in 1904, and two were added in 1918. The purpose on each occasion was to relieve the congestion of appellate business. In the early days relief was accorded by increasing the number of Supreme Court justices from three to five, and finally, by the constitution of 1897, to seven. The creation of the district courts of appeal, and the later addition of more divisions, solved the problem for a time only.

Two years ago the situation became such that cases appealed more than two years before had not reached the calendar in the Supreme Court, and an even greater delay was being experienced in some of the district courts of appeal. A much better condition exists today. I am informed by the chief justice that, with the calling of the January term calendar of the Supreme Court, every case in which a transcript on

appeal was filed before January first, one year ago, will be submitted for consideration and decision. The calendars of the district courts of appeal are also in much better condition.

Much of the satisfactory showing now made by these courts is due to the fact that, under the power conferred by the amendment to the constitution adding the Judicial Council to the judicial system of the State, many able judges of the superior court have been assigned to the district courts of appeal to assist in clearing up the calendars. I am informed that the work of these justices pro tempore has, on the whole, proved very satisfactory.

The people have just adopted a Senate constitutional amendment relating to the courts. The purpose of this amendment is to enable the Legislature to deal directly with a number of matters relating to the courts which heretofore could be reached only by constitutional amendments. Some of the powers thus granted the Legislature are to prescribe and increase the jurisdiction of inferior courts, appeals from which lie only to the superior courts. This will result in a considerable lessening of the number of appeals which can be taken to the Supreme Court and district courts of appeal. By other enactments which the Judicial Council will suggest to you, greater opportunity will be accorded the trial courts to correct errors, without the necessity of appeals being taken.

SUPERIOR COURTS

By virtue of the mandate of the constitution, there is, in each of the organized counties and cities and counties of the State, a superior court, which is the principal trial court of the State, for each of which courts there must be at least one judge, regardless of whether or not there is sufficient judicial business in the county to warrant the maintenance of such a court. There are, in all, 144 judges of the superior court in California. At the time of the adoption of the amendment to the constitution two years ago providing for and making the Judicial Council a part of the judicial system of the State, the judicial business in a number of the counties, particularly in the larger counties, had become so congested that in some of the courts from eighteen months to two years elapsed between the setting of cases for trial and the actual trial date.

The amendment converted the judiciary of the State into a mobile force, immediately available, under the direction of the Judicial Council, for relieving the situation. The plan of assigning judges from the superior court of one county to another has worked so well that, even in Los Angeles County where the congestion was the worst, the presiding judge, in a recent report to the Judicial Council, states that litigants may now plan with reasonable certainty on bringing a case on for trial within sixty to ninety days from the time of setting. That, I am informed, is a very excellent situation in a community as large as Los Angeles County. In the other large counties of the State, an appreciable improvement has been brought about. This improved situation is evidence of the fact that the various superior courts of the State are, in effect, units of one unified superior court. It functions under the direction of the chief justice, who is ex officio the chairman of the Judicial Council. As evidence, also, of the mobility of the superior court judiciary, is the fact that during the last two years the chief justice has made 1504 assignments of judges for service in courts other than their own.

The objection that, under the Judicial Council plan of assignment, some of the more remote counties have been at times left without a judge, has been answered, to a large degree, by the other plan of giving all the judges in counties grouped together by contiguity, assignments for a whole year, enabling any one of them to sit and hold court in any of such counties. To further meet the situation, the Judicial Council will recommend legislation giving enlarged powers to judges in chambers, and providing for the appointment by the court in each county of qualified court commissioners, who will have substantially all the powers of judges in chambers. This plan, the council reports, works exceedingly well in other states.

MUNICIPAL AND INFERIOR COURTS.

The constitution was amended in 1924 to provide for the creation of municipal courts. The Legislature, at its succeeding session, provided for the formation and existence of such courts in cities and counties having a population of more than forty thousand inhabitants, such courts, when established, to be courts of record, and to supersede all other courts inferior to the superior court, except the small claims court. The judges of these courts are required to have the same qualifications as judges of the superior court, and the jurisdiction of the court, in cases at law involving money judgments, is fixed at \$1,000 or less. They have the usual jurisdictional features of the justice's courts which they supersede, when established. These courts have worked well where established (Los Angeles and Long Beach), and the Judicial Council is prepared to recommend their establishment in the other communities having the designated population.

LONG-TIME PLANNING

These constitutional changes in our judicial system reflect clearly the determination of our people that their agencies of government shall be modified as needed to

fit them, not only for the conditions of today but for those future developments which can be foreseen, in line with the policy I have described as "long-time planning."

THE ADMINISTRATIVE BRANCH OF GOVERNMENT.

Before considering the various administrative departments connected directly or indirectly with the Governor's office it is only proper to say a word respecting the five elective offices whose duties are largely independent of the executive. By these I refer to the offices of the Secretary of State, State Controller, State Treasurer, Attorney General and Surveyor General. So well are the people satisfied with the very excellent work performed by the present incumbents of these offices that they have formed the habit of voting for them year after year. Their term of public service in their present positions ranges from six to twenty-six years, giving to them average tenure of almost sixteen years each.

The powers and duties of these elective officials are very fully set forth in the last edition of the California Blue Book, and I consequently shall not attempt to enlarge upon them here. Three of them, the Secretary of State, the Controller, and the Treasurer, have their offices on the first floor of the Capitol Building. In the remodeling of the building and the removal of the State Library to its new home, it has been found possible to give the Controller and the Secretary of State new and enlarged quarters, while the office of the Treasurer is being provided with a new vault. The Sacramento office of the Attorney General has moved to the new Library and Courts Building, while the Surveyor General has offices adjoining the Department of Finance on the third floor of the Capitol.

I am glad to mention these five elective officers, for I wish to acknowledge the many favors and courtesies I am constantly receiving from every one of them. In all their contacts with the Governor's office they have been most helpful and efficient, and it is this fine spirit of generous cooperation which serves to make our work at the State Capitol so satisfying and enjoyable. These five officials, together with the Governor, the Lieutenant Governor, the Superintendent of Public Instruction and the State Board of Equalization, constitute the nonjudicial elective state officials.

REORGANIZATION OF STATE GOVERNMENT.

Before proceeding to describe present governmental activities as carried on by the various State departments, it would perhaps be well to call to mind how this departmentalized form of government came into being. California, in common with all the other larger and more progressive states of the Union, has, during the last generation, gradually assumed a very large number of governmental functions, some regulatory, others developmental, still others of different character, but each representing some proper function of government.

These governmental activities arose for the most part as a result of the legislation of many years, and each, as it was proposed, was put in charge of some commission, board, or single official, whose duty it should be to deal with the particular activity concerned. In this way, within the last twenty years, there have been created in California probably as many as 140 of these independent boards and commissions.

Practically all these boards and commissions were appointed by the Governor and were directly responsible to him, but they were so many in number and so diverse in character that their contact with the Governor's office was of necessity very slight. They were consequently left to function by themselves without anything in the way of adequate supervision. If it happened that those appointed to a certain commission had special knowledge and personal interest as to their work, the results would naturally be correspondingly good; but if it happened that the appointments to any board were merely of an honorary or political nature, not much could be expected from its unsupervised activities.

REORGANIZATION IN OTHER STATES

What was true in California was also true elsewhere, until finally there arose in certain eastern states a plan by which these independent boards and commissions might be consolidated by grouping together into governmental departments those which were similar in kind or dealt with the same general activity. This was begun in 1917 by the state of Illinois, and a fairly well departmentalized system was the result. Other states soon followed, such as Massachusetts in 1919, and Ohio in 1921. Altogether some fifteen states have thus become more or less completely departmentalized, while still others have made a beginning through the organization of one or two departments.

In California in 1918 a Committee on Efficiency and Economy was appointed to make a study of the State's affairs, with the result that in 1919 a report was presented recommending an organization along departmental lines. At the legislative session of that year, a State Department of Agriculture was actually founded, combining nine independent though related agencies, to which four similar agencies have been added since that time. At the next legislative session, other departments were also authorized, but were not given sufficient powers to enable them to impress themselves either upon the Legislature or the public.

THE 1927 REORGANIZATION PLAN

In 1927, at the beginning of the present administration, the matter of the reorganization of State government was taken up in earnest, for it was felt that the securing of business-like efficiency in the State's affairs must be largely dependent upon a business-like set-up of our various governmental agencies. The Legislature responded heartily to suggestions toward this end, with the result that nine strong departments have thus far been organized, and have been functioning since the laws creating or reorganizing them went into effect a year and a half ago.

The nine departments so far created are Agriculture, Education, Finance, Industrial Relations, Institutions, Natural Resources, Public Health, Public Works and Social Welfare. Each of these is in charge of a director chosen because of his especial interest in and fitness for the particular work of his department. Only those in close touch with State affairs can fully realize how much hitherto wasted and duplicated effort has been saved, and how much added efficiency has been gained through this new governmental plan.

There are, however, still some thirty-eight independent agencies which have not yet been brought into departments, and which yet are working under the same disadvantages as attached to the hundred and more agencies existing before any plan of reorganization was conceived. Nearly all of these agencies combine naturally into three or four very homogeneous groups, which might easily form appropriate departments, though possibly not so closely organized as some of those already existing.

Among these might well be a department made up of those agencies which have to do with the supervision of various investment and business activities, such as banking, insurance, and the like. Another department could include all the boards giving examinations and licensing the various personal occupations and professions. Another might concern itself with such matters as have to do with the veterans of our wars, or the activities of our National Guard. Still another might group together all the agencies which have to do with the control of crime and the custody of criminals. These, added to our present departments, would practically cover all the agencies of State government.

THE GOVERNOR'S COUNCIL.

Of the fifteen states which in varying degrees have made headway in this work of reorganization it is possibly not too much to say that California stands pre-eminent. If this is so, it is due largely to the provision for a Governor's Council, meeting regularly at least once each month, and composed entirely of department heads, all (with the exception of the Director of Education) appointed by the Governor and serving at his pleasure.

As it has transpired, a bill creating this council was one of the most important passed the last session of the Legislature. It reads as follows:

"A council to be known as the Governor's Council is hereby created to consist of the Director of Finance, Director of Education, Director of Public Works, Director of Public Health, Director of Institutions, Director of Agriculture, Director of Industrial Relations, Director of Social Welfare and Director of Natural Resources. At least once each month the council shall meet in Sacramento at such time and place as may be designated by the Governor. It shall be the duty of each of the members of the council to report to the Governor at the time of each monthly meeting, and at such other times as the Governor may desire, the facts regarding the administration of the functions of his department and to perform such other duties, as a member of the council, as may be required of him by the Governor."

This bill took effect July 29, 1927. Since that time there have been seventeen regular monthly meetings of the council, each of them seemingly more valuable than those which preceded. Except in a very few instances, when a director has been ill, or out of the State on official business, all the meetings have been attended by the entire body of directors. The meetings, which begin shortly after nine in the morning and continue until nearly seven in the evening, have thus far been held in the Governor's office; but, in the reconstruction of the Capitol, a Council Chamber has been provided, which, on other than council days, may also serve as an assembly room for meetings in which officials housed in the building are interested.

The meetings are held on the last Wednesday of each month, and are open to the press and the public. The new Council Chamber, which will be completed in March or April of this year, will probably accommodate nearly a hundred visitors, thus affording an opportunity to anyone to keep in touch with State affairs. Each director in turn gives the entire story of what has been done by the divisions of his department during the current month. The director speaks from a syllabus, which is furnished to the Governor and other members of the council, and is preserved by them as a continuous and continuing history of the business of the State.

BENEFITS OF COUNCIL MEETINGS

In order to expedite business, the council has invited no one to take part in discussions except the Governor and the members of the council. These take a very active part, however, asking questions, making suggestions, offering objections, and

in general considering every topic, as presented by each director in his report. Consequently, at the end of the council meeting there has passed in review the entire story of the business of the State transacted within the month. Thus it transpires that each director becomes acquainted with all the phases of State government, in addition to the thorough knowledge of his own department, for which he is responsible. In this way the Governor's Council becomes a real cabinet, ready and able to render valuable advice for the benefit of the State.

Another result of the council meeting is the added opportunity for cooperation between different departments. Frequently a subject is discussed with various phases directly affecting half a dozen different departments. Duplication of effort and work at cross purposes is therefore avoided. Important matters are frequently settled around the council table in half an hour which would not have been settled for months, and possibly not at all, if the department directors were not thus brought in constant contact by the meetings.

It is not too much to say that California has at last evolved a businesslike procedure in giving direction to the State's business.

With all this in mind, I think it will be evident why the present administration is extremely desirous to continue its work of reorganization until every single agency of the State is adequately represented in the Governor's Council. No agency need fear that this will result in any loss of independence for no legislation will be asked which will not safeguard to every board its entire freedom of action in the functions for which it was organized. This will, however, bring it into living contact with other State agencies, and will enable it to get before the Governor, at least once each month, the entire story of its activities. Accordingly, I would urge the Legislature to pass such laws or submit such constitutional amendments as may appear necessary for the completion of this work.

REPORT OF STATE ACTIVITIES.

Having thus sketched the plan according to which California's government has been organized, I shall now proceed to do the thing for which this message was primarily intended—namely, to give a picture of the various administrative agencies of the State and to show their accomplishments during the past biennium, as well as the work in which each is now engaged. I shall treat these under the heads of the various departments into which they are organized; or, if they are not yet departmentalized, I shall include them under the head of the department or proposed department to which they are respectively related.

In this way I trust that I may cover in a more or less imperfect way all the activities with which California's government is administratively concerned. I wish to acknowledge my appreciation to various department heads for the data which they have furnished me, and to thank them for permitting me to incorporate that data sometimes verbatim, into this message. For purposes of ready reference, I shall place the topic of discussion at the beginning of each paragraph. In order not to discriminate between different departments and other groups of governmental agencies, as to their relative importance, I shall take them up alphabetically, irrespective as to whether they are or are not yet organized into departments; and I shall accordingly begin with the Department of Agriculture.

DEPARTMENT OF AGRICULTURE.

Owing to the diversified character of our farm crops, together with other causes, automatically lessening the danger of overproduction which often overwhelms single-crop states, agricultural industry in California has at no time suffered from the post-war depression to the extent which has affected most other agricultural sections of the country. However, agricultural conditions in California are not yet what we would like to have them, though they have unquestionably improved during the past year. California's comparatively favorable position in agriculture is due to our wide diversity of crops, for we grow some one hundred eighty products commercially, to our leadership among the states in many of these products, and to the virtual monopoly we enjoy in a number, like almonds, English walnuts, apricots, lemons and olives; and to a very considerable use of cooperative marketing methods. Returns on citrus fruits and certain other crops have been very gratifying. The importance of having a prosperous agriculture in this State is so apparent, and so necessary to our well being, I do not need to dwell on this phase of the subject.

Sympathetic Legislation Required Both legislative and administrative branches of the State have gone far in the past two years in doing everything possible to aid agriculture, an attitude which will of course be maintained in the future. A number of important measures will be submitted to the Legislature at this session, each of which will merit most careful consideration. Plant and live stock quarantine, pest control work, better standardization, up-to-date and sound market information—all these and other similar topics will come before you as necessary aids to agricultural success in California. It is particularly important that legislation be enacted to protect our producers from unscrupulous operators and those who do not have at heart the real interests of the farmer.

New Cooperative Methods. There are being tried out in our State new types of cooperative endeavor among certain commodity groups and such aid as the State can give to these and other methods of improving the profitable distribution of our

products must be given friendly consideration. It would be very valuable if the same success in cooperative marketing which is enjoyed by the citrus industry might also be worked out for our vineyards and deciduous orchards.

Plight of the Peach Growers. There was a very earnest attempt made during the past year to aid the canning peach industry. Following the unsatisfactory condition which had existed, the State government endeavored to assist in improving the situation by acting as a harmonizing agent between the various factors concerned. Although as a result of this endeavor the grower probably received more money than might otherwise have come to him, at the same time many peach orchardists operated at a loss. This condition can not continue indefinitely, and it is to be hoped that there may come about a greater unity of effort in broadening the market and disposing of the product. This is true not only of peaches, but also of other products, such as grapes.

Our Agricultural Supremacy. California is essentially an agricultural state. We are proud of our agricultural achievements, and we recognize the significance of the statement made by the Chief of the Federal Bureau of Agricultural Economics that 42 per cent of the total carload shipments of fresh fruits and 15 per cent of the carload shipments of vegetables originate in California. We are proud also of our many specialized crops, but we must realize that while these are of advantage to our agricultural supremacy, at the same time they necessarily broaden the scope and add to the expense of the State Department of Agriculture, whether concerned with the growing of agricultural products, or with the problems of live stock and live stock products.

LIVE STOCK AND DAIRYING.

Bovine Tuberculosis Campaign. The live stock industry has been in a particularly favorable position during the current biennium. No new serious animal diseases have gained entrance into the State. This has permitted the department to concentrate upon the control of those diseases which are more or less prevalent in California, and there has been a most gratifying decrease in losses to live stock by internal parasites. At the same time there has been no relaxation in the vigorous enforcement of quarantine regulations to prevent new diseases from coming in. Without doubt the most serious economic and disease problem confronting our live stock industry is bovine tuberculosis, and adequate steps must be taken to inaugurate a more extensive and intensive campaign against this disease.

Dairy Abuses Checked. The dairy industry, which also has been in very good condition, has received much attention from the department, and many fraudulent trade practices and abuses have been checked, in some instances by prosecution and conviction. In several instances, the department has instituted court action which has been responsible for dairymen receiving money of which they had been defrauded through improper methods by those buying dairy products.

Milk Quality Good. Through cooperation with the city and county health departments, practically every large city in the State, and several counties, are working on a graded milk program. Ninety per cent of the total State supply of milk has been brought under State grade label. Quality as determined by the use of the Federal Department of Agriculture milk score card averaged 95.1 for the year 1927, with every indication of an increase for 1928. At the close of the year 1923 there were twenty-one approved departments with a milk score of 90 per cent. At the end of the year 1927 there were forty-eight approved milk inspection departments with a score of 95.1 per cent, and serving more than twice the population served in 1923.

FIELD CROPS.

Grain and Hay. The bonded warehouse services offered by the State through the Department of Agriculture have been more extensively used by the agricultural interests of the State than during any former period. Grain inspection has likewise increased in popularity both with the trade and with the farmer. The movement which is now under way to standardize the grade hay products is significant of the trend toward standardization in all lines. It is rather anomalous that the largest money crop produced by the farmer in California is one of the last to undertake grading and standardization.

MARKETING PROBLEMS.

Standardization Goes On. Standardizing of our fruits and vegetables has proceeded in a satisfactory manner, and has been of inestimable value in the marketing of these products. Located as we are, two or three thousand miles from the greater centers of population, and with our tremendous production, it is necessary that every advantage be taken in order to successfully compete with the growers and shippers located closer to these markets. The fruit and vegetable standardization laws have been completely revised and brought up to date in order to expedite marketing.

Radio and Bulletin Market Service. The Department of Agriculture in its marketing work has inaugurated a series of market information bulletins on commodities which are not marketed from centralized markets, such as prunes, beans, apples, turkeys, etc., and these bulletins have met with a most remarkable reception. In improving the market news service, advantage has been taken of the radio, and, following the allocation of a short wave length to the State and Federal departments of agriculture, market reports have daily been put out over the short wave network.

This has resulted in more prompt and more comprehensive dissemination of market news information, which is distinctly to the advantage of the growers as well as to the shippers. Two remote control studios for voice broadcasting, one in Sacramento and one in San Francisco, connected with the Farm Bureau Station KQW at San Jose, also are made use of for the dissemination of market news information.

Produce Dealers' Law. In the administration of the Produce Dealers' Law, the department has issued licenses in 1928 to 631 dealers handling farm products on a consignment basis. This, as compared with 288 licenses issued for 1927, shows not only a fuller recognition of the law on the part of the dealer, but also a very much greater financial protection to the producer.

A POSSIBLE AID TO NEW MARKETS.

Precooling Plant at Harbor. The suggestion has been made that a dock and fruit and vegetable precooling plant and warehouse be established on the San Francisco water front, thus providing for California growers the opportunity to widen their markets very greatly. Steamship lines have been most active of late in equipping their vessels with refrigeration. There are now 100 ships thus equipped, with about 250 sailings a year in and out of this California port. Ports to the north of us, notably at Seattle and Vancouver, have taken the lead in the installations of this kind.

Importance to California Agriculture. Since California is the largest grower of fruits and vegetables of any western state, undoubtedly we should not lag behind in providing facilities of this character. The markets of the Orient, Australia, New Zealand and South America await us, and water shipments to our own Atlantic coast and to European countries can easily be increased. Investigations are being carried on as to the probable business to be developed by an improvement of this kind, and as to costs of building a suitable dock, precooling plant and warehouse. It is most important in considering this subject that we keep ever in plain view the absolute necessity of such operation of a plant of this kind as shall allow of the widest possible use of it by all producers, and that no monopolistic control of it shall ever come about.

LAND SETTLEMENT.

California's Two Colonies. The experiment in State land settlement, started in 1918 under an act of the Legislature of 1917, resulted in the establishment of two State land settlement colonies, one at Durham, Butte County, and one at Delhi, Merced County. There has been appropriation by past legislatures (the last appropriation having been in 1925) and expended in connection with land settlement in California \$2,500,000, and obligations in connection with the colonies have been assumed by the State which now have a balance unpaid of \$500,000—a total of \$3,000,000.

An Unsuccessful Experiment. Conditions at these colonies after ten years' experience at Durham and nine years' at Delhi have proved conclusively that the operation of land settlement colonies as State projects is unsatisfactory both to the State and to the settlers. Investigation since the administration of land settlement was placed under the Department of Agriculture (July 29, 1927) has forced the conclusion that while the general agricultural depression of the past few years has been a substantial factor in accentuating an unsatisfactory situation, conditions and causes outside of the general depression were sufficient to prevent the success of the land settlement projects.

Situation Must Be Met. While in no degree responsible for the failure of this experiment, failure of the Delhi project and of the theory of State land settlement as a whole having been declared in a report to the Legislature of 1925 by a legislative committee of investigation, as well as in a report of a special investigation committee appointed by me in August, 1927, this administration is prepared to meet the situation frankly as we find it and to urge upon the Legislature the adoption of legislation having for its ultimate purpose the withdrawal of the State from these colonies under a readjustment program fair both to the State and to the settlers now on the projects.

QUARANTINE PROTECTION

Necessity of Pest Control. Climatic and crop conditions in California are such that pests from all quarters of the globe can find a suitable environment if they are permitted to become established here. Inasmuch as the prosperity of the farmer depends upon producing his crop at the lowest possible cost, one of the important functions of the department is the enforcement of plant quarantine regulations, so that pest control costs may be avoided. The inspection of commodities brought in by rail and water is a large feature of this work and another large feature is the inspection of the automobile traffic arriving at California border points from other states. This latter phase of the work is one which must be carefully handled, as the traveling public is inclined to resent undue interference with its movements.

Some Concrete Cases. As to the importance of the work, and indicating the care with which the inspection is conducted, during a period of five weeks in October and November of this year, live cotton boll weevils, which do not exist in California, were taken on six different occasions at the stations at Daggett and Yuma. One lot of cotton was found in the hat box of a lady from Oklahoma, the bolls containing eleven

weevils. Six adult weevils and six weevils in immature stages were found in a suitcase in an automobile from Texas. For 1927, and the first eleven months of 1928, there were inspected at these border points 115,092 automobiles. Indicating the courtesy and dispatch with which the work is performed, there were lodged a total of only thirteen written complaints and two oral complaints against the inspection work, making an average of one complaint to each 14,427 automobiles.

Border Inspection Improvement. The department is continuing the enforcement of the quarantines designed to prevent the entrance of such pests as citrus canker and fruit flies in the plant field, and against foot and mouth and rinderpest and similar diseases of live stock. It is very important that these quarantine inspections shall be conducted under such conditions as may be least burdensome to the visitors and new residents who come to the State by automobile. Accordingly, I am recommending that whenever possible these inspection stations be combined with the motor vehicle stations on our borders; that these stations be made as attractive and comfortable as possible; and that such services be rendered the traveler as will make his entrance into the State a pleasant one, indicative of a real California hospitality.

DEPARTMENT OF EDUCATION.

This is the department which has charge of our entire California school system up to the State University, which supplements it under care of a board of regents. There is no department of the State's activities lying closer to the hearts of the people than its schools. Liberal support for the education of our children is given ungrudgingly, for we recognize the duty of the State toward training its citizens of the future. California ranks very high in the standard of her schools. Liberal provision is made, both for the training of our teachers and for their salaries, and our people have a right to demand a school organization which will achieve a maximum of results.

Organization of Department. The Department of Education is under the control of an elective Superintendent of Public Instruction, who is ex officio director of the department, and a State Board of Education of ten members, appointed by the Governor. An attempt was made at last election to so increase the terms of the State Board as to remove them from the control of any one Governor, and to give to this board the power of selecting the Director of Education. Though intended to remove the schools from the possibility of political interference, it was not so understood by many voters, and the measure failed to pass. It is to be hoped that some modification of this plan may again be submitted, with such features removed or satisfactorily explained as were before deemed objectionable.

GROWTH OF CALIFORNIA SCHOOLS.

Historical Summary. The schools of California started with an elementary or grammar school system only. By 1867 a State school fund had been provided sufficient to support these schools for terms of five or six months without charge of tuition to pupils attending. In the following year the State University was established. The high school had its beginnings here and there in the larger cities, but did not become general until after the passage of the Union High School Act in 1891, and it received no State support until 1902. Today we have in this State a high school enrollment of 468,666. During the last ten years there has been a marked development of what we call the junior college.

Development of Junior Colleges. In June, 1928, there were thirteen colleges organized under this act reporting 4391 units of average daily attendance and entitled under the law to claim \$463,100 or over \$18,000 in excess of the available moneys. Two other colleges have since been added. If the enrollment in junior college departments of high schools organized under the 1917 law were included, the total junior college enrollment would be well in excess of 9000 students. These figures do not include students in teachers colleges who are likely to transfer to a university at the beginning of the junior year and are therefore really junior college rather than teachers college students. I believe we need a junior college policy more clearly defined than at present, with possibly better provision for financing junior colleges.

Adult Education. One of the recent developments in California educational circles, which promises to do much toward benefiting citizenship and adding to the pleasure and profit in life of the people, is the opportunity given for adult education. Emphasis is now being put on work for those who have grown to manhood and womanhood, which will enrich and broaden their lives and offer opportunities to study serious problems of a public character. In the last year 215 high schools, out of a total of 398, were carrying on work of this kind, with an enrollment of 145,055. It is the belief of the Superintendent of Public Instruction that the adult school should be made a separate school unit, with classes self-supporting as far as possible except those for aliens desiring citizenship.

EDUCATIONAL EFFICIENCY AND ECONOMY.

Better Financial Set-up Needed. Our rather haphazard school system in California provides for three districts which very rarely have the same boundaries. These are the elementary school district, the high school district, and the junior college district. Thus property lying within all of these three districts is subject

to bonded indebtedness of the three corporations, and to tax rates resulting from the budgets made by three different boards. This makes possible the piling up of a tax rate which is not always just, and for costs of operation which are sometimes excessive. This situation was recognized by the last Legislature, which made recommendations for a preliminary study of secondary schools, and providing a small appropriation for that purpose. The General Education Board matched the sum appropriated by the State and the Department of Education had the study made under the direction of Dr. Leonard V. Koos of the Department of Education of the University of Minnesota. This study will be submitted to the Legislature for its information.

Recommendations for Further Study. In the report of Dr. Koos, recommendations are made for a more comprehensive study, along the following lines:

1. The investigation of all districts, counties, or other areas of the State with the aim of proper reorganization and consolidation of districts and schools, and location of elementary and secondary schools (junior high schools, senior high schools, six-year high schools, junior colleges) This inquiry would take into account important factors like community interests, possibilities of transportation, etc.

2. The thorough investigation of the financial problems of all districts and schools, with the aim of working out a more satisfactory program of school support and equalization. Financial problems of secondary schools would not be considered in isolation, but in relation to responsibilities for elementary education.

3. The provision of a "basis for thoroughgoing curriculum construction and revision on the secondary-school levels, inclusive of junior and senior high schools and junior colleges, one important purpose being to bring the curriculum up to the requirements of the high degree of popularization that has been attained in the schools of the State."

Proposal for Thorough School Survey. For the purpose of studying the above and similar problems, I recommend the passage of a measure authorizing a comprehensive survey of the school system by a commission of nine lay members, and an adequate appropriation to be made therefor. Some national organization, such as the General Education Board, would undoubtedly be glad to share the expense of this survey, since its benefits would be nation wide. When a governmental function costs as many million dollars a year as education, it is good economy to make certain that it is returning 100 cents of value for each dollar expended. Meanwhile I believe that all measures designed to make changes in our schools, except those of minor character, should be referred to this commission.

Codification of School Law. The California School Law has consisted for many years of an accumulation of scattered statutes and sections from the four codes and the general laws. During the biennium the Codification Commission authorized by the last Legislature has been at work, and as a result there is submitted to the members of this Legislature a modern school code prepared under the immediate direction of the Legislative Counsel. Not all of the old statutes have been brought forward into the new code, since many of them are obsolete or of no concern to the administration of the public school system. No change has been made in the substance of the law as it now stands in the various codes and statutes. What is submitted to the Legislature is a reorganization and clarification of the laws under which the public school system has been operating.

OTHER EDUCATIONAL PROVISIONS.

Handicapped Children. The last Legislature sought to make less burdensome the lot of children handicapped from defective sight, hearing, or speech, or those who had been crippled through accidents or disease. The work for the blind is now on a good basis, and that for children with defective speech is better organized and is financed by the State. The needs of the State School for the Deaf in Berkeley will come to your attention through the report of a commission of your own body.

Schoolhouse Planning. The chief of this division in the Department of Education has checked over schoolhouse construction in thirty-six counties, costing in excess of \$5,500,000. He has often been able to suggest better sanitary facilities, especially adequate water supply and sewage disposal, proper light, heat, and ventilation, better fire protection and such a building scheme as shall leave opportunity for expansion. The Department of Education feels that this work has been most useful and that it may profitably be extended to the giving of other expert financial advice to school districts; for it is generally conceded that school financing has not always been economical. It is very possible that such expert financial advice, given by a specially trained and unbiased State official to local school districts, would be welcomed by them, and would result in a saving of money to the districts as well as in better school facilities.

State Teachers Colleges. These institutions have developed into real colleges with courses of study leading to the degree of Bachelor of Arts. Beginning in September, 1930, those who desire to qualify to teach in the elementary schools of this State are required to complete four years' college work. California is the first State in the Union to take such action on a statewide basis, although some cities in the

east and middle west now require their teachers to have four years of college education. This departure has necessarily demanded higher qualifications for the faculties of the teachers colleges, but the relationship between these institutions and the graduate school of the University of California has been fully adjusted.

Teachers College Plants. This enlarged scope of teachers colleges has made it desirable to study carefully the physical needs of the college plants. Each one of the colleges has been studied during this biennium with a view to developing a ten-year building program. At the present time no buildings are being erected at any of the colleges unless there has been outlined and accepted by the State Board of Education a program looking well into the future. Due to a fire which destroyed the main building of the college at Chico, we have been able to plan that institution from the beginning. The opportunity of use by the city schools of San Diego of the old college in that city has made it possible for the State to accept an adequate site, and plan on an enlarged building program for the San Diego Teachers College.

THE STATE LIBRARY.

Removal to New Home. The California State Library is an institution with which our people are too little acquainted. Although founded as long ago as 1850, it has until now never been in a position to show to the public the vast possibilities of service of which it is capable. Within the last few months, however, it has been removed from its cramped quarters in the Capitol to its beautiful, new, permanent quarters in a building designed especially for its use.

The Library in Its Present Setting. The library contains nearly 400,000 volumes and receives currently 1260 periodicals as well as 183 newspapers covering every section of the State. This material is made readily available to the public through four circulating departments—general reference, law and legislative reference, documents and California. These departments are all conveniently located on the third floor of the new building. On the second floor are the Librarian's offices, the department for the blind, the bindery and several study rooms. The fourth floor houses the catalog, order and periodicals departments, as well as a splendid room for prints. The collection of prints, etchings, etc., built up by the library for the past few years is now available to the public for the first time.

Service to the Counties. The State Library is noted for its leadership in the library system of the State. It has fostered the establishment of county libraries so that now 46 of our 58 counties give service to all their people—rural as well as urban. There is no other State in the Union which has so well organized a library system so widespread. Through the more than 4000 branches of the county libraries, as well as through city libraries when necessary, the State Library lends its books and spreads its service throughout the State.

Possibilities of Use. The State Library does not provide fiction and children's books, as it believes the local libraries should supply the demand for such material. It is essentially, therefore, a research library, a book collection for students in every line of thought. Through its law and legislative reference department it is of particular value to the lawyer and the legislator. Through its California department, specializing in California literature and historical material, it is of inestimable use to the student of the life and history of our great State. The general reference and the documents departments help the reader and research worker in less specialized lines of study. The people of the entire State are urged to make the freest use of the resources of the State Library.

UNIVERSITY OF CALIFORNIA

The total number of full-time students in the university this year will be close to 19,000. This does not count the more than 10,000 students in the summer sessions in Berkeley and Los Angeles, the approximately 35,000 adults registered in the University Extension Division, nor the much larger number of farmers and farmers' wives who are served through the Agricultural Extension Division.

Number of Graduates. Degrees conferred and certificates granted during the biennium numbered 2795 in 1927 and 3008 in 1928. There were also more than 300 certificates of completion of teacher-training curricula. This increasingly large number of graduates indicates the constant progress in the university's chief function—the higher education of the young men and women of the State.

Rapid Progress in Los Angeles. The new campus at Los Angeles is being rapidly equipped, on the basis of the bond issue provided two years ago, to receive the College of Letters and Science, now on the Vermont avenue campus, in September, 1929. It is expected that the 15-acre annex to the Vermont avenue campus will be sold and the proceeds be used to provide a building on the new campus to accommodate the Teachers College.

Possibilities of Growth. I believe that almost unlimited possibilities are in store for this new unit of the university. The extremely large enrollment in the secondary schools of southern California, the love for higher education which prevails in that portion of the State, the naturally beautiful site at Westwood, with its splendid possibilities for development, the very beautiful buildings which are being

erected, the excellent teaching force which has been built up—all these will inevitably combine to make the University of California at Los Angeles a very outstanding educational institution.

MANY SPLENDID GIFTS.

An International House The university has received many valuable gifts and bequests during the biennium. Mr. John D. Rockefeller, Jr., has given \$1,700,000 for an International House in Berkeley, a splendid residence structure with individual rooms for 300 students from foreign lands and for 150 American students, with purpose to enable the foreign and American students to live upon a plane of equality, thus permitting them to understand the worthy and valuable points in the various civilizations which they represent—all this in behalf of better mutual understanding and international peace.

Bowles Hall Dormitory The beginning of a much-needed dormitory system on the Berkeley campus has been made by the gift of Bowles Hall by Mrs. Philip E. Bowles, in memory of her husband, the late Philip E. Bowles, a former regent of the university.

Chair in Italian Culture Many hundred, probably several thousand, loyal citizens of California and the United States, including citizens of Italian birth, of American birth but Italian ancestry, have presented the financial foundation for a Chair of Italian Culture in the university and for scholarships enabling students in the University of California to study in Italian universities, and vice versa.

Giannini Foundation The Bancitaly Corporation has recently given to the regents the sum of \$1,500,000; \$1,000,000 thereof to endow the Giannini Foundation of Agricultural Economics and \$500,000 to provide a new campus building (Giannini Hall) which will house the activities of the foundation as well as other agricultural services, with purpose to assist the farmers in California in solving their difficult economic problems.

Biology Professorship. The bequest of the late Dr. Morris Herzstein is providing an endowed professorship of biology for the university. Funds to benefit the Medical School have been received, or will soon be received, in accordance with the Herzstein and the Searles wills, and from other bequests, amounting to a total of nearly \$1,000,000. Many other important fellowships and scholarships have been endowed by gift and by bequest in the past two years.

SOME RESEARCH ACTIVITIES

Time and Money for Research Members of the faculties devote most of their vacation periods and nearly all of their spare time within the semesters to research activities. The Agricultural College allots one-third of its financial resources to research in behalf of the agricultural industry in California. Of the total sum appropriated by the university to research, two-thirds is expended through the College of Agriculture for the benefit of the farmers of California, and one-third is expended through all the other parts and departments of the university to increase our knowledge of chemistry, physics, medicine, astronomy, botany, zoology, the languages, the arts, history, philosophy, and the like. Referring to just a few of the leading results of researches conducted in many parts of the university, I may mention the following:

Studies Showing Cost of Production In the College of Agriculture, cost-of-production studies have been made for twenty-five leading farm products, such as almonds, apricots, eggs, beef, cattle, dairy cattle, grapes, vegetables, oranges, peaches, prunes, etc., which have revealed reasons why some farmers make money and others do not in the production of these foods, and have pointed the way to the improvement of methods, all of which have resulted in greatly raising the average efficiency of thousands of farmers in this State. These studies will do their part in forestalling the evils of below-cost-of-production prices and over-production.

Work at Luck Observatory. At the Luck Observatory very decided contributions to our knowledge of the atmosphere of Mars have been made. A comprehensive check upon the correctness of the Einstein Theory has resulted from the photographs of the stars in the area surrounding the sun at the total eclipse of September, 1922, as observed by the William H. Crocker Expedition from the Luck Observatory to the northwestern part of Australia.

Health Work The Hooper Foundation has rendered extremely valuable service in determining the safe conditions for the cooking and canning of those food products, vegetable and animal, which are especially susceptible to the poisonous state known as botulism; and in conducting a service for ameliorating cases of the dread disease, infantile paralysis, and to some extent preventing its inception. The Hooper Foundation appears to have discovered the manner in which the bacilli of leprosy enter the human body—from the soil through skin abrasions. This apparent fact, if sustained, will undoubtedly have consequences of immense value to the human race.

Other Scientific Studies Members of the departments of Botany and Chemistry and of the College of Agriculture have obtained new and remarkable results from the exposition of sex cells of plants and of plants themselves to X-ray and other forms of radiation. These studies, and similar studies conducted elsewhere, give promise of discoveries relating to the processes of heredity.

Child Study. The Institute of Child Welfare is conducting promising studies on children of less than preschool age, relating to the behavior of children, habit-formation, control, and other fundamental problems of child life which have hitherto received little systematic study.

DEPARTMENT OF FINANCE

This department administers the financial policies of the State government. Its routine work is carried on under a Division of Budgets and Accounts, a Division of Service and Supply, which includes the bureaus of Purchases, Printing and Capitol Buildings and Grounds, and a Division of Motor Vehicles. The Director of Finance, with the Chief of the Division of Service and Supply, and the State Controller constitute the State Board of Control, most of the former duties of which, by provision of legislation passed in 1927, have been taken over by the Department of Finance.

DIVISION OF BUDGETS AND ACCOUNTS

Accounting Centralized. This division, in addition to working out the budgets, has supervision of the accounting in State offices and institutions. The policy has been established of centralizing this work as far as possible in Sacramento, the center of governmental activities. Offices for all State officers have likewise been provided here. Surveys and audits of all offices and institutions are in constant preparation, and the use of latest methods, including bookkeeping machines, is encouraged. One very useful service performed by the Division of Budgets and Accounts during the biennium, was the preparation of forms for county budgets as required by legislation enacted in 1927.

Money Made by Bond Sales. It has long been the custom for the State to employ certain funds by purchasing bonds, the rate of interest secured therefrom being higher than that received by lending to banks. The practice any keen business man would follow, however, of watching his bond holdings and selling when there is opportunity for a profit, was overlooked. The Director of Finance established the practice of selling, as well as buying, with a profit to the State thus far of \$68,052.69, on a turnover of securities selling for \$2,345,437.50.

Bond Issues Sold. Bond issues heretofore voted by the people, and held in reserve until the need for the money developed, have been sold as follows:

Veterans' Farm and Home Fund-----	\$20,000,000 00
San Francisco Seawall No. 3 Fund-----	750,000 00
State and University Buildings-----	4,250,000 00

Premiums in the amount of \$59,346 were received on these sales.

Property Auditor Appointed. Early in 1928, it was decided to create the position of property auditor, with the thought in mind that in the passing of years, possibly many pieces of valuable equipment had lost their usefulness at the various institutions and were lying idle, while at the same time they could be put to profitable use elsewhere. The results have been excellent. The position has justified itself many times over by the savings effected. Idle articles of machinery and equipment were transferred to places where they could be used, and seemingly worn-out articles turned over to the salvage departments of the institutions and worked over into useful equipment. Photographs have been taken of all State-owned buildings and a record and history of each institution has been written.

DIVISION OF SERVICE AND SUPPLY.

Better Buying Policies. The Bureau of Purchases has made some excellent savings in purchases during the biennium. In fitting up the new State buildings in Sacramento, the saving on the one item of linoleum, for instance, bought in carload lots instead of placing special orders for individual departmental needs, amounted to about \$11,000. Buying for the State Printer of certain classes of paper by continuing contract over several months has resulted in savings, and in lessening the stock of fine papers carried in the warehouse of the printing plant.

Buying Expense Small. Purchasing costs in the present biennium are but 67 of 1 per cent, as against .95 of 1 per cent in the previous biennial period. Store handling cost is 5.4 per cent of the value of the merchandise. The policy of using products of California soil and factories is strictly adhered to whenever possible. Merchandise costs in the present biennium have been fairly stable with the exception of meats, which are higher and which increased feeding costs materially.

Service Rendered by State Printing Plant. The State Printing Office is an old institution in California and the wisdom of establishing it, and of carrying it on, is not questioned in well-informed circles. It is the largest shop of the kind west of Chicago. The building and site represent an investment of \$250,000, and the cost of machinery and equipment is a half million more. The requirements of the work are such as to necessitate carrying on hand a quarter of a million dollars worth of paper stocks. Its entire pay roll is under the regulations of the Civil Service Commission. In order to serve the State with more convenience and at less expense than is possible under the present conditions, a plan has been worked out for warehousing the stock of materials carried at the State Printing Office, the State school

textbooks, the supplies for the Motor Vehicle Division, and the ballot paper required by law to be kept on hand by the Secretary of State, and this without recourse to the general fund of the State.

Printing Output Large. The State Printing Office output is approximately \$700,000 per year, about 60 per cent thereof being public school textbooks, the other 40 per cent work for the various State departments. The office does business on a basis of cost plus 5 per cent, which is to meet replacement charges. Employees number 207 in normal times. The pay roll is approximately one-half of production costs. The past calendar year showed school book production of 1,573,748 books. It is estimated that California school textbooks cost about 60 per cent of what they would cost if produced under private commercial practice. Two very large jobs were turned out by the printing office in connection with the elections of 1928—the Sponsorship Bill, 2,110,175 copies, costing \$23,500, and the Constitutional Amendments, 2,500,000 copies, costing \$60,696.55.

State Offices in State-owned Buildings. Completion of two new buildings of the Capitol group in Sacramento—the Library and Courts Building and the Office Building—and the taking over of the Strub Building, now known as the Public Works Building, have provided housing for all State activities in State-owned buildings. The State can be especially proud of the handsome structure which is the home of the State Library, Department of Education, Supreme and appellate courts and Attorney General. The furnishings of this fine structure are in keeping with the dignity of the offices it contains, and it offers for inspection several notable works of art in sculpture and mural decoration. The Strub Building, on Eleventh and P streets, was acquired for the Department of Public Works by purchase on exceptionally favorable terms, thus terminating a long-term lease which would have been exceedingly unprofitable. It provides quarters for all the divisions of that department and for motor vehicle activities.

Building in Los Angeles and San Francisco. It is anticipated that plans in process of formulation in Los Angeles will result in the offer of a site there for a State building, funds for the erection of which were long ago provided by a bond issue. Consideration is being given for an addition to the State Building in San Francisco, to provide additional accommodations there. When these two building projects are brought to conclusion, all the State activities in these three cities should get out of the "rent-paying" class.

Remodeling of Capitol. Remodeling of the Capitol, made necessary to accommodate changed conditions resulting from the shifting about of offices, is still in progress, but will be finished soon. Along with the remodeling has gone a general renovation. A new vault will be built for the State Treasurer, to provide greater safety for State funds and securities, and added convenience for that officer. Flood lighting of the Capitol dome is a great attraction to visitors in and residents of the Capital City, and was accomplished at comparatively small cost. The group of Capitol buildings is now a distinct credit to the commonwealth—fast approaching outstanding prominence in the Union of States.

MOTOR VEHICLE DIVISION ACTIVITIES

Prompt Delivery of License Plates. This division has functioned promptly during the license renewal period of 1928 and 1929. There has been little congestion and the long lines of waiting applicants are a thing of the past. In order to better the service to the people, additional branch offices have been opened, the last at Long Beach. The large use of these branch offices has demonstrated the wisdom of the policy of providing them. The establishment of checking and inspection stations at the places where the several interstate highways enter California, has pleased newcomers, who are very grateful for the free service given in the way of information and visitor permits, while at the same time the traffic in stolen cars has been definitely lessened, through having officers at these points. In dealing with the public, uniform courtesy is required of all State officers, and the "hard-boiled" traffic cop of yesterday is now a thing of the past, so far as the State service is concerned.

COOPERATION WITH INSTITUTIONS

Resulting Economies and Efficiencies. The Department of Finance has cooperated cordially with the Department of Institutions and with the individual units in that department, to work out all possible economies and to contribute toward efficient management. Conferences have been held to work out simplified routine, to the end that mutual problems should be understood, superintendents and business managers of the institutions have conferred with the buyers of the purchasing bureau and with the members of the accounting staff, with profit to all. The department prepared charts showing the expected growth of the various institutions, this information being necessary in the preparation of budgets and in the consideration of the ten-year building program referred to elsewhere. All institutions were visited and inspected as is required by law.

SPECIAL DUTIES IMPOSED BY LAW

American River Dam at Folsom. Chapter 569, Statutes of 1927, provided for the impounding and utilization of the waters of the American River at Folsom for flood control, domestic use, irrigation, power development or other public purposes. It authorized the Department of Finance to acquire property and to lease present and acquired lands of the State for proper consideration to other private individuals or corporations, or to a political subdivision of the State, for the purposes set forth in the act, with the provision that such lease might be recaptured by the State of California for a fair price. One year was allowed for the working out of the contract.

New Legislation Necessary. Investigations were entered upon immediately following the adjournment of the legislative session and for a time it seemed as if an acceptable lease could be made with private interests for the construction of the dam under such terms as would permit the State to take over the project at any period during the lease, if that should be desirable. The flood of March, 1928, however, was of unprecedented volume, as affecting the American River. It was then seen that the proposed dam would not be sufficient in the event of a recurrence of so great a run-off. It was necessary to consider the project in the light of added information, which revealed that a larger storage capacity was required involving much greater expense. The State reluctantly gave up the project, under the existing statute. It is recommended that the enterprise be not abandoned, however, but that necessary legislative action be taken for renewed effort in this matter.

Stockton Deeper Water Channel. The State has cooperated cordially with the city of Stockton in this fine enterprise. Approximately one-half of the appropriation of \$419,000 made by the legislative session of 1927 has been expended in the purchase of right of ways and areas for the dumping of dredged materials.

RECLAMATION FINANCES.

Heavy Burden of Debt. At the advent of the present administration, the affairs of the State Reclamation Board, which is the operating unit of the Sacramento and San Joaquin Drainage District, were seriously involved. An accumulated debt of nearly \$16,000,000, principal and interest, lay as a charge against the lands benefited by the Sacramento River Flood Control Project, with interest charges adding to the burden, which had long since become more than the land could pay. No sound financial structure had been provided for the clearing of this enormous debt. An \$8,000,000 bond issue, intended to ameliorate the desperate situation surrounding the Sutter-Butte By-Pass Project No. 6, had proved unsalable. Legislation was enacted in 1927 looking to the ultimate solution of this problem, the first step being to create the Bureau of Reclamation, under the Department of Public Works, and assigning to it all matters related to the construction, operation and maintenance of flood control units.

Nearly Two Millions Cleared. In sequence followed provisions for the cancellation of the unsalable bond issue of the Sutter-Butte By-Pass Project, the collection of the principal in semiannual installments of not less than 3½ per cent, and the later refunding of the remaining indebtedness of the project into forty-year bonds, under what is known as the Sacramento and San Joaquin Drainage District Refunding Act. Since December 1, 1926 \$1,349,262.67 of the indebtedness of this project has been cleared, represented by warrants and interest. In addition, there are now in the hands of the county treasurers of Glenn, Colusa, Yolo, Sutter, and Sacramento counties canceled warrants and cash amounting to \$573,800, awaiting the outcome of a friendly suit now before the Supreme Court. The refunding act has been put in operation and two 3½ per cent calls have been made on the original Sutter-Butte By-Pass assessment. Under this call \$392,400 principal in warrants was retired. Some of the warrants were acquired by the landowners, through the activities of the State Department of Finance in their behalf, for as low as 32½ per cent of face value and interest combined, and these were used at face value to pay the 3½ per cent calls.

Saving to Farmers. Through inaction in the past, Feather River Levee Project No. 7 had reached a condition where the original assessment for \$550,000 was overtopped more than \$100,000 by the accumulation of interest charges. There was the choice of spreading a supplemental assessment to cover the deficiency or finding some other way out of the difficulty. After much negotiation, settlement upon terms most advantageous to the landowners in the assessed area is in prospect. By agreement between the Department of Finance and the majority warrant holders, arrangements have been made for them to take the proposed bond issue, in exchange for their warrants, at a premium which will absorb the excess over the amount of the original assessment, thus avoiding the necessity of spreading a supplemental assessment. The operation of this agreement will result in the saving of 23 per cent to the farming community of that part of Sutter County in which the assessed area lies.

The Curry Bill. The situation is greatly improved by the adoption at the last session of Congress of the Curry Flood Control Bill, which commits the federal government to increased financial participation with respect to flood control on the

Sacramento River. Under this act the federal government is pledged to provide a total of \$17,600,000 to the work, and the basis of this increased participation with the State government and the landowners is defined

STATE CIVIL SERVICE COMMISSION.

Civil Service Practice. The commission is required under the Civil Service Act to classify and grade all positions in State employment except those expressly exempted by legislative enactment. It is then required to prepare and maintain, through examinations to determine the "merit, efficiency and fitness" of applicants, eligible lists for each class and grade of position, to fix and equalize salaries; and to supervise such employment within the terms of the law. Civil service has been in effect in California since 1913. Its law is regarded as one of the best enacted in the United States and the service is regarded as efficient and satisfactory.

Freedom from Politics. The State personnel under this system is singularly free from the evils in public and private employment where similar safeguards in selection and employment are not in effect. Under this orderly method a better selection of personnel can be had than is possible to the busy executive whose time is fully occupied with the work of his department or division. Requests for employment are met by reference to the Civil Service Commission and there is, therefore, no time-loss resulting from a useless consideration of the importunities of applicants, manifestly unqualified for public employment. The importance of a high standard of efficiency is reflected in the annual pay roll of the State, which now runs into many millions of dollars. The recent survey of the State Pension Commission shows that there are now 7,553 State employees who may be eligible to a retirement fund if it is adopted, with an annual pay roll of \$13,284,450.

Extent of Civil Service. The total number of positions in classified service for which separate examinations are given is (approximately) 635. Total number of employees in classified service on September 27, 1928 8986. Of this total 2777 or 30.9 per cent are engaged in labor or skilled trades 2233 or 24.8 per cent in office work, 1391 or 15.4 per cent in nursing service at State hospitals, etc., 1027 or 11.4 per cent in technical engineering work, 533 or 5.9 per cent in agricultural work, 291 or 3.2 per cent in fish and game conservation, 259 or 2.8 per cent in educational work, 89 or 1 per cent in medical work, 88 in public health work 83 in social service work, 79 in forestry work, 58 in police and criminal investigation, 40 in employment and personnel work, and 38 in library science.

CALIFORNIA STATE FAIR

State Board of Agriculture. The California State Fair is administered by the State Board of Agriculture, of which there are twelve members. The fair is held each year at the State Fair Grounds in Sacramento and has grown to be an outstanding event in agricultural expositions of the western coast. The fair of 1928 excelled any previous event of the kind. The attendance was 281,000. Thirty-nine counties made exhibits of their agricultural and other products. These counties included the most southern as well as the most northern counties of the State.

Exhibits in Great Variety. The fair contained many other displays than those strictly agricultural, although the latter predominated. The live stock exhibits were larger than ever before and the quality was superior, indicating development of that industry. The new machinery building was thrown open and in it was shown a vast variety of machinery of interest to California farmers. The educational department has grown to be one of the prominent features of the fair, bringing out school demonstrational work from every section of the State. The ten-year building program is meaning much to the various major departments in providing adequate building facilities to house the many exhibits. The California High School Agricultural Boys' Camp is now a regular feature of the State Fair. There were 325 boys this year in "Camp Lillard" and an additional 100 boys participated in live stock and dairy products contests. The State Fair is proving a fine educational influence with the young people of the State.

Next Year Diamond Jubilee. The State Agricultural Society was organized in San Francisco in 1854, held the first State Fair in Music Hall in that city in October of that year and the stock show and the races were held at the old Pioneer Race Track. The first president was Mr. F. W. Macondry. Early exhibitors were Senator Leland Stanford, the Spreckels family, L. J. Rose, "Lucky" Baldwin, and other prominent people of that time. The show was subsequently held in Sacramento, San Jose, Stockton and Marysville. In 1859 it returned to Sacramento where it has been held ever since. It is proposed for the 1929 fair that it celebrate the seventy-fifth anniversary of the organization by holding a Western States Exposition. With that in mind, all western states have been invited to participate. The long and fine history of the California State Fair should make the Diamond Jubilee a notable event.

DEPARTMENT OF INDUSTRIAL RELATIONS.

No function of State government touches the interests of employees and employers as closely as this department. All the labor laws come under its jurisdiction, and therefore the successful administration of the Department of Industrial Relations

is of major importance. Five divisions constitute the department: Division of Industrial Accidents and Safety (Industrial Accident Commission), Division of Labor Statistics and Law Enforcement, Division of State Employment Agencies, Division of Sanitation and Housing, and Division of Industrial Welfare. The director who supervises the activities of the different divisions is also chairman of the Industrial Accident Commission. The consolidation of work, the prevention of overlapping, and the greatest service possible to California's citizens, are among the accomplishments of this department. Plans are in contemplation to further consolidate different activities of the divisions, the outcome of the experiences of the last few months.

SUMMARY OF THE WORK

Six-Day Week in Oil Industry. The Department of Industrial Relations is actively engaged in work that benefits labor in larger fields. During the early part of 1928 the six-day week was introduced into the oil industry of California, in place of the seven-day week. Officials of the department were energetic in furthering this industrial change so universally approved, not only by the oil workers and the public, but also by the oil producers.

Imperial Valley Strike. A strike of Mexican laborers in the Imperial Valley in the summer of 1928 at one time seemed to have dangerous possibilities. Conferences with the interested parties were held by representatives of the department. A settlement of the dispute followed. The conferences are being continued so that better labor conditions will prevail in Imperial County, following the removal of grievances, some of them well founded. An agreement has been reached to pay wages weekly, without the retention of any percentage as was formerly the custom.

Age Limit for Workers. The department called public attention to the tendency to discriminate against workers because of age limits, the limit in some occupations being as low as 35 years. This mistaken policy has been condemned as anti-social and unworthy in every respect.

Training in First Aid. The training of traffic officers in first aid was advocated by the department, and has been approved by those in charge of traffic on the State highways. Lives may be saved by immediate care, thus avoiding the delay of transportation to the nearest hospital, at a cost of precious minutes or hours after an automobile accident.

DIVISION OF INDUSTRIAL ACCIDENTS AND SAFETY

Prevention of Industrial Deaths and Injuries. The Workmen's Compensation, Insurance and Safety Act is administered by this division. Its main purpose is to prevent industrial deaths and injuries. It is the court to which all disputed cases are referred. There has been an increase in death accidents and contested cases this biennium, a fact which is inseparable from the heavy growth of California's population. In carrying on a sound social policy toward these industrial catastrophes, the element in cost is in part assessed to business, as it should be. California averages more than 800 industrial accidents, with at least two fatalities each working day. The total fatalities in 1928 will be larger than usual because of the St. Francis dam disaster. The greatest toll of human life taken in an industrial accident prior to this was that of the Argonaut mine in 1922, when forty-seven lives were taken.

Safety Work. State officers and insurance experts are now conferring to make uniform safety requirements for machinery and places of employment. Uniformity in these things will be welcomed by business interests. The spirit of cooperation which has grown up between the business interests of the State and those who are associated in the cause of accident prevention is remarkable, and is constantly increasing.

Settlement of Disputes. Cases in which controversy develops must be decided by the Industrial Accident Commission. It is a notable fact that it is the tendency of the Supreme Court, more and more, to throw upon the commission the determination of disputes, this being evidenced by the general denial of writs of review in those cases where it is considered the appeal should not be allowed.

State Compensation Insurance Fund. The total assets of the State fund total \$7,211,509.25. The excess earnings over expenditures totaled \$703,627.60 for the first nine months of 1928. The reorganization of the State fund has resulted in the selection of expert insurance men in the management and the installation of the best business methods. An average sum of a little more than \$1,000,000 a year is returned to the employers who take out their policies in the State Compensation Insurance Fund.

DIVISION OF LABOR STATISTICS AND LAW ENFORCEMENT.

Collections for Wage Earners. The greater part of the work of this division is its service for men and women who have worked and whose wages are not forthcoming. More than \$1,000,000 yearly is collected in amounts averaging less than \$50, and this service is performed without cost. Usually, collections follow requests, but, in the event of refusal, if the demand is justified, court proceedings follow. Too often the small amount of wages due is all that stands between want and temporary income, and the service is therefore of inestimable value to the wage earner, and at the same time it often saves cities and counties from the necessity of extending aid.

Many Branch Offices. Branches of this division are maintained in San Francisco, Los Angeles, Sacramento, Oakland, Stockton, San Jose, Fresno, Bakersfield, Santa Barbara, San Bernardino, Long Beach, San Diego and El Centro. These offer the regional aid necessary to make this department of the work a success, and they are visited every day by men and women seeking advice, assistance and the enforcement of labor legislation.

Protection for Women and Girls. The laws protecting women and girls in industry, and those which supervise private employment agencies, are given special attention. Minors of school age are protected against employers who would hire them, when possible, in violation of law. The eight-hour law for women requires constant watchfulness.

Complaints Investigated. In the last five years, complaints investigated have increased 100 per cent, numbering 32,340 in 1928. Unpaid wages collected in 1928 amounted to more than \$1,000,000. Criminal actions against violators of labor laws numbered 1629 in the last calendar year, as compared with one-tenth of that number only five years ago. The immense amount of work coming to this division is shown by the fact that a total of 64,865 complaints of labor law violators were received and investigated during the last biennial period. Wage complaints for the same time were almost as many, numbering 57,189. Violations of the Private Employment Agency Act were 2160; charges under the eight-hour law for women were 2001; child labor complaints were 1374, and all other complaints, 1641.

DIVISION OF HOUSING AND SANITATION

Labor Camps Are Clean. This division has charge of the 2700 labor camps in California. Into them pour tens of thousands of laborers. No less than 200,000 persons lived in these camps in the last two years, and many of this population consisted of women and girls. Former deplorable conditions have largely been remedied. Previous acute dissatisfaction and revolt, because of lack of proper accommodations, absence of sanitary conditions, and other needs of the kind, have disappeared. California's labor camps are clean. They are regularly inspected. The division furnishes blue prints and plans for those about to start operations of this kind, so that these temporary places of abode will prove worthy of a civilized community, and the people inhabiting them feel they are not outcasts of society.

Housing Is Bettered. The Housing Act is enforced by this division and requires constant inspection. It is our determination to keep slum conditions out of California and to see that sanitation and rooms are in keeping with modern methods. Many old unsanitary hotels and boarding houses have been condemned and vacated.

Jail Plans Approved. A recent departure in this work is to approve plans for new county jails. These places of custody in the past have been very bad, and the remedy is still far from being complete, yet considerable progress has been made.

Help for Foreigners. Immigrants and those of foreign nationalities come with their complaints to our offices. They are talked to in their own languages and are helped to become good citizens of their new country. In the last calendar year 13,735 immigrants of forty-one different nationalities declared their intention of becoming citizens of the United States.

DIVISION OF STATE EMPLOYMENT AGENCIES

Work Constantly Increasing. This division reports that 330,948 men and women secured positions in the two-year period ending June 30, 1928, the numbers placed increasing steadily each year. It is hoped to extend the types of labor called for by employers so that the agencies can render increased service to those who are unemployed, without a fee of any kind to the State. There are 10 permanent free employment offices in San Francisco, Los Angeles, Sacramento, Oakland, Stockton, San Jose, Fresno, Bakersfield, San Bernardino, and San Diego.

Seasonal Employment Agencies. The enlargement of seasonal State employment offices has proved pleasing to the farmers and fruit growers of California. During 1928 seven such offices were opened, in Lodi, Marysville, Chico, Newcastle, Hollister, Modesto, and Brawley. In each instance the report was that the fruit was picked without loss to the growers, and that those seeking this kind of work were placed in direct communication with orchardists, thus saving the wearisome search for employment.

Amount Saved Through State Agencies. The average fee per job charged by private employment agencies during the years 1926 and 1927 was \$3.98. If the men and women who secured positions through the State employment agencies had paid the average fee mentioned, the total cost to the 330,948 applicants for work would have been \$1,317,173 during the two fiscal years ending June 30, 1928.

DIVISION OF INDUSTRIAL WELFARE

Minimum Wage Law. This division administers the minimum wage law for women and minors. Its duties are to fix and enforce the minimum wage, maximum hours of labor consistent with the health and welfare of women and minors, and sanitary standards wherever they are employed. Without this law the unorganized condition of women in industry would make them easy prey for those who would

pay low wages, work them long hours, and provide them with unhealthy working surroundings. As an outcome of this beneficial legislation millions of dollars have been diverted into the pockets of those sorely in need of the money, because of the minimum wage which has been set and enforced, and actual wage collections delivered to the workers wherever an underpayment of the minimum wage has been found.

Attitude of Employers One noteworthy fact in connection with minimum wage enforcement is the attitude of nearly all the large employers. They favor the law. They know that indiscriminate wage cutting would follow its repeal. The employers in the canning industry pay a large proportion of the audit system cost, insuring that piece rates and overtime rates will be paid according to the law. Men in charge of business operations in the cities likewise give their support to the only means of defense now available for thousands of women and girls.

Sanitary Inspections In the last biennium over 1400 sanitary plant inspections were made by agents of this division, which greatly increased the comfort and health of many thousands of women in industry. During this period, also, the sanitary provisions set for other industries were extended to cover motion picture studios and special sanitary requirements made for women employed "on location."

Minimum Wage Laws Justified The mass of statistical data which has been collected and tabulated since the Industrial Welfare Commission was first appointed in 1913 proves conclusively that the claims of former opponents of minimum wage legislation were not founded on fact.

DEPARTMENT OF INSTITUTIONS.

On January 1, 1927, the various institutions of the State included six mental hospitals, two homes for the feeble-minded (only one of which was in operation), three correctional schools, and the Home for the Adult Blind in Oakland. The population of these institutions at that time was as follows:

	Population	Capacity
Mental hospitals.....	12,965	11,689
Homes for feeble-minded.....	2,061	2,093
Correctional schools.....	1,049	1,055
Adult blind home.....	132	143

This showed for the mental hospitals, an excess population of 1276 above the number they were designed to accommodate. Although the figures might indicate that the homes for feeble-minded, the correctional schools, and the home for the blind were not full on that particular date, as a matter of fact there were nearly 1000 persons seeking admission to these three classes of institutions. This is just one of the many reasons which justify a building program over a long period of years.

Necessity of Rapid Turnover. The large number of the adult population to be cared for at some time in our mental hospitals, the number of children, either feeble-minded or possibly destined for a correctional institution, the number of blind who will probably require training—all make it apparent that the paramount duty of this department is to establish a policy of treatment and training in its institutions which will lead to rehabilitation and adjustment, and to a more rapid turnover of the population. Otherwise the State would acquire such a large number of institutional inmates that it could hardly stand up under the staggering financial burden of providing funds for the permanent housing, care, and maintenance of this vast army of future wards.

Personal Attention of Director. Most of these twelve institutions, as well as a thirteenth, recently added and later to be described, are visited monthly by the director of the department. At his early visits, eight hundred patients were found sleeping on the floor. Beds were immediately provided, and now all patients in hospitals and homes have clean, warm beds, and sleep in well-ventilated quarters. Bi-monthly conferences of superintendents and business managers have been inaugurated, at which problems concerning the institutions are discussed, thereby bringing the superintendents to better understanding of each others' problems and those of the department, and making for a more harmonious and efficient administration.

Study of Food Requirements. A supervising dietitian has been appointed, who visits the institutions regularly, and furnishes expert advice in the preparation and service of the food. The saving of food by the reduction of waste for one month, in one institution alone, more than equaled the dietitian's salary for the same period. Cafeteria service has been established in three institutions, and the effect upon the patients themselves has been so excellent that plans are being made to adopt it in other institutions.

Training in Industry. An industrial supervisor has been appointed, who visits monthly all the institutions, stimulating the farm production and the industrial activities, providing for the utilization of excess products of one institution by another, as well as the exchange of commodities between institutions, thereby effecting a great saving to the State.

Other New Departures. For the first time in the State's history an intelligent survey of the needs of State institutions has been made, and a definite ten-year construction program has been projected which will take care of future necessities at the greatest possible saving to the taxpayer. For the first time, also, complete

records are being kept of all patients and of those on parole or discharge. This permits a follow-up in each case, and makes possible an accurate evaluation of the treatment and training in the various institutions.

EIGHT-HOUR DAY FOR WOMEN.

Statement of the Problem. One of the problems which must be worked out in our State institutions is the full adoption of an eight-hour day for women attendants. The eight-hour day for women in private employment has been a law in California for 16 years, and yet, possibly because of additional expense that might be involved in reducing the number of hours from twelve to eight and thus creating an extra shift, as well as the fact that these attendants perform duties similar to those of graduate or registered nurses, who are exempt from the provisions of the eight-hour law, this law has not been applied to the institutions of the State. It is manifestly not right, however, to insist upon this law as far as private sanitarium are concerned, and continue to operate on the longer day in our own State sanitarium of like nature.

Difficulties in Solving It. It is clear that this eight-hour day for these workers should go into effect as soon as possible, but I realize that the adjustment must be made gradually, owing to the physical difficulties of the situation. The extra expense to the State will amount to a considerable sum, but the great difficulty, however, is in the new buildings necessary to provide accommodations for the enlarged staff of employes made necessary by the change. This difficulty can be solved much easier by anticipating these conditions over a period of years and a building program to adequately serve the existing needs as they appear.

Necessary Steps Toward Solution. The Division of Industrial Welfare under the Department of Industrial Relations has for some time been making a survey of this problem. The Director of Institutions is very anxious that it be solved as soon as possible, and he advises that, as to all women employees not actually engaged in the care of the sick, steps are now being taken to adopt the eight-hour day immediately in all State institutions. In order that all women employees subject to this law may as quickly as practicable be put on an eight-hour basis, I recommend that this department, the Department of Industrial Relations, and the Department of Finance make a study of the problem during the coming biennium, applying the eight-hour day as rapidly as financial and internal adjustments can be made, and recommending for succeeding budgets such physical additions to existing plants as may be necessary to take care of the increased force of institutional employes.

MENTAL HOSPITALS

Number and Treatment of Patients. Population of the mental hospitals on December 1, 1928, was 13,953. The total discharges for the last 23 months amounted to 5031, as compared to 4317 for the corresponding period ending December 1, 1926. In accordance with the new policy, patients committed to mental hospitals are now considered as sick people, and are given individual care, treatment, and attention. Our mental hospitals are now being operated as hospitals, and not as custodial or penal institutions.

Research. A new research laboratory has been planned, which will serve all State hospitals and where experimental work can be done. A complete study and research in connection with all epileptic cases in State institutions is now being made, which promises much valuable information in the treatment and cure of this disease.

Clinics. Out-patient clinics have been established in communities near the various hospitals, where people suffering from early symptoms of mental disease can be brought for diagnosis and treatment where patients on parole can be brought for further examination, and where the public generally can become acquainted with the nature and treatment of mental disturbance which leads to insanity. It is felt that these clinics will save many people from commitment to State hospitals, and also reduce the number of recommitments of patients who are on parole.

Restraint. All forms of cruel and inhuman mechanical restraint have been abolished, and in their place has been substituted hydro-therapy or continuous warm baths, outdoor exercise, and vocational training. Kindness has supplanted force. More than 200 disturbed patients who, eighteen months ago, were trussed up in strait-jackets are now treated by the new method with far better results.

Recreation. A rule has been adopted which requires all patients to be given at least three hours daily outdoor exercise. This has resulted in better health for the patients, and the "prison pallor" so often seen on people long confined indoors is fast disappearing among the patients in California hospitals.

Vocational Training. All patients who are able are urged to do some kind of work. Occupational therapy has come to play an important part in the treatment of mental disease. Where possible, training is given along the kind of work that the patient would follow upon his release from the institutions.

Segregation of Patients. Tubercular patients have been transferred to Patton State Hospital, where they may have the benefit of the warmer climate and sunshine. Criminal insane have been transferred to Mendocino, where custodial quarters have been provided to care for this dangerous type.

Paroles and Discharges. Paroles and discharges have been greatly increased through added social service workers and the establishment of out-patient clinics. Patients now discharged, through proper and adequate supervision, are enabled to make an adjustment and in practically every instance resume their place in society.

HOMES FOR THE FEEBLE-MINDED.

Population of the Two Homes. Population of the homes for feeble-minded on December 1, 1928, was 2410. The total discharges and paroles for the last 23 months amounted to 1252, as compared to 751 for the corresponding period ending December 1, 1926. Most of these are at the Sonoma State Home, which is filled to capacity, and which has 810 applications on the waiting list. The newer institution, Pacific Colony, will have accommodations for 480 by the end of the biennium. There are 239 applications on file for admission to this institution, 52 inmates having just been admitted from two condemned private institutions in Los Angeles County.

New Improvements and Service. At the Sonoma State Home construction has begun on a new and modern hospital building with a bed capacity of 100. An orthopedic surgeon has been added to the hospital service, operating on many of the crippled and deformed, giving these children better use of their limbs, and reducing the amount of personal care necessary. The building program of Pacific Colony is also being rushed to completion, in order to accommodate the maximum population for which funds have been provided.

Savings Through Social Service. The social service staff at the Sonoma State Home has been increased in view of the necessity of placing as many as possible of the higher grade cases on parole. The increase in this staff is an economic saving to the State, and the supervision rendered enables many difficult cases to become self-supporting and non-institutional. Illustrating this point, 198 cases on industrial parole in San Francisco Bay district, though costing the State \$5,626 85 in supervision last year, represent an actual saving to the State of \$27,153 24, due to their being outside the institution during that year. The earnings of this group for the year were \$47,520.

CORRECTIONAL SCHOOLS

Population of the Schools. The three correctional schools, the Preston School of Industry, Whittier State School, and Ventura School for Girls, with a capacity of 1055 have a population of 1093 with 1130 on parole. On December 1, 1926, this group had a capacity of 1055, a population of 1052, and 979 on parole. This shows an increase of 41 in population and 151 in paroles. During the 23-month period just ended there were 2084 received and 2029 discharged and paroled as against 1946 received and 1833 paroled or discharged for the corresponding period just preceding.

Vocational Training. Specialized vocational training is being stressed at all institutions of this group. Thoroughly trained, certified, and competent vocational instructors are being employed. This instruction is in addition to the regular classroom instruction through the grades and high school. All instructors in classroom work are persons with State certificates. This special vocational training fits the boy or girl for proper and suitable placement in an environment where he or she may make good.

Results of Specialized Training. The boy in each case is given training in the vocation in which he seems best suited, in order to give him opportunity for honest self-support when he leaves the school. Although much of this work is new, its results are already beginning to be felt. Of boys on placement at present, 23 per cent are doing well, 62 per cent average, 7 per cent failures, and 8 per cent "floaters" from whom no reports are available. Prior to inauguration of the new policy in training program, the paroled group showed 21 per cent doing well, 57 per cent average, 9 per cent failures and 13 per cent of the "floater" class.

Attempts Toward Saving Boys. A building program over a ten-year period has been inaugurated to increase capacity of both institutions for boys, obviating the necessity of so many boys being held in county jails, sometimes for weeks or months, awaiting admission to the schools. Segregation into smaller groups, under house mothers simulating home environment, atmosphere and conditions, has been attempted and is proving successful with many boys. Difficulty, however, is being experienced in the handling of the older and hardened type of boy. This fact is a strong argument for an intermediate institution of correctional type, a need which the department has long realized.

Prevention and Cure of Juvenile Delinquency. Research into the causes and prevention of juvenile delinquency has become a feature of this work, and through applying the results of this research to individual cases, much is done toward the eventual rehabilitation of the boy or girl. Much is done also through a districting of the State for more efficient and economic functioning of parole and placement workers. Thus, without duplication of effort, better supervision and placement is the result, with more certainty of ultimate reform.

INDUSTRIAL HOME FOR THE ADULT BLIND

New Plans and Policies. The Industrial Home for the Adult Blind, under the new superintendent and new policy of making it a training, instead of a combined training and custodial institution, is meeting the immediate need in an adequate

manner. However, a survey of the blind in the State is just being completed which will better determine the need of this group for training, care, supervision and financial aid. Display and sales rooms for products of the blind are planned to stimulate interest, put the products before the buying public, encourage the blind themselves, and assist them, through proper training, to become self-supporting.

STATE NARCOTIC HOSPITAL.

A Worth-while Experiment. It has generally been taken for granted that only a very small percentage of those falling a prey to the vice of narcotic addiction can ever become rehabilitated. In an endeavor to disprove this, if possible, the State has entered upon the work of testing it out by the establishment, as its thirteenth institution, of a sort of laboratory for discovering means of salvaging human lives. Until results of these endeavors can be tested, it is agreed that such an institution should be kept comparatively small.

Establishment of Institution. This institution for the care and treatment of narcotic addicts under the superintendency of the outstanding available authority on this subject, was established on the old Pacific Lodge property of Spadra. An appropriation of \$100,000 was supplied by the Department of Finance from the emergency fund, as the Legislature of 1927 had provided no funds for this purpose. The institution, which opened in July, 1928, with a capacity of fifty, is already filled, and an additional emergency appropriation in the sum of \$15,000 has been granted to provide quarters to house an additional fifty patients. Construction has started, and the buildings will be available by January 21 of this year.

Treatment and Expected Results. Inmates are given the best of scientific care and treatment and are required to remain in the institution a minimum of eight months. Those now there are apparently happy and decidedly grateful to the State for what is being done for them. All patients in convalescent stage are required to perform some occupation. Orchard and garden work and trade instruction will be features of occupational activities. Placement at expiration of term in some established employment, with after-care and supervision, are expected to make a majority of the cures effected complete and lasting.

Plans for the Future. During the coming biennium it is planned to increase the size of this institution to enable it to care for both male and female addicts. It is believed that all persons suffering from drug addiction, and really desiring treatment and cure will be benefited. The outlook for this institution is therefore most promising and optimistic. This work has the interest of the public and the cooperation of the courts. California is the first state to attempt this experiment of establishing a narcotic hospital for the care, treatment and ultimate rehabilitation of drug addicts, and the results of the experiment will everywhere be watched with the greatest interest.

INVESTMENT REGULATION.

There is one group of governmental activities not yet organized into a department which is so related in general functions as to suggest the propriety and value of considering the activities jointly. These deal with different phases of business regulation. All serve to protect the investing public against losses which must inevitably occur in the absence of adequate regulation. The desirability of bringing these activities into a departmental organization is clear.

Preserving Autonomy of Activities. At the same time I feel that the autonomy of the respective activities must be most carefully preserved. Any legislation which is passed grouping these activities into a department must avoid the forfeiture of the independence and responsibility of each of the activities. Contrasted with such departments as finance or public works, where executive responsibility is vested in the director, such a department should have a director who will serve more as a clearing house for relations between the separate activities, and a representative to speak for the common interests of all in the meetings of the Governor's Council.

Activities All Regulatory. One of these activities deals with regulation of public utilities, although it still operates under its old name of Railroad Commission. Its functions are rather definitely fixed by the constitution, and the establishment of any relation between it and a departmental director, in the absence of constitutional change, would necessarily be limited merely to the work of reporting. The other five activities deal with the regulation of banking, insurance, corporate securities, building and loan associations and real estate. It is clear that there are competitive or conflicting interests among these groups as well as large elements of mutual interest. The form of organization which will be suggested will, I believe, adequately protect the necessary powers of each of these divisions and at the same time give to each the advantage of cooperative contact with the others and of official relationship with the executive branch of the government.

BANKS.

Growth in Bank Resources. The superintendent of banks reports California banking conditions as sound. During the past two years there has been a substantial increase in their capital, surplus and undivided profits. On October 3, 1928, the capital account figure was \$442,688,000, representing an increase of 16 per cent since July 1 of the preceding year. Total resources of all banks in the State on October 3, 1928, amounted to \$4,115,990,000, as compared with \$3,860,465,000 on

October 10, 1927—a gain of \$255,525,000 in a little less than a year. Total bank resources have almost doubled during the past decade and per capita resources have very substantially increased during the same period.

Savings Bank Increases. There has also been a phenomenal growth in savings accounts during recent years. On June 30, 1928 there were \$1,852,088,000 in all such accounts, representing the savings of approximately 3,000,000 individuals. If there were only one savings account to each person, this would represent practically our entire adult population. Savings accounts increased by more than \$150,000,000 during the year ending June 30, 1928, during which period there has also been a marked increase, both in the number of depositors, and in the average amount credited to each.

Changes in Bank Ownership. The significant outward changes which have occurred in banking during the last two years have had to do partly with changes in ownership and identity, and partly with the tendency toward larger banking units, whose interests extend to all parts of the State. During the year 1927, 111 changes in the ownership of banks took place. A few of these changes were mergers, some were consolidations, but the greater majority were outright purchase and sale agreements. In all some \$60,000,000 in capital stock and \$700,000,000 in resources changed ownership. By the early part of 1928, changes in ownership and identity had become less frequent, and the situation was apparently stabilized. At the present time there are in California 499 State and national banks, which, together with their 822 branches, make a total of 1321 banking establishments in the State.

California's Economic Conditions. The economic situation in California is, on the whole, satisfactory. While there are certain areas and industries in the State which present difficult problems of readjustment, the State, taken as a whole, has prospered during the past two years. As already noted, bank resources show a very healthy increase. Manufacturing, as measured by average daily production, has made satisfactory progress. Agriculture, except in some commodities such as citrus fruits, still leaves much to be desired. Building activity is more quiet, but the general employment situation in 1928 was distinctly better than that of the previous year.

CORPORATE SECURITIES.

Corporation Commissioner. This office has developed into one of the most important units in the State's function of regulating investments. Its volume of work during the last biennium is the greatest since the department was organized on January 1, 1915. Securities amounting to \$2,886,302,288 have been authorized during this period. That the department is functioning in the interest of investors, as well as for the protection of corporations, is shown by the fact that during the past two years moneys and other valuable properties, recovered by the department for purchases of securities in which questionable elements were involved, total \$722,625. To make possible the handling of this increased volume of work the department has, during the past year, been completely reorganized, with its various responsibilities segregated and coordinated. The number of separate matters handled during the two years is 43,483.

Work Is Preventive. The work of the department is intended to be preventive of loss rather than to be a supplement to the courts in the effort to recover losses already sustained. Many cases of fraud and attempts at fraud in securities transactions have come to the attention of the department and the operations stopped or prevented through the cooperation of the newspapers and radio broadcasting stations of the State. A survey, recently completed showed that many finance, mortgage and related companies have become involved in financial difficulties. It was, therefore, deemed necessary to take steps which would tend to cure this unfortunate situation. Regulations have been prepared which, it is hoped, will prevent a recurrence of the condition referred to. There is ample room for changes in the Corporate Securities Act which would strengthen that law. With this in view, suggestions for amendments and changes were submitted to the State Bar Association more than a year ago and are now being considered by that body. Any recommendations by the State bar probably will be embodied in bills to be presented to the Legislature.

INSURANCE

California's Rank in Insurance. The problems of regulating insurance have been very pressing during the past two years. California is now the fourth state in the Union in volume of insurance business, and second in the volume of casualty insurance.

Examination of Companies. One of the most important duties imposed upon the Insurance Commissioner is the examination of insurance companies in accordance with the provisions of section 597 of the Political Code, in order to determine whether or not such companies measure up to the standards of solvency required by law, and also to ascertain if the companies under examination are observing the provisions of the law with respect to investments, establishment and maintenance of proper reserves, and the reporting of their financial condition in general. While several California companies were found by the Insurance Commissioner to be in very questionable financial condition, the office has at this time practically cleared up all details in connection therewith.

Complaints as to Settlements. Another function of the office in which the general public is interested is the handling of complaints made by citizens with respect to claim settlements. While the office does not have judicial powers, it has been very successful in this particular phase of the work, having effected settlement of a vast number of disputes between the insurance companies and their policyholders. Efforts are now being made to "clean up" the field of soliciting insurance agents in order to eliminate, to the greatest possible extent, the agent who is not properly equipped to handle intelligently the insurance problems of the general public, and the office has established a so-called black list in order to prevent the issuance of licenses to agents who have proven themselves not to be trustworthy.

BUILDING AND LOAN.

Increased Assets of Associations. The Building and Loan Commissioner reports that the year ending June 30, 1928, was the most prosperous one for building and loan associations in the history of the State. Assets of the combined California associations increased \$74,265,243 60, or 28 per cent.

Every Department Strengthened. In addition to the actual increase in assets, every department of the business has been strengthened. The reserves have been increased by 27 per cent, the permanent capital stock by 18 per cent, and cash on hand by 12 per cent. Nearly all of the larger associations have also increased their liquid assets by purchasing high grade bonds, the increase in this department being 223 per cent.

REAL ESTATE.

Activities of Commissioner. During the past two years the work of the Real Estate Commissioner has shown a very marked increase. The scope of the work is apparent from the fact that more than 60,000 brokers' and salesmen's licenses are issued each year; that over 200 formal hearings are held each year, with nearly ten times as many informal hearings and conferences, that an average of 200 examinations for brokers' licenses are held each year, and that these examinations for brokers have proven so valuable that the real estate people themselves are asking that they also be applied to salesmen.

Inspection of Agricultural Projects. One of the activities of the present biennium which has seemed most necessary is the inspection of agricultural projects which are being promoted in California. While many of these projects are entirely legitimate, there are others which are so clearly fraudulent that if they are permitted to proceed unchecked it can only mean harm to the State and discredit to the real estate business as a whole. As a result of inspection by the Real Estate Commissioner, many of these unsound promotions have been withdrawn from the market, thereby saving the investing public millions of dollars. In the first eleven months of 1928, the actual money and canceled contracts returned as a result of these investigations and hearings amounted to \$1,806,106. There have been held during the biennium 396 formal hearings, as a result of which 34 licenses were revoked and 16 others suspended. In all this endeavor there has been most cordial support by the entire real estate fraternity, and to this attitude the success of the work is very largely due.

IRRIGATION DISTRICT PROBLEM

Relief for Irrigation Districts. I wish to suggest the need for a very careful examination of the methods of financing irrigation, reclamation and other public improvement districts in agricultural regions. The laws governing irrigation and reclamation districts were drafted years ago, and have been subject to many amendments, some of which are conflicting or obscure in their meaning. We have learned a great deal during the last quarter century from our experience in the handling of these projects. It would seem that the time is ripe for a careful study of the history and present status of irrigation and reclamation districts in California, and for the consideration of improvements in our laws and methods of handling these projects.

Excessive Interest Charges. Irrigation districts in California pay for the use of money needed in these projects an average of 6 per cent per annum, or almost \$6,000,000 a year. Furthermore, irrigation district bonds are not sold at par in most instances, the discount amounting at the present time to almost 10 per cent on an average. The heavy rate of interest paid on irrigation bonds, coupled with the discount on those bonds, lays a very heavy burden upon landowners in many of these districts. It is my belief that this burden may be materially lightened. A reduction of 1 per cent in the interest rate on these securities would save over \$1,000,000 a year.

Investigation Suggested. I recommend that a commission consisting of financiers, engineers and others having a vital interest in irrigation and reclamation development be appointed and that this commission shall be charged with the responsibility of studying the situation in reference to irrigation and reclamation districts, and of making recommendations to the next Legislature, looking toward a reduction in the burden now being carried by lands in such districts.

INTERSTATE INVESTMENT ACTIVITIES.

Interstate Cooperation Necessary. Too much emphasis can not be laid on the extent to which California must cooperate with other states in the protection of

its people. Promotions appealing to California investors frequently have their origin in other states. Like the necessity for quarantine against disease, plant pests and other similar invasions, the agencies of investment regulation are constantly faced with the problem of interstate operations. A few examples of this problem are significant.

Insurance. The Insurance Commissioner spent considerable time in the initiation and completion of investigation of a group of middle western insurance companies operating extensively in California. As a result, radical steps were taken to protect the policyholders, whose policies in California alone reach hundreds of millions of dollars, and criminal proceedings against the persons responsible for the unsound conditions have been instigated.

Real Estate. The Real Estate Commissioner has found it necessary to visit and inspect large subdivision projects in Arizona and Nevada, which were being offered for sale almost exclusively in California, and thus came within his jurisdiction.

Corporations. The Corporation Commissioner advises that a very large proportion of corporate securities offered for sale in California are those of corporations having their home office or their principal place of business, or both, in states other than California.

Public Utilities. The Railroad Commission during the last biennium has largely assisted the Interstate Commerce Commission in proceedings resulting in large reductions of interstate rates on fruit and other California products.

Duty Toward Public. I feel that all these officers would be derelict in their duties if they failed to protect the interests of the California public as vigorously in the case of enterprises having interstate features as they do in the case of enterprises originating in California.

PUBLIC UTILITIES REGULATION.

As indicated above, the commission regulating public utilities has its duties so specifically defined by the State constitution that it must be considered apart from the other five agencies of investment regulation. All public utilities under the jurisdiction of the California Railroad Commission, except transportation companies, showed a substantial growth during the last biennium. The steam and electric railroads and motor carriers showed a slight falling off in business during 1927.

Period of Lowering Rates. Due to increased production, lowering costs of money, and greater efficiency of operation, there were large reductions in the rates of many gas and electric companies during the last two years. Some of these reductions were voluntary, and others were ordered by the commission. The period was also marked by many consolidations of utilities, and purchases of smaller utilities by large outside holding corporations. There was also a large volume of refinancing, and of new financing of public utilities, largely at lower interest rates.

Scope of Utilities. There are now 1762 public utilities under regulation of the commission. They range from those having a score or less of consumers to others having 350,000 or more consumers. The total number of connected water, gas, electric and telephone customers on December 31, 1927, was 5,124,328, as against 4,736,930 in 1926. The total installed capital carried on the books of the utilities as of December 31, 1927, was \$3,279,585,169.

Utility Securities Authorized. The Railroad Commission authorized public utilities to issue \$218,559,617.57 of stocks, bonds, notes and other evidences of indebtedness during the fiscal year ending June 30, 1928. Since its reorganization in 1912 the commission has authorized the issuance of \$2,718,609,741.41 of such securities. Rigid care has been exercised by the commission to prevent over-capitalization or inflation of public utilities securities. The commission has refused to permit holding companies to capitalize inflated prices paid for smaller companies, nor charge excessive profits against subsidiary companies.

Revenues of Utilities. The revenues of these utilities from purely California business during 1927 was reported at \$591,988,000, and for 1926 was \$543,091,000. The importance of the utilities from the standpoint of the amount of business handled may be gauged by a comparison of their revenues with the figures for the total agricultural production, including live stock products, of approximately \$64,840,000 in 1927. Operating revenues of these utilities including business within and outside California, was \$1,024,889,114.32 in 1927 as against \$1,001,170,243.26 in 1926. Dividends paid during 1927 amounted to \$125,614,281.84, as against \$109,312,215.97 in 1926.

Benefits of Regulation. Regulation of public utilities pays large dividends to the public in California. Reductions in rates during the fiscal year 1927-28 aggregated approximately \$3,500,000, and increases requested by the utilities, amounting to \$3,706,712, were denied. The amount expended by the Railroad Commission in the regulation of the utilities during the fiscal year 1927-28 was \$518,104.38. It is apparent, therefore, that for every dollar expended by the Railroad Commission in regulating the utilities there has been returned to the rate payers \$7 in reduced utility charges, irrespective of the savings due to the denial by the commission of requested increases in rates. These figures are believed to represent a fair average for all normal years since the reorganization of the commission in 1912. During the last biennial period the commission assisted in Interstate Commerce Commission

proceedings resulting in large reductions in interstate rates on fruit and other California products.

Safety Work. The commission is able to report a continuance of its work for the reduction of grade crossing hazards, danger to the public and utility employees due to impaired clearances on railroads, and also the elimination of infractions of laws governing overhead electric line construction.

Noteworthy Action. The commission adopted a general order September 27, 1927, requiring public utilities to file data in regard to salaries paid, donations, contributions, subscriptions and political expenditures, and valuable information has been filed by the companies in conformity with this order.

MILITARY AND VETERANS' AFFAIRS.

In accord with the general scheme of reorganization, and in order that all related State agencies may be grouped together and their functions coordinated within a department with representation in the Governor's Council, it seems to me desirable that the Adjutant General, the Veterans' Welfare Board, the Woman's Relief Corps Home, the Veterans' Home and the State Athletic Commission should constitute independent divisions of a new department.

Value of Proposed Department. A departmental organization which will preserve the autonomy of the above-named agencies, but which will at the same time afford opportunity for cooperative solution of mutual problems affecting both service and ex-service men and women and give them representation in the Governor's Council, would seem to be a necessary step in the process of reorganizing the State government, as well as a great benefit to the veterans. Such a step, however, must involve the unhampered continuance of all existing agencies without curtailment or restriction of their respective powers and duties in the slightest degree. I believe that this protection can be afforded and still provide the necessary measure of coordination.

NATIONAL GUARD.

Drill and Camp Attendance. The National Guard of California is in a very satisfactory condition and is prepared to meet any call that either the State or the federal government may make upon it. The outstanding features are the very excellent drill attendance of 81 per cent, the camp attendance of 89 per cent, the splendid state of training as evidenced by the War Department inspection reports, and the economy of administration as compared with the cost of maintenance of the National Guard in other states.

Strength and Cost of National Guard. There has been no recent increase in the strength of our National Guard, due to the policy of the federal government to curtail expenses. However, the federal budget bureau has recently approved an expansion program wherein the Fortheth Division is to be completed—a division largely allotted to this State for organization. This increase will amount to 1000 men, and will bring the total strength to 6600. As an indication of the interest taken in our National Guard, there are applications on file from 48 cities in the State desiring units. During the last fiscal year the federal government expended on the National Guard of this State the sum of \$1,116,000, and the State approximately \$300,000.

High School Cadet Corps. There has been considerable improvement in the High School Cadet Corps, owing to the policy of supplying cadets with a portion of their uniform, which was made possible through the increased appropriation granted by the last Legislature. The Porterville Union High School was judged the most efficient high school for 1927 and 1928. The Sacramento High School won the trophy for rifle competition during 1927, while the Fresno High School won for 1928. For the past four years the Fresno High School has won national honors by winning the national indoor interscholastic small-bore rifle competition.

First Place in National Competition. The California State civilian rifle team won national fame by finishing first among the civilian teams of the country at the national competition held at Camp Perry, Ohio, in 1928. The team was selected by competition, and represented every section of the State.

Training Camps and Armories. A permanent training camp for division troops has been established near San Luis Obispo, and the federal war department has approved plans for its development, which, when completed, will cost \$500,000, of which amount \$275,000 has already been provided. This site is reputed to be the best training area in the country. During the present biennium the completion of the Los Angeles and San Francisco armories has been accomplished. These buildings were erected in 1915, but were never completed. It is interesting to note that the tentative 10-year building program includes provision for additional armories which will serve approximately 30 cities in our State.

Historic Flags Preserved. The historic colors carried by the citizen soldiers of our State in the Civil and Spanish-American Wars, although in a very dilapidated condition due to months of service and natural deterioration, have been restored by a patented method and will now be preserved for posterity. In the plans for the renovation of the State Capitol there is included a display of flags, which will include the colors carried by our troops during the World War, and will be one of the finest displays of the kind in the country.

Emergency Services. During the past two years the National Guard has performed valuable emergency service as follows: guarding against possible outbreak at the Folsom Prison riot; protecting life and property and furnishing relief during the North Sacramento flood; providing tents, blankets and supplies following the St. Francis Dam disaster; hunting for lost persons by airplane; and performing many other acts of service.

VETERANS' WELFARE BOARD

Veterans' Legislation and Bond Acts The California Legislature of 1921 conceived and enacted into the statutes of this State what is now recognized throughout the nation as the most admirable and constructive veterans' legislation provided by any commonwealth in the Union. The specific acts comprising this legislation are known as the Veterans' Welfare Act, creating the Veterans' Welfare Board and defining its powers and duties, the Veterans' Farm and Home Purchase Act, and the enabling act designated as the Veterans' Welfare Bond Act, providing a bond issue of \$10,000,000. All these were passed in 1921, and were followed four years later by another Veterans' Welfare Bond Act, this time for \$20,000,000.

Results of This Legislation. A study of the accomplishments under these relief measures clearly indicates the soundness of their economic structure, their benign influence, and the good which has already accrued to the veterans who have been served as well as to the State through the creation of thousands of contented and law-abiding home owners. All these things have been accomplished without cost to the State.

Methods and Results of Farm Purchase. Although legally authorized under the Veterans' Welfare Act to expend \$1,000,000 in the colonization of veteran farmers, the Veterans' Welfare Board developed, after a thorough study of the practicality of colonization, which included a study of the State Land Settlement Act and the two State colonies already in operation, a policy of individual farm purchase by which the veteran was enabled to select farm property in the community in which he desired to reside and to which his farm training and ability were best adapted. This policy has been amply justified in the light of present land settlement developments, and has resulted in scattered farm purchases in thirty-eight counties of the State by about 275 farm-minded veterans who desired to engage in agriculture. For seven years agriculture in California has suffered from depression. Despite this fact the delinquent list of farm veterans is unusually small, which is directly attributable to the selection by the board of only qualified veteran farmers and carefully selected farm property.

Bond Issues Exhausted. Aside from the farm purchases mentioned above, all the balance of the \$30,000,000 fund provided by the two bond acts has gone for the purchase of homes costing an average of about \$4,700. Approximately 6000 veterans in forty-six counties hold these home-purchase contracts, while about 10,000 applications remain on file, with no possibility of taking action upon them unless additional funds are made available. To this end a proposition for a third bond act will probably be laid before you to be submitted to the voters at the general election of November, 1930.

Total Resales Show Profit. In order to learn whether the State can be absolutely certain that no considerable number of these homes or farms may go into default, thus preventing the retirement of bonds or payment of interest thereon, I have recently requested the facts from the secretary of the Veterans' Welfare Board. I have learned that the repossessions so far equal a scant 1½ per cent of the properties purchased; that when a property is repossessed it is at once renovated and resold as speedily as possible; that ordinarily this resale is accomplished inside of a month; and that there are rarely more than four or five properties on hand at any one time. I am also informed that, instead of loss, there has been a net profit of \$6,561.16 on these resales.

A Good Work Well Done. On the basis of this showing it would appear that the State has made no mistake in thus lending its credit to our ex-service men. The manner in which the Veterans' Welfare Board has carried out the duties imposed by this pioneer legislation is worthy of the best traditions of California's veterans, for whose relief these measures were passed.

WOMAN'S RELIEF CORPS HOME

Purpose of Home. Near Santa Clara, California, is the Woman's Relief Corps Home of California. It is an institution in large measure supported by the State, but with some contributions from various individual units of the Woman's Relief Corps of California, for the maintenance and care of widows, unmarried daughters and dependent sisters of veterans of the Civil War. The population of the home varies but little, and is generally about forty-five, that being its extreme capacity.

Origin and Management. The home was originally built from private funds secured by the Woman's Relief Corps, Department of California, with some assistance from the posts of the Grand Army of the Republic. It was established at Evergreen, Santa Clara County, and was changed to its present location following a fire which destroyed the buildings at Evergreen. The property at Evergreen was sold and the present property near Santa Clara purchased, the State contributing

toward the purchasing price. The control is vested in a board of directors, consisting of six women, all of whom are members of the Womans Relief Corps, Department of California. This board employs a matron who supervises the institution under the direction of the board.

Future Home. It is hoped that this worthy institution may find its way into the proposed department of Military and Veterans' Affairs. The management of the home is agreeable to this, provided the entry of the institution shall be maintained. The home is undoubtedly doing a worthy work, and the fact that it is supported in part by private contributions should not be lost sight of. Certainly, everyone will join in assisting as far as possible the people whom this home cares for, namely, dependent relatives of veterans of the Civil War. The average age of those in the home is 77 years.

VETERANS' HOME

Veterans' Home Near Yountville. The membership of the Veterans' Home is steadily increasing, and it is an ever present problem as to how all the applicants can be taken care of. The buildings are in such a dilapidated condition that a new building program has been inaugurated, and it is hoped that the next eight years may see the completion of this program. The Legislature of 1927 appropriated \$170,000 for the construction of the new barracks building from funds of the Athletic Commission. This building, when completed, will house 200 men. On October 20, 1928, the cornerstone for the new barracks building was laid with appropriate ceremonies. A regular plot plan has been worked out for the development of the home and it is contemplated that each unit will be placed in accordance with this plan.

Minor Buildings. The Legislature of 1927 also appropriated the sum of \$35,000 for the construction of a quartermaster's storehouse and employees' buildings. These buildings were started in March and have now been completed. In May, 1927, the directors set aside \$28,000 from the unexpended funds for the erection of a new post exchange building. This building is now completed and stands parallel with the quartermaster's storehouse building. In addition to the post exchange, it accommodates a barber shop and post office.

Great Need of Improvements. Much has been accomplished toward the improvement of conditions at the Veterans' Home by the present State administration, which has formulated plans for a building program to extend over a period of ten years, replacing with modern, fireproof concrete structures the old wooden barracks, hospital, and auxiliary buildings, at present occupied by the membership and various departments. The extreme need of new fireproof barracks buildings, as well as a new, modern, fireproof hospital, has been evident for some years, due to the menacing fire hazard and the unsanitary condition of the present occupied buildings, many of which were constructed during the eighties.

Entertainment in Home. As the home is some distance removed from centers of population, a great deal of attention is devoted to entertainment and welfare work among the membership and employees. Funds for this work are provided by the post fund, which is supported by the post exchange and unclaimed estates of deceased members, which estates have remained in the posthumous fund for a period of five years. Patriotic, fraternal and religious organizations have also contributed to this work by rendering frequent and appropriate entertainments. All national holidays have also been appropriately observed. One of the most excellent sources of entertainment is the motion picture theater, another is a very fine library, which is well supplied with books, periodicals, magazines, newspapers and general literature, and still another is the "Home Band."

An Honored Director. The Veterans' Home of California has been greatly honored in that one of the members of the board of directors, Captain E. L. Hawk, was elected national commander-in-chief of the Grand Army of the Republic. In October, 1927, after Captain Hawk's election, a reception was tendered him at the home.

STATE ATHLETIC COMMISSION.

Boxing Approved by Voters. At the general election on November 6, 1928, the initiative measure to repeal the boxing law was defeated by a majority of 393,383. In 1924 the electorate, through an initiative measure, placed boxing on the statute books by the slender majority of 20,214. Although this question has for some time been in controversy, the recent large majority against the repeal of the law in the November election can only be construed as a public endorsement of the work and activities of the State Athletic Commission during the past four years.

Commission Self-Supporting. The law provides that the sum of \$40,000 be allotted for the expenses of the Athletic Commission. Not a cent for salaries or other expense comes from the funds of the State. The commission is not only self-supporting, but a balance of considerably over a hundred thousand dollars a year has gone into the Athletic Commission fund.

Tax and License Fees. During the third fiscal year of the commission, from December 1, 1926, to November 30, 1927, the commission received from the 5 per cent tax and license fees \$135,298.36. During the fourth fiscal year, ending November 30, 1928, the receipts fell off to \$122,985.58. During this biennium 2152 shows

were held under State supervision, which were attended by 3,163,762 people and produced total gate receipts of \$4,641,410.79.

Veterans' Home Building Program. Under the law the commission's receipts must be expended only for the maintenance of veterans' homes. The Veterans' Home near Yountville is the only such home in California at present. As has been said above, in addition to \$80,000 out of the general fund, \$170,000 has been appropriated out of the Athletic Commission fund for new construction at Yountville. Under the ten-year building program contemplated by the Department of Finance, in agreement with the directors of the Veterans' Home, all of the present buildings will eventually be replaced, and additional barracks and other buildings will be provided.

Why Included With Veterans' Affairs. Although much of the Athletic Commission's activities are not directly connected with veterans' affairs, the fact that the commission has been endorsed by the veterans and was brought into being largely through their activity, coupled with the fact that posts of the American Legion sponsoring boxing contests are exempt from the 5 per cent tax, would seem to make this connection a very appropriate one. The chief reason, however, why *this commission forms necessarily a part of veterans' affairs*, is the law already referred to, which devotes the entire net receipts of the commission to maintenance of veterans' homes.

DEPARTMENT OF NATURAL RESOURCES.

The Department of Natural Resources, as the name indicates, has to do with those resources which formed the native wealth of California ages before the coming of its present population. This department brought together five of the agencies for development of these native resources of our State, and has enabled them to function in five divisions, as follows: Division of Mines and Mining, Division of Petroleum and Gas, Division of Fish and Game, Division of Forestry and Division of Parks.

DIVISION OF MINES AND MINING

Mining Came First. Mining is California's oldest industry and long antedated agriculture in importance. Though the early days of gold have long since passed the State still has a very considerable mining industry, amounting to more than \$100,000,000 per year in metallic and nonmetallic production. These figures can undoubtedly be increased and production stabilized if plans of the department are carried out in providing for a comprehensive geological survey, to be completed over a period of years. Progress has already been made in bringing to near completion the first stages of the survey of the commercial mineral resources of the State, and in the publication of the resultant reports.

Mining Bureau Merged in Division. The general routine work of the Division of Mines and Mining has been carried on effectively, furnishing information and assistance as needed to various elements of the mining industry. The State Mining Bureau, now merged in this division, has long rendered invaluable service to State and nation, winning merited recognition among the mining men of the world. The California State Mining Bureau has served as a pattern for the establishment of similar agencies in various states of the Union.

DIVISION OF PETROLEUM AND GAS.

New Work Entered Upon. This is the newest division of this department, and concerns what is both one of the newest and one of the largest of California's industries. The production of petroleum, petroleum products, and natural gas amounts in value to more than \$280,000,000 a year. During the past few years the industry has been immensely stimulated by the discovery of deeper oil sands and the discovery of new oil-producing areas.

Move to Reduce Wastage. The bringing in of these new wells has caused a great wastage of natural gas, and a year ago a committee was appointed, headed by the Director of the Department of Natural Resources, to confer with leading operators of the oil industry with a view to reducing wastage as much as possible. As a result of our recommendations field committees were formed of production superintendents and engineers to study the problem as it applied to each particular field. Although the results have been far from satisfactory, owing to the rapid development of the industry and the large number of new wells, at the same time there has been a gratifying response on the part of the operators, all of whom evidently realize the economic loss through a production of oil in excess of market needs and industrial requirements, and especially through the loss of gas which, when once blown off into the air, can never be recovered.

Methods of Conservation. Through the efforts of this conservation committee some gas has been shut in, some has been restored to depleted zones underground, there to remain for future use, and some gas gone to the repressuring of producing oil sands, thus increasing the ultimate recovery of oil. There has also been a considerable extension of service of natural gas for domestic and industrial uses. The latest development of this nature is the investment of millions of dollars for the laying of a gas-carrying pipe line, connecting the Ventura and Kern County natural

gas producing areas with the metropolitan markets around San Francisco Bay. The methods of dealing with the gas surplus problem have met with approval both from the oil operators and from the public, and should be encouraged. The experience gained and the results attained through cooperative management of oil and gas producing operations in a given field, under the direction and management of those interested, warrant the suggestion that legal sanction be given to this procedure. Everyone would certainly agree that this enormous natural resource should be conserved as efficiently as possible, in order that it may serve to the utmost the State's development.

DIVISION OF FISH AND GAME.

Means Much to Us. The importance of the work carried on by the Division of Fish and Game, in the Department of Natural Resources, can not be overestimated. It provides for the enforcement of all laws relating to fish and game in the interest of preservation and conservation. It undertakes the dissemination of information regarding our fish and game in all parts of the State by the press, public schools, and public gatherings. It secures and permits the taking of outstanding representative species of fish and game for public purposes, such as exhibits to be displayed at the State Fair and other suitable occasions.

Would Better Fish Planting. It undertakes the propagation of fish and is making a study to learn how and when fish may be planted in our streams to secure the most beneficial results. It is operating 26 hatcheries and 12 egg-taking stations, and handles over 20,000,000 trout and salmon fry each year. It has recommended and provided for a full year's closing of certain streams throughout the State, to provide a better opportunity for restocking such streams.

Protective Work. The division is provided with bureaus of research, education, hydraulics, and other lesser agencies to enable it to carry out its many activities. In addition to fish culture, in its fish rescue work it has salvaged almost a million fish which would otherwise have perished, returning them to waters suitable for their needs. Its work also provides for protecting the State's streams against pollution, and it is watchful in safeguarding the public against botulism in canned fishery products.* The patrol force of the division consists of 122 regular deputies and 800 special deputies in addition to the commercial fisheries patrol.

Other Helpful Activities. In its game activities it supervises land set aside for game refuges, and under authority of a recent legislative act, through a Game Refuge and Public Shooting Grounds Committee, has proceeded to survey and classify lands suitable for the conservation of game. It also carries on operations in an effort to reduce the losses of game through predatory animals, and it maintains a game farm where pheasants and other game birds may be reared, to be turned loose in suitable localities.

Statistical Work Done. The work of the division in compiling statistical records showing the number of deer annually killed in the State, as well as the number and value of fur-bearing animals trapped for commercial purposes, will prove of great value in shaping necessary legislation in the interest of wild life. I think it is safe to say that our fish and game activities have never been in better hands, and that they have the cordial endorsement of all the sportsmen of the State.

DIVISION OF FORESTRY

An Efficient Board. Progress has been made in the interest of forestry during the present biennium, particularly in the selection of an exceedingly efficient Board of Forestry, headed by former Governor George C. Pardee. There is being rapidly built up a strong fire prevention and supervision organization, and cooperation has been effected with many counties in forest protection work.

First State Forest. There has been exchanged nearly 9000 acres of scattered parcels of State lands within national forests in California for a compact body of fine standing timber in the vicinity of Lassen National Park, thus establishing California's first State forest. Other forests will be purchased as a result of the State Park Act, and all these must be carefully protected, as well as the vast areas of privately owned forest lands.

Forest Protection First Duty. It is self-evident that nothing can be more important than the protection of our forests from fire, partly for their intrinsic value, but still more because of their value as watersheds in causing water to sink into the ground to replenish our underground water resources, instead of wasting itself in winter freshets, as is the case when these watersheds are bare. California was fortunate in the matter of forest fires in 1927, but correspondingly unfortunate in 1928. For this reason there is being recommended a very substantial increase in the forestry budget—a larger percentage of increase than for any other one activity.

Progress Expected. As a result of this larger measure of support, it is believed that the coming biennium will witness marked progress in forest conservation, with a much needed extension and enlargement of our field organization, personnel, and motorized equipment. Meanwhile there must be education, and still more education, of the public which goes into our forest during the dry hunting, fishing, and camp-fire season, to bring about a proper reorganization of the vital responsibility for the protection of this great natural heritage.

DIVISION OF PARKS

Legislation for Parks. The people of California have for a number of years enjoyed the possession of a few beautiful State parks. The rapid growth and development of our State has threatened to drive into private exploitation, just as has been done in the case of our beaches during the past few years, other attractive spots which should be saved to the people. To prevent this possibility was the purpose of very important legislation enacted at last session. By this legislation a State Division of Parks and State Park Commission were created, a State-wide survey was authorized, looking to the classification of such areas in all portions of the State as are suitable for park purposes; and finally a bond issue of \$6,000,000 was proposed, to be spent for parks, when matched, dollar for dollar, with an equal sum from private sources.

Report of Park Survey. This bond proposition was adopted at the last election by an overwhelming vote. The park survey authorized by the Legislature was carried out by the commission through a survey entrusted to that well known and preeminent authority, Frederick Law Olmsted, who has within the past few days submitted to the Park Commission a most excellent report, dealing with fundamentals involving in general State park selections and policies.

Features of the Report. This report presents most graphically to the people of California a complete pictorial analysis of those things deemed necessary and worthy of being preserved as State parks. The report will also be a valuable guide in directing the work of the State Park Commission in carrying out the desire of our people, to the end that we secure for ourselves and our posterity a comprehensive State park system worthy of California. In the report there is stressed the recreational value of our ocean beaches, particularly as to their proximity to the large centers of population in the south and along the ocean shore north of San Francisco. It deals also with the preservation of outstanding examples of our redwood groves, Sierra forests and desert areas.

Examination of Possible Park Sites. Three hundred twenty-three proposed projects were inspected and classified by Mr. Olmsted and his staff. Approximately one-half of the above number was eliminated as being unsuitable to inclusion in a State park system. Valuable assistance is being rendered by district advisory committees in contributing intimate knowledge as to the merits of local projects. The outstanding character and ability presented by the membership of the State Park Commission insures the carrying out of the State park program and the expenditure of the six million dollar bond money in a thoroughly business-like manner.

PENOLOGY.

One of the very important duties of any State is a proper treatment of the crime problem. As regards this subject, in my inaugural address two years ago I spoke as follows:

"The spread of organized crime throughout the United States has become a very real problem. This has become the day of the professional criminal, who has in cold blood organized the business of preying upon society. The effective way to reduce the numbers of these professional criminals is to make it clear to them that their chances of escaping the penalty of the law are too remote, that the risks are so great the crime business doesn't pay. If the criminal or potential criminal is to be deterred from his crime, he must be convinced that his punishment will be certain and that it will be prompt. A wise coordination of the agencies of crime detection and prevention, coupled with carefully considered reforms of our obsolete criminal procedure, should effect a prompt reduction in the amount of crime in California."

Appointment of Crime Commission. During last legislative session a great deal was done in the way of speeding up criminal procedure through the passage of a considerable number of laws to that end. A crime commission was also authorized, which should make a study of the underlying causes of crime, as well as suggest methods leading toward its prevention and cure. The report of the commission, which will be discussed in another part of this message, is a very interesting one; and I am of the opinion that its work might well be continued through a permanent Division of Criminology, for the purpose of conducting a continuous study of this very important problem.

Suggestions for Department. I am of the belief that such a Division of Criminology, together with the very splendid board which has charge of our prisons, a special board dealing with some phases of the women's prison problem, the Advisory Pardon Board, the Bureau of Criminal Identification, and the division dealing with the criminal aspects of the narcotic situation, might well operate as one of our regular departments of government. I feel that coordination of effort along these lines may very easily put California to the forefront in this vitally important work.

THE STATE PRISONS.

Policy in Prison Administration. The policy of the State Board of Prison Directors, both in the general administration of the two State prisons and in its individual relationship to prisoners, has been inspired by certain very definite principles that it is believed should control in prison government and by certain very definite objectives that it has been sought to accomplish. It is the belief of those

responsible for prison administration that the chief problem of the prison is to train prisoners for decent living, to teach them to respect and obey lawful authority, to reduce the number of "repeaters" in crime, to prevent as far as it is possible so to do the conversion of the first offender into a hardened criminal.

Endeavors to Help Prisoners. It accordingly has been the endeavor of those in charge of the prisons to treat and train those who have come under their charge in such a manner that they may leave the prison better than when they entered. To this end particular attention has been paid to physical wellfare, mental advancement, and employment, in the hope that those who offended when ill, idle or ignorant might, when corrected, again become useful members of society.

Prison Population. During the past two years the number of prisoners in California's two State prisons has increased from 5343 to 6227, an increase of 884. This population (December 1, 1928) was distributed as follows: San Quentin, 4034; Folsom, 2193. The prison population is the largest in the history of both San Quentin and Folsom penitentiaries. It tells its own story of the overcrowded condition of the two prisons. Present facilities are inadequate to house this great number of prisoners, despite the additional housing space provided during the past biennium by the Women's Building and the "West Wing" cell house at San Quentin. Some relief will come by the "East Wing" cell house, containing 570 cells, which will be ready for occupancy by January 15, 1929. The housing problem, however, will still be acute. At Folsom prison there is now in course of construction a new cell house. This new cell house will relieve temporarily the overcrowded cell conditions existing at that prison.

Youthful Offenders. An analysis of the population of the two prisons shows that the number of youthful offenders has greatly increased. Notwithstanding the crowded condition at San Quentin prison, where first offenders are confined, every effort is being made toward segregation of these youthful offenders in the hope of their betterment upon release.

PAROLES AND PRISON CAMPS.

Paroles Show Decrease. Both the parole system and the indeterminate sentence law have proved their beneficial worth. A policy of combining firmness with fairness in the administration of the parole law and in the administration of prison affairs generally is reflected in the number of paroles granted in the past two years. Thus on December 31, 1926, there were 1600 prisoners on parole from San Quentin and 242 paroled from Folsom. On December 1, 1928, despite the larger prison population, there were fewer paroled prisoners than twenty-three months previously, the figures being 1479 for San Quentin and 281 for Folsom. To express this by percentage figures, while the prison population increased by .128 per cent, the number of paroles granted decreased by .044 per cent. Since our California parole law was enacted 36 years ago, over 10,000, or 82 per cent, of the prisoners thus released have been restored to a law-abiding, normal life.

Convict Road Work. On December 31, 1926, the number of prisoners assigned to the State highway work from San Quentin prison was 157. On December 11, 1928, the number of prisoners from San Quentin engaged in State highway work was 584. From Folsom comparative figures for the same dates were 16 and 2. The assignment of prisoners to the highway has been a great aid to San Quentin in relieving the overcrowded housing condition. To house these prisoners in the penitentiary would require an investment of \$300,000 on the part of the State. The State has also been freed of the cost of sustaining these men during their prison life. On the basis of an average annual employment of 650 prisoners, it is estimated that this means an annual saving of \$150,000 to the State. The prisoners have been helped in the opportunity given them to work in the outdoors and to earn compensation for themselves and their dependents. These highway camps have proved a great benefit to the prisoners. It is to be hoped that the number of these camps may be increased, and particularly that a highway camp may soon be established containing such prisoners from Folsom as may prove worthy of highway assignment. In the selection of prisoners for road camp work, great care has been exercised in order that prison camps may have the least possible percentage of violations. This extreme care will be exercised in future assignments as it has in the past.

PRISON EMPLOYMENT PROBLEM

Prison Employment. The lack of real industrial occupation is a serious problem in both prisons. At San Quentin prison, the chief industry is the jute mill and at Folsom quarrying and rock crushing. At Folsom, farming operations with diversified crops has been of material aid both in supplying farm products and garden truck for that institution. The jute mill account is of particular interest. On December 31, 1926, the jute revolving fund had been reduced to \$29,000. On December 1, 1928, it had been restored to its full capacity of \$200,000 and in addition the general fund was also benefited in the sum of \$53,000 during the same period. The value and usefulness of the jute mill will be greatly increased through improvements about to be made. Sales of furniture at San Quentin for 1926, 1927 and 1928 show the following figures: 1926, \$33,106.80; 1927, \$52,472.19; 1928 (up to December 1st), \$45,723.70. At Folsom a modern rock crushing plant was installed during the biennium, the product being sold to the Division of Highways. The State railroad

from Folsom to the prison quarry has been practically re-built. During the past two years the prison has been thoroughly cleaned and loads of dirt and debris have been removed to secure and insure proper sanitary conditions.

General Administration. Both San Quentin and Folsom prisons have as their executive officers two splendid wardens. The condition of the prisons has been improved, despite crowded conditions prevailing in both institutions. Excellent work is being accomplished at both prisons in educational opportunities accorded prisoners. The medical, surgery and dental departments are well conducted. The management of the prisons has been creditable in all respects.

PROPOSED PENAL INSTITUTION FOR WOMEN

Need for Institution. The last session of the Legislature authorized the appointment of a commission to prepare plans for a separate penal institution for women. This commission of two eminent attorneys, together with three women experienced in dealing with problems connected with the care of women offenders, have reported their findings. There exists in California a great need for a separate institution to care for women offenders. The new prison for women at San Quentin is crowded to capacity, there being over a hundred incarcerated at the present time. Experience has proved that housing men and women in the same prison increases the problems of administration and discipline. The building now housing the women prisoners at San Quentin is greatly needed, either as a hospital or to relieve the overcrowded quarters of the men prisoners, and can readily be adapted for urgent necessities, such, for example, as the segregation of nonadult prisoners.

The Woman Misdemeanant. Experience of other states indicates that the woman felon and the woman misdemeanant can be cared for in one institution at great saving in expense to the State and with no loss in the reformatory side of the program. The woman misdemeanant, now in our county jails or on probation, constitutes a much greater menace to society than has been generally recognized. That these women are a moral and physical menace to the youth and homes of the commonwealth has long been recognized, but too much emphasis can not be put on the fact that they also are an important cog in the organized crime machine. Police and jail records show that more than five hundred women have been convicted of crimes involving moral turpitude, three or more times each during the last fiscal year.

Partly a County Charge. In considering this much needed institution for women offenders I believe that the State should continue to bear the expense connected with the care of felons, but that the counties, which are now meeting the entire expense connected with the care of county prisoners or misdemeanants, should contribute to the expense of caring for these women in a State institution, where a reformatory program can be carried out, where vocational training can be given, and where the habit of work can be inculcated.

ADVISORY PARDON BOARD

Origin and Purpose of Board. The Advisory Pardon Board was established by a legislative act passed during the session of 1915. Its purpose was to investigate for the Governor such cases of applicants for executive clemency as may be submitted by him to the board. Reports as to the results of these investigations are, of course, merely advisory or informational but they are often valuable in giving an accurate picture of the case in hand which would not be possible except for this aid.

Nature of Cases Considered. Although hundreds of applications for pardon or commutation have come into my office, I have granted executive clemency very sparingly. In fact, as shown in my report to you upon the subject, clemency has been extended to only nine individuals during the past two years. I have insisted in consideration of California's wise and liberal parole laws, that parole, except under extraordinary circumstances, should precede commutation or pardon. However, when a prisoner has finished his term of parole, and has returned to an orderly and law-abiding mode of living, I believe that it is best for the State and just to him that his citizenship rights should be restored. To investigate the cases of former prisoners who may have earned this right is one of the important functions of the Pardon Board.

Personnel of the Board. The Advisory Pardon Board, as constituted by law, is composed of the Lieutenant Governor, who serves as chairman, the Attorney General, and the wardens of the two prisons. If the Legislature sees fit to create a Division of Criminology, as suggested above I would advise that a fifth member be added to the board, in the person of the chief of such division. This would compose a board of five, excellently fitted to give to a Governor the information or advice he may require in dealing with acts of executive clemency.

CRIMINAL IDENTIFICATION BUREAU

Bureau of Criminal Identification and Investigation. The prevention of crime is closely linked with the early apprehension of the criminal and his proper punishment. To aid in the apprehension of the criminal the Bureau of Criminal Identification and Investigation operates. An indication of the service of this bureau can be gleaned from the following records for the biennium ending June 30, 1928: Stolen and embezzled property valued in excess of \$500,000 was returned to its owners.

Of the 98,535 finger print records of persons arrested, received in the bureau for classification and comparison, 42,667 were identified and verified as being habitual law offenders. These identifications have unquestionably effected on additional saving of thousands of dollars to the State in the number of and expense incidental to jury trials. Reports of felonious crimes committed within the State numbering 132,685 were received, analyzed and filed according to the method of operation employed by the perpetrator of the crime.

Work of the Bureau. A great many of these cases have been solved and the perpetrators apprehended through identifications furnished directly through the modus operandi maintained by the bureau. Forgers and fraudulent check operators numbering 3296 were identified by the handwriting upon questioned documents submitted to the handwriting and laboratory section of the bureau for examination. In the majority of these cases, these identifications were of great value to police officials in effecting the immediate apprehension of the guilty delinquents. Of those identified as habitual offenders 970 were either escapes, parole violators, or fugitives from justice; many of them were escapes from penal institutions outside this State. Identification led to their extradition and return to the respective institutions from which they escaped, thereby eliminating the expense of prosecution and confinement in California prisons.

STATE NARCOTIC DIVISION.

The Three Phases of the Problem. The State Narcotic Division has been operating a little over a year. During that period considerable time was necessarily devoted to a study of the problem and an evaluation of many suggested methods to its approach. The State is primarily interested in what may be arbitrarily defined as three phases of the problem. First, the protection of the public from the criminal and other antisocial tendencies of narcotic addicts; second, the rehabilitation of such addicts; and, third, the prevention of the spread and increase of the vice of narcotic addiction. The chief of the division conceives the last-name phase to be by far the most important, although, of course, all three phases are so interrelated that any proper activities of the division must necessarily affect them all.

Cooperation with Local Peace Officers. It has not been the intention to have this division succeed to the duties and responsibilities of the great body of peace officers of the State in the matter of the suppression of drug addiction, nor has the division deemed itself in competition with such peace officers in the work of apprehending violators of the antinarcotic laws. Rather it has been the purpose of the narcotic division to cooperate to the fullest possible extent with all peace officers and other agencies dealing with this problem, and to assist rather than to supplant such officers in the performance of their duties. This relation between the division and the peace officers of the State has been admirably maintained, with the result that the police, sheriffs and other enforcing officers have freely called upon the division for information and assistance and have shown a commendable interest and energy in attacking this great evil.

Arrests and Convictions. From January 1, 1928, to December 15, 1928, there were 1058 completed criminal cases for narcotic violations in the State of California through the activities of the State, county and city police officials, and there were on that date 65 pending cases. In these cases 100 defendants were incarcerated in the State penitentiaries, and a very large number in county jails. These cases do not include a large number of important arrests made in this State by the federal authorities.

Operation of Narcotic Division. This division has maintained its own force of inspectors, attorneys and chemists, who have been actively engaged in the work of apprehension and prosecution. The division has thus far been operating under the State Board of Pharmacy, which formerly had charge of this work. It is now thought, however, that it is no longer wise to depend upon Pharmacy Board funds for this purpose, and it is accordingly recommended that the division operate independently until such time as it is joined with some department having to do with penal matters.

REHABILITATION OF NARCOTIC ADDICTS.

Possibilities of Rehabilitation. The experience of the division has indicated that there is not a very considerable number of drug addicts who desire to be relieved of their addiction, except when they are made to feel the repressive effects of the penal provisions of the anti-narcotic laws. It is the belief of the chief of this division that an overwhelming majority of the drug addicts in this State have become such voluntarily through self-indulgence and as a result of association with those who had already acquired the habit, and that they are consequently almost impossible to cure. Although reports from other states are also discouraging as to the percentage of victims of this devastating habit who can be rehabilitated and saved, California is nevertheless making a real effort in this direction through its Narcotic Hospital, described under the Department of Institutions. As there indicated, this is only a sort of laboratory attempt to find out whether rehabilitation of drug addicts is not possible. The attempt will cost something, but if it achieves results it will be worth all it costs.

Evident Decrease in Drug Addiction. The last Legislature materially increased the severity of the punishment for violation of the important provisions of the anti-narcotic laws and a part of the activities of the State Narcotic Division has been to impress upon trial judges, district attorneys and the citizenry generally the necessity of regarding such violations as serious offenses which the community can not afford to allow to go inadequately punished. It is the belief of the chief of this division that, as a result of drastic federal and State legislation and the energetic and sincere enforcement of this legislation by all of the agencies charged with such enforcement, drug addiction has been materially decreased in California. This belief is based upon the unanimous testimony of peace officers and those in charge of corrective institutions throughout the State.

DEPARTMENT OF PUBLIC HEALTH.

The State Department of Public Health is an outgrowth of the State Board of Health, which was organized in April of 1870. This was the second state health board created in the United States, being antedated only by a board created six months earlier in the state of Massachusetts. The new department was organized in 1927, and took over, very largely, the functions of the old State board. The new Department of Public Health consists of seven members, including a secretary who acts as full-time director of the department, and six other members serving without pay.

DEPARTMENTAL REPORTS.

Various Activities of Department. The reports of the Department of Public Health include discussions of sanitary engineering and general sanitary conditions throughout the State, of the gradual but very positive steps made in the control of tuberculosis; of other diseases with comparatively high death rates, such as cancer or various heart disorders; of communicable diseases, particularly those of children, of diseases rapidly becoming negligible factors, such as typhoid and malaria; of child hygiene, with the mortality rates of infants under one year of age and of maternal mortality; of the possible dangers from some of the more deadly maladies, such as plague or typhus fever, of the visitations more or less prevalent during the past year and the present, as, for instance, influenza and infantile paralysis.

Influenza Epidemic Mild. An epidemic of influenza began in California during the first week of last October, when twenty-seven cases were reported. The epidemic apparently reached its height during the week ending December 8th, when 10,688 cases were reported. From the first of October to the middle of December a total of 43,067 cases were reported. Similar epidemics of this disease appeared in other states, eventually covering the eastern and central portions of the country. It is too early as yet to learn the number of deaths that have occurred from influenza and pneumonia in California during the past few weeks. It is certain, however, that the present epidemic is not to be compared in numbers of cases, deaths or severity, with the great pandemic of 1918, when 230,845 cases, with 13,340 deaths, were reported. The chief characteristics of the present epidemic in California are the mildness of the attacks as compared with those of previous widespread epidemics, the infrequency of complications and the resultant low mortality.

Work on Tuberculosis. One of the gratifying results of work by our health department is the gradual control of tuberculosis. In 1906 the death rate from this disease was 235.7 per 100,000 of population. In 1923 it had fallen to 150.4, and in 1927 to 140.3 per 100,000. The difference in these rates indicates the progress that has been made in this control. The Bureau of Tuberculosis, connected with this department, has been instrumental in raising the standards of care in county hospitals by means of the State subsidy to approved institutions, the money being appropriated from the State treasury and allocated to the counties for expenditure.

Disease Brought Into the State. About 7 per cent of all tuberculosis deaths in California each year are of persons who have lived in the State for less than one year, while about 30 per cent have lived here for less than four years. Considerable has been accomplished in preventing the migration to California of tuberculous individuals whose cases are too far advanced for any hope of recovery, as well as of those other individuals who come here to be cured, but who are not so situated as to be financially independent for at least a year.

CHILD HYGIENE.

Health of Women and Children. Since the World War an intensified interest in child welfare has made itself conspicuous throughout the country. Undoubtedly the physical defects discovered in the men called in the draft furnished the impetus for the development of a desire to find and correct all physical defects that might be present in American children. California has taken an active part in the promotion of the health of women and children and the Bureau of Child Hygiene of the Department of Health has answered the extensive demands made upon it. Most of the activities of this bureau are carried on in those of the rural districts, where no service for the promotion of maternal and infant welfare is available.

Reduction of Infant Death Rate. The reductions in the death rates for infants under one year of age are most conspicuous. The infant mortality rate, which was 73 per 1000 live births in 1923, had fallen to 62.5 per 1000 live births in 1927. This

means that 2551 babies lived who otherwise would have died had the 1923 rate not been reduced. Under the stimulation of the activities of the Bureau of Child Hygiene, 229 health centers are now being conducted where infants may secure periodic medical examinations and where mothers may be given educational advice in the upbringing of their children. These are scattered widely over the State, all of the more populous counties having at least one conference each month. The organization of conferences for well babies, physical examinations for children of preschool age, mothers' classes, lectures, instruction in child care, public health nursing, and other services has constituted the bulk of the work of this bureau. The Pacific coast states have achieved an enviable reputation for their maintenance of favorable conditions for the conservation of child life. Together with Washington and Oregon, California maintains the lowest infant mortality rate in the United States and these activities carried on by the State Department of Public Health are important factors in the acquisition of this prestige.

Prevention of Maternal Deaths. The work has not been confined alone to the promotion of the health of infants and young children, but activities have also been directed toward the prevention of maternal deaths. As a result, the maternal mortality rate fell from 6.7 deaths per 1000 births in 1923 to 5.2 maternal deaths per 1000 births in 1927. Had the 1923 rate prevailed during those five years the lives of 432 women would have been sacrificed at child-birth. The work of the bureau along these lines consists of the inspection of maternity homes and hospitals; the provision of prenatal advice to prospective mothers; demonstrations in the technique of prenatal care, and the distribution of literature. Consultations with 6823 expectant mothers have been conducted and more than 20,000 sets of prenatal letters have been distributed.

Safeguarding the Health of the Tourist. Within recent years interstate automobile traffic has developed immeasurably. California has always attracted tourists, but during recent years the lure to the Golden State has brought enormous numbers of tourists, a very large proportion of whom travel by automobile. The State Department of Public Health has made every effort to safeguard the health of these tourists. It has provided sanitary inspection of wayside eating places; has assisted local authorities in the prevention of stream pollution; and has taken every precaution to protect wayfarers from contracting any diseases that might come from infected food or water. Since the tourist traffic is undoubtedly a tremendous commercial asset to the State, the importance of the establishment of protective measures is self-evident.

VARIOUS SAFEGUARDS TO HEALTH.

Safeguarding Domestic Water Supply. The topography and climate of California necessitates the extensive use of surface streams for domestic water supplies. Most California communities are obliged to obtain their drinking water from such surface streams. This necessitates the treatment of all such water supplies in order to make certain that no disease may be contracted through the use of contaminated water. The State Department of Public Health has stimulated much activity among the officials of communities which draw their water supplies from surface streams, and as a result properly treated waters are distributed to most of the residents of California. Not a single epidemic of water-borne typhoid has occurred within the State since 1924.

Problem of Sewage Disposal. All over the United States during recent years there has been a tendency for residents of rural communities to flock to the larger centers of population. This tendency has shown itself in California as well as in other states. The sudden increases in population of the large cities have placed tremendous strains upon the physical capacities of all public works, including streets, water supplies, sewage disposal systems, and other public utilities. The adequate and proper disposal of sewage in the average large city has become an acute problem. The State Department of Public Health has provided needed assistance leading to the solution of these problems. It passes upon the design of sewage disposal systems, and under the law issues permits for the construction of such systems. There has been recently a marked advance in the design of both large and small sewage disposal systems, and the State Department of Public Health is responsible in no small measure for the progress recorded.

Protection of Food Supplies. The canning industry of California is one of its largest industries, and the insurance of the packing of high-grade food products for distribution throughout the world is essential for its progress. Upon its own initiative the canning industry enlisted the support of the State Department of Public Health in the establishment and enforcement of regulations that would safeguard the quality of products canned in California, chiefly vegetables and fish. Through this cooperative arrangement, financed by the canners themselves, no less than 50,000,000 cases of canned products have been inspected by the State Department of Public Health and the quality established definitely.

Importance of Public Health Work. Because of its proximity to oriental and tropical ports, California has public health problems that are of special significance.

Alertness in the detection of communicable diseases that may be brought into the State is essential. The State Department of Public Health is entrusted with a heavy responsibility in safeguarding the health of Californians and, in a broader sense, the health of the people of other states, for, under modern conditions of transportation, epidemics of disease may be kindled with a speed comparable to that of our most rapid transportation facilities. The lowered death rates for many of the communicable diseases, and their favorable comparison with similar rates for other states, indicates that public health administration in California is conducted upon a high plane of efficiency and that the maintenance of adequate public health machinery produces results that are commensurate with the efforts and expenditures involved.

DEPARTMENT OF PUBLIC WORKS.

The Department of Public Works, as the name indicates, has charge of all such activities as the construction and maintenance of our State highways, the building program for State hospitals, teachers colleges, and the like, and the development of our water resources. Its work is conducted under the Division of Highways (acting in conjunction with the Division of Contracts and Rights of Way), the Division of Engineering and Irrigation, the Division of Water Rights, the Division of Architecture and the Division of Ports (at present concerned only with the ports of Eureka, San Diego, and San Jose).

DIVISION OF HIGHWAYS

Road Building Assumes Large Volume. The director of the department serves also as the head and administrative officer of the Division of Highways. The work of road building in California has of late years properly assumed very great importance, being only second to education in cost, both to the State and to the various counties. At the beginning of the present administration, only about \$5,000,000 a year was available for the construction of new State highways, the bond issues previously used for that purpose having been exhausted some years before. The gasoline tax then coming to the State was used entirely for reconstruction, maintenance and repair.

Gasoline Tax Allocated by Law. At the 1927 session of the Legislature, the Breed Gasoline Tax Law was so amended as to provide a three-cent gas tax. Of this, one cent goes to the counties (to be shared with the cities as may be found desirable), one cent goes to maintenance and reconstruction of State roads, and one cent to the constructing of new State highways. A State Highway Commission of five members, serving without pay, acting on the basis of facts ascertained by the engineers, at the beginning of each biennium allocates the funds to various highways of the State. The percentage of overhead cost is being steadily reduced, efficiency of operation is being increased, and it can probably be said that, both in extent and quality of road construction and in its business-like administration, California stands at the forefront of all the states.

BUDGETING OF HIGHWAY EXPENDITURES.

New Budget Policy. Up to two years ago, road construction was not mentioned in the State budget except an item of \$20,800 per year for the salaries of the Highway Commission and Highway Engineer. The 1927 budget, however, published not only an estimate of highway expenditures for the succeeding biennium, but also gave a list of specific expenditures proposed for reconstruction of State roads. This marked the inauguration of a new policy in State highway affairs in California, that of frankly telling the public in advance of expenditures just where and how it is proposed to spend highway funds.

Original Gasoline Tax Plans. The maintenance and reconstruction program in this first budget involved total expenditures of \$27,100,000, a like amount being allotted to the counties as their share of the two-cent gas tax. Supplemental allotments of increased revenue and savings on contract awards brought the total of this budget to \$28,577,517 for the biennium.

Highway Funds Total. In January, 1928, the additional cent gas tax for the construction of new roads became effective, and a detailed budget of the new roads proposed, and the amount to be spent on each, was at once published. This budget allocated \$15,100,000 for new construction, this being estimated available income from the one-cent gasoline tax for the 18 months of the biennium during which the new law was effective. The budget for expenditures of federal road money (third State highway funds) totals \$5,582,834. The total of the budgets of all these State highway funds for the present biennium, therefore, aggregated \$49,260,351. This does not include the money turned over to the counties for highway purposes, which aggregated \$26,000,000, and which was included in the budget, since it represents an allocation of revenue raised through State law.

Budget for Next Two Years. The budget for the 1929-1931 highway program with the funds specifically allocated for new construction and reconstruction has been completed, and is being submitted in the accompanying budget message. The highway program of the State has become so important, and the sources of its revenue are so distinct that, for the sake of convenience, it has been thought wise to segregate the highway budget from the budgets of expenditures for educational

and for general purposes. Field work looking toward the preparation of the highway budget for the biennium of 1931-1933 has already been begun.

Highway System to Date. There are now 6565 miles authorized as the State highway system, 4273 miles being of primary and 2292 miles of secondary roads. Of this mileage 2465 are graded and paved, 1350 miles are graded and surfaced; 517 miles are merely graded and not yet paved or surfaced; while 2233 miles have as yet had no work done upon them by the State.

POLICY AS TO NEW STATE ROADS.

Policy as to the Inclusion of New Roads in the State System. At this time it will be necessary to establish some policy relative to the inclusion of new roads within the State highway system. There is a certain "orphan" section of highway which, by error in description, by oversight, or through other fault, was not included in the State system when the parent roads were designated as State highways. This probably should be annexed to the present system at once. It comprises about fifteen miles. But aside from this I am very doubtful whether other additions can be made just now without disrupting our entire highway program.

Method, Priority and Time of Adding New Roads. There are certain other roads, now a part of county highway systems, that are largely devoted to State rather than local uses. These roads clearly have prior rights to become a part of the State system, when that system is expanded. The question now is as to when such transfer should take place. I would suggest to the Director of Public Works that during the next two years he make a comprehensive traffic study of those county highways in California which now serve as arterial highways, or of routes not now in the State system of probable arterial value, to determine what roads should be added to the system, and the order in which they should be added as determined by State use and traffic needs, together with an estimate of the probable time when such roads can be included in the State system without imposing an impossible burden on that system.

Recommendation of Department Necessary. No Governor should be asked or expected to sign a bill providing for the extension of the State highway system, except upon recommendation of the Department of Public Works—a recommendation in its turn based upon a careful study of traffic requirements and highway use, in line with the broad general policy of long-time planning. Any other plan will break down our program of highway construction and will savor of political expediency rather than of safe and business-like procedure. Whatever policy may be adopted must be based on traffic and not political pressure.

HIGHWAY AND BRIDGE CONSTRUCTION.

Moneys Distributed as Required by Law. Particular attention is being given to increasing the volume of winter highway work as a means of assisting in the relief of seasonal unemployment. Allocation of funds, both for new construction and for reconstruction, has been made in strict accordance with the Breed bill. In this connection it should be clearly understood that a balance as between construction expenditure in the northern and the southern group of counties can not economically be maintained on a day to day, week to week or month to month basis. In the northern counties work must be largely prosecuted during the summer months, if due regard is to be given to economy in construction. The southern group of counties offers advantages for winter work, work highly desirable because of the aid to seasonal unemployment that usually prevails during the winter months. Accordingly, during the summer the northern group of counties will inevitably show a greater ratio of expenditure than the southern group, while in the winter conditions will be reversed. A biennial financial balance, however, is entirely possible and will be maintained.

Volume of Work. The importance to California of State highway expenditures is shown by the fact that the volume of these expenditures authorized to date (January 7th) for the biennium reached the huge total of \$41 346 184. This money is distributed all over California, furnishing a large, immediate market both for labor and goods, as well as contributing to the future development of the State.

Toll Bridges. The policy of the State can be expressed as opposed to privately owned and controlled toll bridges on the State system of highways, but not opposed to publicly constructed, owned and operated toll bridges where adequate public funds are not now available for the construction of free structures. In all cases, however, the aim will be to amortize these investments as rapidly as possible, in order to be able to turn them over to the public, free from all tolls, at the earliest possible date.

HIGHWAY SAFETY AND BEAUTIFICATION

Increasing Safety of Highways. Increased attention is being given to making the highways of the State safer for travel. This is being accomplished through the elimination of dangerous curves; the separation of railroad grade crossings; striping the highways and thus providing defined travel ways; the abatement of the dust danger through oiling operations; betterment in alignment; more adequate protective signing; reduction in the crown of roads; increase in road widths; filling borrow pits; increase in guard rails, etc.

Wider Rights of Way. During the present biennium, substantial progress has been made toward securing the 100-foot right of way as the minimum requirements of all main north and south State highways and on all other important arteries of travel. Notable examples of highways where the minimum right of way of 100 feet has been obtained are the Foothill boulevard in Los Angeles and San Bernardino counties, and the Bay Shore highway in San Mateo County. On practically every road which was built or reconstructed during the present fiscal year the ultimate width desired for right of way was obtained before contracts were let.

Highway Beautification. A definite campaign which is winning widespread support has been launched to save the scenic values of highways, by preventing their injury through unsightly roadside structures and by billboards which, while properly situated in commercial areas along highways, yet have no place along our scenic roads. Study of the highway system is being made to determine those areas of particular scenic charm, recreational value and historical interest, lying adjacent to the highways, that should be preserved. Model sections are being planned at various points to show planting methods by which roadside beautification can be accomplished. An effort has been made to assist in the "Save the Beaches" movement, and care has been given to the preservation of roadside trees and shrubs and other trees, of unusual interest or importance, although growing off the highway right of way.

PRISON ROAD CAMPS.

Origin and Purpose. Convict labor on highways is no longer an experiment in California. It has been in existence for fourteen years, being first authorized by the Legislature of 1915. Although such labor costs practically the same as road building by contract, it has more than justified itself by the good it has done for the prisoners themselves. The work is for the most part in rough mountain country, and the men are practically unguarded; yet attempts at escape are very few, as are also the numbers of former road camp prisoners who drift back into crime after their release.

Convict Road Projects. The number of convict highway projects is now eight as compared with three such projects during the winter of 1927-1928. The expansion of convict camp work has meant the average employment on highway work from March 1, 1928, to December 1, 1928, of 490 prisoners. This has relieved the State of a considerable burden of expense in the maintenance of prisoners in San Quentin. It is estimated that the average employment of 650 convicts on road projects saves \$150,000 a year in their prison upkeep, besides doing immeasurable good in so rehabilitating them physically and mentally as to enable them to "go straight" at the expiration of their term. The small percentage that return to crime after a road camp experience is very gratifying.

Nearly Six Hundred at Work. There were 571 prisoners at work on State highways on December 1, 1928, all of them being paid a small wage for their work. Out of the earnings of the prisoners, a substantial sum has been allotted by them to the care of dependents. Those without dependents save something to aid them in starting life anew. It is worthy of note that out of every one dollar spent on convict highway projects approximately eighty cents goes directly or indirectly to free labor.

DIVISION OF ENGINEERING AND IRRIGATION.

Dam Investigations. Although the fact that St. Francis dam was a municipal project exempted it from approval and supervision by the State, yet it was felt that the collapse of the dam presented a situation of such vital importance that an investigation of the causes leading to its failure should be made by a board, both expert and impartial. The State accordingly took upon itself the task of organizing such a board. The result of the investigation and the report of the board constituted a notable contribution to the science of dam building, and was a material factor in paving the way for an amicable adjustment of damage claims arising from the disaster. The State board was the first to report. Its reports were followed by the reports of five other investigating bodies, whose findings all agreed with that of the State board. Following this investigation, a general study of all dam structures in California was undertaken by the division, and is now under way. This investigation, it is believed, will have important results in assuring California that conservation of its water supply can proceed with knowledge that this water is being reservoired behind safe structures.

Water Investigations. The Division of Engineering and Irrigation has worked in cooperation with the legislative committee in further study of a plan for coordinating water resources of California. Studies have been both economic and physical. More detailed engineering investigations of certain parts in the coordinated project have been made, while economic phases of the development of these projects have also been studied. The division also participated in hearings held by the legislative committee.

Irrigation Districts. The biennium has been important in the greater degree of supervision that has been given to financial structure of irrigation districts. There has been little increase in the land area of irrigation districts during the biennium.

Supervision of engineering of these districts has followed the usual procedure. An interesting feature has been the growing importance of water storage districts as a factor in the irrigation situation in California.

Flood Control. Usual phases of flood control activity carried on as an outstanding development of the biennium has been the demonstration of the correctness of California's plan of flood control through the by-pass system, as proved by the flood of March, 1928. This system is to form the basis in Mississippi flood control plans.

DIVISION OF ARCHITECTURE.

Construction Work. The total amount of construction work handled by the division in the past 18 months is \$6,556,191.44, the cost of architectural and engineering service being 5.27 per cent of that sum. This is the largest construction program in that period of time in the history of the division.

Extent of Activities. Construction activities during the period were located at 50 places, and consisted of 194 different projects. Of these, 99 were of minor character, being under \$10,000 in cost. By June 30, 1929, all but four of the 194 projects will be complete.

Promptness of Action. During the past year the work of this division has been so speeded up that hereafter there will be eliminated the long delay which formerly prevailed, with many months, or even years, elapsing after the Legislature had authorized a building before its construction actually commenced. Existing work has been hastened, tentative drawings have been made for proposed building operations under this year's budget, and as soon as the Legislature approves the budget, detailed drawings will be commenced, so that building contracts may be let as soon as the bill goes into effect.

Ten-year Building Program. When we consider the steady increase in inmate population of the various institutions, it would seem utterly impossible wisely to plan for their efficient and economical functioning on any basis other than a building program spread over a period of years.

DIVISION OF WATER RIGHTS.

Much Interest in Water Locations. The division has received 858 applications to appropriate water, approving 481. It has revoked 203 permits for failure to comply with the conditions thereof, and has issued 189 licenses confirming rights acquired through applications filed and beneficial use.

Water Investigations and Studies. An investigation covering several years has been completed, dealing with surface and underground water supplies, and uses of water, in the San Gabriel basin in Los Angeles County. Studies of water titles have been completed and reports filed preparatory to clearing water titles on Shasta River in Siskiyou County, Whitewater River in Riverside and San Bernardino counties, North Cow Creek in Shasta County, and Owl and Soldier creeks in Modoc County. In cooperation with Ventura County an investigation of surface and underground waters has been begun. Similar work is in progress on Upper Pit River in Modoc and Lassen counties.

Court and Division Decisions. The adjudication proceedings under which the division functions in clearing up water titles has been approved by the Supreme Court. The superior court of San Joaquin County has upheld in the main the division order of determination in the Stanislaus River proceedings. The status of stored waters after same has been used and restored to a stream has been determined by the division. Another division decision has established the principle that users of underground waters may not complain of diversions from the source supplying their basin providing steps are taken to maintain the underground level at the elevation which would have obtained were the diversions not made, and providing physical basis for such maintenance.

STATE HARBOR COMMISSION.

Although the State Harbor Commission is not organized under the Department of Public Works, an account of its activities may appropriately be inserted in this place. The statistical data furnished me has covered the last fiscal biennium, and the figures here set down consequently extend only to July 1, 1928. Since that time, however, it is safe to say that there has been the same steady increase in business and revenues that has been noticeable throughout the last two years.

Increase of Business. Cargo passing over the piers during the past biennium reached the enormous total of 21,985,937 tons, an increase of 1,234,525 tons over the previous two years. The State Belt Railroad handled 265,862 loaded cars, an increase of 23,933, or 9.8 per cent. Operating revenues amounted to \$5,965,008.65, an increase of \$373,011.67.

Decrease of Expense. Notwithstanding the increased business and revenue and the additional facilities operated, the operating expense has steadily decreased. Not only was the biennial expense less than for the preceding two years, but the last year of the fiscal biennium (all within the present administration) showed a decreased expense over the previous year of \$71,729.08. This decrease in operating expense was brought about by numerous economies and by strict regulation of the purchase of materials and supplies, but without any loss in efficiency or curtailment in service.

Wage Raises. This decreased expense of operation has been made in face of the fact that there have been substantial wage raises during the period. Wage increase granted to railroad employees by the Federal Wage Board caused similar increase for employees of the Belt Railroad amounting to \$14,808 per year. Wage increases awarded by the San Francisco Impartial Wage Board to mechanics and other employees prompted our Civil Service Commission to meet these increases to the extent of \$18,035 per year. These increases were undoubtedly deserved, but necessarily lessened net revenues. Notwithstanding this fact, during the past fiscal year under the present administration, net revenues over expenditures amount to \$142,100.

Contemplated Improvements Among the improvements which are about to be provided is a new pier at a cost of \$500,000, on which construction is just about to begin, and two new modern piers for which plans are being prepared, and which will cost about \$1,000,000 each. Besides this there must soon be an extension of the Belt Railroad, the raising of the wharf and Embarcadero between Mission and Harrison streets, the enlargement of storehouse and shop facilities, and very possibly the creation of a precooling storage plant, elsewhere discussed in this message.

New Accounting System In cooperation with the Department of Finance, a new accounting system has been adopted and will shortly be installed. This new system, badly needed to replace the present inadequate and very ancient methods of recording the transactions of the port, is the result of about a year of continuous study and many months of careful preparation. It provides for the extensive use of tabulating and bookkeeping machines, by which methods very complete and comprehensive accounting and statistical records will be maintained at practically no additional cost.

A State Harbor. It must be kept in mind that this is a self-supporting State harbor, naturally of special service to San Francisco and the bay region, but none the less of extreme importance to all the State. The proposed refrigeration warehouse for the benefit of agriculture suggests the wider State uses, of which the harbor is capable. It has been built up and its bonds have been sold under State auspices, and I must follow the lead of all other governors in calling attention to the fact that its continued proper maintenance by the State will best serve not only the State at large, but also the city of San Francisco where it is located.

DEPARTMENT OF SOCIAL WELFARE.

The chief function of a Department of Social Welfare is to reduce, as far as possible, the social burden of insanity, feeble-mindedness, crime, delinquency and dependency by providing needy children with the opportunity to grow up under normal home conditions, and thereby become worthy self-supporting citizens.

Begin With the Children With thousands of adults who are already mentally and physically unfit and socially demoralized it is of course impossible to find and remove all of the causes of adult crime, delinquency and dependency. This department, together with similar local agencies, is, however, slowly but surely developing programs which in time will greatly reduce this enormous social and economic burden. In this endeavor the greatest results are naturally achieved through work in child welfare.

An Ultimate Saving. Social welfare work is both so necessary and so costly at best that only the most efficient modern methods can be used, and the strictest economy practiced. The phase of the work which falls under the Department of Social Welfare is, however, an ultimate saving to the taxpayer on the principle that an ounce of prevention is worth a pound of cure. The department programs the social work of the State and exercises advisory and supervisory powers through a small staff of trained workers.

Organization. In addition to this, the department collects State-wide information on social conditions and problems, and disseminates that information where it rightly belongs. For administrative purposes the work is organized under three divisions: The Division of Inspection and Studies, the Division of County Relations, and the Division of Children's Work.

DIVISION OF INSPECTION AND STUDIES

Group Studies During the present biennium a number of important studies and surveys have been made by this division. Among them was a study of the adult blind, first suggested by the problem of securing the greatest efficiency in industrial training for the blind, and now doubly important in view of the constitutional amendment just adopted for blind relief. One of the values of the Governor's Council was demonstrated a few months ago when three departments were found to be vitally interested in the conditions of the adult blind of the State. Consequently the directors of education, institutions, and social welfare were appointed a committee to bring the present program, which was formulated forty years ago, up to a point where it meets modern conditions. The directors authorized a survey of the adult blind under the Department of Social Welfare and a splendid program has been agreed upon, covering education, rehabilitation, training and placement. In compliance with a request from the 1927 Legislature, a survey of the needy aged in California, together with a study of old age pension legislation, was made during 1928. A report on this old age survey has been prepared for presentation to your

present session. Still another study was made upon the social aspects of the Mexican situation, the latter being undertaken in conjunction with the Departments of Agriculture and Industrial Relations.

Survey of Land Settlement Colonies. There was also undertaken a most careful survey of social conditions in one of the California Land Settlement colonies, while another has been undertaken to determine the efficacy of the Preston parole system. Beside this, it is required by law of this division to make inspections and reports as to conditions affecting the 24,666 inmates of State institutions, such as prisons, hospitals, juvenile reformatories, and the like. These inspections are welcomed as supplementing the work of the Department of Institutions and Prison Board, and are undertaken in such a way that duplication of work is avoided. By a further agreement with the Director of Institutions, this department inspects, supervises and licenses private homes for mentally defective children.

DIVISION OF COUNTY RELATIONS.

County Responsibilities. The division inspects and reports to boards of supervisors regarding conditions in county hospitals, jails, almshouses, outdoor relief, juvenile detention homes and homes for the aged. The number of inmates in these county institutions ranges between fifty and sixty thousand. The work of the department concerns the standards of administration, housing, social records, and care of the inmates in these institutions.

The County Jail. The division during 1928 made a partial survey of jails, visiting 48 of the 60 jails of the State. During the period of this survey, 64,285 adults and 2024 juveniles passed through these county jails in one year, a number which does not take into account city jails or police stations. The report charges that the least standardized of all county work, and one of the biggest problems, is the county jail. The enforced idleness of the inmates, and the only too common lack of segregation of juveniles and first offenders from the older and more hardened criminals, adds to this problem.

County Welfare Work. The inspection of all county institutions is being carried on as rapidly as possible, and the department, in cooperation with the boards of supervisors, has established several county welfare departments for the direction of local social work. In general, the relations between county authorities and this State department have been cordial and mutually helpful.

DIVISION OF CHILDREN'S WORK.

Forty Thousand Children Aided. The Division of Children's Work licenses and supervises all children's institutions and boarding homes and children's agencies and has charge of the adoption work of the State, insuring that the adopted child finds a congenial and appropriate home. It also has charge of the administration of State aid for children. The number of children affected by this work is little short of 40,000.

Why This Dependency. For the first time in the history of the State, during the past year a census has been taken of all institutions caring for dependent children. Its purpose was to determine the types of children and the reasons for so large a number—between six and seven thousand—who are being cared for in institutions. The material gathered is very illuminating, and shows the causes and social conditions that contribute in the main to these children's dependency. In cooperation with children's institutions their requirements for license have been materially raised, the most important of these being that each institution must provide adequate trained service to assure proper study of each child's needs and careful planning for its future.

Homes Must Be Right. There are in California many children living away from their parents or legal guardians in family boarding homes, and to make certain that these boarding homes—more than 4000 in number—are in every case of a nature to give the right kind of upbringing to these children, is one of the great responsibilities of this department. Each of these homes is inspected and only those meeting the department's standards receive a license.

Our Provision for Orphans. As regards State aid to dependent orphans, half-orphans and certain other groups of children, the department has placed emphasis upon its uniform and satisfactory administration in every county of California. One of the main purposes of this act making State funds available to these children is to keep them in their own homes, and of the 14,000 children in California receiving the benefits of this aid, approximately 90 per cent are living with their own mothers. California's provision for this dependent group of boys and girls exceeds in liberality those of perhaps any other State. The interpretation of this law and the method of its administration secures for each child a more personal and intelligent use of available funds than is usual with legislation of this character.

Standardizing Juvenile Probation. Juvenile probation, which is one of the most important instruments of social welfare, has never in California had the advantage of anything but local direction, with the result that there has been developed no uniformity, either of administration or of standards. The department, realizing the supreme importance of probation work as an adjunct to its endeavors, has given to

it much thought and effort. Just recently, in cooperation with the State Probation Officers Association, it has worked out an agreeable and satisfactory plan, which promises much for increasingly better results in work with problem children.

VOCATIONAL STANDARDS.

In California, as in other states, there has grown up a recognized policy of protecting the public safety, health, and welfare by the requirement of certain standards for the practice of various professions and occupations. These standards are enforced by requiring that every person engaged in the profession or occupation shall secure a license from the State, based upon an examination or other evidence of competency. The licensee is required to pay a fee for the examination and also an annual fee for the continuance of the license. This system of licensing came into existence primarily for the protection of public health and safety and to provide for requiring licenses for the practice of the healing arts. Subsequently it was extended to include professions and occupations dealing with various phases of personal, business, and industrial service. The test for the application of the licensing principle to any occupation should obviously be the extent to which public danger exists in the practice of the occupation by an unqualified person. It may be noted that California has been conservative as compared with other states in the application of restrictions to occupations.

Functions of Licensing Boards. Each of the boards administering California's laws on vocational standards has functions which can not be properly assigned to another board or to lay persons. These functions include the fixing of standards for the vocation, in so far as these standards are not fixed by law; the examination of candidates for licenses; and the determination of the necessity for revocation of licenses.

Interrelations Between Boards. However, in addition to these functions, there are many elements of interrelation between the respective boards. It seems highly desirable also that so important a function as that of professional and vocational licensing should be represented in the Governor's Council, thereby having the advantage of contact with the executive branch of government and with the other major departments. It would seem best to group these various licensing boards in some such departmental organization as will preserve their autonomy in all needs of professional or occupational interest but which will at the same time give opportunity for cooperative solution of their mutual problems, and give them representation in the Governor's Council.

Value of Definite Standards. It is my opinion that the recognition of this function as one of the major activities of the State government will do much toward clear thinking in the future when efforts are made to add new occupations to those for which a license is required. A standard by which the necessity for licensing an occupation is measured will be more definite when the occupation must be considered in comparison to those for which the State has already assumed responsibility through the Department of Vocational Standards and the Licensing Board.

Existing Boards Still to Be Maintained. I feel very strongly that the creation of such a department must involve the unhampered continuance of every existing board which regulates a profession, particularly those which deal with the healing arts; and this protection to the powers of the boards can very easily be accomplished and still give the necessary measure of coordination through a departmental organization which will bring the occupational licensing function of the State into harmony with the other activities of the government.

PROFESSIONAL BOARDS REGULATING THE HEALING ARTS.

Board of Medical Examiners. California has maintained splendid standards for the licensing of physicians and surgeons. It is safe to say that no state in the Union has given better attention to the welfare of its people through the protection against unqualified practitioners in this field. The Board of Medical Examiners works in close harmony with the institutions in California which train for the profession of medicine. In addition to the admission of new practitioners, many physicians come to California from other states. Reciprocity relations are maintained with other states whose standards are equal to those of California.

Prosecution of Violators. The activities of the board necessarily involve the prevention of unlicensed, unprofessional or incompetent practice. In rendering this service to the people of the State, the board finds it necessary from time to time to initiate criminal prosecutions against those who violate the Medical Practice Act of the State. In addition to such actions by the board, a continuing effort is being made to enlist the interest and cooperation of local law enforcement agencies because it is upon sustained local interest that the public most chiefly depends for adequate protection.

Reduced Fees. In this, as in every other licensing function of the government, it has been my policy to encourage the reduction of fees to a point which will merely meet the cost of proper regulation, and not accumulate an unnecessary surplus. In line with this policy the Board of Medical Examiners has, during the biennium, reduced by 50 per cent the annual renewal fee for physicians' licenses.

Board of Osteopathic Examiners. This board, created by initiative act, licenses and regulates the practice of osteopathy. In this regard the board has substantially the same functions and problems as those discussed in connection with the Board of Medical Examiners. Although the status of the board under its initiative act gives it much wider powers in relation to expenditures, employments, and similar functions, I am pleased to report that the members of the board have cooperated heartily and effectively with the general policy of the State, both as regards budget control and general policies of professional regulation.

Board of Chiropractic Examiners. This board, dealing with the licensing and regulation of chiropractors, is identical in its legal status with the Board of Osteopathic Examiners. Being one of the newest recognized professions dealing with the healing arts, it has faced perplexing problems during the past several years. These problems are now approaching solution and a stabilized regulation of the profession will soon be evident.

Board of Dental Examiners. The activities of this board parallel very closely those of the Board of Medical Examiners, as to problems, as to professional standards, admissions to practice, reciprocity with other states and prosecution of violators. In line with the effort to improve its service to the profession and the public, the office of the secretary has been removed from Petaluma to a central location.

Board of Pharmacy. An act passed in 1927 raised the amount of college preparation necessary before candidates were eligible for examination as pharmacists. A greatly increased number of applications were received from those who desired to be licensed before the new standards became effective. This same legislation also enlarged the reciprocity relations with the pharmacists of other states. The fee for the annual license renewal was cut in half. There are approximately 10,000 pharmacists registered in the State of California. The suppression of the traffic in narcotics was taken over by a newly created division under the supervision of a chief. The operation of this division has been fully discussed earlier in this message.

Bureau of Registration of Nurses. This bureau is under the supervision of the State Board of Public Health. It has fifty-five accredited schools of nursing under its jurisdiction, which schools are regularly inspected by the personnel of the bureau. Approximately 20,000 registered nurses have certificates which allow them to use the title of registered nurse. The Board of Public Health recently passed a resolution increasing the educational requirements of classroom instructors in nursing and has also added a number of additional courses to those previously approved by the board. A pamphlet entitled "The Profession of Nursing" has been prepared and circulated among high schools and junior colleges. Examinations for the registration of nurses are held three times each year in both San Francisco and Los Angeles. High schools and colleges are occasionally visited and those interested in entering the profession are interviewed and counseled.

Board of Optometry. Regulation of the practice of optometry has become a recognized and necessary public function in most of the states. Excellent work has been done by this board in the promotion of proper standards of practice and the elimination of quackery.

OTHER VOCATIONAL LICENSING BOARDS.

Boards of Architecture. The State Board of Architecture is divided into two district boards, one for the north and one for the south. However, the board meets annually as an entire board and the district boards meet monthly in San Francisco and in Los Angeles. The board examines approximately 100 candidates for architects' certificates each year. It has been the object of the board to encourage proper architectural training, grant certificates only to those well qualified, and assist candidates to fit themselves for competent and honest service to the public and the commonwealth.

Detective License Bureau. The licensing of private detectives was further regulated by an act passed in 1927. By the provisions of that act the Board of Prison Directors employed a secretary to give full time to this work, with the result that an increased number of private detectives have come under State supervision and additional cooperation has been secured from law enforcement agencies and from mercantile concerns. In addition to those engaged in general detective business, uniformed patrols, insurance investigators and so-called store checkers are brought under the provisions of the act. Approximately 180 are now licensed and pay an annual fee of \$50. Each must post a bond to insure faithful performance of duty. About 38 per cent of those licensed are engaged in patrol work and about 50 per cent in general detective business. The balance of about 12 per cent are engaged in insurance investigation, personal service and store checking. Detectives employed by political subdivisions of the State are not required to have a license under the provisions of the act.

Board of Embalmers. California stands among those at the top of the list of states in the matter of standards required of embalmers. A splendid type of young man is entering the vocation of embalming, and the board is diligently alert in passing upon applicants to assure that those who are licensed are properly versed in the care and the preparation of the dead in order that the public health may be properly safeguarded.

Board of Barber Examiners. This board was created by an act passed in 1927 and consists of three members who devote their entire time to the work of the board. The board has licensed over 17,000 barbers annually and in addition has approximately 450 apprentices registered. Examinations are held every three months in sixteen different cities throughout the State and in addition, in three other cities remotely situated, examinations are held every six months. The board has four inspectors working, who have inspected approximately 6000 barber shops. Sixty-nine barbers have been found practicing without certificates and 166 shops have been closed on account of insanitary conditions. Most of these have later reopened in conformity with law. The constant effort of the board is to improve sanitary and health conditions in barber shops, thus benefiting the public at large.

Board of Cosmetology. This board was also created by an act of the last Legislature. Under the provisions of the act the Board of Cosmetology blanketed in over 10,500 cosmetological operators. Since the effective date of the law all new operators have been licensed after passing the necessary examination. A large number of cosmetological establishments which before the passage of the act had little or no sanitary provisions for the protection of the public, have been remodeled and improved to meet the standards of sanitation required by the board. Eighty-eight schools of cosmetology were in existence before the passage of the act. Many of these schools were being conducted by unscrupulous and unprincipled persons. The number of these schools has been reduced to forty, and all of them are under the direct supervision of the board and are providing complete and standard courses in the teaching of the various phases of the vocation of cosmetology. Since the enactment of the law a decided improvement has been secured in the condition of cosmetological establishments and the general efficiency of the operators has been brought to a higher standard.

Board of Pilot Commissioners. Under existing law this board may license but twenty-two pilots, twenty for the port of San Francisco and two for the ports of Suisun and San Pablo and the Sacramento and San Joaquin rivers. Only two new pilots have been licensed by the board during the present biennium. The board has cooperated splendidly with the Division of Budgets and Accounts in the installation of a uniform system of accounting.

Board of Veterinary Medical Examiners. This board, by means of examinations, ascertains the professional qualifications of all applicants for license to practice veterinary medicine. During the past year and a half there has been an increase of fifty veterinarians licensed by the board. At the present time there are 510 licensed veterinarians in the State.

COMMISSIONS OF INVESTIGATION.

In line with the desire of the present State administration to get to the bottom of problems which confront us, the Legislature at its last session provided for a number of commissions, each charged with the duty of making some important study or investigation of interest to the State. Some of these commissions were legislative, composed of Senators and Assemblymen, and chosen by the presiding officers of the two houses. Among these were the Commission on Water Resources, the Commission on a New Penal Institution, the Commission on Compulsory Automobile Insurance, and the like. All these will report directly to the present Legislature, and I shall not presume to anticipate their reports.

Statutory Commissions. Some of the commissions, on the other hand, were statutory, with members to be appointed by the Governor. Among these was the commission to make preparations for the Olympic games, the members of which have not yet been named, owing to the fact that need for their services is only just arising. Others, like the School Code Commission or the Commission on a Penal Institution for Women, have been treated in appropriate places in other portions of this message. Still others, like the Tax Commission, the Crime Commission, and the Commission on Pensions and State Aid, may properly be treated in this place.

TAX COMMISSION.

Nature of the Tax Problem. The California Tax Commission was created in recognition of the fact that the people of the State were demanding a very careful study of our tax problems. It was not because we needed new sources of revenue to provide more money, for we had so cut down expenditures that our existing tax system would apparently supply sufficient revenues for some time to come, with an occasional increase in the gross profits, rates of public service corporations. It was rather because certain of these corporations were manifestly being heavily over-taxed, while other larger and more prosperous corporations of the same class were escaping with a clearly insufficient tax burden. It was also because real estate, especially in certain counties, was obviously paying more than its fair share of our taxes. It was because we had begun to doubt whether our tax system was, after all, the best or most equitable one.

Organization and Meetings of Commission. After various meetings for organization purposes, a technical staff was recruited from some of the leading tax experts of the nation, with Dr. Robert M. Haig of Columbia University at its head. At the outset public meetings were held at various cities in different sections of the State.

The chairman of the commission has given almost continuous service every day since its organization, and a number of other commissioners have been constantly available. An average of one formal meeting each month has been held, generally of three days duration.

Emergency Bank Tax Situation The commission had not proceeded far with its labors before it discovered that a critical situation existed in the taxation of banks. On August 10th the commission issued a special report, analyzing the bank tax problem, as well as the related questions of the taxes on corporate franchises and on securities and solvent credits and urging that a special session of the Legislature be called to consider an amendment to the constitution designed to meet the situation. This special session was called, and on September 5th the Legislature, by unanimous vote, decided to submit to the electorate the amendment recommended by the commission. At the election of November 6th the people adopted the amendment by a majority of almost three to one.

Provisions of New Amendment The amendment, as passed, substitutes a tax "based on or according to the net income" of banks, for the old tax on bank shares, the rate being specified at 4 per cent. It imposes a similar tax on other business and financial corporations in substitution for the old corporate franchise tax, with provision whereby personal property taxes paid by such corporations may be offset against the new tax to the extent of 90 per cent of the new tax. Finally, it imposes a 3-mill tax on so-called "foreign" securities and solvent credits. The Legislature will be asked to provide the detailed legislation necessary to put the new amendment into effect.

Solution of the Main Problem In the meantime the commission has been carrying toward its analysis of the general tax problem of the State, and has in preparation its report which will be submitted to you some time during this month. I believe that you will find this report a very comprehensive one—possibly more exhaustive and more carefully prepared than any before offered in any state. It represents the earnest, conscientious work of the commission and its staff of experts, and will be worthy of your most careful consideration. It will attempt to do for California what every state is seeking—give it the fairest and most equitable tax system possible under present conditions, and point the way to further improvements on the system as soon as public demand is ready to receive them.

Time Available for Deliberation. Conditions surrounding the commission's main report will be very different from those at the time of the bank tax emergency. Then action was imperative at once if any relief was to be secured. Hence the special legislative session and the prompt submission of the constitutional amendment to the voters. In this case, however, no such haste will be necessary. The commission will probably recommend a constitutional amendment to be adopted by you now, for submission to the voters in November, 1930. This will give two years for study of the amendment, and if there is the general wish for a tax change which the commission senses, the amendment will undoubtedly be acclaimed by both yourselves and the electorate as the best possible present solution. However, there will be no desire on the part of either the commission or myself to force any tax change for which an actual demand does not exist, and I shall suggest that during the February recess you lay this matter before your constituents, in order to ascertain the strength of this demand.

CRIME COMMISSION.

Purpose of the Commission. The California Crime Commission was established by the last Legislature to make a careful study as to the causes and cure of crime. The Legislature had already passed a large number of code bills, designed to expedite criminal procedure in our courts, and it was considered wise to create this commission for a more fundamental survey of the problem. The commission began its work by reviewing the reports of other State commissions, such as those of New York, Minnesota and Missouri, as well as the proceedings and proposals for legislation submitted by the National Crime Commission.

Investigations by the Commission The commission communicated with every State, county and city official whose duties bring him into contact with crime in any of its phases or at any stage. This included justices of the supreme and appellate courts, every superior court judge, every municipal and police judge, every district attorney, sheriff, police chief, probation officer, public defender, prison and reformatory official. Those who have made a study of crime were also appealed to, such as physicians, psychiatrists and educators.

Public Hearings and Meetings. In order to get into touch with every interested citizen, the commission held a number of public hearings in Los Angeles, San Francisco, Oakland, Sacramento, Berkeley, San Jose and other places. Members of the faculties of the University of California and Stanford were consulted. Meetings were held in conjunction with the State Bar Association at Pasadena, the district attorneys' convention at Del Monte, the Conference of Social Agencies at Yosemite, and the State Peace Officers' Association at San Bernardino.

Special Investigations. The chairman of the commission visited the prison at Stillwater, Minnesota, as a place where prison industrial development is very excellently carried out. Another member visited several reformatory institutions in the eastern states, to learn their methods of segregating the youthful from the older

and more hardened offenders. Still another member attended sessions of the National Crime Commission and the criminal law section of the American Bar Association. Everything thus learned, both outside the State and from our own officials, has been classified, summarized and studied.

The Commission's Recommendations. The commission will recommend to this Legislature a limited number of bills, probably not more than twenty in number. They have avoided mere changes in code procedure, deeming that these were either covered at last session or may be cared for through rules promulgated by the Judicial Council. They have also avoided adding to the number of statutory offenses, but have submitted all their proposals and suggestions to these tests: Is this legislation likely to prevent or reduce crime? Will it make crime more difficult to commit, and the consequences of crime more difficult to escape? Will it help our penal institutions to cure crime rather than breed it? The importance of this problem is so great that I earnestly recommend to you every effort toward its solution.

STATE AID AND PENSION COMMISSIONS.

Special Investigations. Three investigations, initiated by the Legislature in 1927, deal with the teachers' retirement salary fund, pensions for State employees, and the problem of aid for the needy aged. The three investigations have some common characteristics, chiefly the scientific determination of the future probable liabilities of the State and the need of solid financial foundations. They further reflect the basic idea I have ever kept in mind of building for the future as well as for today.

Teachers' Retirement Fund. This study is being conducted by a special commission created by act of the Legislature. This commission advises me that their report will set forth the basis of a sound, permanent system and indicate the steps which would accomplish the revision of the present plan. We have had sufficient experience, both in California and elsewhere, upon which to plan soundly for a teachers' retirement salary system. Our own California experiment has been valuable. It does not now fully meet the need; the amount of retirement salary is too small, and it does not provide assurance of permanent sufficiency of contributions. Under these circumstances I feel that the study made at your direction should be given wide publicity and that any changes necessary should be made with the hearty concurrence of all those interested, including the teachers and school administrators.

Pensions for State Employees. This subject has, I believe, in some form been brought before every legislative session in the past twenty years. The first definite action was the measure adopted in 1927 authorizing a study. The report of the special commission will be presented to you within a few days. I understand that it will recommend a plan to provide retirement salaries or pensions, based on contributions by the employees and the State.

Fundamental Requirements. In our common desire to make just and proper provision for employees who have served long and faithfully, and our desire to have our teachers' retirement system comply with modern standards, we should, I believe, proceed as promptly as possible in conformity with these fundamental requirements:

1. Financial soundness.
2. Constitutional soundness, involving if necessary an amendment to be adopted by the people.

State Aid for Needy Aged. This problem is reported upon by the Department of Social Welfare as directed by your act in 1927. California has a splendid record of success with State aid for orphans. I trust you will give most sympathetic consideration to the extension of State aid, in cooperation with the counties, for the indigent aged, and the necessary constitutional and financial provisions to put it into effect.

SUGGESTED DEPARTMENTAL LEGISLATION.

Reorganization Bills. As discussed elsewhere in this message, bills will be introduced for the creation of new departments and for the reorganization of existing departments in certain minor details. These bills will provide for the creation of a Department of Investment Regulation to include the activities relating to the regulation of banks, insurance companies, real estate brokers, building and loan associations and corporations; the creation of a Department of Vocational Standards to include the boards of Accountancy, Architecture, Dental Examiners, Embalmers, Barber Examiners, Cosmetology, Medical Examiners, Optometry, Pharmacy, Pilot Commissions, Veterinary Medical Examiners and the Detective License Bureau of the Board of Prison Directors and the Bureau of Registration of Nurses of the Department of Public Health; the creation of a Department of Military and Veterans' Affairs to include the Adjutant General, Veterans' Welfare Board, Woman's Relief Corps Home and Veterans' Home of California; the possible creation of a Department of Penology, to maintain contact between the prisons, the proposed woman's penal institution, the Bureau of Criminal Identification, the Advisory Pardon Board, and the Division of Narcotic Control; the transfer of the State Agricultural Society and the various district agricultural associations, the Civil Service Commission and the Surveyor General to the Department of Finance; the transfer from the Department of Finance to the Department of Public Works the activities relating to the Division of Motor Vehicles; the creation of a new Board of Agriculture as an advisory board to the Director of Agriculture, and the transfer

to the Department of Industrial Relations the duties of the State Fire Marshal in connection with the licensing of cleaning and dyeing establishments; and various other bills such as may be needed to complete the reorganization program of the State

CONCLUSION.

In concluding this message I trust I may be pardoned for describing it as a somewhat comprehensive survey of the "condition of the State." For many reasons the message is lengthy. The agency of the Governor's Council has made it possible to lay before you, much more comprehensively than before, the status of governmental activities. The faithful adherence to the constitutional provisions regarding the budget has given us a foundation for a financial survey of the State which will be, I believe, very valuable to all of us.

Aside from these considerations may I express again my conviction that the dominant public policy in the minds of all the people at this time is one of long-time planning. The facts and conditions reported to you in this biennial message are data upon which plans will be laid by you and by those who will follow you, for the progressive development of our State through many years to come. A careful analysis of true conditions is somewhat tedious to write as well as read, but such a careful analysis guarantees that our progress shall be sane and constant rather than spasmodic.

We are enjoying in California the privileges and blessings of a government which is the outgrowth of an era of progressivism that had its beginning twenty years ago. By marshalling of facts, by an analysis of needs, and by surveys of our resources, we have before us an opportunity to launch a program of constructive progress which, without regard to persons or politics, will influence the history of California for a generation to come.

Respectfully submitted

C. C. YOUNG, Governor of California.

January 7, 1929.

ADJOURNMENT.

There being no further business, at two o'clock and twenty minutes p.m., on motion of Senator Slater, the President of the Senate declared the Joint Convention adjourned sine die.

IN ASSEMBLY.

At two o'clock and twenty-five minutes p.m., the Assembly reconvened.

Speaker Levey in the chair.

ANNOUNCEMENT.

The Speaker announced that, owing to illness, Assemblyman Roscoe J. Anderson of the Third Assembly District would be unable to attend the session for a few days.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Fry, Mrs. Edgar C. Levey, wife of Speaker Edgar C. Levey, and Mrs. T. Levey, mother of Speaker Edgar C. Levey, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Fry, Mr. and Mrs. Morris Levey of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Sewell, Mrs. J. M. Paige, Mr. Hugh Thatcher and Mr. C. B. Afflerbaugh of Pomona were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Gilmore, Mr. and Mrs. Arthur H. Ringholm, Mr. and Mrs. Chas. W. Greer, Mr. Wm. R. Markt and Mr. Ed. F. Ford of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Heisinger, Mr. S. L. Heisinger, Jr., of Selma was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Parkman, Mr. J. E. A. Miller of Daly City was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Miller, James A., Mr. L. R. Podesta of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Quigley, the following members of Service Post No. 97, American Legion, San Francisco, Guard of Honor: Frank F. Bustin, Richard E. Colan, John B. Smith, Charles W. Mudd, Thomas P. Barnacle, George Vrarens, Raymond C. French, Vincent Reilly, Laurence J. Ruane, George A. Heenan, Edmund C. Reedy, Joseph F. McCarthy, Thomas Cole, John O'Malley, Fred Moore and James Meagher were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, Hon. Howard W. Davis, a former member of the Assembly, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Woolwine, Mr. Pierson M. Hall was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hornblower, Supervisor Walter J. Schmidt of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

ADJOURNMENT.

At two o'clock and thirty minutes p.m., on motion of Mr. Feigenbaum, the Speaker declared the Assembly adjourned this day until 10 o'clock and thirty minutes a.m., Tuesday, January 8, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Tuesday, January 8, 1929.

At ten o'clock and thirty minutes a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reudollar, Roberts, Roland, Scofield, Scudder, Seavell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—79.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr Fry, its further reading was dispensed with.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Feigenbaum, Miss Madeleine Bamberger of New York, N. Y., was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Mr. George W. Hickman, chairman, American Legion legislative committee of Oakland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Dr. Lester Daniels of Sacramento, Dr. Albert Victor Kalt of Pasadena, Dr. Chas. Spencer of Los Angeles, Dr. W. W. Vanderberg of San Francisco, and Dr. Henry F. Miles of Long Beach were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Mrs. Albert Victor Kalt of Pasadena and Mrs. Henry F. Miles of Long Beach were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Byrne, Mr. C. M. Buckley of Los Angeles was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Little, Mr. Frederick F. Martin of Santa Monica was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hawes, Miss Genevieve Hawes and Miss Elsie Ann Price, nieces of Mr. Hawes, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

COMMUNICATION.

The following communication was presented :

By Mr. Speaker :

SACRAMENTO, CALIFORNIA, January 8, 1929.

Two years ago, many members of the Legislature were kind enough to accompany the Sacramento Region Citizens Council on a caravan up the valley. This year we have planned a different program.

This coming Saturday, January 12, we shall hold our annual meeting here in Sacramento, beginning with a twelve o'clock noon luncheon at Hotel Senator. During the program we shall try to give a verbal picture of the legion and some of its problems.

Ten days ago we extended to each member of the Legislature an invitation to attend the luncheon-meeting as a guest of the council. Would you do us the favor of announcing the invitation to the Assembly, saying that at our meetings women are just as welcome as men? Then would you kindly designate some officer or employee of the Assembly to distribute complimentary tickets to the members who may want to attend?

The bearer of this note, Mr. Paul Mason, would be glad to arrange details with anyone you may select.

Sincerely yours,

S. J. LUBIN.

PRESENTATION OF PETITIONS.

The following petitions were received and ordered printed in the Journal:

By Mr. Speaker:

WHEREAS, A State trade-mark proposal for all farm products has been before us and the public for many months; and

WHEREAS, After thorough investigation we consider it the most constructive idea for increasing the sale of California farm products that has ever been presented to the farmers of this State and we unreservedly commend the committee now attempting to formulate this idea into a proposed law; therefore, be it

Resolved, That the Sacramento County Farm Bureau strongly recommends to the State Legislature that they open mindedly receive this bill when presented to them; be it further

Resolved, That we urge our agents, the executive committee of the California Farm Bureau Federation, to at once rescind its action disapproving any State trade-mark proposal and to withhold any further action until the bill is completed, presented to the Legislature and individual county farm bureau organizations have acted upon it and advised the State executive committee of their decision; be it further

Resolved, That copies of this resolution be sent to the Governor, to the executive committee of the California Farm Bureau Federation, to the Sacramento Region Citizens Council, to the Lieutenant Governor, to the Speaker of the House and to the Agriculture Legislative Committee

SIMON J. LUBIN.

Also:

WATSONVILLE, CALIFORNIA, December 27, 1928.

Inclosed is a copy of the resolutions passed by the Central Coast Section of the California State Teachers Association at their convention held in San Luis Obispo December 18 to 20

Resolutions one and eight will be of interest to the Assembly. They express the opinion of approximately one thousand teachers in the counties of San Luis Obispo, Monterey, San Benito, and Santa Cruz.

Very truly,

T. S. MACQUIDDY.

Be it resolved, By the California Teachers Association, Central Coast Section, in convention assembled:

1. That this convention go on record as opposed to the county unit system at this time and that we ask that the matter be referred to a committee of nine to be appointed by the Governor of the State of California to make a survey of the public school system of the State.

2. That this convention go on record as favoring the adoption of a constitutional amendment by all the sections of the C. T. A., prohibiting the board of directors and representatives of said organization from recommending to the Legislature or to the public at large, any educational proposition of any kind whatsoever without the same having been first favorably passed upon by the majority of the sections of the C. T. A. by the members thereof, and that the board of directors follow the plan devised under the second section of article XVIII of the constitution of said organization for the purpose of determining the will of the members.

3. That we recommend the revision of the present Teachers' Tenure Law.

4. That this convention express its sincere thanks to the press of the city, especially the Telegram-Tribune, The Merchants' Association of San Luis Obispo, the City Board of Education, President Ben R. Crandall and the Polytechnic School, the San Luis Obispo teachers, to those who have furnished music and entertainment, and all other organizations and individuals who have contributed to make this convention both inspiring and instructive.

5. That this convention express its appreciation to the executive and program committee for their untiring efforts to provide a program of such an inestimable character.

6. That we convey to Mr. Linscott our sincere wish that the golden memories of his wonderful years of service may brighten the service he is yet to render in the days to come and that a copy of this resolution be forwarded to Mr. Linscott.

7. That we indorse the Kellogg treaty for the outlawry of war and urge its ratification by the Senate of the United States and that copies of this resolution be sent to Senators Hiram Johnson and Samuel Shoitridge.

8. That this convention of teachers memorialize the coming State Legislature and request its members to consider carefully Dr. Bland's appointment and that if it meets with their approval, he be made Poet Laureate of the State of California.

9. That these resolutions be entered upon the minutes and copies thereof be transmitted to all parties concerned.

Respectfully submitted.

RESOLUTIONS COMMITTEE.
JAMES A. WALKER, Chairman.
LOIS E. JOHNSON, Secretary.

Also:

SAN FRANCISCO, December 31, 1928.

The Central Council of Civic Clubs, in regular meeting held in San Francisco, December 7th, 1928, after a full discussion, and being duly informed and advised on the subject, unannouncedly adopted the following resolution, to wit: that

WHEREAS, The city of San Francisco does not control or manage its own harbor front, and it is, practically, the only city in the State that does not so control and manage its own harbor front; and

WHEREAS, The people of San Francisco through their duly elected officers, representatives and governmental machinery, are amply qualified, able, anxious and willing to assume the control and management of their said harbor front, and thus relieve the State of California and its appointed officers of the burden; therefore, be it

Resolved, That the Central Council of Civic Clubs favors the control and management of the San Francisco harbor front by the city and county of San Francisco, and that this organization requests its legislative representatives to introduce the necessary legislative measures at the coming session of the State Legislature that will accomplish this and that a copy of this resolution be sent to each of such legislators, the Governor, mayor of San Francisco, board of supervisors, board of public works, city attorney, city engineer, and the press.

E. B. HARRINGTON, Secretary

Also:

SACRAMENTO, CALIFORNIA, October 24, 1928

I am enclosing a copy of a resolution that was adopted at a meeting of the Elementary School Principals' Association, Northern Section.

Thanking you, I am sincerely yours,

ETHEL I. BAKER, Secretary.

RESOLUTION ADOPTED BY THE ELEMENTARY PRINCIPALS' ASSOCIATION,
NORTHERN SECTION.

WHEREAS, The arts, crafts and vocational work of the California schools is of such high quality as to make it a matter of State pride, and

WHEREAS, The present Educational Building of the State Fair Grounds, Sacramento, has become entirely inadequate to house the multitude of exhibits produced and offered for exhibit by the students of the elementary, junior high and senior high schools of our State; and

WHEREAS, The exhibits now offered are crowded through lack of space in a manner inimical to the best interests of their educational value, and

WHEREAS, The heat of the day and the dampness of the night are enervating to health of employees and exhibitors and destructive to woodwork and other exhibits in the large tent annex of said Educational Building; therefore, be it

Resolved, That the Elementary Principals' Association of California, Northern Section, in annual convention assembled do hereby petition the Legislature of the State of California and the directors of the State Agricultural Society to make such provision as may be necessary toward the erection of a new and larger building for the purpose of exhibiting the arts and crafts and vocational work of the pupils and students of the schools of California.

Also.

LANSING, MICHIGAN, October 6, 1927.

By direction of the Michigan Legislature, I am herewith sending you copy of a Concurrent Resolution adopted by both the Senate and House of Representatives of the State of Michigan at the recent regular session of the Legislature.

Will you please submit this matter to your Legislature?

Very truly,

C. S. PIERCE

Mr. Wardell offered the following concurrent resolution:
House Concurrent Resolution No. 10—A concurrent resolution urging Congress to reapportion the National House of Representatives.

WHEREAS, The constitution of the United States requires Congress to reapportion the seats in the House of Representatives to the various states, according to their respective numbers following each decennial census, and

WHEREAS, The Congress, prior to 1920, has invariably complied with the constitutional provisions covering this subject, so that the next succeeding Congress might rightfully be represented in numbers, based upon the population of the several states, and

WHEREAS, Each succeeding Congress has, since the year 1920, failed to make such reapportionment of districts, which failure has resulted in the disfranchisement of a large number of citizens in many of the states, among which is the State of Michigan, and has brought about a condition of disproportionate representation in the House of Representatives, and

WHEREAS, This has resulted in accumulative discontent among the citizens of the states so discriminated against, now therefore be it

Resolved, By the House of Representatives (the Senate concurring), That we, the representatives of the people of Michigan, assembled in regular session, do most earnestly urge the immediate performance of this duty, and be it further

Resolved, That a copy of this resolution be forwarded to the Honorable Calvin Coolidge, President of the United States, and to the Honorable Nicholas Longworth, Speaker of the House of Representatives, and to Hon. John Q. Tilson, Hon. Edward W. Pou, Hon. John M. Garner, Hon. Albert Johnson and Hon. Isaac Bacharach; be it further

Resolved, That copies of this resolution shall also be forwarded to the following legislatures of the several states now in session, urging them to take similar action: California, Ohio, New Jersey, Connecticut, North Carolina, Texas and Washington

CHARLES S. PIERCE,

Clerk, House of Representatives.

Also:

WHEREAS, There now exists an age limit for employees of the State of California under civil service, including veterans, and

WHEREAS, The federal civil service has no age limit for veteran employees of the United States Government.

Be it resolved, By the Department of California, United Veterans of the Republic, in convention assembled at Vallejo, California, July 6-7, 1928, recommends that the State Legislature or other governmental agency of the commonwealth take such action as will waive the age limit for veterans of all wars now under State civil service or shall in the future be in such employ, and, be it further

Resolved, That a copy of these resolutions be sent to the Governor and to the Secretary of State of California for reference to the proper state body

COMMITTEE ON RESOLUTIONS.

R. M. MACLENNAN, Chairman.

CHARLES HUGHES.

C. W. BAER.

WHEREAS, At the present time there is no provision made by the State of California for retirement, and pension by reason of age and length of service of its employees, therefore be it

Resolved, By the Department of California, United Veterans of the Republic, that we request the Legislature of the State of California to enact such legislation as may be necessary to alleviate the condition of the aged employees of the State.

COMMITTEE ON RESOLUTIONS.

R. M. MACLENNAN, Chairman.

CHARLES HUGHES.

C. W. BAER.

Adopted by annual convention, at Vallejo, California, July 6-7, 1928.

CHAS. H. MADDEN, Adjutant.

COMMUNICATION.

The following communication was filed by the Chief Clerk:

ASSEMBLY CHAMBER, SACRAMENTO, January 8, 1929.

MR. SPEAKER: Pursuant to your instructions, the following named persons have filed their credentials and are duly recognized as representatives of the newspapers set opposite their respective names:

Fresno Bee—Duane M. Clark, Frank Vore.

Lindsay Gazette—Earle Houghton.

Mentlo Park Recorder—Mona L. Christensen.

Modesto News Herald—Duane M. Clark, Frank Vore.

San Bruno Herald—Mona L. Christensen.

ARTHUR A. OHNIMUS, Chief Clerk.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Witter: Assembly Bill No. 1—An act to ratify and approve the Colorado River Compact, signed at Santa Fe, New Mexico, November 24, 1922, to repeal conflicting acts and resolutions and directing that notice be given by the Governor of such ratification and approval.

Bill read first time, and referred to Committee on Federal Relations.

By Mr. Bliss: Assembly Bill No. 2—An act to amend the Political Code by adding a new section to be numbered 4041m, empowering boards of supervisors of the counties of the State to lease all lands whether dedicated to a public use or not, and under the jurisdiction of the county, for the drilling of oil and gas, and the extraction of other minerals.

Bill read first time, and referred to Committee on Oil Industries.

By Mr. Brock: Assembly Bill No. 3—An act to amend sections 851 and 863 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Byrne: Assembly Bill No. 4—An act to amend section 653 of the Penal Code, relating to blacklisting and providing penalties for same.

Bill read first time, and referred to Committee on Revision of Criminal Procedure.

By Mr. Eddy: Assembly Bill No. 5—An act to validate bonds of school districts, high school districts and junior college districts of every kind and class, and providing for the levy of a tax to pay the same.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Fisher: Assembly Bill No. 6—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Harper: Assembly Bill No. 7—An act to amend section 1143 of the Penal Code, relating to fees of jurors.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Heisinger: Assembly Bill No. 8—An act to amend section 190 of the Penal Code, relating to murder in the first degree.

Bill read first time, and referred to Committee on Revision of Criminal Procedure.

By Mr. Ingels: Assembly Bill No. 9—An act making an appropriation to pay the claim of Harry L. Hopper against the State of California.

Bill read first time, and referred to Committee on Claims.

By Mr. Jost: Assembly Bill No. 10—An act to prevent fraud and deception in the sale of beverages composed of fruit, or the juice thereof, and prescribing penalties for the violation of the provisions thereof.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Leymel: Assembly Bill No. 11—An act creating an additional district court of appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Lyons: Assembly Bill No. 12—An act to add a new section to be numbered 383*b* to the Penal Code, relating to the sale of kosher meats and meat preparations, and kosher food, defining the word "kosher" and providing penalties for the violation thereof.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Mixer: Assembly Bill No. 13—An act to amend section 3 of an act entitled "An act to provide for the protection of lands from overflow other than lands recognized as swamp lands," approved April 15, 1880, as amended, relating to the organization of levee districts and for the conduct of elections therein, and for the canvass of election returns of such elections and for the compensation of trustees of such districts.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Mr. Patterson: Assembly Bill No. 14—An act to amend section 1616 of the Political Code, relating to the establishment and maintenance of a kindergarten.

Bill read first time, and referred to Committee on Education.

By Mr. Scudder: Assembly Bill No. 15—An act to amend section 1612*a* of the Political Code, relating to school district budgets and school district taxes.

Bill read first time, and referred to Committee on Education.

By Mr. West: Assembly Bill No. 16—An act to create a Bureau of Medical and Hospital Service in the office of the Insurance Commissioner and to define and provide for the licensing and regulation of medical and hospital service companies.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Williamson: Assembly Bill No. 17—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Wright: Assembly Bill No. 18—An act to enable counties to acquire, hold, improve and maintain land for the uses and purposes of public parks and boulevards.

Bill read first time, and referred to Committee on County Government.

By Mr. West: Assembly Bill No. 19—An act to add a new section to the Political Code to be numbered 462, relating to claims for which a warrant has been issued and paid and the amount thereof returned to the State treasury for payment by the State Treasurer, and prescribing a time after which said amount shall revert to and become a part of the general fund of the State.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Patterson: Assembly Bill No. 20—An act to amend section 1936 of the Political Code, relating to the powers of the Adjutant General.

Bill read first time, and referred to Committee on Military Affairs.

By Mr. Mixer: Assembly Bill No. 21—An act to amend the California Irrigation District Act, approved March 31, 1897, by adding a new section thereto, to be numbered 15e, relating to insurance.

Bill read first time, and referred to Committee on Irrigation.

By Mr. Leymel: Assembly Bill No. 22—An act to amend section 4300f of the Political Code, relating to jurors' fees.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Kline: Assembly Bill No. 23—An act to amend an act entitled "An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners, and repealing an act to amend an act entitled 'An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners,' approved March 23, 1893." approved June 16, 1913, as amended, by adding a new section thereto to be numbered 1a, relating to the powers and duties of the State Board of Prison Directors.

Bill read first time, and referred to Committee on Revision of Criminal Procedure

By Mr. Jost: Assembly Bill No. 24—An act to amend section 627 of the Penal Code, relating to trespass.

Bill read first time, and referred to Committee on Revision of Criminal Procedure

By Mr. Jespersen: Assembly Bill No. 25—An act to add three new sections to the Civil Code to be numbered 2097, 2098, 2099, relating to the liability of an owner or driver of a motor vehicle for injury to a passenger transported, without reward

Bill read first time, and referred to Committee on Judiciary.

By Mr. Heisinger: Assembly Bill No. 26—An act to amend section 626i of the Penal Code, relating to the limit of deer that may be killed.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Fisher: Assembly Bill No. 27—An act to amend section 626 of the Penal Code, relating to the protection of game.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Eddy: Assembly Bill No. 28—An act to add a new section to be numbered 5½ to an act entitled "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and

prescribing the conditions on which such maps may be recorded, and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended, relating to subdivision of land bounded on any side, or in any way, by the ocean, or by an inlet, bay, estuary or arm thereof.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Dillinger: Assembly Bill No. 29—An act to amend section 4277 of the Political Code, relating to salaries and fees of officials in counties of the forty-eighth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Deuel: Assembly Bill No. 30—An act making an appropriation to meet the deficiency in the appropriation for the construction and equipment of building at Chico State Teachers College.

Bill read first time, and referred to Committee on Teachers Colleges.

By Mr. Craig: Assembly Bill No. 31—An act granting certain tide-lands and submerged lands of the State of California to the city of Laguna Beach upon certain trusts and conditions.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Coombs: Assembly Bill No. 32—An act to amend sections 8 and 14 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended

Bill read first time, and referred to Committee on Judiciary.

By Mr. Collier: Assembly Bill No. 33—An act to amend section 3817 of the Political Code, relating to redemption of real estate on sale for taxes, designating who may redeem and fixing the penalties, interest and costs incident thereto.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Byrne: Assembly Bill No. 34—An act to add a new section to the Code of Civil Procedure, to be numbered 831h, relating to transfer of actions between superior and municipal courts.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Bliss: Assembly Bill No. 35—An act to amend sections 4 and 8 of an act entitled “An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act,” approved May 25, 1921, as amended.

Bill read first time, and referred to Committee on Mines and Mining.

By Mr. Bishop: Assembly Bill No. 36—An act to amend an act entitled “An act to prevent the formation and prohibit the existence of secret, oath-bound fraternities in public schools.” approved March 13, 1909, by amending sections 1 and 2 thereof and adding a new section thereto, to be numbered section 3, all relating to the existence of secret fraternities in public schools

Bill read first time, and referred to Committee on Education.

By Mr. Adams: Assembly Bill No. 37—An act creating an agency of the State to be known as “The Irrigation District Association of California,” for the purpose of enabling the irrigation districts of this State to act cooperatively for the strengthening and protection of their credit and securities and otherwise promoting their welfare, and defining its powers and duties.

Bill read first time, and referred to Committee on Irrigation.

By Messrs. Morrison, Fry and Hawes: Assembly Bill No. 38—An act to add a new section to the “Weights and Measures Act” approved June 16, 1913, as amended, to be numbered 16x2, relating to the salaries of the sealer of weights and measures, and deputies, in counties of the second class.

Bill read first time, and referred to Committee on County Government.

By Mr. Reindollar: Assembly Bill No. 39—An act to amend an act entitled “An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of water works and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts,” approved May 1, 1911, by amending sections 4, 5 and 6 of said act, relative to the mode of nomination and election of elective officers of such water districts.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Jespersen: Assembly Bill No. 40—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirtieth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 41—An act to repeal section 9 of an act entitled "An act to appropriate money for the support of orphans, half-orphans and abandoned children," approved March 25, 1880, as amended.

Bill read first time, and referred to Committee on Public Charities and Corrections.

Also: Assembly Bill No. 42—An act to amend section 200 of the Code of Civil Procedure, relating to jury service.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 43—An act to add a new section to the Penal Code, to be numbered 536c, relating to the handling of farm products on consignment.

Bill read first time, and referred to Committee on Agriculture.

Also: Assembly Bill No. 44—An act to add a new section to the Penal Code to be numbered 634 $\frac{1}{2}$, relating to the protection of fish and game.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Reindollar: Assembly Bill No. 45—An act to amend section 4254 of the Political Code relating to compensation of county officers and employees in counties of the twenty-fifth class.

Bill read first time, and referred to Committee on County Government

By Mr. Klune: Assembly Bill No. 46—An act to amend section 1168 of the Penal Code, relating to sentences under the indeterminate sentence law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted.

Bill read first time, and referred to Committee on Revision of Criminal Procedure.

By Mr. Lyons: Assembly Bill No. 47—An act to amend sections 92 and 139 of the Civil Code and to add thereto a new section, numbered 108, relating to the causes of divorce.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Snyder: Assembly Bill No. 48—An act to amend section 69 of the Civil Code, relating to marriage licenses.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 49—An act to amend section 873 of the Code of Civil Procedure, relating to the time of trial in justices' courts.

Bill read first time, and referred to Committee on Judiciary.

By Mr. West: Assembly Bill No. 50—An act to amend section 2969 of the Civil Code, relating to attachments of mortgaged personal property.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 51—An act to amend section 542 of the Code of Civil Procedure, relating to the attachment of real and personal property.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 52—An act to amend section 4307 of the Political Code, relating to county charges.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Heisinger: Assembly Bill No. 53—An act to amend section 57 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended, relating to compensation of officers.

Bill read first time, and referred to Committee on Irrigation.

By Mr. West: Assembly Bill No. 54—An act to amend section 4300b of the Political Code, relating to sheriff's fees.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 55—An act to amend section 689 of the Code of Civil Procedure, relating to execution of judgment in civil actions.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 56—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment in justices' courts.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 57—An act to amend section 540 of the Code of Civil Procedure, relating to the form of the writ of attachment.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 58—An act to amend section 2968 of the Civil Code, relating to levying upon mortgaged personal property in possession of the mortgagor.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Fisher: Assembly Bill No. 59—An act to amend section 628 of the Penal Code, relating to fish and game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 60—An act to amend section 628f of the Penal Code, relating to the protection of fish and game

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 61—An act to amend section 636 of the Penal Code, relating to the protection of fish and game

Bill read first time, and referred to Committee on Fish and Game

Also: Assembly Bill No. 62—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game

Also: Assembly Bill No. 63—An act to add a new section to the Penal Code to be numbered 64a, relating to crimes against the elective franchise.

Bill read first time, and referred to Committee on Revision of Criminal Procedure.

Also: Assembly Bill No. 64—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Williams: Assembly Bill No. 65—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section to be numbered 98a, requiring motor vehicles to be equipped with receptacles for burning tobacco and other glowing, flaming or inflammable substances.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 66—An act to amend section 4286 of the Political Code, relating to the compensation of county officers and their deputies, assistants and employees, and of jurors in counties of the fifty-seventh class.

Bill read first time, and referred to Committee on County Government.

By Mr. Fisher: Assembly Bill No. 67—An act to repeal section 2572 of the Political Code, relating to the Board of Harbor Commissioners of the Port of Eureka on Humboldt Bay and to the officers and employees thereof.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Collier: Assembly Bill No. 68—An act to amend section 685 of the Code of Civil Procedure, relating to the issuance of execution and the enforcement of judgment after the lapse of five years from date of its entry.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 69—An act to amend section 694 of the Code of Civil Procedure, relating to the conduct of sales of property on execution or under power contained in any trust deed hereafter executed, and designating the county wherein such sales must be held.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Williamson: Assembly Bill No. 70—An act to amend section 67 of the Code of Civil Procedure, relating to the superior court of the city and county of San Francisco, increasing the number of judges thereof, and providing for their compensation.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Jost: Assembly Bill No. 71—An act authorizing the Department of Public Works to designate and adopt as State highways certain county roads.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Assembly Bill No. 72—An act to amend section 626 of the Penal Code, relating to the protection of game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 73—An act to amend section 626f of the Penal Code, relating to the protection of game.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Adams: Assembly Bill No. 74—An act to amend sections 1, 2, 3, 4 and 7 of an act entitled "An act to provide for the organization and creation of improvement districts within irrigation districts organized under the 'California Irrigation District Act', to provide for the construction of improvements therein, and for the levy of assessments on the lands of such improvement districts," approved May 25, 1927, to provide for the acquisition of improvements in such improvement districts.

Bill read first time, and referred to Committee on Irrigation.

Also: Assembly Bill No. 75—An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending sections 2, 30a, 39 and 47 thereof.

Bill read first time, and referred to Committee on Irrigation.

Also: Assembly Bill No. 76—An act to amend section 1096a of the Political Code, relating to elections.

Bill read first time, and referred to Committee on Elections.

Also: Assembly Bill No. 77—An act to add a new section to be numbered 626db to the Penal Code, providing for the taking of rabbits in Fish and Game District 1 any number and at any time of the year.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. McGuinness: Assembly Bill No. 78—An act to amend section 4283 of the Political Code, relating to the salaries and fees of officers of counties of the fifty-fourth class

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 79—An act amending section 3 of an act entitled "An act to cede certain property to the town of Crescent City," approved March 26, 1868, as amended, relating to certain conditions of the cession.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 80—An act to amend section 4056b of the Political Code, relating to the creation of a fund for making exhibitions of products and the assistance of local fair associations.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Heisinger: Assembly Bill No. 81—An act to amend section 3817 of the Political Code, relating to the redemption of property sold for taxes.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Byrne: Assembly Bill No. 82—An act to amend section 29 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors

therein," approved May 23, 1925, as amended, relating to the powers and jurisdiction of municipal courts, and of the judges and other officers thereof

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No 83—An act to amend section 539 of the Code of Civil Procedure, relating to undertaking and attachment.

Bill read first time, and referred to Committee on Judiciary

Also: Assembly Bill No. 84—An act to amend section 410 of the Code of Civil Procedure, relating to the service of summons

Bill read first time, and referred to Committee on Judiciary.

By Mr Bernard: Assembly Bill No. 85—An act to amend section 2640 of the Political Code, relating to the acquisition and construction of new roads and the grading, regrading, paving, macadamizing, surfacing, repairing and maintaining of existing roads

Bill read first time, and referred to Committee on Roads and Highways.

Also: Assembly Bill No 86—An act to amend section 2713 of the Political Code, relating to the construction and repair of bridges.

Bill read first time, and referred to Committee on Roads and Highways

By Mr Jost: Assembly Joint Resolution No. 1—Relative to memorializing and petitioning the President of the United States and Congress to support congressional action and administrative leadership toward securing the benefits of tariff protection to all American farm producers, regardless of commodity, and petitioning for the restoration of adequate tariffs on imports of agriculture products from the Philippine Islands

Introduced, and referred to Committee on Federal Relations

Also: Assembly Constitutional Amendment No. 1—Proposed amendment to article IV of the constitution, relative to the election and term of office of members of the Assembly.

Introduced, and referred to Committee on Constitutional Amendments.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Senate Bill No. 1—An act to ratify and approve the Colorado River Compact, signed at Santa Fe, New Mexico, November 24, 1922, to repeal conflicting acts and resolutions and directing that notice be given by the Governor of such ratification and approval.

J. A. BEEK, Secretary of Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Witter asked for and was granted unanimous consent to take up Senate Bill No. 1, at this time, without reference to committee.

CONSIDERATION OF SENATE BILL NUMBER ONE.

Senate Bill No. 1—An act to ratify and approve the Colorado River Compact, signed at Santa Fe, New Mexico, November 24, 1922, to repeal

conflicting acts and resolutions and directing that notice be given by the Governor of such ratification and approval.

RESOLUTION.

The following resolution was offered:

By Mr. Witter:

Resolved, That Senate Bill No. 1 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Witter moved the adoption of the resolution

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crown, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—74.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering, at this time, Senate Bill No. 1.

SECOND READING OF SENATE BILL NUMBER ONE.

Senate Bill No. 1—An act to ratify and approve the Colorado River Compact, signed at Santa Fe, New Mexico, November 24, 1922; to repeal conflicting acts and resolutions and directing that notice be given by the Governor of such ratification and approval.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None

MOTION TO DEFER ACTION.

Mr. Jones moved that further consideration of Senate Bill No. 1 be deferred until after recess

Motion carried.

RECESS.

At twelve o'clock noon, on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED

At two o'clock p.m., the Assembly reconvened.
 Speaker Levey in the chair.
 Assistant Clerk Monahan reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON MILEAGE.

ASSEMBLY CHAMBER, SACRAMENTO, JANUARY 8, 1929.

MR SPEAKER: Your Committee on Mileage begs leave to report that it has computed the mileage according to section 208 of the Political Code, and recommends the adoption of the resolution herewith:

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrant upon the proper fund in favor of the following named officers and members of the Assembly for the amounts set opposite their names, and the State Treasurer is hereby directed and ordered to pay the same:

Distric	Name	Address	Distance from seat.	Distance from Co seat, more	Distance from Co, seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
1	Henry McGuinness	Dunsmuir, Siskiyou County	295		45	250	500	\$25 00
2	Robert F. Fisher	Carlotta, Humboldt County	312		20	292	584	29 20
3	Roscoe J. Anderson	Redding, Shasta County	171				342	17 10
4	Forrest R. Young	Quincy, Plumas County	136				272	13 60
5	Van Bernard	Butte City, Glenn County	88	15		103	206	10 30
6	R. R. Ingels	R. F. D. 2, Ukiah, Mendocino County	150				300	15 00
7	Charles H. Deuel	Clasco, Butte County	86	28		114	228	11 40
8	Fred B. Noyes	Yuba City, Sutter County	50				100	5 00
9	Jerrold L. Seawell	Napa, Napa County	37		19	18	36	1 80
10	Ernest C. Crowley	Susun, Solano County	40				80	4 00
11	Frank L. Coombs	Napa, Napa County	61				122	6 10
12	Hubert B. Scudder	Sebastopol, Sonoma County	90	7		97	194	9 70
13	Frank W. Luttrell	Santa Rosa, Sonoma County	90				180	9 00
14	Roy J. Nielsen	Sacramento, Sacramento County						
15	Percy G. West	Sacramento, Sacramento County						
16	H. E. Dillinger	Placerville, El Dorado County	60				120	6 00
17	Chas. F. Reindollar	San Rafael, Marin County	105			105	210	10 50
18	Robert P. Easley	Antioch, Contra Costa County	62	18		80	160	8 00
19	Bradford S. Crittenden	Tracy, San Joaquin County	48	20		68	136	6 80
20	F. C. Cloudsley	Stockton, San Joaquin County	48				96	4 80
21	Fred C. Hayes	San Francisco, San Francisco County	90				180	9 00
22	James C. Flynn	San Francisco, San Francisco County	90				180	9 00
23	Joseph P. Gilmore	San Francisco, San Francisco County	90				180	9 00
24	James L. Quigley	San Francisco, San Francisco County	90				180	9 00
25	Wm. B. Hornblower	San Francisco, San Francisco County	90				180	9 00
26	Ray Williamson	San Francisco, San Francisco County	90				180	9 00
27	Melvyn J. Cronin	San Francisco, San Francisco County	90				180	9 00
28	Edgar C. Levey	San Francisco, San Francisco County	90				180	9 00
29	Harry F. Morrison	San Francisco, San Francisco County	90				180	9 00
30	Robert B. Fry	San Francisco, San Francisco County	90				180	9 00
31	B. J. Feigenbaum	San Francisco, San Francisco County	90				180	9 00
32	James A. Miller	San Francisco, San Francisco County	90				180	9 00
33	Charles A. Oliva	San Francisco, San Francisco County	90				180	9 00
34	Wm. P. Jost	Hayward, Alameda County	84	14		98	196	9 80
35	Roy Bishop	Alameda, Alameda County	84	5		89	178	8 90
36	William W. Hoffman	Oakland, Alameda County	84				168	8 40
37	Eugene W. Roland	Oakland, Alameda County	84				168	8 40
38	Walter W. Feeley	Oakland, Alameda County	84				168	8 40
39	M. J. McDonough	Oakland, Alameda County	84				168	8 40
40	Harold C. Cloudman	Berkeley, Alameda County	84				168	8 40
41	Albert Henry Morgan, Jr	Berkeley, Alameda County	84				168	8 40
42	Harry L. Parkman	San Mateo, San Mateo County	119				238	11 90
43	Bert B. Snyder	Santa Cruz, Santa Cruz County	198				396	19 80
44	T. M. Wright	San Jose, Santa Clara County	128				256	12 80
45	C. C. Spalding	Sunnyvale, Santa Clara County	128	10		138	276	13 80
46	Frank B. Collier	Modesto, Stanislaus County	77				154	7 70
47	Dan E. Williams	Chinese Camp, Tuolumne County	125	20		145	290	14 50
48	Ray C. DeYoe	Carmel, Monterey County	208	23		231	462	23 10
49	E. G. Adams	Lavngston, Merced County	114		14	100	200	10 00
50	M. S. Meeker	Kerman, Fresno County	169				338	16 90
51	Z. S. Leynal	Fresno, Fresno County	169				338	16 90
52	S. L. Heisinger	Selma, Fresno County	169	16		185	370	18 50
53	Chris N. Jespersen	Paso Robles, San Luis Obispo County	343		10	333	666	33 30
54	Augustus F. Jewett, Jr	Hanford, Kings County	214				428	21 40

District	Name	Address	Distance from seat.	Distance from Co seat, more	Distance from Co seat, less	Mileage one way	Total mileage.	Amount at 5 cents per mile	Amount at 10 cents per mile
55	Frank W. Mixer	Exeter, Tulare County	206	10		216	432	\$21 60	
56	Robert Lincoln Patterson	Taft, Kern County	278	38		316	632	31 60	
57	Isaac Jones	Ontario, San Bernardino County	508		24	484	968	48 40	
58	Archibald E. Brock	Redlands, San Bernardino County	508	12		520	1,040	52 00	
59	George R. Bliss	Carpinteria, Santa Barbara County	460	12		472	944	47 20	
60	Dan W. Emmett	Santa Paula, Ventura County	490	15		505	1,010	50 50	
61	James C. Crawford	Burbank, Los Angeles County	447		11	436	872	43 60	
62	Walter J. Little	Hermosa Beach, Los Angeles County	447	22		469	938	46 90	
63	Clare Woolwine	Los Angeles County	447				894	44 70	
64	Harry Lyons	Los Angeles, Los Angeles County	447				894	44 70	
65	Willis M. Baum	Los Angeles, Los Angeles County	447				894	44 70	
66	William M. Byrne	Los Angeles, Los Angeles County	447				894	44 70	
67	Eleanor Miller	Pasadena, Los Angeles County	447	13		460	920	46 00	
68	Harry P. Sewell	Los Angeles, Los Angeles County	447				894	44 70	
69	Jerome V. Scofield	Huntington Park, Los Angeles County	447	6		453	906	45 30	
70	Morgan Keaton	Long Beach, Los Angeles County	447	22		469	938	46 90	
71	Frank McGinley	Wilmington, Los Angeles County	447	20		467	934	46 70	
72	W. E. Radham	Los Angeles, Los Angeles County	447				894	44 70	
73	James E. Stockwell	Los Angeles, Los Angeles County	447				894	44 70	
74	F. M. Roberts	Los Angeles, Los Angeles County	447				894	44 70	
75	Emory J. Arnold	Los Angeles, Los Angeles County	447				894	44 70	
76	Edward Craig	Brea, Orange County	481		14	467	934	46 70	
77	Chester M. Kline	San Jacinto, Riverside County	512	38		550	1,100	55 00	
78	Myron D. Witter	Brawley, Imperial County	661	18		679	1,358	67 90	
79	William E. Harper	San Diego, San Diego County	573				1,146	57 30	
80	Crowell D. Eddy	National City, San Diego County	573	6		579	1,158	57 90	
OFFICERS									
	Arthur A. Ohmhus	San Francisco, San Francisco County	90				180	\$18 00	
	Louis F. Erb	San Francisco, San Francisco County	90				180	18 00	

FLYNN, Chairman.

Mr. Flynn moved the adoption of the report and resolution

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Woolwine, Wright, and Mr. Speaker—69.

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated:

By Mr. McGuinness: Assembly Bill No. 87—An act to amend section 4283 of the Political Code, relating to the salaries and fees of officers of counties of the fifty-fourth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Williamson: Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 89—An act to add a new section, to be numbered 2972*a*, to the Civil Code, relating to priority rights as between the holder of a crop mortgage and a wage claimant and making such mortgagee liable for wage claims in connection with producing the crops under certain circumstances.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Reindollar: Assembly Bill No. 90—An act to amend section 19*x*25 of the Juvenile Court Law, relating to probation officers in counties of the twenty-fifth class.

Bill read first time, and referred to Committee on County Government

Also: Assembly Bill No. 91—An act to amend section 1576 of the Penal Code, relating to salaries of prison employees.

Bill read first time, and referred to Committee on Prisons and Reformatories

By Mr. Wright: Assembly Bill No. 92—An act to amend sections 1, 2 and 3 of an act entitled "An act to provide for a day of rest from labor," approved February 27, 1893, relating to what emergencies shall permit working more than six days in seven, providing for the enforcement of the act by the Chief of the Division of Labor Statistics and Law Enforcement of the Department of Industrial Relations and providing penalties for violation of the provisions thereof.

Bill read first time, and referred to Committee on Labor and Capital.

Also: Assembly Bill No. 93—An act to add a new section, to be numbered Section 3*a*, to an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to the keeper of records of hours worked and prima facie evidence of violation of the act.

Bill read first time, and referred to Committee on Labor and Capital.

CONSIDERATION OF BUSINESS OF THE HOUSE.

Further consideration of Senate Bill No. 1, under consideration at time of recess, was taken up:

OPINION OF ATTORNEY GENERAL RELATIVE TO SENATE BILL NUMBER ONE

The following opinion of the Attorney General relative to Senate Bill No. 1 was read and ordered printed in the Journal:

SACRAMENTO, CALIFORNIA, January 8, 1929.

*Hon. M. D. Witter, Assemblyman, Seventy-eighth District,
State Capitol, Sacramento, California.*

DEAR SIR: Replying to your inquiry, it is my view that there is no legal objection to the inclusion of the urgency clause in section 5 of Senate Bill No. 1 which is now pending before the Assembly, and that there are sufficient reasons to justify the action of the Legislature in regarding the approval by California of the Colorado River Compact necessary "for the immediate preservation of the public peace, health or safety," within the meaning of section 1, article IV of the State constitution.

Yours very truly,

U. S. WEBB, Attorney General.

By FRANK L. GUERENA, Deputy Attorney General.

THIRD READING OF SENATE BILL NUMBER ONE.

Senate Bill No. 1—An act to ratify and approve the Colorado River Compact, signed at Santa Fe, New Mexico, November 24, 1922, to repeal conflicting acts and resolutions and directing that notice be given by the Governor of such ratification and approval.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 1 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rendollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—76.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 1—Approving four certain amendments to the charter of the city of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-eighth day of August, 1928.

J. A. BEEK, Secretary of Senate.

By FRANCIS F. DALIN, Assistant Secretary.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Keaton asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 1, at this time, without reference to committee.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER ONE.

Senate Concurrent Resolution No. 1, approving four certain amendments to the charter of the city of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-eighth day of August, 1928.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 1 adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmert, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leynel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—74.

NOES—None

Title read and approved.

Senate Concurrent Resolution No. 1 ordered transmitted to the Senate.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal:

BUDGET MESSAGE OF C. C. YOUNG, GOVERNOR OF CALIFORNIA.

To the Members of the Senate and Assembly

The budget herewith presented has been prepared in accordance with section 34, of article IV of the State constitution. In submitting this budget I have adopted the same plan as was followed in the budget presented to me by the Legislature two years ago; a plan by which all of the proposed expenditures of the State provided by existing law, together with such other items as may be recommended for your consideration, have been included. Every dollar of proposed expenditure has been accounted for, whether to be disbursed by the State directly, or indirectly through the agency of the counties, as in the case of schools, highways, orphans' aid, and the like.

A SEGREGATED BUDGET.

The proposed expenditures for the ensuing biennium have been segregated into three separate sections, namely, the general budget, the educational budget, and the highway budget. This segregation has been made in order that special study may be given to each of these three major functional expenditures of the State. The expenditures for the general activities of the State comprise but 24 per cent of the entire budget, while 32 per cent is expended for education and 44 per cent for highways. A large group of the public is directly interested in the expenditures made by the State for educational purposes, while still another large group is directly interested in the expenditures for highway purposes. Many requests are received throughout the year for detailed statements of expenditures for these two purposes, and special pamphlets dealing with the educational section and the highway section of the budget will be separately printed for distribution to those requesting this information.

DEPARTMENTAL REQUESTS REPORTED

Another new procedure is introduced in making known to you the amounts requested by the various agencies of the State and the reason why deductions have been made in some of the requests. A detailed explanation has been inserted before each functional group in the budget.

Your attention is particularly invited to the fact that of the total budget, only \$66,434,322, or 27.22 per cent, comes under the direct control of the Governor. The other 72.78 per cent, or \$177,626,784, of the budget is made up of fixed charges, comprising items which have been appropriated in recurrent amounts by the Legislature, and for expenditures definitely fixed by vote of the people.

THE GENERAL BUDGET.

The general budget, totaling \$58,710,614, represents an increase of only 6.79 per cent over the expenditures of the previous biennium. This increase is far below the estimated percentage of increase of the population of the State for the next two years. This is without doubt the smallest percentage of increase for the general budget in the history of the State, and represents an actual substantial reduction in the per capita cost of State government. Of the general budget \$6,831,670 consists of fixed charges. The general budget has been arranged according to departmental functions, grouping therein departments already in existence and such other activities as naturally suggest themselves as parts of a functional group. This arrangement will enable those interested in any particular departmental activity to find all of the items in connection with that activity grouped together. This new form of budget has met with the approval of those who are interested in the scientific preparation of governmental budgets.

SALARIES SUBJECT TO REVISION.

The salaries shown in this budget are those which were actually paid in the seventy-ninth fiscal year and are such as are approved for the present fiscal year. In the eighty-first and eighty-second fiscal years the salaries shown are in most cases the recommendations made by the departments. It was impossible to check the proposed individual salary increases with the salaries to which the respective employees were properly entitled under the salary schedules of the Civil Service Commission. There is, therefore, no assurance that the proposed salaries will be paid to the occupants of the various positions in the next biennium.

It is recommended that arrangements be made by which the Civil Service Commission may be put in a position to assist in the consideration of the budget by the Department of Finance so that in future budgets the salaries may be shown as actually paid at the time of the making of the budget; and that a general item be included for each department to provide for the normal increases in compensation after making due allowance for the turnover of employees. This plan, if adopted, will obviate the apparent effort to determine the individual salary allowance nearly two and a half years in advance of the time of payment, and will justly give effect to the salary schedules scientifically prepared by the Civil Service Commission.

RETIREMENT OF FUNDED DEBT BONDS.

Your attention is invited to the expenditure of \$282,870 each biennium for interest on \$2,277,500 funded debt 6 per cent bonds of 1873, as shown on page 192 of the general budget. These bonds would have matured in 1893, but the people, in 1892, voted not to retire the bonds, which were then held by the school fund and the university fund. The Legislature accordingly, by the provisions of chapter LXV, Statutes of 1893, provided that interest should continue to be paid on the bonds. In addition to the bonds for which interest was provided by the act of 1893, the Legislature also included an amount of \$78,750 due the university fund for amounts incorrectly withdrawn in previous years, and upon which interest at 6 per cent per annum was added to the amount of interest for the bonds.

The interest, which has been paid annually for thirty-five years, amounts to \$3,950,225. This sum would have been sufficient to retire the bonds and leave a balance of \$1,172,725. It is recommended that consideration be given to the gradual retirement of these bonds, which would effect a biennial saving of the \$282,870, now paid out in interest.

THE EDUCATIONAL BUDGET.

In this budget have been grouped together all of the expenditures proposed for educational purposes during the next biennium. The total educational budget of \$78,931,901 includes \$64,362,324 in fixed charges. The proposed expenditures for the University of California represent an increase of 12.76 per cent over the previous biennium, while the total educational budget represents an increase of 10.44 per cent over the previous biennium.

THE HIGHWAY BUDGET.

The total highway budget of \$106,432,790 is entirely a fixed charge over which the Governor has no control. The increase in the proposed expenditures for the next biennium over the present biennium is 17.03 per cent. This increase is due largely to the additional one-cent gas tax law for new construction, which was enacted by the last Legislature, the revenue from which does not cover a complete two-year period in the present biennium. A considerable increase is also estimated in the gas tax for highway maintenance and reconstruction. These funds are dealt with in greater detail in the comment preceding the highway section of the budget.

The proposed highway budget for the next biennium shows an estimated expenditure of approximately \$27,400,000 for new construction of highways. It is interesting to note the saving to the taxpayers affected by the "pay-as-you-go" plan. If bonds maturing over a period of forty years at 44 per cent interest were issued to provide the \$27,400,000 for new construction, this construction would eventually cost the people of the State \$51,272,250, or an increase of practically \$24,000,000 over the cost of such construction under our present plan of financing.

THE TOTAL BUDGET.

The original requests received from all agencies exceeded the final approved budget by over \$8,500,000. Many of the requests of the various agencies were voluntarily reduced after consultation. Conferences were held with heads of many of the State institutions and directors of departments, and different institutions were visited to obtain complete knowledge of the particular local situations involved. The State Architect and members of his staff were consulted on various permanent improvement programs. As a result of these conferences, a satisfactory understanding was reached with those in charge of the various activities, and we were enabled to reduce materially the amounts which were originally estimated as being necessary in the next biennium to provide for the needs of the agencies concerned.

The total proposed expenditures for the next biennium represents an increase of 12.28 per cent, or \$26,688,085. This increase represents approximately \$16,408,274 from special funds and only \$10,279,811 from the general fund. Moreover, of this amount \$22,291,638, or 83.65 per cent represents an unescapable increase in fixed charges, while only \$4,396,447, or 16.35 per cent, represents normal increase in the general activities of State government. As is shown further in this message, the percentage of increase for the total budget is lower than for any period since the budget law was enacted, while the actual amount of increase in money in the proposed expenditures during the ensuing biennium payable from the general fund of the State is far below the average of the past twelve years.

COUNTY SPENDING OF STATE REVENUES.

We frequently overlook the fact that a large part of the funds included in the State budget represents merely agency transactions by the State—funds which the State does not actually spend, but which are apportioned to the counties and local subdivisions. These items, generally speaking, are set aside by law, such as the funds apportioned to the counties out of the gasoline tax and other sources of highway revenue, apportionments for schools, and apportionments for tuberculosis subsidies.

For this reason a table showing the relative amounts of such agency transactions compared to actual government operations is submitted. It will be noted that in the general budget there is a recommended appropriation for this biennium of \$640,000 for subsidies in order to cooperate with the counties in the fight against tuberculosis. In the educational budget 68 per cent of the recommended biennial appropriations and the apportionments provided by law will be distributed to be expended by counties for elementary schools, high schools and junior colleges. One-third of the total highway budget will be expended by counties for county roads, and for the payment by the State of the county traffic officers. A comparison of the totals of the table reveals that the sum of State funds apportioned to counties for agency transactions during the eighty-first and eighty-second fiscal years will be \$10,000,000 more than the agency transactions of the seventy-ninth and eightieth fiscal years. The agency transactions form a slightly greater percentage of the total budget than in the preceding biennium.

TABLE OF STATE GOVERNMENT OPERATIONS AND AGENCY TRANSACTIONS FOR LOCALITIES.

79th and 80th fiscal years	State government operations	Per cent of total budget	Agency transactions for localities	Per cent of total budget
General budget.....	\$54,377,847 22	-----	\$800,000 00	-----
Educational budget.....	22,382,674 58	-----	49,087,356 13	-----
Highway budget.....	62,626,659 02	-----	28,312,683 86	-----
Totals	\$139,387,180 82	64.11	\$78,000,039 99	35.89

81st and 82nd fiscal years	State government operations	Per cent of total budget	Agency transactions for localities	Per cent of total budget
General Budget.....	\$58,070,614 61	-----	\$640,000 00	-----
Educational budget.....	24,829,801 36	-----	54,102,100 00	-----
Highway budget	73,083,545 00	-----	33,349,245 00	-----
Totals	\$155,983,960 97	63.90	\$88,091,345 00	36.10

THE GENERAL FUND SURPLUS.

I am able to report to you a most satisfactory condition of the general fund. Instead of the reduction of the surplus in this fund believed inevitable by some experienced observers, there is a substantial increase.

In my message to you two years ago, transmitting the budget for the present biennium, beginning July 1, 1927, and ending June 30, 1929, I discussed at some length the general fund surplus which would presumably exist at the beginning of this biennial period. I quoted from a report of the State Controller on December 14, 1926, to the effect that the surplus June 30, 1923, was \$4,707,852 21; that during the past two years \$11,500,000 had been paid in by railroad companies to cover the

impounded taxes resulting from the King Tax Bill litigation; and that these two amounts, or approximately \$16,250,000, was the general fund surplus two years ago. By conserving the appropriation of \$5,542,000 inadvertently made in 1925 for highway construction, we actually entered the biennium beginning July 1, 1927, with a general fund surplus of \$20,420,983.

I urged the need of conserving this surplus to the greatest possible degree and quoted the State Controller further as saying that the next two years would reduce this general fund surplus to \$10,000,000 without taking into consideration special appropriations commonly made by each legislative session. As a matter of fact, several major appropriations were made, notably that dealing with the employment of convicts on highway construction.

The utmost care has been exercised, however, to maintain the expenditures within the available revenues at all times. Consequently, I am happy to report to you that instead of depleting in any degree the surplus with which we entered the biennium, we have been able materially to supplement it. On June 30, 1929, we will have a surplus in the general fund of \$29,302,946.40, an increase in the two years of almost \$10,000,000.

ANTICIPATED SURPLUS IN GENERAL FUND, JUNE 30, 1931.

The State Controller estimates the general fund surplus as of June 30, 1929, as above. The revenue for the ensuing biennium is estimated at \$130,178,106 20, while the proposed expenditures for the same period total \$129,399,319. In other words, the proposed budget of expenditures for the next biennium is less than the amount of estimated revenue which will accrue to the general fund of the State under existing statutes. An endeavor has been made this year to hold the increase of the budget to the lowest possible figure commensurate with intelligent service and absolutely necessary permanent improvements. Every effort was also made to keep the budget within the estimated revenues for the biennium, and I am glad to say that has been accomplished. However, legislation is to be recommended during the present session of the Legislature affecting the Inheritance Tax Law, which will reduce the revenue from this source by approximately \$3,000,000. Should this legislation be enacted, the general fund surplus at the close of the next biennium will be reduced by the amount of this loss in revenue.

COMPARATIVE TABLE OF EXPENDITURES.

The constitutional amendment providing for State budget administration was adopted by vote of the people in 1922. The following tables set forth comparative figures covering the entire experience under the budget system. These figures have been carefully segregated into sections in accordance with the plan of budget submitted herewith.

GENERAL BUDGET.

Fiscal years of bienniums	Date limits of bienniums	Total expenditures for biennium	Percentage of increase
75th and 76th-----	1923-1925	\$39,079,665 22	-----
77th and 78th-----	1925-1927	48,514,442 17	24.14
79th and 80th-----	1927-1929	54,977,847 32	13.32
81st and 82d-----	1929-1931	58,710,614 61	6.79

EDUCATIONAL BUDGET.

Fiscal years of bienniums	Date limits of bienniums	Total expenditures for biennium	Percentage of increase
75th and 76th-----	1923-1925	\$54,332,242 80	-----
77th and 78th-----	1925-1927	63,515,378 63	16.90
79th and 80th-----	1927-1929	71,470,030 71	12.52
81st and 82d-----	1929-1931	78,931,901 36	10.44

HIGHWAY BUDGET.

Fiscal years of bienniums	Date limits of bienniums	Total expenditures for biennium	Percentage of increase
75th and 76th-----	1923-1925	\$48,171,317 48	-----
77th and 78th-----	1925-1927	69,132,927 74	43.51
79th and 80th-----	1927-1929	90,939,342 88	31.55
81st and 82d-----	1929-1931	106,432,790 00	17.03

The following table shows the growth of State expenditures for a fourteen-year period. While the budgets for this biennium and the next contain a very large item in the additional one-cent gasoline tax for new road construction, which enters into these two bienniums and not into those preceding, the percentage of increase is nevertheless being sharply reduced.

TOTAL BUDGETS FOR FOURTEEN-YEAR PERIOD.

Fiscal years of bienniums	Date limits of bienniums	Total expenditures of bienniums	Increase over previous biennium	Percentage of increase over previous biennium
*69th and 70th.	1917-1919-----	\$61,122,962 32		
*71st and 72d.	1919-1921-----	79,687,495 03	\$18,564,532 71	30.37
*73rd and 74th.	1921-1923-----	115,448,943 27	35,761,448 24	44.88
75th and 76th.	1923-1925-----	141,583,225 50	26,134,282 23	22.63
77th and 78th.	1925-1927-----	181,162,748 54	39,579,574 04	27.95
79th and 80th.	1927-1929-----	217,387,220 81	36,224,472 27	19.99
81st and 82d.	1929-1931-----	244,075,305 97	26,688,085 16	12.28

* Figures taken from table in State Controller's report of 1923-1924 "Showing State Expenditures for the Past Fifteen Years."

A study of the table above will reveal that a decided check has been placed on the increase of percentage in expenditures during the present administration. In the general budget the ratio of increase has been reduced from 24.14 per cent in 1925-27 to 6.79 per cent for the period 1929-1931. The total budget ratio of increase has been reduced from 27.95 per cent in 1925-1927 to 12.28 per cent of the period 1929-1931.

In the budget submitted by me two years ago, a table was presented showing that the percentage of increase over the previous biennium was 7.4 per cent. This percentage has been increased to 19.99 per cent during the biennium, two-thirds of which increase, or \$15,100,000, is due to the one-cent gas tax for the construction of new highways, provided after the budget for last biennium was presented. Other increases were \$2,233,000 in special appropriation bills passed by the Legislature; \$2,689,000 more in highway reconstruction and county highway apportionment revenues than had been anticipated; \$1,137,756 greater school expenditures, due to larger school enrollment; \$857,275 increased funds for fish and game purposes, secured by new fishing and hunting legislation. These, with other smaller items, caused the increase from the estimated percentage in the original budget.

PERMANENT IMPROVEMENT APPROPRIATIONS.

Presented on the following page is a comparative statement showing the actual and proposed appropriations from the general fund for permanent improvements from the 75th to the 82d fiscal years, inclusive, or from July 1, 1923, to June 30, 1931.

It will be noted that there was a decided cessation of permanent improvements in the 75th and 76th fiscal years, which resulted in an undue burden being placed upon the succeeding years. The appropriations made in the 79th and 80th fiscal years and proposed for the 81st and 82d fiscal years, have been recommended with a view of meeting as far as possible present requirements for housing facilities at the various institutions and schools. It is hoped that the presentation of a long time building program, based on a careful study and survey of present requirements and conditions and future growth and development will eliminate drastic changes and unnecessarily large spasmodic appropriations in any one biennium.

COMPARATIVE STATEMENT SHOWING ACTUAL AND PROPOSED APPROPRIATIONS FROM THE GENERAL FUND FOR PERMANENT IMPROVEMENTS, 75TH TO 82D FISCAL YEARS, JULY 1, 1923, TO JUNE 30, 1931.

	Appropriated, 75th-76th fiscal years, 1923-1925	Appropriated, 77th-78th fiscal years, 1925-1927	Appropriated, 79th-80th fiscal years, 1927-1929	Proposed appropriations 81st-82d fiscal years, 1929-1931
FINANCE				
Division of Printing.....	\$86,800 00			
Miscellaneous State buildings.....	208,900 00	\$329,500 00		
California Building Balboa Park.....	10,000 00			
State Agricultural Society.....		260,900 00	\$208,500 00	\$210,000 00
Sixth District Agricultural Association.....		47,000 00	7,500 00	11,900 00
Totals.....	\$306,700 00	\$637,400 00	\$216,000 00	\$231,900 00
INSTITUTIONS				
Department of Institutions—				
Ageness State Hospital.....	\$7,000 00	\$311,050 00	\$164,500 00	\$476,000 00
Menloemo State Hospital.....	59,900 00	390,200 00	341,000 00	385,000 00
Napa State Hospital.....	53,460 00	54,000 00	203,000 00	60,000 00
Norwalk State Hospital.....		468,975 00	367,500 00	882,500 00
Patton State Hospital.....	98,000 00	235,500 00	298,000 00	165,000 00
Stockton State Hospital.....	177,200 00	219,050 00	370,500 00	223,000 00
Songma State Home.....	109,500 00	110,500 00	250,000 00	195,500 00
Pacific Colony.....		410,167 00	248,500 00	300,000 00
Preston School of Industry.....	19,000 00	227,000 00	250,000 00	155,000 00
Ventura School for Girls.....	300 00	15,400 00	34,000 00	19,300 00
Whittier State School.....	30,000 00	51,025 00	205,000 00	252,760 00
Narcotic State Hospital.....				105,000 00
Industrial Home for Adult Blind.....	10,000 00	4,150 00	16,000 00	26,035 00
Totals.....	\$566,360 00	\$2,167,017 00	\$2,718,000 00	\$3,267,695 00
MILITARY AND VETERANS' AFFAIRS				
National Guard and Adjutant General's office.....		\$321,500 00	\$17,708 00	\$227,000 00
Veterans' Home of California.....	\$36,000 00		\$80,000 00	
Woman's Relief Corps Home.....	6,500 00		7,000 00	2,500 00
Totals.....	\$42,500 00	\$321,500 00	\$104,708 00	\$229,500 00
NATURAL RESOURCES				
State parks.....	\$8,000 00		\$55,500 00	\$35,480 00
Totals.....	\$8,000 00		\$55,500 00	\$35,480 00
PENOLOGY				
State Prison at Folsom.....	\$23,000 00	\$32,500 00	\$284,500 00	\$280,000 00
State Prison at San Quentin.....	15,000 00	407,000 00	350,000 00	380,000 00
California Industrial Farm for Women.....	120,000 00			
Totals.....	\$158,000 00	\$439,500 00	\$634,500 00	\$660,000 00
PUBLIC WORKS				
Rivers, harbors, bridges, etc.....	\$2,225,000 00	\$2,910,000 00	\$3,463,000 00	\$880,000 00
Totals.....	\$2,225,000 00	\$2,910,000 00	\$3,463,000 00	\$889,000 00
EDUCATION*				
Chico State Teachers College.....	\$35,000 00	\$40,000 00	\$108,682 60	\$199,768 42
Fresno State Teachers College.....	15,000 00	103,000 00	230,000 00	71,450 00
Humboldt State Teachers College.....	1,275 00	23,980 00	63,000 00	96,000 00
San Diego State Teachers College.....	31,000 00	77,500 00	45,000 00	375,000 00
San Francisco State Teachers College.....	190,000 00	305,000 00	215,000 00	38,000 00
San Jose State Teachers College.....	13,500 00	152,500 00	150,000 00	195,232 00
Santa Barbara State Teachers College.....	15,000 00	187,500 00	195,000 00	180,000 00
California Polytechnic School.....		61,550 00	137,975 00	140,000 00
California Schools for the Deaf and the Blind.....	194,550 00	120,000 00	97,000 00	179,000 00
University of California.....	140,000 00	680,887 42	504,400 00	851,000 00
Totals.....	\$635,325 00	\$1,753,917 42	\$1,746,057 60	\$2,239,450 42
Grand totals.....	\$3,941,885 00	\$8,529,334 42	\$8,937,765 60	\$7,543,025 42

*\$170,000 00 additional for construction of barracks appropriated from State Athletic Commission fund. While these appropriations are considered as State expenditures, they are not appropriations from the General fund.

¹ School for Blind only.

² School for Deaf only.

³ \$465,450 00 appropriation from State Athletic Commission fund recommended for permanent improvements

COMPLETE SUMMARY OF EXPENDITURES.

A complete detailed summary has been included in the budget showing all of the expenditures for every purpose since the budget law was enacted. The actual expenditures for the first two bienniums have been carefully checked and corrected. The expenditures shown for the third biennium represent a careful estimate of the total expenditures for the ensuing two years.

LONG TIME PLANNING

As a feature of long time planning, at the end of the budget has been appended a ten-year building program. In presenting this ten-year building program, it is fully recognized that each succeeding Legislature and each succeeding Governor will be free to modify any long time building program which may be suggested. However, the value of having a basic study of the needs for a period of years in advance is so evident as to justify the preparation of such a program. Furthermore, an attempt has been made to outline a program based so exactly on the available facts that there will be no inducement to modify it except in the direction of better meeting the needs as they may be changed by new conditions.

CONCLUSION.

As I have stated elsewhere in this message, the budget presented herewith is based upon expenditures necessary for efficient service and essential permanent improvements. It is not a budget made up from the viewpoint of economy alone, in so far as economy means the reduction of amounts requested by the various agencies to keep the total of the budget down to some predetermined amount; but it is a budget based upon an economy that will assure a businesslike, efficient, progressive and intelligent administration of the State's business.

Respectfully submitted.

C. C. YOUNG,
Governor of California.

January 8, 1929.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced and referred as indicated:

By Messrs. Hawes, Flynn, Gilmore, Quigley, Hornblower, Williamson, Cronin, Levey, Morrison, Fry, Feigenbaum, Miller and Oliva: Assembly Bill No. 94—An act granting in trust to the city and county of San Francisco the interest of the State in and to, and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Wright: Assembly Bill No. 95—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Reindollar: Assembly Bill No. 96—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of water works and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved May 1,

1911, as amended, by amending section 12 thereof, relating to the general powers of the district.

Bill read first time, and referred to Committee on Municipal Corporations.

By Messrs. Noyes, Deuel, Collier, Bernard, Jespersen, Adams, Heisinger, Mixter and Jewett: Assembly Bill No. 97—An act regulating the sale of grain in sacks, defining the term grain, providing that the sacks and the weight thereof be included as a part of the net weight of grain sold or purchased, providing for the payment for sacks as a part of the purchase price of grain sold or purchased, making it the duty of the Department of Agriculture of the State of California to enforce the provisions thereof and providing a penalty for a violation of the provisions thereof.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Lyons: Assembly Bill No. 98—An act to amend section 1861*a* of the Civil Code, relating to the liens of keepers of furnished apartment houses and furnished bungalow courts.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Adams: Assembly Bill No. 99—An act to amend section 634 of the Penal Code, relative to the protection of fish and game.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Mixter: Assembly Bill No. 100—An act to amend the California Irrigation District Act, approved March 31, 1897, by amending sections 7, 26, 27*b* and 90 thereof, relating to directors of irrigation districts.

Bill read first time, and referred to Committee on Irrigation.

Also: Assembly Bill No. 101—An act to amend section 19*e*11 of the Juvenile Court Law approved June 5, 1915, as amended, relating to the salary of the probation officer of counties of the eleventh class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 102—An act amending section 4210 of the Political Code, relating to salaries and compensation of officers in counties of the eleventh class.

Bill read first time, and referred to Committee on County Government.

By Mr. Heisinger: Assembly Bill No. 103—An act to amend section 626*d* of the Penal Code, relating to bag limits of game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 104—An act to amend sections 77 and 159 of "The California Vehicle Act," relating to registration fees, approved May 30, 1923, as amended.

Bill read first time, and referred to Committee on Motor Vehicles.

By Mr. Bliss: Assembly Bill No. 105—An act to amend section 384 of the Penal Code, relating to fires.

Bill read first time, and referred to Committee on Conservation.

Also: Assembly Bill No. 106—An act to amend sections 1 and 2 of an act entitled "An act providing for the formation, government and operation of harbor districts for the improvement or development of harbors, the calling and conducting of elections in such districts, the issuance and disposal of the bonds thereof, and the assessment and levy of taxes for the payment of such bonds, principal and interest, and for the ordinary expenses of such districts," approved April 20, 1927.

Bill read first time, and referred to Committee on Commerce and Navigation.

ADJOURNMENT.

At three o'clock and thirty minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a m., Wednesday, January 9, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Wednesday, January 9, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Clittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttiell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quisley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—79.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

GUEST ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Dillinger, Mr. A. B. Gray, field secretary Sacramento Region Citizens Council, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Messrs. Wright and Spalding: Assembly Bill No. 107—An act to amend section 4235 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the sixth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Wright: Assembly Bill No. 108—An act to add a new section to the Political Code to be numbered 1122, relating to school elections.

Bill read first time, and referred to Committee on Elections.

By Mr. Arnold: Assembly Bill No. 109—An act to amend section 209 of the Penal Code, relating to the commission of the crime of kidnaping with intent to commit certain other crimes.

Bill read first time, and referred to Committee on Revision of Criminal Procedure.

By Mr. Hawes: Assembly Bill No. 110—An act to amend section 848 of the Code of Civil Procedure, relating to service of summons outside of county.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Jost: Assembly Bill No. 111—An act relating to the regulation and licensing of dealers in live market poultry and providing penalties for the violation of the provisions thereof.

Bill read first time, and referred to Committee on Live Stock and Dairies.

By Miss Miller: Assembly Bill No. 112—An act to amend sections 2337, 2338, 2341, 2346 of the Political Code, relating to the powers and duties of the State Department of Social Welfare.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

Also: Assembly Bill No. 113—An act to amend section 1 of an act entitled "An act to authorize the transportation of certain dependent children for whom proper homes are offered outside the State," approved May 12, 1927.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Parkman: Assembly Bill No. 114—An act to amend section 1357 and 1359 of the Political Code, relating to absent voters.

Bill read first time, and referred to Committee on Elections.

By Mr. Woolwine: Assembly Bill No. 115—An act to authorize the counties of the State of California to establish systems for the retirement and pension of county and township officers and employees and to provide certain benefits for their dependence.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Seawell: Assembly Bill No. 116—An act to amend section 626 of the Penal Code, relating to the protection of game.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Crowley: Assembly Bill No. 117—An act to provide aid for needy blind persons, creating a State Blind Benefit Commission, and defining the powers and duties thereof, making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Heisinger: Assembly Bill No. 118—An act to amend section 1609 of the Political Code, relating to persons employed in public school service.

Bill read first time, and referred to Committee on Education

Also: Assembly Bill No. 119—An act relating to the exhibition of still or motion pictures in the public schools.

Bill read first time, and referred to Committee on Education

Also: Assembly Bill No. 120—An act to amend section 9x4 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary and expenses of the county librarian in counties of the fourth class.

Bill read first time, and referred to Committee on County Government

Also: Assembly Bill No. 121—An act to amend section 4233 of the Political Code, relating to the salaries and expenses of officers of counties of the fourth class

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 122—An act to amend the Political Code by amending section 4013 thereof and adding sections 4143a, 4143b, and 4143c, thereto, relating to county coroners

Bill read first time, and referred to Committee on County Government

By Mr. Sewell: Assembly Bill No. 123—An act declaring a proposed public highway extending from Los Angeles through Pomona to be a State highway and providing for the construction of the same.

Bill read first time, and referred to Committee on Roads and Highways.

By Miss Miller: Assembly Bill No. 124—An act to establish an institution for the confinement, care and reformation of women misdemeanants, and women convicted of a felony the punishment for which is less than death; to provide for its maintenance, conduct and government, and to make an appropriation therefor.

Bill read first time, and referred to Committee on Prisons and Reformatories.

By Mr. Heisinger: Assembly Bill No. 125—An act declaring the public highway extending from the corporate limits of the city of Selma, in Fresno County, California, to the General Grant National Park, in Fresno County, California, to be a State highway.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Assembly Bill No. 126—An act relating to the Piute Pass highway; making a survey, location and estimate of cost of the highway to be known as the Piute Pass highway from a point on the south

fork of the San Joaquin River at Florence Lake, Fresno County, to North Lake on the north fork of Bishop Creek, Inyo County.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Quigley: Assembly Bill No. 127—An act to add a new section to the Political Code, to be numbered 4041e, relating to county jails.

Bill read first time, and referred to Committee on Revision of Criminal Procedure.

By Mr. McGuinness: Assembly Bill No. 128—An act to amend sections 1 and 2 of an act entitled "An act providing that any public service corporation, agent, superintendent, or manager thereof employing special agents, detectives, or so-called spotters, shall, before disciplining or discharging any employee on a report by such special agent, detective or so-called spotters, give notice and accord a hearing to such employee upon his request therefor, and providing for the punishment for the violation thereof," approved April 14, 1915, as amended, relating to the right of an accused employee to be confronted with the person making a report against such employee.

Bill read first time, and referred to Committee on Labor and Capital.

By Mr. Scudder: Assembly Constitutional Amendment No. 2—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California, adding to article XIII thereof a new section, to be numbered 17, relating to the taxation of the properties of certain classes of utilities owned, operated, managed, or controlled by public agencies of government and relating to the taxation of the incomes and receipts of such classes of utilities whether publicly or privately owned, operated, managed, or controlled, upon the sale and delivery of their commodities or service to any other utility for resale and distribution.

Introduced, and referred to Committee on Constitutional Amendments.

OATH OF OFFICE ADMINISTERED.

The Speaker directed Mr. Roscoe J. Anderson, Assemblyman from the Third Assembly District, to appear at the bar of the Assembly where he took and subscribed to the following oath of office administered by Judge Malcolm C. Glenn, superior judge of Sacramento:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of California, and that I will faithfully discharge the duties as a member of the Assembly for the forty-eighth session of the Legislature of the State of California, according to the best of my ability.

COMMUNICATION.

The following communication was filed:

By the Chief Clerk:

ASSEMBLY CHAMBER, January 9, 1929.

MR. SPEAKER: Pursuant to your instructions, the following named persons have filed their credentials and are duly recognized as representatives of the newspapers set opposite their respective names:

Fresno Republican—Ben R. Walker, Fred H. Weigel.

Sacramento Bee—N. R. Farbman.

ARTHUR A. OHNIMUS, Chief Clerk.

ADJOURNMENT.

At eleven o'clock and fifteen minutes a.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until eleven o'clock a.m., Thursday, January 10, 1929.

LOUIS F. ERB, Minute Clerk.

 IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Thursday, January 10, 1929.

At eleven o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Lasley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heringer, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—78.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Williamson, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Jones, Mr. Feigenbaum was granted leave of absence for the day.

On motion of Mr. Jones, Mr. Fry was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Miller, James A., Mr. and Mrs. Nicholas Valianas of San Francisco and Mrs. O. J. Haber of Sacramento were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Eddy, Mr. Clarence N. Riggins of Napa was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Reindollar, Mr. Adolph Koenig of San Rafael was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Sewell, Mr. J. H. Gilliland of Whittier was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Cronin, Mrs. T. Joseph O'Brien and Miss Jesse May O'Brien of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By the Chief Clerk:

SACRAMENTO, January 9, 1929.

To the Legislature of the State of California

I herewith transmit the Biennial Report of the Surveyor General, for the term ending August 1, 1928 containing, on page eight, report made pursuant to the provisions of chapter 800, Statutes of California, 1917, in relation to land titles.

Yours respectfully,

W. S. KINGSBURY,

Surveyor General and ex officio Register of the State Land Office.

BIENNIAL REPORT OF THE SURVEYOR GENERAL.

STATE OF CALIFORNIA,
OFFICE OF THE SURVEYOR GENERAL,
SACRAMENTO, September 7, 1928

*To His Excellency, C. C. Young,
Governor of the State of California.*

SIR: I have the honor to herewith submit a report covering the work of this office for the term ending August 1, 1928

DURING THE PAST BIENNIUM.

Fees and royalties amounting to \$12,989 were collected by the Surveyor General and Register of the State Land Office, as provided by sections 501 and 3574 of the Political Code and chapter 303, Statutes of California, 1921, and paid into the State Treasury and placed to the credit of the general fund

15,713 acres of State school lands were leased for a rental of \$3,267 under the provisions of chapter 493, Statutes of California, 1917.

34,712 acres of lien school lands were sold through the sale of scrip purchased under the provisions of section 3408*d* of the Political Code for the sum of \$225,628, an average of \$6.50 per acre.

Public auction sales of school lands were held under the provisions of chapter 207, Statutes of California, 1919, in the counties of Lake, Los Angeles, Mendocino, Napa, Riverside and San Bernardino, 12,549 acres being sold for \$33,096, an average of \$2.64 per acre.

421 applications to purchase 48,182 acres of State lands were filed.

1152 reports of county treasurers, made under the provisions of section 3422 of the Political Code, showing the receipt of \$120,763.75 paid for State lands, were received and entered on the records of this office, as provided in section 3423 of the Political Code

7968 acres of lake lands were leased for a rental of \$27,684 under the provisions of chapter 612, Statutes of California, 1911

12 lists and patents conveying 25,620 acres of land from the United States to the State were recorded in this office, as provided in section 3466 of the Political Code.

444 certificates of purchase for 49,995 acres of State lands were issued under the provisions of section 3514 of the Political Code.

468 patents for 69,700 acres of State lands were issued under the provisions of section 3519 of the Political Code.

162 land surveyors' licenses were issued under the provisions of chapter 247, Statutes of California, 1907.

County registrars of land titles in seventeen counties in the State operating under "An act to amend an act entitled 'An act for the certification of land titles and the simplification of the transfer of real estate,' approved March 17, 1897," Statutes of California, 1915, page 1932, reported to this office the number of registrations and of certificates of title issued, which reports were embodied in reports made by this office under the provisions of chapter 800, Statutes of California, 1917.

17 duplicate certificates of purchase were issued under the provisions of section 3518 of the Political Code.

51 certificates of status of State lands, 108 certified copies of records and 42 certified copies of records of patents were issued.

276 indemnity State selections were made under the provisions of section 3308 of the Political Code.

119 certified lists of lands sold by the State were issued under the provisions of section 3659 of the Political Code.

Surveys, maps and tablings made under the provisions of chapter 612, Statutes of California, 1911, amounting to 5 in number, were checked.

1 survey with map and tabling made under the provisions of chapter 490, Statutes of California, 1915, was checked.

The field notes of the surveys of the areas covered by 104 applications to prospect for oil and gas upon tidelands, under the provisions of chapter 303, Statutes of California, 1921, were checked and platted

10,000 letters have been written during the two years

24 lists of persons licensed as land surveyors were transmitted to each of the 78 county recorders in the State as provided by section 4 of chapter 247, Statutes of California, 1907, a total of 1392 lists being transmitted.

Tabulated statements follow.

GENERAL OFFICE BUSINESS.

Amount of fees and royalties collected by Surveyor General and Register of the State Land Office from August 1, 1926, to August 1, 1928, and paid into the State Treasury, to the credit of the general fund, or to the Secretary of State

Month	Paid into State treasury	Paid to Secretary of State
1926—August	\$578 62	\$38 00
September	358 49	60 00
October	378 35	23 00
November	359 13	12 00
December	1,165 43	26 00
1927—January	888 27	26 00
February	393 66	29 00
March	560 21	34 00
April	388 09	20 00
May	408 69	27 00
June	615 33	14 00
July	323 26	18 00
August	1,039 24	37 00
September	472 34	24 00
October	350 56	32 00
November	269 54	19 00
December	680 97	26 00
1928—January	1,032 67	33 00
February	353 77	23 00
March	314 29	25 00
April	368 12	21 00
May	329 20	16 00
June	376 20	30 00
July	316 63	54 00
Totals	\$12,321 66	\$667 00

Amount of annual rentals received by the Surveyor General for the lease of State lands pursuant to the provisions of chapter 493, Statutes of California, 1917, from August 1, 1926, to August 1, 1928, and paid into the State Treasury to the credit of the school land fund:

1926—August	\$106 00
December	45 00
1927—January	330 00
February	147 74
March	344 30
April	125 00
May	34 00
June	138 00
July	232 00
August	131 00
September	156 00
December	72 00
1928—January	343 13
February	175 20
March	440 30
April	179 00
May	46 00
June	98 59
July	124 00
Total	\$3,267 26

STATE SCRIP.

Amount of money received by the Surveyor General from the sale of scrip under the provisions of section 3408d of the Political Code, from August 1, 1926, to August 1, 1928, and paid into the State Treasury to the credit of the school land fund.

1926—August	\$3,245 46
September	2,071 16
October	17,515 22
November	8,588 58
December	24,285 04
1927—January	10,936 51
February	4,898 08
March	3,656 58
April	10,307 33
May	16,622 52
June	7,346 90
July	21,544 47
August	12,470 83
September	7,679 88
October	4,619 62
November	6,045 47
December	650 00
1928—January	11,106 55
February	7,631 20
March	2,338 57
April	13,311 68
May	9,090 00
June	14,318 48
July	4,747 60
Total	\$225,627 73

Amount of money received by the Surveyor General under the provisions of chapter 303, Statutes of California, 1921, for application fees for permits, permit fees, and royalties, and paid into the State Treasury to the credit of the school fund.

Application fees for permits	\$15 00
Permit fees	429 01
Royalties	4,544 41
Total	\$4,988 42

FINANCIAL RECAPITULATION.

Amount of fees and royalties collected by Surveyor General and Register of the State Land Office	\$12,321 66
Amount of fees collected by Register of State Land Office for Secretary of State	667 00
Amount of annual rentals received by Surveyor General for the lease of State land under chapter 493, Statutes of California, 1917	3,267 26
Amount of money received by Surveyor General from the sale of scrip under section 3408d of the Political Code	225,627 73
Amount of money received by the Surveyor General under the provisions of chapter 303, Statutes of California, 1921, for application fees for permits, permit fees, and royalties	4,988 42
Total	\$246,872 07

PUBLIC AUCTION SALES OF SCHOOL LANDS.

State school lands were sold at public auction under the provisions of chapter 207, Statutes of California, 1919, between August 1, 1926, and August 1, 1928, as follows:

County	Date	Acre	Amount
Lake	August 8, 1927	200	\$400 00
Los Angeles	August 5, 1927	114	3,854 00
Mendocino	August 16, 1927	480	960 00
Napa	August 19, 1927	409	817 00
Riverside	August 25, 1927	5,162	14,292 00
San Bernardino	August 3, 1927	6,184	12,773 00
Totals		12,549	\$33,096 00

APPLICATIONS TO PURCHASE STATE LANDS

From August 1, 1926, to August 1, 1928, applications to purchase State lands were received and filed as follows:

	Number of applications	Acre
School lands and swamp and overflowed lands		
Los Angeles Land District, school lands	279	25,656.99
Sacramento Land District, school lands	121	20,813.87
San Francisco Land District, school lands	10	904.90
Visalia Land District, school lands	6	720.00
Swamp and overflowed lands	5	86.40
Totals	421	48,182.16

STATE LAND PAYMENTS.

Amounts of principal, interest and penalties received for the State by the county treasurers, on account of sales of school lands, from August 1, 1926, to August 1, 1928.

County	Principal	Interest	Total	Penalties
Alameda	-----	-----	-----	-----
Alpine	\$800 00	\$429 62	\$1,229 62	-----
Amador	-----	5 40	5 40	-----
Butte	-----	162 70	162 70	-----
Calaveras	120 00	183 60	303 60	-----
Colusa	-----	-----	-----	-----
Contra Costa	-----	-----	-----	-----
Del Norte	-----	162 00	162 00	\$3 24
El Dorado	40 80	311 41	352 21	46
Fresno	-----	992 58	992 58	49 66
Glenn	-----	9 50	9 50	95
Humboldt	784 80	40 80	834 60	-----
Imperial	3,244 00	6,194 47	9,438 47	571 86
Inyo	243 00	823 25	1,066 25	84 96
Kern	6,290 32	5,603 26	11,893 58	191 80
Kings	146 76	578 33	725 09	8 02
Lake	40 00	282 43	322 43	16 74
Lassen	144 00	9,560 54	9,704 54	55 04
Los Angeles	925 43	2,111 10	3,066 53	69 32
Madera	-----	363 36	363 36	-----
Marin	-----	-----	-----	-----
Mariposa	-----	203 28	203 28	-----
Mendocino	2,000 12	1,053 14	3,053 26	16 29
Merced	-----	100 80	100 80	-----
Modoc	640 00	647 16	1,287 16	5 18
Mono	5,158 75	1,337 22	6,495 97	44 76
Monterey	3,432 61	1,832 94	5,265 55	89 52
Napa	296 88	72 20	369 08	44
Nevada	-----	58 80	58 80	2 80
Orange	-----	-----	-----	-----
Placer	-----	17 86	17 86	3 62
Plumas	320 00	41 80	364 80	-----
Riverside	8,382 35	5,916 32	14,298 67	341 62
Sacramento	-----	-----	-----	-----
San Benito	598 02	790 63	1,388 65	30 48
San Bernardino	13,801 59	13,867 92	27,669 51	553 60
San Diego	2,224 80	3,960 55	6,185 35	302 40
San Francisco	-----	-----	-----	-----
San Joaquin	-----	-----	-----	-----
San Luis Obispo	640 00	2,636 68	3,276 68	125 51
San Mateo	-----	-----	-----	-----
Santa Barbara	-----	-----	-----	-----
Santa Clara	-----	109 14	109 14	86
Santa Cruz	-----	-----	-----	-----
Shasta	280 00	782 72	1,062 72	35 19
Sierra	-----	-----	-----	-----
Siskiyou	669 55	694 82	1,364 37	6 92
Solano	-----	-----	-----	-----
Sonoma	-----	177 41	177 41	3 42
Stanislaus	-----	134 40	134 40	-----
Sutter	-----	-----	-----	-----
Tehama	1,728 00	650 84	2,378 84	25 92
Trinity	528 00	74 02	602 02	5 23
Tulare	202 85	130 44	333 29	1 24
Tuolumne	-----	58 40	58 40	2 38
Ventura	-----	59 00	59 00	5 48
Yolo	278 44	83 96	362 40	24 34
Yuba	166 40	307 18	473 58	1 00
Totals	\$54,127 47	\$63,955 98	\$118,083 45	\$2,680 30

Amount of annual rentals received for the leasing of State lands pursuant to the provisions of chapter 612, Statutes of California, 1911, from August 1, 1926, to August 1, 1928, and paid into the State treasury to the credit of the school land fund by the lessees was \$27,684 16.

Amount of annual rentals received for the leasing of State lands pursuant to the provisions of chapter 829, Statutes of California, 1921, from August 1, 1926, to August 1, 1928, and paid into the State treasury to the credit of the general fund by the lessees was \$946.

Amount of annual rentals received for the leasing of State lands pursuant to the provisions of chapter 330, Statutes of California, 1923, from August 1, 1926, to August 1, 1928, and paid into the State treasury to the credit of the general fund was \$40.

Amount of annual rentals received for the leasing of State lands pursuant to the provisions of chapter 121, Statutes of California, 1925, from August 1, 1926, to August 1, 1928, and paid into the State treasury to the credit of the school land fund was \$938.75

LEASING OF STATE LANDS

The number of acres of State lands which were leased from the State of California from August 1, 1926, to August 1, 1928, are as follows:

	Acres
State lands leased pursuant to the provisions of chapter 612, Statutes of California, 1911	7,968 05
State lands leased pursuant to the provisions of chapter 493, Statutes of California, 1917	15,713.06
Total	23,681 11

LANDS LISTED TO THE STATE

From August 1, 1926, to August 1, 1928, lands were listed to the State of California by the United States, as follows:

	Acres
Grant	
Indemnity or lieu lands	25,140 14
Swamp and overflowed lands	480.00
Total	25,620 14

CERTIFICATES OF PURCHASE ISSUED.

(From August 1, 1926, to August 1, 1928.)

	Number of certificates	Acres
Grant		
Sixteenth and thirty-sixth sections and indemnity or lieu lands	444	49,203.43
Swamp and overflowed lands	6	791.39
Totals	450	49,994 82

PATENTS ISSUED.

(From August 1, 1926, to August 1, 1928.)

	Number of patents	Acres
Sixteenth and thirty-sixth sections and indemnity or lieu lands	459	69,246 25
Swamp and overflowed lands	9	453 79
Lake lands	3	133 72
Totals	471	69,833 76

LAND SURVEYORS LICENSED.

Licenses issued to land surveyors from August 1, 1926, to August 1, 1928, numbered 162.

LAND TITLE LAW.

September 7, 1928.

Pursuant to the provisions of chapter 800, Statutes of California, 1917, I beg to report that according to reports received, certificates of title have been issued pursuant to the registration of land titles under "The Torrens Law" in eighteen of the fifty-eight counties, as follows:

- Alameda County—165 certificates issued up to August 1, 1928.
- Fresno County—23 certificates issued up to August 1, 1928.
- Humboldt County—223 certificates issued up to August 1, 1928.
- Imperial County—373 certificates issued up to August 1, 1928.
- Inyo County—5 certificates issued up to August 1, 1928.
- Kern County—60 certificates issued up to August 1, 1928.
- Los Angeles County—51,124 certificates issued up to August 1, 1928
- Orange County—5049 certificates issued up to August 1, 1928.
- Riverside County—193 certificates issued up to August 1, 1928.
- San Bernardino County—2302 certificates issued up to August 1, 1928.
- San Diego County—3622 certificates issued up to August 1, 1928.
- San Francisco County—9 certificates issued up to August 1, 1928
- San Luis Obispo County—3 certificates issued up to August 1, 1928.
- Santa Barbara County—406 certificates issued up to August 1, 1928.
- Santa Cruz County—10 certificates issued up to August 1, 1928.
- Sonoma County—296 certificates issued up to August 1, 1928.
- Tulare County—54 certificates issued up to August 1, 1928.
- Ventura County—1 certificate issued up to August 1, 1926 No report was received from the registrar of titles in Ventura County for the year 1927-1928.

The Torrens Act provides that upon the original registration of any land, a sum equal to one-tenth of one per cent of the assessed value of the land including permanent improvements thereon as the same were valued for county taxation the last time said land and permanent improvements or either thereof were assessed for county taxes next preceding the filing of the petition shall be collected by the registrar and paid to the State Treasurer to be credited to the "Torrens Title Assurance Fund." The books of the State Treasurer show that on August 1, 1928, the "Torrens Title Assurance Fund" contained State of California Harbor

Improvement 4 per cent bonds having a face value of \$28,000, which were purchased for the benefit of said fund, for the sum of \$27,308.23, and that the amount of cash in said fund on August 1, 1928, was \$1,352.52.

Respectfully submitted.

W. S. KINGSBURY,
Surveyor General.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ATTACHES

ASSEMBLY CHAMBER, SACRAMENTO, January 9, 1929.

MR. SPEAKER: Your Committee on Attaches respectfully begs leave to report that it has carefully considered the applications for the various positions and desires to submit the following resolution:

Resolved, That the following named persons be and they are hereby appointed and employed for the position and per diem set opposite their respective names.

The appointment of the following named persons to date from and include the seventh day of January, 1929.

William Monahan, Assistant Clerk.....	\$7 00
Lena Sorensen, Assistant Minute Clerk.....	7 00
C. William Booth, First Assistant Clerk.....	9 00
Charles Erb, Assistant Clerk.....	7 00
R. W. Gloss, Assistant Clerk.....	7 00
Howard S McIntire, Assistant Clerk.....	7 00
Rev. William Heimitage, Chaplain.....	4 00
Arthur Ferguson, Sergeant-at-arms.....	8 00
Theodore Reindollar, Bookkeeper to Sergeant-at-arms.....	5 00
Madge Cross, Chief Stenographer.....	6 00
Louis Harris, Page.....	2 50
Charles Spear, Page.....	2 50
Jack A. Pettis, Page.....	2 50
Jack Winslow, Page.....	2 50
Joe Anderson, Page.....	2 50
Lee Richardson, Assistant Sergeant-at-arms.....	5 00
C. E. Whiteside, Assistant Sergeant-at-arms.....	5 00
O. J. Coppersmith, Assistant Sergeant-at-arms.....	5 00
Harry O. Johnson, Assistant Sergeant-at-arms.....	5 00
Thomas W. Myles, Assistant Sergeant-at-arms.....	5 00
G. S. Scannell, Assistant Sergeant-at-arms.....	5 00
Georgia Crowley, Assistant Sergeant-at-arms.....	5 00
Myrtle Dwyer, Stenographer.....	5 00

The appointment of the following named persons to date from and including the eighth day of January, 1929.

Fred J. Desch, History Clerk.....	\$7 00
May E. Allen, Stenographer.....	5 00
Martha Jane Clarke, Stenographer.....	5 00
Lucille Grady, Stenographer.....	5 00

The appointment of the following named persons to date from and including the ninth day of January, 1929.

Charles D. Shawn, Assistant Sergeant-at-arms.....	\$5 00
Gladys Seabury, Stenographer.....	5 00
W. I. Gunlock, Assistant Sergeant-at-arms.....	5 00
Wanda Durkee, Stenographer.....	5 00
J. W. Sinclair, Assistant Sergeant-at-arms.....	5 00
Walter Bloise, Assistant Sergeant-at-arms.....	5 00
W. H. Murphy, Assistant Sergeant-at-arms.....	5 00
B. J. Cohn, Assistant Sergeant-at-arms.....	5 00
Irene Flynn, Stenographer.....	5 00
Anna T. Perry, Assistant Sergeant-at-arms.....	5 00
Lydia C. Williams, Journal Clerk.....	7 00
Mrs. W. A. Feeley, Assistant Journal Clerk.....	5 00
Theodosia Hunter, Stenographer.....	5 00

The appointment of the following named person to date from and including the tenth day of January, 1929.

Winona Berglund, Stenographer.....	\$5 00
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Said per diem to be paid out of the fund for the payment of officers and employees of the Assembly, and the Controller is hereby authorized and directed to draw

warrants from said fund in favor of the above named persons for said per diem, and the said Treasurer is hereby authorized to pay the same.

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Denel, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—66.

NOES—None.

APPOINTMENT OF STANDING COMMITTEE.

The Speaker announced the appointment of the following standing committee:

Rules—Jones (Chairman), Williamson, Little, Feigenbaum, Roland, Snyder and Levey.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. McGuinness: Assembly Bill No. 129—An act to add a new section to the Political Code to be numbered 1740a relating to traveling expenses of members of high school boards of trustees.

Bill read first time, and referred to Committee on Education.

By Messrs. Seofield and Craig: Assembly Bill No. 130—An act to amend section 1733a of the Political Code, relating to high schools and high school districts.

Bill read first time, and referred to Committee on Education.

By Mr. Patterson: Assembly Bill No. 131—An act to amend sections 1, 3, 4, 5, 10, 12, 13, 23 and 24 of an act entitled "An act to provide for and regulate primary elections, and providing a method of choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees and to repeal the act approved April 7, 1911, known as the Direct Primary Law; and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law; and also to repeal all other acts, or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

Bill read first time, and referred to Committee on Elections

By Mr. McDonough: Assembly Bill No. 132—An act to amend section 653c of the Penal Code, relating to the hours of labor on public works, the keeping of records of hours worked and the definition of public works

Bill read first time, and referred to Committee on Labor and Capital.

Also Assembly Bill No. 133—An act to declare provisions in contracts of employment whereby either party undertakes not to join, become, or remain a member of a labor union or of any organization of

employers or undertakes in such event to withdraw from the contract of employment, to be against public policy and void.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Eddy: Assembly Bill No. 134—An act to amend section 1 of “An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded,” approved March 15, 1907, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Keaton: Assembly Bill No. 135—An act to add a new section to the Civil Code, to be numbered 1851a, limiting the liability of keepers of furnished apartment houses and furnished bungalow courts.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 136—An act to add a new section to the Civil Code, to be numbered 1861b, allowing keepers of furnished apartment houses or furnished bungalow courts to take possession of baggage and other property of their guests or tenants for the purpose of enforcing all liens thereon.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 137—An act requiring county or city and county officers and the officers of political subdivisions to report certain data relative to taxes and assessments to the State Board of Equalization; requiring persons and corporations taxed under the provisions of section 14a and 15 of article XIII to submit certain data on values to the said board; requiring the said State Board of Equalization to investigate the system of revenue and taxation in this State and directing the said board to include their findings and recommendations in their biennial report to the Governor; defining the powers and duties of said board in respect to the acts hereto required and making an annual appropriation therefor.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Roberts: Assembly Bill No. 138—An act relating to the suspension or expulsion of pupils from the public schools.

Bill read first time, and referred to Committee on Education.

By Mr. Byrne: Assembly Bill No. 139—An act to amend section 18 of an act entitled “An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein,” approved May 23, 1925, as amended, relating to the appointment (and duties of clerks, deputy clerks,) marshals, deputy marshals, and the filling of vacancies in said offices.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 140—An act to add new sections to the Penal Code to be numbered sections 526 and 527, relating to the making, distribution, or use of matter resembling any process of a court.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Reindollar: Assembly Bill No. 141—An act to repeal section 685 of the Code of Civil Procedure, relating to enforcement of judgments.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill 142—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read first time, and referred to Committee on County Government.

By Mr. DeYoe: Assembly Bill No. 143—An act to amend section 4272 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the forty-third class.

Bill read first time, and referred to Committee on County Government.

By Mr. Lyons: Assembly Bill No. 144—An act to amend section 1373 of the Penal Code, relating to the expenses of insane persons.

Bill read first time, and referred to Committee on Hospitals and Asylums.

Also: Assembly Bill No. 145—An act to amend section 1274*b* of the Code of Civil Procedure, relating to unclaimed money of missing persons.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 146—An act to amend section 4153 of the Political Code, relating to the duties of the district attorney.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 147—An act to amend section 1248 of the Code of Civil Procedure, relating to what must be ascertained and assessed in condemnation suits.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 148—An act to amend sections 997, 1009, 1116, 1117, 1166, 1188, 1262, 1297, 1302, 1371 and 1384 of the Penal Code, relating to refund of money deposited in lieu of bail, and to repeal conflicting acts and parts of acts.

Bill read first time, and referred to Committee on Revision of Criminal Procedure.

By Mr. DeYoe: Assembly Bill No. 149—An act to amend section 737*ii* of the Political Code, relating to the salary of the judge of the superior court of San Benito County.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Parkman: Assembly Bill No. 150—An act to amend sections 4250 and 4249*a* of the Political Code, relating to compensation of officers and jurors in counties of the twenty-first class.

Bill read first time, and referred to Committee on County Government.

By Mr. Bliss: Assembly Bill No. 151—An act to amend sections 4 and 8 of an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification, and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the returns and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations, and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act," approved May 25, 1921, as amended, relating to the temporary suspension of certain provisions thereof.

Bill read first time, and referred to Committee on Oil Industries.

By Mr. Dillinger: Assembly Bill No. 152—An act declaring the county road in El Dorado County, extending from Cool, through Georgetown and Wentworth Springs to Lake Tahoe to be a State highway.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Assembly Bill No. 153—An act to amend section 69 of the Civil Code, relating to issuance of licenses to marry.

Bill read first time, and referred to Committee on Judiciary.

By Mr. McGinley: Assembly Bill No. 154—An act to add a new section to the Penal Code to be numbered 653 $\frac{1}{2}$, relating to the filing of statements of ownership of real property preceding the construction of any building thereon.

Bill read first time, and referred to Committee on Judiciary

By Mr. Jones: Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes, produced by another in the State of California

Bill read first time, and referred to Committee on Agriculture

By Mr. Williamson: Assembly Bill No. 156—An act to amend an act known as the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, relating to disability indemnity and death benefits

Bill read first time, and referred to Committee on Insurance

Also. Assembly Bill No. 157—An act relating to the granting of leaves of absence to teachers in the public schools of this State.

Bill read first time, and referred to Committee on Education

By Mr. Nielsen: Assembly Bill No. 158—An act to regulate and control aircraft and navigation in the air between points within the State of California in the interest of the public safety and providing for the registration and identification of aircraft, and for the rating, examination, and licensing of same, and for the rating, examination and licensing of airmen, defining intrastate air commerce, prescribing State air traffic rules, providing for the rating of air navigation facilities, for the licensing of the maintenance of airports and aircraft schools, prescribing the fees to be paid for registrations and licenses, providing for

the suspension and revocation of licenses; providing penalties for violation of the provisions of this act and lawful regulations issued under the authority thereof and reserving to the State government exclusive jurisdiction over navigation in the air spaces wholly over the land and waters of the State of California, providing for the powers and duties and the maintenance of the Division of Motor Vehicles to carry out the provisions of this act and making an appropriation therefor, and repealing an act entitled "An act concerning the registration, numbering, and use of aircraft and the licensing of operators thereof," approved June 3, 1921, as amended

Bill read first time, and referred to Committee on Motor Vehicles.

By Messrs Lyons, Badham and Roberts. Assembly Concurrent Resolution No. 1—A resolution relative to approving amendment to the charter of the county of Los Angeles

Introduced, and referred to Committee on Municipal Corporations.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day read, and adopted Senate Concurrent Resolution No. 4—Relative to approving amendment to the charter of the county of Los Angeles.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary

REQUEST FOR UNANIMOUS CONSENT.

Mr. Little asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 4, at this time, without reference to committee.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER FOUR.

Senate Concurrent Resolution No. 4—Relative to approving amendment to the charter of the county of Los Angeles.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 4 adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Criftenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor Miller, James A. Mixer, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None

Title read and approved.

Senate Concurrent Resolution No. 4 ordered transmitted to Senate.

MESSAGE FROM GOVERNOR.

The following message from the Governor was read and ordered printed in the Journal:

MESSAGE OF GOVERNOR C. C. YOUNG REGARDING ACTS OF EXECUTIVE CLEMENCY

To the Senate and Assembly of the State of California

Pursuant to the provisions of the constitution, article VII, section 1 and the Penal Code, section 1419, of California, I am communicating to you, at the beginning of the forty-eighth session of the Legislature on this seventh day of January,

1929, each case of reprieve, commutation, or pardon granted by me since I assumed office two years ago, stating the name of the convict, the crime of which he was convicted, the sentence and its date, and the date of the commutation, pardon, or reprieve, with the reasons for granting the same.

In order that you may know fully the facts in each case, as well as my reasons for exercising executive clemency therein, and particularly that my attitude towards the use of this power may be generally known, I am stating briefly the substance of the executive orders and including certain letters and press releases of an official character. For those who are interested in any particular case, I am transmitting the entire text of each executive order in the appendix to this communication.

EXECUTIVE CLEMENCY IN NINE CASES.

I have exercised executive clemency in the cases of nine individuals during the past two years, but only one man has been released from prison. These nine cases include one reprieve to a prisoner who died during the period of reprieve, aside from another which was given and twice extended to a prisoner whose sentence was finally commuted and who is included in the list of commutations, three commutations of sentence from death to life imprisonment (two of which were without possibility of parole), three pardons to restore citizenship and civil rights after parole and expiration of sentence, one pardon from prison where innocence was conclusively proved, and one pardon to a woman about to be imprisoned.

ADVISORY PARDON BOARD.

In the budget for the current biennium, the forty-seventh Legislature included an item for the support of the Advisory Pardon Board. Accordingly, within the past year, I have revived that board by referring to it for investigation and recommendation some twenty-four applications for pardon or commutation appearing to me, from the information at hand, to merit such investigation. Except in capital cases, it has been my announced policy to await a recommendation from the pardon board before acting upon any application for executive clemency. The board has been actively functioning for slightly more than a year and has been of great assistance to me as an advisory body. The scope of their work, and my general policy in executive clemency matters, is well defined in the following letter from my Executive Secretary to the chairman of the board:

January 31, 1928.

Honorable Burton Fitts,
Chairman, Advisory Pardon Board,
Sun Finance Building,
Los Angeles, California.
Dear Sir:

Under the provisions of an act approved May 18, 1915, as amended by an act approved May 8, 1917, the Governor is referring to the Advisory Pardon Board the following applications for pardons and commutations of sentence with the request that the board investigate and report thereon, and make such recommendations with reference thereto, as to it may seem advisable:

Name	County	Crime
Baldwin, Chester B.	Santa Clara	Robbery, second degree
Brown, Robert	Los Angeles	Murder, second degree
Collins, Daniel E.	Tulare	Manlaughter
Derichs, Peter H.	Contra Costa	Burglary, second degree
Ducuing, Lucien	Sonoma	False pretenses
Kinney, Myrtle	San Diego	Burglary and receiving
Parks, C. A.	Sacramento	Burglary, first degree
Schwartz, Bernard	Los Angeles	Sec. 95, P. C.; bribery; C. O. M. F. P.
Seiffert, John H.	San Diego	Murder, second degree

He requests that the board examine and consider the aforesaid applications and all transcripts of judicial proceedings, affidavits and other documents herewith submitted in connection therewith, and that such testimony be taken, witnesses examined under oath, and any and all things done necessary to make a full and complete investigation thereof.

The papers enclosed in the envelope with each application constitute the entire file of the Governor's office on each particular case, and it is requested that this file and its contents be returned to the Governor with the board's recommendation when investigation of the case is completed, together with such other data and documents as may have accumulated in the meantime.

For the information of the board, and in order that you may be guided to some extent thereby, the Governor has directed me to outline his general policy in executive clemency matters.

First, the requirements of sections 1421 and 1422 of the Penal Code, respecting service of notice upon the district attorney and publication thereof, and of the rules of this office, copy enclosed, must be strictly complied with.

Second, in cases where a restoration of citizenship is asked, an appreciable length of time must have elapsed between the time of final discharge and the time of acting on the application, to clearly demonstrate that the applicant is

observing a course of proper conduct after the restrictions of parole have been removed.

Third, a parole should precede a pardon or commutation in those cases where the application is not based upon innocence.

Fourth, where innocence is asserted, the burden of proof is upon the applicant, just as before conviction he was presumed to be innocent and the burden was upon the prosecution to establish guilt beyond a reasonable doubt.

Of course, what is said above is more or less general, and exceptional cases may arise from time to time necessitating a departure from these principles in order to avoid a miscarriage of justice. In the ordinary run of cases, however, it is believed that adherence to a general policy of sustaining the verdicts of juries and the judgments of our courts will be in furtherance of justice.

The indeterminate sentence law and the parole law as administered by the State Board of Prison Directors must also be upheld. Due regard must be given to our penal system as a whole rather than to an individual case involving certain mitigating factors. Pleas founded upon sentimental considerations must be disregarded. Petitions and recommendations from persons not in a position to know the facts should have little weight.

During the past year the Governor has referred to the various county parole boards all pleas for executive clemency in behalf of persons serving a jail sentence. No action has been taken in the cases of juvenile delinquents committed to one of the correctional institutions without a recommendation from the Department of Institutions. Death penalty cases have been investigated from this office. No change is anticipated in this procedure in future cases.

In closing, your attention is respectfully invited to the provision of section 3 of the act of May 18, 1915, which requires the board to meet at the State Capitol at least once every two months. Therefore, will you please have the secretary of the board keep me advised of the time of these meetings, as well as the time and place of special meetings, in order that I may, at the Governor's request, transmit applications to the board from time to time in advance of such meetings.

Very sincerely yours,

(Signed) KEITH CARLIN.

In addition to the large number pending at the time I took office, more than two hundred applications for pardon or commutation have been presented to me. These cases have all been carefully looked into and the applicants advised as to procedure in accordance with the law and rules of the office. As soon as the file was complete, appropriate action has been taken. Although the rule promulgated by my predecessor, that all arguments and statements be submitted in writing, has likewise been adopted by me, I have nevertheless in no case refused an interview requested by anyone. In every instance I have listened to such pleas as have been presented, and have endeavored to accord considerate treatment to those who have appeared before me.

NO ACTION IN MISDEMEANOR AND CONTEMPT CASES.

A few requests have been made of me to act in misdemeanor cases and in cases of contempt of court. My attitude with respect to such cases is reflected in a letter written by Mr. Carlin, at my direction, to a former district attorney of Orange County who came to Sacramento and conferred with me. The letter follows:

May 31, 1928.

Mr. A. P. Nelson,
Attorney at law,
Santa Ana, California.
Dear Mr. Nelson:

The Governor has carefully considered the application for executive clemency presented in behalf of your client, who was convicted by a jury in the superior court of Orange County of the crime of simple assault, a misdemeanor, and sentenced to thirty days in the county jail, and has concluded to deny the application.

As stated to you during our conference, the Governor has been compelled as a matter of policy to adopt an ironclad rule against the consideration of applications for executive clemency in misdemeanor cases. He has uniformly referred such applications in the past to the parole boards of the various counties in order that any injustices resulting from a misdemeanor conviction might be remedied by such boards. Upon examination of the transcript of testimony taken at the trial, and of your brief in the District Court of Appeal, Second Appellate District, Division Two, the Governor finds no reasons which would seem to justify him in making an exception to the rule in this case.

It is true that there are one or two questions of law raised, which the appellate court did not consider in dismissing the appeal, that might be for the general welfare of the State if they were finally settled. The Governor's decision on these points, however, would represent nothing more nor less than his opinion, would not be final or binding upon anyone, and would adjudicate nothing. The proper forum for the determination of such matters is, of course, the courts, and, since the instant case can no longer serve as the vehicle for

such determination, the members of the bar and the public at large will have to await the decision in some other case wherein the same questions are properly presented.

Little, if anything, could be accomplished had the Governor taken a different viewpoint, since it would then have been necessary to publish notice of intention to apply for executive clemency as required by section 1422 of the Penal Code. While this publication could be waived, the Governor has never done so in any case. He feels that the spirit of the law should be complied with and the people of the community wherein the conviction was had given an opportunity to express themselves for or against the granting of an application for executive clemency. Furthermore, he is opposed to what may be termed a secret pardon.

In those cases which the Governor believes may justify executive clemency, the usual course is to refer them to the Advisory Pardon Board for an investigation and a recommendation. This procedure necessarily takes time and the thirty-day sentence which your client began serving a week ago would have expired. Since he incurs no disabilities as a result of his conviction of a misdemeanor, and loses no citizenship or civil rights, no practical result could be accomplished by granting him a pardon after he had served his sentence. A pardon could not restore to him the thirty days served.

I am writing you thus at length in order that you may know that your request has really received serious consideration and was not dismissed or denied cavalierly. Having been district attorney of Orange County, and having yourself occupied a high official position, you can readily appreciate the necessity of an office charged with law enforcement laying down rules of policy and rigidly adhering to them. To let the bars down in one case would set up a precedent, and the Governor would soon be called upon in numerous other misdemeanor cases to interfere. As no resultant good would be accomplished to the State at large by such a course, and very little, if any, to your client, I think you will agree that he has done the obvious and proper thing in denying the application.

I understand that you have already taken this matter up with the Orange County parole board. It would, therefore, serve no purpose for the Governor to again call the case to their attention and I see no alternative for your client than to complete the remaining twenty odd days of his sentence.

In accordance with your request, I am returning under separate cover the trial transcript.

Yours very truly,

(Signed) KEITH CARLIN

EXECUTIONS DURING PAST TWO YEARS

During the past two years 12 men have been executed at the two prisons in this state, as follows:

Name	Executed	Prison
1 Slater, W. J.	Jan. 7, 1927	San Quentin
2 Adams, Sydney	Jan. 21, 1927	San Quentin
3 Arnold, Ray	Jan. 28, 1927	Folsom
4 Sayer, Ed. K.	Feb. 4, 1927	Folsom
5 Clark, Earl J.	Sept. 23, 1927	San Quentin
6 Yukich, Millan	Oct. 7, 1927	San Quentin
7 Sieber, Charles	Oct. 21, 1927	San Quentin
8 Shannon Willard D.	May 4, 1928	Folsom
9 Kelly, Clarence	May 11, 1928	San Quentin
10 Dowell, Mark	Sept. 17, 1928	San Quentin
11 Hickman, Wm. Edward	Oct. 19, 1928	San Quentin
12 Malone, John Joseph	Dec. 7, 1928	San Quentin

In each of these cases appeals were made for a commutation of sentence from death to imprisonment for life. In each instance I personally read every word of the transcript of testimony taken at the trial and all letters and documents relating to the cases that reached this office, and also talked with all who came to see me. In most instances, in declining to intervene, I released for publication a statement setting forth my reasons. A few of the more notable, such as the Arnold and Saver Millan Yukich and Clarence ("Buck") Kelly cases, will be treated briefly herein under the caption "Denials in Capital Cases."

ACTS OF EXECUTIVE CLEMENCY

The several acts of executive clemency are treated briefly in the succeeding paragraphs according to the classification of "Reprieves," "Commutations," "Pardons" and "Restorations," the last named being pardons to restore citizenship and civil rights after parole and discharge. The full text of all the Executive Orders appear in the Appendix chronologically just as they are found in the record books. A fifth classification, entitled "Denials in Capital Cases," is appended, as stated above.

A. REPRIEVES.

*1 GEORGE WATTERS was sentenced to be hanged at San Quentin on January 20, 1928, for the murder of his wife. Certain representations having been made to me at the last minute, creating a possible doubt as to his guilt, I granted a two weeks reprieve on January 19 for the purpose of investigation. This investigation led into six different counties of the State and made it necessary to again postpone the execution. Accordingly, on February 3, I extended the time to February 24. On February 21 it became apparent that some of the reports necessary in reaching a final conclusion, and certain persons whom I desired to interview personally, would not be available in time, and the execution was again postponed a week—until March 2. I came to a final decision on February 28, and commuted the sentence to life imprisonment without possibility of parole.

†2. LONNIE JOHNSON was sentenced to be hanged on May 11, 1928, also for uxoricide. A week before the date set for his execution I was advised by the warden of San Quentin Prison that he was desperately ill and would in all probability have to be carried to the gallows. Daily reports were made to me up to May 10, and, on that date, upon the recommendations of Warden Holohan and Dr. L. L. Stanley, resident physician at the prison, and representations from both to the effect that Johnson was very weak and his health rapidly failing—Dr. Stanley expressing the opinion that he could not live more than 60 days—I granted a reprieve for 90 days or until August 10, 1928. Johnson died on July 5, 1928, in the hospital at San Quentin.

B. COMMUTATIONS

‡1 SCOTT C. STONE, sentence commuted March 9, 1927, from death to life imprisonment without parole. Convicted in Los Angeles County of murder of first degree on December 22, 1925, and sentenced to be hanged at San Quentin, where he was received on December 31, 1926. Recommended by Deputy Sheriff Norris G. Stensland, Chief of Detectives H. H. Cline, District Attorney Asa Keyes, Deputy District Attorney E. J. Dennison, Deputy District Attorney Joseph W. Ryan, Judge Edwin F. Hahn, who presided at the trial, a majority of the members of the jury, the mother and grandmother of the murdered Martin children, the principal witnesses for the prosecution, and many other officials and citizens of Los Angeles County, all of whom agreed that an element of doubt existed as to his guilt, due to the circumstantial character of the evidence.

§2. JOSEPH SANDOVAL, sentence commuted September 22, 1927, from death to life imprisonment. Convicted in Ventura County of murder of the first degree on August 13, 1926, and sentenced to be hanged at San Quentin, where he was received on August 25, 1926. Recommended by Judge Merle J. Rogers, who presided at the trial; Sheriff R. E. Clark, eleven members of the jury, Judge Edward Henderson, who was the district attorney of Ventura County at the time of the trial; County Clerk L. C. Hallowell, David J. Reese, for many years head of the State Civil Service Commission; Jose Lopez, the brother of the murdered woman and an eye witness to the shooting, and a number of other officials and citizens of Ventura County, including several prominent attorneys. All are of the opinion that Sandoval had intended to plead guilty, but was prevented from doing so by his attorney, that he had sought to avoid the quarrel that led to the shooting, and that it is very doubtful if the facts warranted a verdict of first degree murder.

||3. GEORGE WATTERS, sentence commuted February 28, 1928, from death to life imprisonment without parole. Convicted in Sacramento County of murder of the first degree on September 21, 1926, and sentenced to be hanged at San Quentin, where he was received on September 24, 1926. Recommended by the district attorney, J. J. Henderson, Judge John F. Pullen, who presided at the trial; Dr. Anita M. Muhl, M. D., head of the Division of Special Education of the State Department of Education; my Executive Secretary, Keith Carlin, under whose direction a lengthy and exhaustive investigation was conducted, and others. No trace of the body of Myrtle Watters, the supposedly murdered wife, has ever been found, and Watters was convicted upon the testimony of his 9-year-old daughter, Genevieve, who has related half a dozen stories of the crime. The bare possibility that the wife may not have been murdered, and might afterward reappear, made it clearly unsafe to proceed with the execution.

C. PARDONS.

¶1 CHARLOTTE ANITA WHITNEY, pardoned June 20, 1927. Convicted in Alameda County of a violation of the Criminal Syndicalism Act—membership in an association prohibited by the act—on February 20, 1920, and sentenced to a term of one to fourteen years in San Quentin. Recommended by Walter J. Peterson, chief of police of Oakland at the time of the arrest; Orrin Kip McMurray, Dean of the School of Law, University of California; Judge James G. Quinn, who presided at

* Full text of Executive Order to be found in the Appendix beginning at page 153

† Full text of Executive Order to be found in the Appendix beginning at page 162.

‡ Full text of Executive Order to be found in the Appendix beginning at page 134.

§ Full text of Executive Order to be found in the Appendix beginning at page 150.

|| Full text of Executive Order to be found in the Appendix beginning at page 154.

¶ Full text of Executive Order to be found in the Appendix beginning at page 140

the trial; Justices Frank H. Kerrigan and John F. Tyler of the District Court of Appeal which decided the case; the attorney who wrote the Criminal Syndicalism Act and the state Senator who introduced it, as well as hundreds of outstanding citizens of California and other states, including bankers, lawyers, publishers, judges, educators, ex-service men, agricultural leaders, social workers, ministers of every denomination, and men and women of large affairs the country over. There was never a conviction in any other case in this State based solely on evidence of membership in an organization prohibited by the law, and Miss Whitney's conviction has been well expressed as falling "within the outside limits of a technical violation."

* 2. JAMES S. WILLIS, pardoned August 18, 1927. Convicted in Sacramento County of robbery, first degree, and assault with intent to commit murder on April 12, 1927, and sentenced to consecutive terms of five years to life and one to fourteen years at San Quentin, where he was received April 15, 1927. Because of prior felony convictions, a majority of the judges of the Supreme Court, in accordance with law, joined in a recommendation to me. In addition to Judges Waste, Seawell, Shenk, Curtis, Preston and Langdon, being all of the judges of the Supreme Court present in California at the time, a pardon was recommended by the district attorney, Neil R. McAllister, after the conviction of one Vincent Bohac of the same crimes for which Willis was paying the penalty. Bohac was positively identified by the said witnesses who had formerly identified Willis, and who admitted they were mistaken. It is thus absolutely certain that Willis, possibly in the hope of receiving a light sentence, was being punished for a crime with which he had no connection whatever. This is the only man released from prison during the past two years.

D. RESTORATIONS

† 1. LUCIEN DUCUNG, pardoned April 26, 1928. Convicted in Sonoma County of obtaining money under false pretenses on July 23, 1924, and sentenced to an indeterminate term of one to ten years at San Quentin, where he was received August 2, 1924. He was discharged August 23, 1925. Recommended by Judge Ross Campbell, who presided at the trial; Deputy District Attorney Clarendon W. Anderson, the Advisory Pardon Board, and several reputable citizens who have been associated with Ducung since his discharge and testify to his exemplary conduct.

‡ 2. PETER DEICHS, pardoned May 21, 1928. Convicted in Contra Costa County of burglary, second degree, on February 4, 1913, and sentenced to a term of five years at San Quentin, where he was received on February 5, 1913. He was paroled on December 2, 1915, and discharged upon the expiration of his sentence February 4, 1918. Recommended by Ed. H. Whyte, the State Parole Officer; F. Burelbach, Director of the St. Francis Grammar School at Watsonville, California, who employed him as infirmarian at the school during nearly three years after his discharge; Dr. S. C. Rodgers, one of the physicians at the school; the Right Reverend Edward Burgert, president of Subiaco College, Subiaco, Arkansas, where he has been employed as infirmarian and nurse during the past seven years or more; Judge Ray Blair of the county and probate court of Logan County, Arkansas; S. H. Kincannon, sheriff of Logan County, Arkansas; Conrad Elsen, mayor of Subiaco, Arkansas; others who testify to his exemplary conduct, and, finally, by the Advisory Pardon Board.

§ 3. JOHN CARONI, pardoned June 29, 1928. Convicted in San Francisco of manslaughter on August 10, 1912, and sentenced to a term of eight years at Folsom, where he was received on August 13, 1912. He was paroled on February 10, 1915, and discharged on December 10, 1917. Recommended by Judge J. J. Trabucco, who presided at the trial; Deputy District Attorney Maxwell McNutt, Rabbi Rudolph I. Coffee, of Temple Sinai, First Hebrew Congregation of Oakland; his several employers during the past eight years, including officers of the Dinwiddie Construction Co., G. Weissbaum & Co., J. N. J. Firebrick Co., and Montgomery Sutter Building Co., all of San Francisco, and, lastly, by all of the members of the Advisory Pardon Board.

E. DENIALS IN CAPITAL CASES.

The following statements were given to the press concerning the cases of

1. RAY ARNOLD and ED. K. SAYER:

For the past few weeks I have been diligently studying the cases of Ray Arnold and Edward K. Sayer, convicted of murder of the first degree and now awaiting execution. Both I and my Executive Secretary have carefully examined the documents on file relating to both cases, including a transcript of the testimony taken at the trial, and the two Supreme Court decisions, one in January and one in October, 1926, both by unanimous decisions affirming the judgment of the lower court. In addition, statements have been obtained from the district attorney and the judge who tried the case.

I have also read all of the letters submitted in regard to both defendants, many of them addressed to Governor Richardson during 1926, and the

* Full text of Executive Order to be found in the Appendix beginning at page 147.

† Full text of Executive Order to be found in the Appendix beginning at page 159.

‡ Full text of Executive Order to be found in the Appendix beginning at page 163.

§ Full text of Executive Order to be found in the Appendix beginning at page 165.

remainder addressed to myself since the beginning of the present year. I have talked at length with Mr. Connolly, the attorney for Sayer, and with former Governor Gillett who has associated himself in the case, and have carefully studied their briefs sent to me since our conference. Finally, I have gone over the cases with relatives of the condemned men, with the mother of Sayer and with the brother-in-law of Arnold.

I should have been less than human if I had not given sympathetic attention to the appeals which have been made to me, for I thoroughly appreciate the feelings of those who have appealed. I have earnestly endeavored to give them all the weight to which they are entitled, but after full consideration I have definitely decided that I have no right in either of these cases to interfere with the execution of the law. Having reached this decision, it is only proper that I should end suspense by announcing it now.

In those appeals to me which have attempted to present arguments, the claims were made that the trial was not a fair one; that, even if the defendants' defense of an alibi is insufficient, they are only "technically" guilty, since the murder was actually committed by a third accomplice, who afterwards committed suicide; and, finally, that in the case of Sayer there was a moral deficiency which rendered him irresponsible for his act.

The question of a fair trial has been twice settled by the Supreme Court in most careful and exhaustive decisions. It would appear, indeed, that the trial court was more than fair to the defendants in excluding evidence of five or six other robberies committed by them in their raid of banditry before the final one, which resulted in the unprovoked murder of a Japanese woman as she was attempting to escape from the scene of the hold-up. The Supreme Court held, in effect at least, that such evidence of previous robberies might very properly have been admissible. The transcript fully makes it evident that the entire defense was most carefully and capably handled.

Furthermore, I can not agree that the law under which these men were convicted of murder in the first degree is in any sense "technical." The law very clearly states that "all persons concerned in the commission of a felony, whether they directly commit the act constituting the offense, or aid and abet in its commission, though not present, shall be prosecuted, tried, and punished as principals." The evidence amply shows that these young men were together engaged in committing a robbery, in the course of which a human being was murdered. Under these circumstances, the court holds that those who do not fire the fatal shot "are considered in law as guilty of the crime which was committed in the death of the deceased as though they had actually slain the deceased with their own hands"; and also that "murder committed in the attempt to perpetrate robbery is murder of the first degree." This law is a very well established and very necessary one, for without it the law-abiding public would never be safe from attacks of banditry. This law is not peculiar to California. I am advised that a similar law is in effect today, either by statute or common law, in every state in the Union and in every civilized nation.

Finally, the claim is made that the defendant Sayer is morally irresponsible for his acts, and has never been morally responsible, though nowhere is any insanity alleged. Three doctors examined Sayer after the trial and all reported that he was perfectly sane. In fact one alienist, though calling Sayer a "moral moron," in the same sentence states that he is "intellectually acute"; while another physician who also claims that he lacks "moral sense" also states that "intellectually he is up to normal." These are the two medical men who make the strongest plea as to his lack of responsibility. Though his weakness is alleged to be of long standing, no attempt was made at the trial to show either mental or moral incapacity. As a matter of fact, I suspect that any one who commits a felony must be morally weak, but, if society is to be protected, I feel that the penalty of his act must nevertheless be paid.

I need not say that the necessity of upholding the law and of refusing pleas for clemency is the most painful duty a governor is called upon to perform. In the case of Sayer, for instance, I am forced to disregard the wishes of many friends of this very respected Colorado family. In his behalf letters have been written by a cabinet member, by governors, past and present, by members of Congress, by judges, and similar high officials, as well as by some of my own personal friends. Yet, as one sworn to uphold the law, despite these pleas, and, hardest of all, despite the plea of his good mother, I can only respect the results of a fair and impartial trial and let the law take its course, in his case as well as in that of Arnold.

In the future I shall continue carefully to consider every similar case upon its merits, though I shall not attempt to discuss other cases as fully as I have done in this instance. I have felt that it was only proper just now to make my attitude perfectly clear—that, while I entirely realize the meaning of a governor's power in exercising executive clemency, unless there is some extraordinary circumstance to cause me to honestly doubt the correctness of a verdict, I shall never misuse my power by attempting to overturn the results

of fair and impartial trials in our courts of justice. While sympathy for those affected has its proper place, it can not be permitted to outweigh the necessity of maintaining a stern and consistent respect for law.

2 MILLAN VUKICH

For the past several weeks I have had before me the case of Millan Vukich, convicted in Placer County of murder in the first degree, and sentenced to be hanged at San Quentin Prison on Friday, October 7th. I have, with more than usual care, read all of the very lengthy transcript of this case, together with all of the communications I have received concerning it.

Vukich was convicted of murdering a man named R. T. Stone on September 27, 1925. Stone had been the employer of Vukich at a Placer County saw-mill somewhat over two years before, or during the months of July and August, 1923. On August 5, Vukich received wages amounting to \$118 but, on September 1, when he quit his job after a personal encounter with Stone, there was still owing him \$161.

Vukich spent the next two years, partly working at temporary jobs, partly in jail where he was sent for six months for assaulting and nearly killing another former employer over a wage dispute but largely in endeavoring, through the help of various attorneys and state officials, to collect the money due him from Stone. There is no doubt that to collect this money became an obsession with him, that he became constantly more and more bitter towards the one who owed the debt, and that thoughts of killing him often entered his mind.

Late in September, 1925, he journeyed to Reno, Nevada, purchased a take-down rifle, a pistol, a dirk knife, and several rounds of ammunition; then traveled back, mostly by night, to Placer County; arrived at Stone's place at 2 o'clock in the morning; hid in an outhouse until 10 o'clock that forenoon; from his hiding place shot Stone through the heart as, in company with his wife, he was walking towards the outhouse; and escaped, traveling at night and across country, until finally, after entering Mexico and returning, he was arrested in Arizona near the international border.

At his trial an attempt was made to prove insanity. The judge gave a very long and careful charge to the jury, consisting of seventy-five separate instructions, about half of them requested by the defense; the jury promptly brought in a verdict of guilty without recommendation, which verdict required the court, under the law, to impose the death sentence; and the Supreme Court, by a unanimous decision, affirmed this judgment.

A plea is now being made to the Governor for a commutation of sentence to life imprisonment—a plea which clearly can not be granted for the following reasons:

First, the murder was as deliberate and premeditated as any that has ever come to my attention. There is no doubt that Vukich had become greatly incensed over the nonpayment of his wages two years before; but, as the court pointed out, "Grievances which have been committed against an accused will not justify the aggrieved party in taking the law into his own hands and destroying human life." The murder was from ambush, by one "lying in wait," and gave the victim no chance for his life.

Second, the only possible defense would have been insanity which, according to our law, must be more than a mere obsession and must amount to an inability to distinguish right from wrong in relation to the act charged. A long and careful trial failed to establish such insanity. Neither before nor since the murder does the evidence show that Vukich is not possessed of more than average mental acuteness. At my request, within the past few days two physicians have examined the prisoner most thoroughly, and, while their attitude towards him is distinctly sympathetic, they nevertheless find him sane.

Third, there has not been a single fact brought to light since the trial which was not in possession of the jury when the verdict was rendered. If any such new fact had been discovered it would have been given the greatest consideration; but, in the absence of such new evidence, to ask the overturning of a jury's verdict after that jury had sat throughout the trial, listening to the testimony, weighing the evidence, and forming their unanimous judgment, is to confess the failure of our jury system.

Fourth, the penalty in this State for first degree murder is, by special statute, fixed by the jury. It is the jury's function, not only to consider the question of guilt or innocence as in other crimes, but also to take into consideration extenuating circumstances and to recommend life imprisonment if any such circumstances are found to exist. The jury had before them every particle of evidence as to Vukich's mental condition that is before me now, weighed it and, finding nothing therein to justify mitigation of the punishment, made no recommendation—a verdict which automatically carries with it the death penalty. Am I now to substitute my individual opinion for the collective judgment of the twelve members of the jury? To do so would in effect

be to usurp the function of the jury and to nullify by executive act the legislative enactment which expressly imposes this duty upon the jury. I have before had occasion to remark that, while I entirely realize the meaning of a governor's power in exercising executive clemency, unless there is some extraordinary circumstance to cause me honestly to doubt the correctness of a verdict, I must not misuse my power by attempting to overturn the results of fair and impartial trials in our courts of justice.

For these reasons, despite the human sympathy which attaches to every condemned man and which naturally stirs a portion of the public to appeals in his behalf, and with a responsibility to the State as a whole and to its law-abiding citizens, I am again compelled to discharge the most unpleasant duty connected with my office by declaring my inability, in this case, to interfere conscientiously with the due process of law.

3. CLARENCE ("BUCK") KELLY:

I have declined to interfere with the execution of Clarence Kelly, sentenced to be hanged at San Quentin on Friday, May 11, 1928. A last minute appeal for a commutation of the death sentence to life imprisonment has been made to me by Kelly's attorney, Mr. Milton T. U'Ren of San Francisco, who contends that Kelly did not actually do the killing in any of three separate murders of which he was convicted; or, if he did, that his mind was so deranged from the use of liquor as to render him incapable of forming a criminal intent. It is not contended that Kelly was not present during the orgy of crime that resulted in eight holdups, the fatal shooting of three men and the shooting of three others on the evening of October 11, 1926, between the hours of 5 and 7.

I have read carefully from the transcript of testimony, the instructions of the trial court, the unanimous decision of the Supreme Court affirming the judgment, and all other documents relating to the case. I find nothing in the record that leaves the slightest doubt in my mind as to the correctness of the jury's verdict. I find nothing whatever of mitigating character that would lead me to believe that the extreme penalty of the law should not be applied in this case. Even though the contention of Mr. U'Ren were accepted at full value—that the fatal shots were fired by another—it is an admitted fact that Kelly was present at the scene of the crimes and associated with those claimed to have been the perpetrators thereof, rendering him equally culpable both legally and morally. His illegal state of intoxication, voluntarily produced, was before the court, and the jury was given full instructions as to the law governing such matters. All of this was ably argued at the trial and considered by the jury who gave it such weight as I think it deserved.

An affidavit has been filed that, had the affiant been available at the time of the trial, would have made no difference in the result. Its contents are wholly hearsay and affiant could not have testified as a witness.

I am, therefore, constrained to let the law take its course in the belief that, if ever there was a case deserving of the death penalty, this is one.

CASE OF THOMAS J. MOONEY

Of all the cases that have come into the office during my incumbency, there is one, bequeathed me by my predecessor, that has received a great deal of publicity, and in which I have deferred consideration, due to pressure of other business. I refer to the case of Thomas J. Mooney, who once before asked for and received executive clemency at the hands of former Governor Stephens, the death sentence being commuted to life imprisonment on November 28, 1918. Due to considerable agitation on the part of Mooney and his friends, I have recently received hundreds of letters and resolutions from various persons and organizations all over the United States, demanding a full pardon. Several months ago I took occasion to outline the present status of the matter in a letter to Mr. Paul Scharrenberg, who had interviewed me regarding this case, and still more recently to Judge Griffin, who presided at Mooney's trial. Certainly, I have no desire to avoid responsibility in this or any other case, and I shall proceed to a thorough study of the voluminous record as soon as I am relieved of the duties incident to the present legislative session.

In order to make clear my attitude, I am incorporating herein the letters referred to above:

Letter to Mr. Paul Scharrenberg.

September 19, 1928.

Mr. Paul Scharrenberg,
Secretary State Federation of Labor,
525 Market St., San Francisco, Calif.
Dear Mr. Scharrenberg:

When you called upon me at my office last Saturday morning I promised to write you a letter relative to the case of Thomas J. Mooney, now in San Quentin Prison, and an applicant for pardon. During the past few months I have received many copies of resolutions on this subject from eastern states

and from various locals connected with your State Federation. Inasmuch as I have not been able to answer these individually, I am hereby acknowledging them through this communication to yourself.

In this instance, as in any similar case, there are just three alternatives as to facts, and just three possible courses of action on the basis of those respective facts. I think I may fairly state these as follows:

1. *If the prisoner is guilty he certainly ought not to be released.* I think that every one of your members would agree with me in this. Whatever our sympathy may be for any individual, it would manifestly be bad for society as a whole to show lenience to one whose act has destroyed many innocent lives.

2. *If the prisoner is innocent he ought unconditionally to be set free.* He is being punished for one particular crime, and if not guilty of that crime it would be intolerable to continue his punishment simply because some one may think him capable of committing other crimes.

3. *If the prisoner is probably guilty, but with a possibility of innocence, exactly the same course ought to be followed as in every other case.* In our ordinary California procedure, this would normally mean parole whenever the Prison Board may feel such parole to be wise, with full pardon and restoration to citizenship if innocence were ever definitely established.

I fully realize the fact that there are numbers of people fairly well acquainted with this case who sincerely believe that Thomas J. Mooney is innocent, just as there are other numbers, similarly acquainted, who are equally certain that he is guilty. While fully respecting the beliefs of the former group, and honoring the earnest and high-minded spirit of those who hold those beliefs, I must confess that I have never been able to share their opinion. I was in San Francisco on the day of the tragedy, followed the case as carefully as I could, and have read much upon it, including evidence, subsequent disclosures, and similar documents. While, like many other people I have been dissatisfied with some of the aspects of the trial, I have never been able to bring myself to a belief of the innocence of the accused.

However, as you know, some two or three weeks ago I promised a number of citizens interested in this case that I would give an earnest and careful rereading to every particle of the material bearing upon it. In view of the vast quantity of this material, and other duties which necessarily occupy most of my time, such a study, pursued during spare hours, will take a very considerable number of months. Nevertheless I am more than glad to put forth this effort, rather than feel the slightest possibility that failure on my part to act can be due to carelessness or inattention.

Before concluding this letter, may I, in the friendliest possible spirit, say just one word to yourself and other members of your organization? I have already referred to petitions and resolutions which have been coming in to me from this and other states. I think that upon reflection you will realize that these communications do far more harm than good. Manifestly, the individuals who sign such petitions or who vote for such resolutions can not have made a first-hand study of all the material bearing upon the case. I am certain, also that there is not one of them who would ask that a prisoner be pardoned solely because he had belonged to a labor union.

However, when the case is presented to the members of the local, together with the fact that the prisoner was a union member, and with some one giving the assurance that he is innocent, it would be beyond human nature for those thus appealed to not to join in the resolution. But when these resolutions come in to a governor, it looks very much like a drive from those who necessarily can not have first-hand knowledge as to the case, and implying that he is expected to make up his mind as to the innocence of a prisoner merely on the basis of the numbers who appeal to him. I think you would agree that this would be no more justifiable on his part than if he should continue to keep an innocent prisoner confined, providing a similarly extensive number of petitions urge that he do so.

I have been told that in the past large sums of money have been raised for a Mooney defense. I can conceive that this may have been necessary and valuable during the time of the actual trial; but I can not conceive of any purpose of such a fund now except to finance drives such as I have mentioned above. And although I do not question the fine motives of those who take part in these drives, I would say again that I think them a grave mistake. No self-respecting governor would relish appearing to be pushed into an action which he may decide to be right, and no honest governor could permit himself to be pushed into an action which he may decide to be wrong.

Finally, I wish to say just one word more. I have heard the idea expressed that in instances such as the Mooney case men have been punished for their political or social beliefs, rather than for any actual crime. I want to express, as strongly as I know how, my abhorrence of any such action. I have also heard of a belief that executive clemency comes to the rich and powerful rather

than to the poor and friendless. I believe that just the opposite is the case. Thus far I have commuted three sentences from the death penalty to life imprisonment, because a careful reading of the transcript of the trials convinced me that there was just that shadow of doubt as to guilt which would make it wrong to permit the condemned men to be hanged. Yet in each case the prisoner was so poor that the court had to appoint the lawyer to defend him, and so far as I know had no friends whatever.

I have written frankly and at length on this case, Mr. Scharrenberg, because I feel that you and your associates are entitled to know just where I stand. The easiest course would always be the granting of such pleas made by the friends of a prisoner as have been presented in this case; yet I do not believe you would ask me to take that course unless I felt it to be the right one. I trust that you will understand my feeling regarding any movement in the nature of a drive which I have referred to above, and understand further that, although I do not wish to give false encouragement by the promise, at the same time I shall carry out my agreement to go into the case again with an open mind and with great care.

Yours very sincerely,

C. C. YOUNG, Governor.

LETTER TO JUDGE FRANKLIN A. GRIFFIN.

December 8, 1928.

Honorable Franklin A. Griffin,
Judge of the Superior Court,
San Francisco, California.

Dear Judge Griffin:

I am in receipt of your letter, signed by yourself and others, relative to the case of Thomas J. Mooney.

When I met with you and others in Berkeley a few weeks ago, I told you that at my earliest opportunity I would reread every word of the Mooney transcript as well as every document bearing upon subsequent developments of the case. From your own experience in the Governor's office, I think you can realize how impossible it is to find time for continuous work on a task of this magnitude, except in a period of vacation. Especially is this so at the present season of the biennial messages, budgets, departmental legislation, and a score of other duties preparatory to a legislative session. The same thing, of course, will apply to the actual session itself and the bill-signing period which follows.

I also told you at our Berkeley conference that if, as a result of this conscientious study of the case, I found myself able to agree with you in your evidently sincere belief in Mooney's entire innocence, there would naturally be only one thing for me to do, but that I was at present unable to share that belief. I repeated the same thing in my letter to Mr. Scharrenberg, and now, as a result of these statements, you ask me to disclose what information or evidence I have of Mooney's guilt, not disclosed at the trial, and not known to yourself.

This question on your part is of course purely a rhetorical one. You know that I have never claimed to have additional evidence, and you can not for a moment believe that I assume to have any. I know that there was a long and well defended trial before an able and conscientious judge, and a jury of twelve, each sworn to give the defendant the benefit of every reasonable doubt. I know that those at the trial had the benefit of scrutinizing the witnesses as to their reliability, of observing the defendant, and of hearing the whole story developed in an orderly way, both from the standpoint of the prosecution and of the defense. I know that, as compared with this opportunity, the mere reading of transcripts and documents is at best unsatisfactory; but that is all which can be before me now.

You say that the transcript of testimony at the trial "no longer exists"; by which I assume you mean that it has been contradicted and proven false by statements subsequently made, either by those who testified or by others. I can only make a careful review of this transcript and these outside and subsequent statements, weighing the one against the other. Unless this differs from every other case I have ever known, I must assume that the burden of proof rests with these later revelations if the evidence at the trial is thus to be nullified. I gave this question careful thought in considering the case of Scott C. Stone, and in my order of commutation enunciated the following principle:

"It is contended that, if there is a 'reasonable doubt' regarding the guilt of a condemned man, a full pardon should be granted. This argument is not sound. Presumption of innocence follows one accused of crime only throughout the trial, and such presumption is negated by conviction. Thereafter the guilt of the defendant must be assumed as an established fact, an assumption that can be overcome only by proof, beyond a reasonable doubt, that the

defendant is innocent. In other words, to justify a full pardon, the burden is upon the convicted defendant Stone to convince the Governor of his innocence beyond a reasonable doubt. No such overwhelming proof of innocence has been produced in this case."

I am earnestly solicitous to uphold the judgments of our courts and the verdicts of our juries. I must assume them to be honest and capable and correct in their findings, and I consider it a very grave matter to presume to set these findings aside, however much my personal sympathies might impel me to do so. To be sure, there are cases when capital punishment is involved—I have had two such—where subsequent doubts as to the reliability of witnesses made it manifestly wrong to go through with the death penalty, since even the bare possibility of mistake is enough to prevent such an irretrievable act.

Evidently with this possibility in mind, Governor Stephens very properly commuted the sentence of Thomas J. Mooney and resolved all doubts in his favor to the extent of saving him from the gallows. I feel certain that, had I been Governor, I should have done the same thing, just as I did in the two capital cases which came before me. In these cases, however, I specified in my order of commutation that there should be no future possibility of parole—a restriction which was not imposed in the case of Mooney. I did not pardon the condemned men, for, while there was that possibility of innocence which properly prevented their execution, there was not the certainty, or even the probability of innocence which would have justified a pardon.

Since I have been in office I have received literally scores of petitions for pardon where the relatives or friends of the prisoner have urged his entire innocence as the reason for executive clemency. These cases have not been as conspicuous as the Mooney case, but I have no doubt that the great majority of those who have presented their pleas are as sincerely convinced of the justice of their cause as are those in the case of Mooney. However, after presumably fair trials, the courts decided otherwise; and, except in one case where the real perpetrator of the crime afterwards confessed, led the officers to his hidden loot, and demonstrated the entire innocence of the prisoner, I have been unwilling to overturn the judgments of the courts. To do so, as has been done wholesale in two or three other states, would be the undermining of confidence in our own courts, and, I feel certain, would be a very great disservice to the State.

There are two distinct classes of people advocating a pardon in this case. The first class is composed of those like yourself, the members of the jury, and others, who actually know something about the case at first hand. These are entitled to much consideration; though, if there is any doubt at all as to the correctness of the verdict, I can imagine that a feeling of responsibility for the original conviction might make them over-zealous to see that verdict nullified. There is scarcely a case for clemency which comes before me in which one or more jurymen—sometimes a clear majority, if not all twelve, of the jury—do not urge that their former verdict be set aside by a pardon. In other words, though any of them by his single vote would have prevented conviction, after their responsibility has ceased they urge an action which they themselves would not take when responsible.

The second and by far the largest class asking for this pardon manifestly know nothing about the case except what they have read or been told by others. As the result of very extensive propaganda, but with perfect sincerity, members of certain labor organizations, for instance, are deeply interested in Mooney as one of their number. They have been informed that "an innocent man has been left to rot within prison walls," and they are righteously indignant at this, without the slightest personal knowledge as to whether there are facts underlying these assumptions. I can not help admiring the loyalty of these friends, but obviously I should not be swayed by them, except where they may have first-hand knowledge of the case.

There is in addition a small third class of possibly very excellent people, who are also for the most part with no personal knowledge as to this particular matter, but whose psychology seems to make them more solicitous for the law-breakers within our prisons than for the law-abiding public outside. Presumably it is one of these who has written in a recent issue of an eastern magazine that "Mooney and Billings are not criminals, but all the respectable people of California are"; and who graciously refers to me as a "politician, who will not act for their release until it is obviously to his political interest to let them out." However, he is generous enough to say that the people of California have for me merely "a mood of pitying contempt, as towards a weak rather than an intentionally ill-minded man." For that I suppose I should at least be thankful.

There was one incident at the Berkeley conference, Judge Griffin, to which I could not help taking exception. You intimated that former governors who had failed to pardon Mooney were actuated by political cowardice. If you thought this true of them you must have had a similar feeling as regards myself. I trust that upon second thought you will give the same respect to a Governor's honesty and sincerity of purpose which you would properly expect

him to accord to your own. However, if a Governor should so yield to a "drive," or to the pressure of his friends, as to act contrary to his own sincere beliefs and convictions, I agree that he would deserve the charge of cowardice. Although I do not believe I am either cowardly or cold-blooded, and although I have never refused fairly to discuss this or any other case, it is true that I have granted very few pardons since becoming Governor; and, except in the one case I have mentioned, all of these were given to those who had proved their worth after having received their parole. The reasons for this attitude on my part I have tried to express above and in my executive orders.

As I have said, I intend at my earliest opportunity to study very thoroughly into this case. If I conclude beyond doubt that Mooney is innocent, he certainly should not be punished because of any radical tendencies on his part or possible offenses extraneous to this particular crime; if he is guilty, I believe that all would agree that no punishment could be too severe; if there is merely a doubt as to his guilt, I can not see where his case could be treated differently from that of many other prisoners of whom the same thing can be said. In the meantime I trust you will realize that I have not the slightest feeling against Tom Mooney, nor the slightest desire except to carry out my oath of office, and to do that which I believe both fair to the individual and, at the same time, for the best interests of the State in the maintenance of respect for law and the administration of justice.

Yours very sincerely,

C. C. YOUNG, Governor.

PRINCIPLES UNDERLYING EXECUTIVE CLEMENCY.

In this communication to you I have tried to set forth the principles which have actuated me in the consideration of the many applications for executive clemency that are continually coming before me. A recital of those principles will be found in the various executive orders printed in the appendix, in the letter of my Executive Secretary to the Advisory Pardon Board, in my letters relative to the case of Thomas J. Mooney, and in my statements to the press upon the denial of clemency in certain capital cases.

A few of the principles which must guide in matters of this kind may possibly be summed up as follows:

First. In consideration of any case, it is necessary to keep in mind not only the individual but society as a whole. It goes without saying that there are within our prisons hundreds of individuals who have transgressed our laws, but who happily possess so many pleasing traits and appealing qualities that it would be very easy to wish to exercise clemency in their behalf. On the other hand, I believe that we must always keep in mind the inevitable effect upon society as a whole if it should appear an easy thing to avoid the penalty of the law through excess of sympathy for the individual on the part of a Governor. Too great exercise of the pardoning power has been tried in a few states, with very disastrous results.

Second. In a number of cases I have had occasion to stress the point that, in the absence of new facts not brought to light at the trial, I should be extremely loath to overturn the verdicts of our juries and the judgment of our courts. If any new evidence is discovered that was not available to the jury, it is of course entitled to great consideration. But I do not believe a governor should sit as a thirteenth juror, as it were, since he obviously can not have the advantages and opportunities of the twelve members of the panel who weighed the evidence and who saw and heard the living, speaking witnesses. A jury's verdict, therefore, must be normally regarded as conclusive, and to justify subsequent pardon in advance of parole, either innocence should be proven beyond all reasonable doubt, or it must be very clear that further punishment would involve a serious miscarriage of justice.

Third. The views expressed in the last paragraph apply in all classes of cases with the one exception that, where the death penalty has been imposed, I believe that extreme care should be taken lest an irretrievable error be committed. In such cases, if a doubt exists in a governor's mind after a painstaking study of the trial transcript, the court decisions, and all the papers and documents relating to the crime and its perpetrator, the benefit of that doubt should be given to the condemned man to the extent of saving him from the gallows.

Fourth. It is of course absolutely necessary that no undue influence of any kind in behalf of a prisoner must ever be allowed to creep into any case. I recall two instances which occurred while as Lieutenant Governor I was a member of the Advisory Pardon Board, and which will illustrate my point. The first was of a man convicted of assault, in whose behalf the board received hundreds of letters from politicians, from business men, from county officials, and others, none of whom could have known anything about the merits of the case, but who had been urged that this procedure might help the prisoner. This case was turned down, almost without a hearing, since it was discredited by the very nature of the "drive." The second case, also of assault, was that of a Chinaman, over sixty years of age and apparently without a friend in the world. He had, however, been convicted solely on circumstantial evidence, and the board was so fully convinced of his probable innocence, and so very much concerned over what was apparently an injustice, that it finally

sent in a recommendation in his favor. Contrary to prevailing opinion, it is the latter type of case which always presents the real appeal.

Fifth. Under the very liberal parole laws which prevail in California, the first clemency to be shown a prisoner should normally be through action of the Parole Board. During the thirty-six years since parole was first established in this State, only about 18 per cent of those paroled have found their way back into the prisons, and the majority of these have gone back, not through the commission of a new crime, but for the breaking of parole regulations. During this period, of somewhat more than 12,000 paroled, over 10,000 have been restored to normal, law-abiding lives. Parole is extended to those unquestionably guilty of the crime for which they were convicted, but whose past history and whose prison behavior makes it probable that they can be rehabilitated, as well as to those concerning whom there is a doubt as to their guilt or the propriety of their conviction, but not a sufficient certainty of innocence to warrant an absolute pardon. It is clearly an erroneous assumption that acceptance of parole implies admission of guilt.

Sixth. During the period of parole the former prisoner is bound to conduct himself properly, for to do so is a condition of the necessarily rather rigid parole regulations. He must be industrious, temperate, law-abiding, and in other ways justify the freedom which has been accorded him. As soon as the period of parole has expired, however, and conditions of parole no longer compel him to observe a course of good conduct as the price of freedom from prison restraint, I believe the State should give him assurance that he may look forward to ultimate pardon and restoration to citizenship, provided after a reasonable length of time he can show that he has proved himself worthy of such recognition.

Respectfully submitted this tenth day of January, 1929.

C. C. YOUNG, Governor of California.

APPENDIX.

COMMUTATION.

SCOTT C. STONE was convicted of murder of the first degree by a jury in the superior court of Los Angeles County, and, on December 22, 1925, was sentenced to be hanged. Stone appealed from the judgment of conviction and from the order denying a new trial. In a decision dated November 9, 1926, the Supreme Court affirmed the judgment and order, and later, on December 8, 1926, denied a rehearing. He was resentence on the twenty-first day of the same month, his execution being set for March 11, 1927. He was received at San Quentin on December 31, 1926, and given number 43047.

On August 23, 1924, May and Nina Martin, aged 12 and 8, respectively, were last seen alive. About 6:30 on the afternoon of that day they left their home on South Mansfield street in the southwesterly portion of Los Angeles, and visited their grandmother, who lived some three blocks distant. They remained there but a few moments, and then were seen to enter and leave a candy store near by. For a number of weeks after their disappearance many searching parties were organized, on one occasion several hundred persons being so engaged.

Nearly six months later Julio Martinez, a Mexican youth, discovered what proved to be their remains, badly decomposed and covered with cut weeds, hidden in a shallow ditch traversing a large cultivated field in the same section of the city. The clothing of both children was disarranged, and was positively identified as belonging to the two Martin girls. There can be no reasonable doubt that they had both met their death by violence and had been hidden in the ditch where they were found.

Scott C. Stone was, and had been for some time, a night watchman in this neighborhood. It was shown by the evidence that he was acquainted with many of the children in the vicinity, including these two girls. In October, 1924, he was arrested for taking indecent liberties with a young girl, but the case was subsequently dismissed for lack of evidence. However, on February 7, 1925, he was again arrested for the same offense, pleaded guilty to a lesser charge, and was sentenced to six months in the county jail.

As will be noted this second arrest was made just after the bodies of the Martin children had been discovered. The real motive for the arrest was evidently not so much to prosecute the charge upon which he was arrested as to hold him in custody where he could be gilled concerning some possible connection with the disappearance of the Martin children. Evidence implicating him in this case was secured, and as a result he was finally indicted by the grand jury, and on December 1, 1925, was brought to trial. Public sentiment had been aroused because of the atrocious nature of the crime, and, I think it fair to state, in view of this fact and of sensational newspaper articles which added to the popular clamor, there was unusual eagerness to secure a conviction.

The chief witness against Stone was a neighbor, Mrs. Winifred F. McIntosh, who testified that she had seen the Martin girls shortly after 7 o'clock on the evening of their disappearance riding with the defendant in his automobile. She was the only witness who connected Stone as being with the girls on that day. The next most important witness was Alva H. Floyd, a convicted embezzler of public funds, now serving a long term in San Quentin. Floyd while in the county jail was placed

in the same talk with Stone, wormed himself into his confidence, and in various private conversations from day to day purported to have secured certain damaging statements from him, but no admission as to guilt in this particular case.

This, in brief, constitutes the essential part of the testimony connecting Scott C. Stone with the murder of the Martin children. After a most thorough study of the transcript of this testimony, as well as a careful reading of all the recommendations made to me by the arresting officer, prosecuting attorneys, chief witnesses, jurors, judge, and relatives of the murdered children, I have concluded that there is but one thing I can conscientiously do, and that is to commute this sentence from death to life imprisonment without possibility of parole.

I am doing this in spite of the fact that I believe more strongly every day that it is a governor's duty to uphold the law and to resist all attempts to weaken it or break it down; in spite of the fact that to permit this execution would be the easy course, since so far as I know, not a single personal friend or relative of the prisoner has interceded for him, in spite of the fact that Stone himself is very evidently of low moral calibre and a vicious element in society; in spite of the fact that the murder of which he was convicted was unspeakably revolting, and, if there were absolute certainty of the murderer's identity, would be richly deserving of the death penalty.

I am commuting this sentence simply because I am convinced, and believe that practically all others connected with the trial are now convinced, that the identity of the one who murdered these children has not been absolutely proved. Although I believe that in all probability Stone was the one who committed the crime, there is just enough doubt about the case to preclude the hanging of a man solely upon circumstantial evidence, produced many months after the murder and supported almost wholly by two witnesses of very doubtful credibility to say the least.

While not opposed to the death penalty I am convinced that, when it is inflicted in a case of purely circumstantial evidence, such evidence should be very strong indeed, and should with practical certainty point to the identity of the murderer. I do not believe the people of this State want to see a man hanged simply because of a probability of his guilt or because he is the type of man who might have committed the crime. Neither do I believe that such a man under such circumstances, when once convicted of a murder, should ever be permitted to go free, unless at some future time it should be clearly demonstrated that he is innocent. In short, while there is sufficient presumption of guilt in this case to warrant life imprisonment without parole I feel that this presumption is not sufficiently conclusive to justify the penalty of death.

That others share this feeling is evident from the letters and recommendations I have received. By this I do not mean the hundreds of letters from those who know nothing whatever about the case, but are writing through an excess of sentimentalism or emotional impulse. Such letters and petitions are always present at times like this, and, of course, must not be allowed to weigh at all in the final decision. What I refer to is not to these, but to letters and affidavits of those who were closely identified with the trial, and had most to do with the prosecution. Excerpts from each of these letters will, I think, demonstrate the uncertainty of mind which now prevails among those who took part in this case.

In a recent letter from Deputy Sheriff Norris G. Stensland, one of the officers who arrested Stone, he states that, during numerous conversations with Mrs. McIntosh between the months of October, 1924 and February, 1925, she would ask him "how the Martin case was getting along." He then continues:

"I informed Mrs. McIntosh that deputies were canvassing the district to see if anyone could be found who had ever seen Stone with the Martin girls. At no time did Mrs. McIntosh tell me that she recognized Stone as being with the Martin girls, and it was months later that she gave a perfect description of the girls, and said she knew they were the Martin girls that were with Stone the Saturday afternoon they disappeared.

As an investigating officer and arresting officer in this case, without malice, fear, or prejudice, and bearing in mind the brutal attack and murder of Nina and May Martin, I feel justified in saying that to hang Stone would be a travesty upon justice and the name of the State, the people and officers involved."

H. H. Clme, chief of detectives of the Los Angeles police department, under date of March 4, writes to me in these words:

"Officers of this department were assigned to the case and not only spent days and weeks, but, I would state, were continually in the neighborhood of the children's home for a period of about three months. Every cellar, every vacant house and every occupied house where the children could have been hidden away or trapped, was searched. Meetings were held and the matter was taken up by different societies and churches in the neighborhood, the case receiving more notoriety than any other case in this city. In fact, one certain day was set aside and people from all over the city, Boy Scouts, as well as practically the entire police department, met near the scene of the disappearance and a thorough search was made of the vicinity and the surrounding territory, without success.

My reason for making this statement is that I wish to call your attention to the fact that I believe this man, Stone, was convicted mostly upon the testimony of one Mrs. Wm. McIntosh of 2918 Rimpau avenue, and her son Ralph McIntosh, who testified, over one year after the disappearance of the girls, in fact, in December, 1925, that they had seen the two children in question get into an automobile with the defendant Stone, on the evening of their disappearance. However, during the entire investigation, not only of the police department but of other organizations, neither Mrs. McIntosh nor her son ever gave any such information to this department, despite the fact that there was a \$500 reward offered for any information that would lead to a solution of the mystery surrounding the disappearance of the Martin girls.

While I am absolutely in favor of capital punishment, this being the first time that my department has ever written a letter to the Governor of the State of California asking that clemency be shown, I am going to do so in this case for the reason that I and officers of the police department who were assigned to the investigation at that time, always have and now do doubt very much whether the defendant, Stone, actually committed these murders.

I believe it is a case where executive leniency should be shown."

On February 28, Asa Keyes, district attorney of Los Angeles County, writes in part as follows:

"It may be possible that Mrs. McIntosh and her mother had a strong motive for testifying as they did against the defendant. In my opinion, the verdict of the jury was based almost entirely on the testimony of Mrs. McIntosh. From subsequent developments, I am not at all satisfied of the character of Mrs. McIntosh, and, while I think there is slight probability that she did not tell the truth, nevertheless there is a possibility that she did not testify to the absolute truth.

I therefore feel that in this case executive clemency should be extended to this defendant and that the judgment of death be commuted to that of life imprisonment.

This murder was an extremely atrocious one and if the defendant's guilt were to be absolutely demonstrated beyond a possibility of doubt, I would not so recommend and am only making this recommendation to your excellency by reason of the fact that the character of some of the witnesses produced against the defendant is such as to make me believe that they may not have testified truthfully at the trial.

Mr. Dennison, who tried this case and in whose judgment I have the utmost confidence, joins me in this recommendation."

Deputy District Attorney E. J. Dennison, chief prosecutor at the trial, writes under date of March 3:

"I heartily agree with Mr. Keyes in his recommendation for executive clemency to reduce the sentence of death to that of life imprisonment. I do not feel that the defendant's guilt was demonstrated beyond possibility of doubt, and feel that, had he been represented by experienced counsel, the extreme penalty would not have been inflicted.

To that end I believe that executive clemency should be extended to this man and that the sentence of death should be commuted to that of life imprisonment."

In a letter dated February 25, Judge Edwin F. Hahn, who presided so ably and fairly at the trial as to draw comment from the Supreme Court in its decision, writes as follows:

"With regard to the testimony of members of the Pryor and MacIntosh family; this, as I remember it, had to do with the identification of Stone. They were the witnesses who testified to having seen the two girls in the automobile with Stone the evening they disappeared. I rather feel that their testimony was the most important given in the case. As I think I indicated in my previous letter to you, whatever weakness exists in this case is that which is usually inherent in all circumstantial cases that involve the identity of the person charged with the crime. I understand from statements that have come to me since the trial, that Mrs. MacIntosh has since the trial made statements quite inconsistent with her testimony given in the case. I recognize in connection with such reports that not infrequently a witness on the stand will be moved to the use of more exact and positive language than the facts would ordinarily warrant, and then, again, witnesses often are susceptible to influences brought to bear after the testimony, and as a result are inclined to change either their testimony or the language used in court. If I were convinced (and this could only occur after I had personally had an extended opportunity of examining Mrs. MacIntosh) that Mrs. MacIntosh belonged to that class who, under the influence of the atmosphere of the court and feeling of importance as a witness, makes positive assertions and after mature consideration changed her statements, then I should feel that Stone would fairly be entitled to clemency at your hands."

On March 4, a very full and convincing letter was written to me by Deputy District Attorney Joseph W. Ryan, who assisted Mr. Dennison in prosecuting the case. Mr. Ryan says:

"Ordinarily it is not the province nor the duty of prosecuting bodies or officers to request leniency in criminal cases. There often comes a time when such requests become honorable as well as a duty. I feel that this is such a case and the proper time.

There is now a doubt in my mind whether all of the evidence introduced had its source in the fountain of truth. Several facts and circumstances lead me to this conclusion.

Mrs. Winifred McIntosh testified that she had noted in a book or diary, the fact of her seeing the defendant with the two Martin children * * * the early evening of August 23, 1924. Yet she retained that information for more than six months, when the whole county was in a turmoil over the disappearance of the children and their probable whereabouts. In fact, this information was never disclosed until after the bodies were recovered on February 4, 1925, although she had been interviewed many times by officers of the Los Angeles Police Department, as well as members of the sheriff's office of this county.

Since the trial of Stone, I have become better acquainted with the character of the witness Alva H. Floyd, now in San Quentin Penitentiary. I am firmly convinced that a great part of the testimony of Floyd concerning his alleged conversation with Stone while they were incarcerated in the county jail, was given with hope of immunity at our hands. However, no reward or immunity was ever held out to him by our office.

Floyd has had occasion to appear before our last grand jury to accuse various citizens of Culver City with embezzlement, and other crimes, yet, when traced to their source, such statements, accusations and charges proved groundless and without merit. Can we honorably, conscientiously and justly take the God-given life of a man when such a witness played a greater or lesser part in the final outcome?

There are many other small details, all of which, when taken together, are sufficient to create a doubt in my mind as to the quality of the evidence.

I believe that the 'extreme penalty' should never be exacted except in those cases where the evidence is overwhelming against the accused. Are we prepared to say that this is such a case?

It is not freedom I ask, but that your Honor grant the defendant clemency and reduce his sentence to life imprisonment."

Further concerning the unreliability of the testimony of Mrs. McIntosh, Mrs. C. B. Lovelace, grandmother of the Martin children, on February 23d, makes the following statement:

"This is to certify that I know that almost every day after the Martin children were missing in the Baldwin Hills, and between then and the trial of Mr. Scott C. Stone, that some of the McIntosh family visited my daughter to enquire of news of the lost children or the wellbeing of the mother. Yet all this time never said they had seen them in Mr. Stone's car the night they were lost. If they saw the Martin children as testified at trial why did they not mention it in all the sympathetic visits to my daughter?"

Along the same lines is a letter, dated February 23d, from Mrs. Paul Buus, the mother of the murdered children:

"Mrs. MacIntosh, who was probably the chief witness on whose evidence Mr. Stone was convicted, said on the witness stand that she knew my children well and recognized them in Mr. Stone's automobile the night they disappeared. Yet, before that, before the undersigned witnesses, in my own home, stated that she did not know my children. She said she was going on the witness stand because of her sympathy for me in my trouble. Yet it seems very strange to me that when first my children disappeared and the Baldwin Hills were being searched, and all the residents of the Glen Airy district were anxious to help in every way to restore my lost children to me, that this same woman who declared she knew my children so well, and declared on the witness stand that she had seen them in Mr. Stone's car the night of their disappearance, did not come to me and say she had seen them. It would not have been much trouble, for she lives only a few blocks from me. Why did she have to wait so many months, even until the bodies were found, before she came forward with her evidence?"

The witnesses to whom Mrs. Buus refers were neighbors, Mrs. C. H. Hedley and Mrs. Nellie D. Wilson. They both sign the following statement at the end of the foregoing letter:

"We, the undersigned, were present in the home of Mrs. Buus, the mother of the murdered children, when Mrs. MacIntosh stated that she did not know May and Nina Martin."

While it is true that it is a function of the jury to weigh the evidence and determine the credibility of witnesses, it is equally true that it is the manifest duty of a governor to review most carefully this evidence upon which the jury based their verdict, when everyone connected with the trial of the case now expresses at least some doubt. In reading the transcript I was deeply impressed with the testimony of two witnesses for the defense whose testimony absolutely contradicted that of Mrs. McIntosh on the vital question of connecting Stone with the Martin girls the day of their disappearance.

These two witnesses are E. B. Hershberger, advertising manager of the International Harvester Company, and his wife, who was at that time president of the Women's Club of the West Adams district. Both testified positively that they had seen Stone at about 8 o'clock on the evening of August 23, fixing the date in a very definite manner. Mr. and Mrs. Hershberger state that they were looking at the house of Mrs. Rose Gold, which was being offered them for rent, while Stone sat in his car outside with Mrs. Gold's two children, a little boy and girl. This testimony is summed up in a letter to me, dated February 26, and signed by Mrs. Gold and the two Hershbergers, as follows:

"This is to certify that we, the undersigned, know for a certainty that we were in the company of Mr. Scott C. Stone on the night and at the very time which he is accused of having in his car the Martin children for the purpose of murdering them, said time, August 23d, year 1924, on Saturday night between 7 and 9 o'clock.

Mrs. McIntosh, star witness for the prosecution, says she saw the Martin children in Mr. Stone's car drive past her at this particular hour.

Prosecuting attorney says that this statement of Mrs. McIntosh was the principal evidence for the conviction of Mr. Stone. As a matter of fact we, the undersigned, were actually talking with Mr. Stone outside the home of Mrs. Gold in the presence of Mrs. Gold and her two children, at 3025 Hillcrest avenue, at the time he is accused of having the Martin children in his car. And from Hillcrest avenue he took Mrs. Gold, her little son and daughter, to the movies."

Mr. and Mrs. Hershberger qualify the last sentence of the above letter by the following postscript:

"We testify to the truth of all of the above with the exception of the last sentence of the last paragraph. Instead, Mr. Stone told Mrs. Hershberger that he was taking Mrs. Gold and children to the movies. Mrs. Gold got in Mr. Stone's car wherein Mr. Stone and Mrs. Gold's two children were already seated. They drove away from 3025 Hillcrest avenue at the same time that we left."

A majority of the jurors have asked for a commutation of sentence, and two of them have made affidavit that, owing to a misunderstanding or misinterpretation of the judge's instructions, the jury did not know that they were empowered to recommend a sentence of life imprisonment. One of these jurors says in her affidavit:

"Not only your affiant, but all the other members of the said jury, believed and were under the impression that the jury had nothing whatsoever to do with the imposition of the penalty. Your affiant further states that she feels and has always felt that a term of life imprisonment for the defendant, S. C. Stone, would be the proper punishment in this cause, due to the conflicting evidence and the character of the testimony presented during the trial of the cause. Your affiant further states that her only reason in voting as she did vote was due solely and only to the fact that she did not know, at the time the said cause was submitted to her and to the other jurors for decision, that she could recommend leniency in a capital case."

The second juror to make affidavit says:

"All of the other jurors, with the exception of the two gentlemen upon the said jury, believed and stated to your affiant that they had nothing whatsoever to do with the penalty in the said cause * * * that the infliction of the penalty in the case was entirely up to the judge, and that the jurors had nothing whatsoever to do with any recommendation; * * * that she feels, and has always felt, that a term of life imprisonment would be the proper punishment."

However, in the letter from Judge Hahn, dated February 25th, he points out that his instructions to the jury were expressed in the clearest possible manner; while in a subsequent letter of March 4th, he states that after interrogating, at my request, all of the jurors he could locate—eight in number—he is satisfied that the two jurors quoted above are entirely mistaken in their recollection that the jurors as a whole did not understand that they could recommend life imprisonment, and that these ideas have developed in the minds of these two jurors since the trial. In this same letter he further declares that the present attitude of the jurors on the question of clemency is as follows:

"In addition to the discussion I had with the jurors as to what occurred in the jury room. I also went into a discussion as to how they felt on the question of the exercising of clemency on your part. Only one * * * hesitated to express a feeling favorable to such clemency. The others all felt favorable toward it. * * * I think that I can truthfully say that if you should decide to exercise such clemency that there will be no feeling on the part of any of the jurors that the ends of justice have not been fully met, provided that Stone is not subsequently paroled. That possibility was suggested by several of the jurors when I discussed this question with them. They generally felt that he should not be turned loose on society, and that if life imprisonment really meant that he would be incarcerated for the rest of his life, they were rather disposed to feel that this was a case for such action."

In the first of my three letters from Judge Hahn, dated February 17th, he clearly indicates that there is sufficient doubt surrounding this case to justify executive clemency. In part, he says in this letter:

"There is, of course, this element in the case which could not help but make its impression on the jury and that is, that the crime was a diabolical act. There was no possible excuse for the taking of the lives of these two girls. In fact, to my mind it seems so diabolical that it could have been done only by a degenerate or by someone who at the time must have been bereft of reason or judgment.

There was evidence in the case that Stone had bragged of mistreatment of girls and that he was of a moral degenerate mind. I think the evidence showing him to be a man of this character and the unquestioned fact that whoever committed the crime was a man of that type had a good deal to do with the jury's verdict.

On the whole, it was a type of case that honest minds may have well entertained a reasonable doubt. It was not a type of circumstantial evidence that inevitably led to but one conclusion.

Since the trial of the case, I have been advised that at least one or two of the witnesses who testified that they saw the girls in the automobile with Stone on the evening they disappeared had weakened in their assurance that Stone was the man in the automobile. The identification made by these witnesses was not surrounded with such circumstances and facts as to make one feel they may not have been mistaken."

Stone, himself, has never weakened in maintaining his innocence. In a letter from the prison chaplain, who has of late been most closely in touch with him, Rev. Frederick H. Menzel, reads as follows:

"For about a month Mr. Scott C. Stone (No. 43045, San Quentin), to be executed next Friday, has been in my spiritual care. I understand that his case has been submitted to you for review, coupled with the appeal that you extend executive clemency to him by reducing his death sentence to that of life imprisonment. Permit me to join my voice to the many voices which are appealing to you in behalf of this man.

If my information is correct, this man has been convicted purely upon circumstantial evidence. Furthermore, while I have again and again urged the man to confess his guilt to me, his pastor, he continued to claim innocence. Finally, I do not get the impression that this man is guilty."

Next, I come to letters of the four women most closely connected with this case. Mrs. McIntosh, under date of March 4th, and her mother, Mrs. Pryor, under date of March 6th, both urge me to commute the sentence, in view of expressed doubt as to the guilt of Stone. Somewhat different in character, though very significant, are letters from Mrs. Lovelace, the grandmother of the murdered children, and from Mrs. Buus, their mother. The grandmother says, in one of her communications:

"I wish to state, as the grandmother of the murdered Martin children, that if Mr. Scott C. Stone is hanged for the murder of my grandchildren, it will make my daughter, their mother, exceedingly unhappy, and she will never feel that the right man was arrested and convicted. I also believe, myself, that there is a very, very strong probability in favor of Mr. Stone's innocence, and trust that the sentence will be commuted."

And, on her part, the mother writes to me under date of February 23d:

"Because I am anxious to be relieved of a lifetime of misery which it will bring to me if Mr. Scott C. Stone is hanged for the murder of my two children, I am making a last minute appeal to you. You are my only hope now to save one whom I feel sure has something on his side which makes his guilt very uncertain * * * I beg of you—Oh! I plead with you, relieve a bereaved mother of unnecessary and continuous heartache by commuting Mr. Stone's sentence."

A last minute telegram has been received from Mrs. Buus today:

"I understand you are making your decision this morning in the Stone case. As the mother of the murdered children I wish to say that unless you commute the sentence you will make me very unhappy for the rest of my life."

Thus I have quoted at length from practically all of those who were engaged in prosecuting the case of Scott C Stone. As has been seen, they all unite in strong recommendation that the penalty shall be reduced from death to life imprisonment. These are the ones who were present at the trial, who know intimately all the circumstances and who are in the best position to form a proper judgment.

When we take into consideration the diabolical nature of the crime, and couple with it the fact that Stone himself is of unattractive personality, without money, influence or friends, it is evident that there can be but one explanation of this desire for leniency. It is clear that while nearly all still hold a strong probability of Stone's guilt, they also believe that there is just enough possibility of his innocence to make them unwilling that the death penalty should be exacted. They seem unanimously to have made up their minds that there is sufficient doubt about this case, and sufficient reason for distrusting the reliability of the chief witnesses, to render it unsafe to hang this man, lest subsequent evidence may at some future time show another to have been the actual murderer.

The Supreme Court had no alternative other than to sustain the verdict. Under the law they must not perform the jury's function to weigh the evidence and pass upon the credibility of the witnesses. There was ample testimony, taken at face value, upon which to base a conviction. And, as said by the court:

"The record in this case is singularly free from any ruling that might be claimed to be error."

But I do not occupy the same position in relation to the trial as that of the Supreme Court. In my capacity as Chief Executive, I must, to some extent, exercise the prerogative of both court and jury in the administration of law and justice under the constitution.

It is contended that, if there is a "reasonable doubt" regarding the guilt of a condemned man, a full pardon should be granted. This argument is not sound. Presumption of innocence follows one accused of crime only throughout the trial and such presumption is negatived by conviction. Thereafter the guilt of the defendant must be assumed as an established fact, an assumption that can be overcome only by proof, beyond a reasonable doubt, that the defendant is innocent. In other words, to justify a full pardon, the burden is upon the convicted defendant Stone to convince the Governor of his innocence beyond a reasonable doubt. No such overwhelming proof of innocence has been produced in this case. On the contrary the probability of guilt is so strong that I do not feel justified in extending clemency even to the degree of commuting to life imprisonment, with the possibility of parole after serving seven years of his sentence, and thus turning loose upon society a man who is presumably a vicious degenerate to become a menace to the children of the community.

Now, therefore, I, C. C. Young, Governor of the State of California, do hereby commute the sentence of death imposed upon Scott C Stone in the superior court of the State of California, in and for the county of Los Angeles, upon condition that he be imprisoned during the term of his natural life in the State Prison at San Quentin, without parole.

In witness whereof, I have hereunto set my hand and caused the Great Seal of the State of California to be applied this ninth day of March, 1927

[SEAL]

Attest. FRANK C. JORDAN, Secretary of State.

By FRANK H. CORY, Deputy.

C. C. YOUNG, Governor

PARDON.

There has been presented to me an application for the pardon of Charlotte Anita Whitney, who, on January 27, 1920, was tried in the superior court in Alameda County, before Superior Judge James G. Quinn, on a charge of violating the so-called Criminal Syndicalism Act. The information comprised five counts first, that she had helped to organize, and had joined an association prohibited by the Criminal Syndicalism Act; second, that she had circulated written or printed matter teaching and advocating violence as prohibited by that act; third, that by spoken and written words she had taught and advocated violence; fourth, that by spoken and written words she had justified the commission of violence, and fifth, that she herself had committed acts of violence.

Miss Whitney pled not guilty to these five charges, and on February 20, 1920, was found guilty on the first count—membership in an association believed by the jury to be prohibited by the act; but the jury refused to convict on the other four counts. She was sentenced to San Quentin Prison for a term of from one to fourteen years. The case was taken to the First District Court of Appeal, presided over by Justices Tyler, Kerrigan and Richards, and on April 22, 1922, the judgment of the lower court was affirmed. A hearing before the State Supreme Court was denied, and the case was taken to the United States Supreme Court to test the constitutionality of the California Criminal Syndicalism Act. On May 16th of this year the court declared the law constitutional, though two of the justices in a

separate opinion expressed regret that in the original trial there had not been raised the issue of danger or lack of danger from the particular organization which the defendant had joined.

I must confess that, when this application for pardon was first presented to me, I was very doubtful as to whether it could properly be granted. In the first place, I felt strongly that the orderly processes of our courts should not be interfered with, and that their verdicts should be upheld. Secondly, I felt, even though some of Miss Whitney's adherents questioned the wisdom or necessity of the law under which she was convicted, that after the constitutionality of that law had been upheld by our highest court, its penalties must be exacted. I also felt that although, in the present case, a term in prison might seem harsh as applied to the particular individual concerned, on the other hand a pardon might seem a letting down of the bars designed for the protection of society.

To grant a pardon in advance of a parole, or even before any portion of a prison term is served, would seem a very unusual procedure, and I felt that such a pardon could not be forthcoming under anything like ordinary circumstances. However, I have since devoted several weeks to a study of the case, have read and re-read all of its thousand pages of transcript, have sought whatever light I could from the judges participating in the case, and from those possessing intimate and unbiased knowledge of the defendant and her activities. In short, I have made the most complete investigation of which I was capable, in order to determine whether, notwithstanding the decisions of the courts, there was reason for exercising that power of pardon which, under our form of government, is constitutionally placed in the hands of a chief executive.

I have now completed my investigation and study of this case, and have become completely convinced that, under all the circumstances involved, a pardon for Miss Whitney must issue. I am aware that many may not agree with me in this decision, but I would only suggest my belief that an equally thorough study would inevitably bring a similar conclusion on the part of practically every doubter. Unfortunately, lack of space prevents the extended review of the case which would be desirable, but I may perhaps at least present a few of its salient points.

On November 9, 1919, there was held in the city of Oakland a State convention of an organization known as the Communist Labor Party of California. This was an offshoot from the Socialist Party and comprised the radical wing of that party. The State convention in question was held openly, reporters were present, and the story of the convention was told in the news columns of that afternoon and the next day. About one hundred delegates were present, Anita Whitney being one. The Oakland Socialist Local, to which she had belonged, went over to the new party and she went along with the others.

In the convention Miss Whitney was placed upon the committee of credentials and the committee of resolutions. As a member of the latter committee she argued for a resolution, the adoption of which she had secured in the committee. The resolution in question sought to pledge the new party to the ballot as a means of carrying out its aims. It read, in part:

"The Communist Labor Party of California fully recognizes the value of political action as a means of spreading communist propaganda; it insists that in proportion to the development of the economic strength of the working class, i. e. the working class, must also develop its political power. * * * Therefore, we again urge the workers who are possessed of the right of franchise to cast their votes for the party which represents their immediate and final interest."

After a considerable controversy this resolution was voted down and instead there was adopted in toto the platform of the national organization, the Communist Labor Party of America. Notwithstanding her defeat Miss Whitney, as was perhaps natural, remained throughout the day of the convention, and, in fact, attended one or two committee meetings during the subsequent month. This, as far as the evidence discloses, marks the extent of her association with the Communist Labor Party, for membership in which she was subsequently convicted.

This autumn of 1919 was a period of much unrest and nervous tension as an aftermath of the Great War. Industries had to be readjusted, unemployment was rife, labor was extremely fearful of its future, new political theories and philosophies were everywhere projected. In this panic-stricken frame of mind which prevailed at the time, civic authorities were naturally suspicious and were prone to regard new political or social movements as revolutionary in tendency. Nevertheless, there were no arrests as a result of this Communist Labor Convention for nearly three weeks. Then as Miss Whitney was leaving a meeting of Oakland clubwomen where she had been speaking on the condition of the American negro, she was placed under arrest on November 28, 1919. This action was taken at the direction of Fenton Thompson, inspector of police, under the authority of the Oakland Police Commission.

The Oakland chief of police at that time was Walter J. Peterson, a firm enemy to radical propaganda of every kind, and a staunch supporter of the Criminal Syndicalism Act. He has recently been quoted as having made the following statement with reference to Miss Whitney's arrest.

"I investigated Anita Whitney's record in 1919. I found that she had always done an enormous amount of good in the community. I wasn't in sympathy with her pacifist ideas and a lot of her other notions. But I recognized that it wasn't in her nature to commit violence nor to encourage it. She was one of those idealists who want to make the world better for every one.

So I ordered Fenton Thompson not to arrest her. But he was so zealous that he went over my head to Commissioner F. F. Morse and the arrest was made. No constructive good can come from making a martyr of Anita Whitney. She should never have been held to answer in the first place."

Having been rested, Miss Whitney was speedily brought to trial. The prosecution was conducted by two exceedingly able deputies from the district attorney's office. For the defense there was a rather elderly man with evidently little taste for court practice and Thomas O'Connor, a brilliant attorney, who assumed entire charge of the case. This was in the midst of an epidemic of influenza, and during the trial one of the jurors contracted the malady and died, her place being taken by a thirteenth juror, who had been empaneled for fear of such an occurrence. Another juror and Miss Whitney herself were for a time seriously ill. And, finally, Thomas O'Connor, the mainstay of the defense, was himself stricken.

For several days O'Connor, in spite of a raging fever, stuck to his post. At length he was forced to give up, and a two days continuance was granted. On the expiration of this period the attorney was reported as very ill and delirious. The court decided that the case could not safely await his recovery, and ordered the trial to go on without him. A remark made during the colloquy by the assistant defense counsel as to what might happen should the case proceed, seems strangely prophetic:

"It probably will mean Mr. O'Connor's life, and it may mean a miscarriage of justice to this defendant."

Nevertheless, after ten minutes granted for consultation, the case went on. Two days later Mr. O'Connor died, taking with him to the grave all plans which he had made for the defense. Another lawyer, hastily summoned and of necessity unprepared, continued in the trial until the end, but with the result already noted.

Thus I have tried to outline the nature of the charge upon which Miss Whitney was convicted, as well as some of the extraordinary circumstances attending her trial. It is true that we have the advantage of considering this in the calm light of our present knowledge, rather than in the excited days of 1919 and 1920. I do not believe it conceivable that today such a trial would take place, or a conviction be demanded even by the strongest adherents of the Criminal Syndicalism Act. The trial having been held, however, and a conviction having been secured, it remains to be considered whether pardon at this time would be a proper action. On this point, I should like to quote one of the ablest and most conservative legal minds in California, Orrin Kip McMurray, head of the School of Law in the University of California. In a recent letter, Professor McMurray says:

"If Miss Whitney were to be tried today it is very improbable that a conviction could be had; indeed, it is scarcely possible that a district attorney would urge her prosecution. The testimony in her case is by no means strong and * * * should, I submit, hardly convince a California jury in 1927 that Miss Whitney is a dangerous person at the present time. The union of act and intent, though technically established, is rather faint. The Supreme Court of the United States, both in the majority and the minority opinion, review the facts sufficiently to indicate the conflict of testimony, concerning which the appellate courts had no power to judge. The constitution has put this power of review in the Executive. As Chief Justice Taft remarks: 'Executive clemency exists to afford relief from undue harshness or evident mistake in the operation or enforcement of the criminal law. The administration of justice by the courts is not necessarily always wise or certainly considerate of the circumstances which may properly mitigate guilt.'"

And then Dean McMurray goes on to show that conviction by a trial court under due process of law should be no bar to pardon, since the pardoning power of the Executive was established for the sole purpose of affording to a convicted defendant, where extraordinary circumstances exist, that clemency which, under their limited powers of review, appellate courts can not furnish.

Supplementing this very comprehensive review by Professor McMurray, I should like to point out a few additional facts which must, I believe, convince any one who makes a thorough study of the transcript of the trial. First, as has already been shown, there was the illness and death of Thomas O'Connor, the brilliant counsel for the defense, in the midst of the trial, under such distressing circumstances that not a single note of any kind was handed on to his hastily summoned and totally unprepared successor. From that time on the defense seems all at sea. The evidence offered in the case, for instance, was almost entirely confined to witnesses for the prosecution. As against more than twenty such witnesses, with the exception of one prosecution witness recalled, Miss Whitney herself was the only witness for the defense, and her direct testimony occupies only three pages of the thousand-page transcript.

Moreover, a very large part of the testimony, and that which undoubtedly had most effect upon the jury, had to do, not with the Communist Labor Party which

Miss Whitney had joined, but with the I. W. W., with which she was never connected. This testimony was largely composed of a recital of atrocities committed in California by the I. W. W. from 1913 to 1918, the narrating of I. W. W. policies of lawlessness, sabotage, and crime, and the reading of incendiary and blasphemous I. W. W. songs. This evidence was admitted on the showing that a brief endorsement of the I. W. W. had been made in a special report on labor organization in the Communist Labor Party—not the Communist Labor Party of California with which Miss Whitney was connected in Oakland, but the National party at Chicago, whose platform the California party had formally adopted. I can not help believing that the conviction of Miss Whitney was largely due to the recital of these actions by the I. W. W., actions with which she had nothing to do, and occurring years before the offense for which she was indicted—the joining of a distinct and very different organization. I also can not help believing that, had Thomas O'Connor lived, this apparently extraneous testimony would never have been permitted to come before the jury, at least, with the effect it actually had.

I furthermore believe that Justice Brandeis in his opinion has pointed out the chief weakness in this case. The law defines criminal syndicalism as involving "the commission of crime, sabotage, or unlawful acts of force and violence or unlawful methods of terrorism as a means of accomplishing a change of industrial ownership or control, or effecting any political change." The Communist Labor Party has practically disappeared, not only in California, but also in other states where no criminal syndicalism law existed. It was a visionary attempt to plant a European radicalism upon an American soil, where it simply could not thrive. I am unable to learn of any activities of this party, in California at least, or possibly in America, which ever rendered it a danger to the State or a menace to our institutions. I am satisfied that, in the light of our present knowledge, no charge of criminal syndicalism would be now brought against its members.

Justice Brandeis in his able review of the case expresses himself as follows:

"Whenever the fundamental rights of free speech and assembly are alleged to be invaded, it must remain open to a defendant to present the issue whether there actually did exist at the time a clear danger; whether the danger, if any, was imminent; and whether the evil apprehended was one so substantial as to justify the stringent restriction interposed by the Legislature. * * * Whether in 1919, when Miss Whitney did the things complained of, there was in California such clear and present danger of serious evil might have been made the important issue in the case. She might have required that the issue be determined either by the court or by the jury."

In a word, although the Supreme Court in its decision was forced to confine itself solely to the constitutionality of the law, the distinguished justice feels impelled to point out an essential element which was lacking at the original trial, and which, in my opinion, if employed as it should have been, would never have permitted conviction for mere membership in the Communist Labor Party—a party with which probably none of us would have any sympathy, but which was organized in an open public meeting, and in joining which Miss Whitney undoubtedly had no thought of breaking any law. In saying this, however, I am not unmindful of the fact that the jury at that time conceived the criminal syndicalism statute actually to apply, and that their verdict makes the defendant at least technically guilty.

I have been interested in the receipt of a letter from Superior Judge James G. Quinn, who presided at the trial and imposed the sentence upon Miss Whitney. In this letter Judge Quinn says in part:

"Through the years which have elapsed it has been natural that I should have given a great deal of thought to this case because of its extraordinary features and because the contest involved the validity of the law under which Miss Whitney was tried. The Supreme Court of the United States has upheld the law. The sole question remaining is whether the vindication of the law and the safety of the State require the incarceration of Miss Whitney.

Her trial was held at a most difficult time; not only was it a time of public excitement because of the war conditions, but in addition it was a time of excitement owing to the influenza epidemic. In all my experience at the bar and on the bench, I do not recall having passed through a more trying situation.

A regrettable incident of Miss Whitney's case was the death of Mr. O'Connor in the midst of the trial. His death of course was a great loss to the defendant. His ability as an advocate was universally recognized, and his thorough grasp of her defense was apparent to every one identified with the trial.

During the course of the trial I studied Miss Whitney. She is a lady of culture and refinement, and I can well imagine the suffering she has undergone during more than seven years which have elapsed since her conviction. The strain upon her mentally undoubtedly has been far greater punishment than would have been incarceration in the case of a person of a different nature.

Reviewing the entire matter, I believe that justice and the welfare of the State would be subserved in this case if she was granted a pardon."

It will be recalled that the Whitney case was passed upon, not by the State Supreme Court, but by the District Court of Appeal, presided over by Justices Tyler, Kerrigan and Richards. Accordingly I have requested the judges who were then members of this court to furnish me their recommendations. I found that I was not able to get into communication with Judge Richards, since he had left the State and was on his way to Europe, but I have received letters from both Judges Kerrigan and Tyler.

Judge Kerrigan, who is now a United States District Judge for the Northern District of California, has written me as follows:

"As you may know, I was one of the judges of the District Court of Appeal which decided the case of Miss Anita Whitney when it was appealed from the trial court. I am persuaded that from the technical point of view no other result could have been arrived at by the various courts which have had her case before them.

Without going into extensive discussion of my reasons, I have come to believe that no purpose useful to the State can be served by imprisoning a woman of her type in the State penitentiary. Accordingly, I wish most earnestly to recommend the granting of executive clemency in this case."

From Justice John F. Tyler, presiding justice of the First District Court of Appeal, a position he also held when the Whitney case was before that court, I have received a letter from which I quote the following concluding paragraphs:

"The psychology of the situation has doubtless changed since Miss Whitney's conviction, and considering the long period of time she has been compelled to wait pending a final determination of her case, and the anxiety and mental pain she must have suffered in consequence, and considering further that the crime of which she stands convicted is political in character, I am of the opinion that she has already been sufficiently punished, and that the granting to this aged little woman a pardon would be an act of mercy. You will recall that this was the attitude of our government, in this class of cases, at the close of the Civil War. Then again, the history of Miss Whitney's life, as revealed by the facts of the case, shows that both before and subsequent to her trial she simply allowed herself to be misguided by listening to the vicious principles of that class which is primarily responsible for her unfortunate situation.

The record further discloses that she is by nature and heritage endowed with a kindly and peaceful character. Considering all the foregoing matters, and the facts of her particular case, together with the additional fact that she is a woman well advanced in years, it would seem that to now incarcerate her in a State penitentiary would serve no useful purpose to society. For the reasons stated I believe that the humane thing to do is to grant her a pardon.

It will be noted that Justice Tyler has much to say regarding the personal attributes of Miss Whitney; and, indeed, I believe that her personal character may properly have great weight in the solution of the problem before us. During the past few weeks I have received scores of letters from prominent men and women who have known her for very many years. These letters are clearly spontaneous in their origin, but they all say practically the same thing—namely, that while Miss Whitney is very firm and courageous where she believes a principle to be involved, at the same time she is essentially gentle in nature and disposition—a woman to whom violence in any form is utterly repulsive.

Miss Whitney was born in 1867 and is consequently almost exactly sixty years old. She came of an eminent family, received a fine education, and inherited just sufficient fortune to enable her to live in a modest way and at the same time devote her life to public service. She was for a long time secretary of the Associated Charities in Oakland, and probation officer for girls in Alameda County. I have been informed by one of her fellow workers in this service:

"I know from months of daily association with her how devoted she was to that type of work. She worked long hours at \$85 a month, dyed her suits, economized on her luncheons, and gave more generously than she could afford from her own funds to alleviate distress that could not always be cared for through regular official channels. She was keen, intelligent, impatient of sham, fraud, deceit, or delay in action of public officials, but she has seen more of poverty, crime, and distress than some people know exist. There is a wonderful record to her credit of unselfish effort to better the world a little."

I have quoted the above paragraph partly because it comes from a conservative, well-balanced woman, who has for many years known Miss Whitney, intimately, but more particularly because it sums up in a few words the verdict of all her acquaintances. As she grew older in her social work, she did what many in her sphere of life would never do and can never understand. Instead of working only for these people she began to work *with* them. This led to her joining the Socialist

Party, and more and more to her taking part in their political activities, culminating in the convention of November 9, 1919. However, as I have been informed by a special agent of the federal government who examined her entire correspondence:

"Neither in all of the letters from and to her and about her, nor in the investigations covering her activities, does there appear a single line or word tending to show that she ever advocated a violation of any law."

In a newspaper which reached my desk this morning I read the headlines, "Proposed Pardon of the I. W. W. Leader, Anita Whitney." I quote this because I believe it expresses a very common misconception. There is not the slightest evidence to show that Miss Whitney was either ever a member of the I. W. W. or ever subscribed to its principles or practices. In fact, it was clearly demonstrated in the trial that Miss Whitney had no connection with the I. W. W., although she belonged to the Communist Labor Party. I think it is an acknowledged fact, abundantly proved, that the I. W. W. both advocated and practiced violence, terrorism, and sabotage in California. If anything like this is true of the Communist Labor Party, I have never heard of it, and this trial certainly did not disclose it. Accordingly, while it might easily be shown that merely to belong to the I. W. W. constitutes criminal syndicalism, the charge would be certainly far more remote as applied to the Communist Labor Party. In order to show Miss Whitney's own conception of this party, it is only necessary to quote a page from the transcript of her testimony:

Question: "And now then what did you understand to be, or know to be, the meaning of that organization that occurred on November 9, at Loring Hall?"

Answer by Miss Whitney: "It was a convention to formulate the principles and to put into existence the Communist Labor Party, a political party for California, to be a branch of the National Communist Labor Party."

Q "Was it to be, or did you intend that it should be an instrument of terrorism or of violence?"

A. "No, sir."

Q. "Did you, or did you not, know whether or not it was the purpose of that meeting to violate any known law?"

A. "I knew it was not. The meeting was an open convention, and would not of course have been an open convention if we were deliberately planning to break the laws of the State in which we live."

This sworn testimony on the part of Miss Whitney would seem to establish her own conception of the organization which she had joined, and would also seem to affect what Justice Brandeis calls "the issue whether there actually did exist at the time a clear danger: whether the danger, if any, was imminent; and whether the evil apprehended was so substantial as to justify the stringent restriction interposed by the Legislature."

During the past month I have received many hundreds of communications urging pardon for Anita Whitney. Some of the petitions, it is true, are evidently instigated by the Civil Liberties Union and similar organizations, which have been for years staunch opponents of the Criminal Syndicalism Act, and whose attitude is consequently easy to explain. But aside from these petitions, by far the largest number of communications I have received come from those who favor a law of this kind; who are pleased that its constitutionality has been upheld by the federal courts; but who express themselves as convinced that no good end can be attained by sending Miss Whitney to prison.

Among others I have heard from bankers, from corporation lawyers, from newspaper publishers, from mayors of cities, from judges and ex-judges, from educators, from former service men, from agricultural leaders, from men of large business affairs, from social workers, from members of women's organizations, from churches of every denomination—all urging this pardon. For instance, I have a letter from a prominent San Francisco attorney who actually wrote the Criminal Syndicalism Act, and has been busy defending it before committees at subsequent legislative sessions, who says:

"I feel that a pardon in the case of Miss Whitney would be entirely justified, and indeed most proper; not because she is a woman, not because of any station in life which she has held or may now hold, but merely because in her individual case I am convinced that there was an element lacking in the facts shown in the case which would have, in my opinion, warranted an acquittal, and which, in my opinion, warrants a pardon."

Not only this attorney who wrote the Criminal Syndicalism Act, but also the State Senator who introduced it into the Legislature and secured its passage, has written to me. He says:

"I desire to join with the many other California citizens who are asking for a pardon for Miss Anita Whitney. Imprisonment can make a martyr of her, but it can not make her a criminal in the eyes of the public. Her char-

itable and humane acts are too numerous and too well known for that. I have read the reporter's transcript in her case and am at a loss to understand how a verdict of guilty was secured.

Punishment of offenders has several purposes: to reform the offender, to deter others from committing crimes, and to create a wholesome respect for law. Not one of these can be accomplished by the imprisonment of Miss Whitney. No one who knows her will contend that she will be improved by a term in prison. If she is incarcerated, many of our very best and leading citizens will feel that a gross injustice has been done. That is not a feeling that is conducive to respect for law and government, or that deters from committing crime.

I sincerely trust that you may see your way clear to grant the requested pardon, and right, so far as possible, the damage already done."

The last two quotations are from men who believe in the Criminal Syndicalism Act, and who also believe that any miscarriage of justice under that act must be corrected by executive pardon in order to preserve the act itself. But there are others, lovers of liberty and free speech, who believe that any act like this must be so carefully applied as not to throttle that which must ever serve as the most indispensable birthright of every free American. These would quote the words of Justice Brandeis as the finest expression of the kind produced during the present generation:

"Those who won our independence believed that the final end of the State was to make men free to develop their faculties; and that in its government the deliberative forces should prevail over the arbitrary. They valued liberty both as an end and as a means. They believed liberty to be the secret of happiness and courage to be the secret of liberty. They believed that freedom to think as you will and to speak as you think are means indispensable to the discovery and spread of political truth; that without free speech and assembly discussion would be futile; that with them, discussion affords ordinarily adequate protection against the dissemination of noxious doctrine, that the greatest menace to freedom is an inert people; that public discussion is a political duty; and that this should be a fundamental principle of the American government."

Some who have written to me in opposition to the action I am taking have insisted that if a pardon is granted to Miss Whitney, it must also be granted to all who have been convicted under the Criminal Syndicalism Act. With this assumption I can not agree. I am not pardoning Miss Whitney on the ground that any punishment under the act is unjustifiable. No governor, sworn to uphold the law, has any right to set aside or nullify a law, especially a law which has been declared constitutional by the highest court of the land. Neither am I pardoning her because, according to a common misconception, she is a wealthy woman who has been using her money to keep out of prison, thus making "one law for the poor and another for the rich." According to everything I can learn, Miss Whitney is in very moderate circumstances, and has been enabled to prosecute her appeal only through the generous interest taken in her case on the part of her friends and counsel.

I believe that a careful reading of what I have here written will make my position plain. Once again I will say that I feel absolutely convinced that any one who studies the transcript and records of this case, as I have studied them, will agree that there is no possible alternative to this pardon which I am granting. Of the hundred or more who helped organize the Communist Labor Party in California, only two besides Miss Whitney were convicted, and in their cases the jury found them guilty, not only of membership in the party, but on other counts involving the actual advocacy, aiding, teaching, or abetting of violence, on the part of the defendants themselves. These two, by the way, are not now in prison. So far as I can ascertain, there never was a conviction in any case in the State of California, other than Miss Whitney's, solely on evidence of membership in the Communist Labor Party—a conviction which has been well expressed as falling "within the outside limits of a technical violation of the law." Accordingly, her case can not be construed as representative of other and different convictions under the Criminal Syndicalism Act.

Let us very briefly sum up a few of the things I have tried to say above. I am issuing a pardon for Charlotte Anita Whitney in spite of my insistence that under all ordinary circumstances the verdicts of our courts must be upheld; in spite of the undoubted constitutionality of the law under which she was convicted; in spite of the fact that the courts have adjudged that in joining the Communist Labor Party she violated the Criminal Syndicalism Act; in spite of my belief that nothing is more necessary than to instill into our people a healthy respect for the dignity and majesty of law.

I am issuing this pardon because I do not believe that under ordinary circumstances this case would ever have been brought to trial; because the abnormal conditions attending the trial go a long way toward explaining the verdict of the jury; because I feel that the Criminal Syndicalism Act was primarily intended to apply to organizations actually known as advocates of violence, terrorism, or sabotage, rather than to such organizations as a Communist Labor Party; because the judges who have been connected with the case, as well as the authors and some of the

strongest advocates of the law under which Miss Whitney was convicted, unite in urging that a pardon be granted; because not only the evidence at the trial, but also the testimony of all Miss Whitney's acquaintances, show her to have the utmost respect for law and to be averse to violence in any form, because her imprisonment might easily serve a harmful purpose by reviving the waning spirits of radicals, through making her their martyr; because, whatever may be thought as to "the folly of her misdirected sympathies," Miss Whitney, life-long friend of the unfortunate, is not in any true sense a "criminal," and to condemn her, at sixty years of age, to a felon's cell is an action which is absolutely unthinkable.

Now, therefore, I, C. C. Young, Governor of the State of California, do hereby pardon Charlotte Anita Whitney.

In witness whereof, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twentieth day of June, 1927.

[SEAL]

C. C. YOUNG, Governor

Attest: FRANK C. JORDAN, Secretary of State.

By ROBERT V. JORDAN, Deputy.

PARDON.

There has been presented to me an application for the pardon of James S. Willis, who, on April 12, 1927, was convicted in the superior court of Sacramento County of the crimes of first degree robbery and assault with intent to commit murder. On the same date Hon. J. F. Pullen, judge of said court, sentenced him to the State Prison at San Quentin for an indeterminate term of from five years to life for the first offense, and from one to fourteen years for the other, the sentences to run consecutively. He was taken to San Quentin and given prison number 43503.

The offenses with which Willis was charged consisted in the robbery of the attendant of one oil service station and the attempted murder of the proprietor of another. The man who committed these crimes first held up a boy by the name of Robert Richardson on the streets of Sacramento about three o'clock in the afternoon of March 19, 1927. At the point of a revolver, Richardson was forced into his automobile and compelled to drive the same, a Buick coach, about the city for more than an hour, during which time the bandit took several drinks from a bottle. Richardson was finally put out of his car on the outskirts of the city and the bandit drove off. A short time thereafter, this man drove Richardson's Buick coach to a Union oil station on the corner of Tenth and P streets, and held up the operator, Paul Winstead, taking thirty-odd dollars in cash from the register, as well as Winstead's watch and fob. He proceeded, about five o'clock, to a service station at 1417 Twenty-third street, owned by Oscar G. Jones. After a little preliminary argument over money, he shot Jones three times in the arm and once in the back. The bullets taken from Jones' body were of .22 caliber. After the shooting, the bandit drove away immediately without taking anything, or having got out of the Buick coach, which was subsequently found parked a short distance from the police station in Sacramento.

It appears from the record that James S. Willis, now a young man 27 years old, had already been convicted on December 17, 1921, of the crime of grand larceny, and sentenced to the State Reformatory at Monroe, in the state of Washington. He was discharged in 1922 and, in 1924, was convicted of a violation of the Harrison Narcotic Act at Seattle, Washington, and sentenced to the federal penitentiary at McNeill Island to a term of two years.

Willis was identified by the two victims of the robbery and the attempted murder as the man who committed the crimes. On April 8 he was indicted by the grand jury on both charges, and four days later, on April 12, pleaded guilty to each indictment and was convicted and sentenced as recited above. The district attorney of Sacramento County, Neil R. McAllister, in a letter dated July 19, 1927, has given me the following account of the events leading up to this conviction.

"Shortly prior to the time of the commission of the offenses in Sacramento, for which Willis was sentenced on his plea of guilty, he was charged in Stockton with the crime of burglarizing his father's office. His father is a prominent physician at that place. Among the things taken from Dr. Willis' office were two guns and several flasks of whisky. The fact that one of the guns taken from his office was supposed to be of the same caliber as the one with which Jones was shot, and also that the man who did the shooting had a flask of whisky, led the local police to suspect Willis of crimes committed here. He was apprehended and charged with robbing Winstead and shooting Jones.

The first thing done here by the man who committed the two above described offenses, was to hold up a boy by the name of Robert Richardson, and force the boy to drive him about the city for some time. He afterwards put the boy out of the machine and proceeded alone on his way. Upon his arrest, Robert Richardson would not identify him as the man who held him up. Jones, who was in the Sutter Hospital, said he was the man, as did Winstead. Neither the gun used nor any of the property taken from Winstead was found on Willis. Willis repeatedly denied that he had anything to do with the commission of either offense, and never made any confession other than that implied by his plea of guilty.

At the time of his arraignment before Hon. J. F. Pullen he was represented by Mr. Coale, an attorney of Stockton, engaged by Dr. Willis, the father of the defendant. Dr. Willis was also present at the time of the arraignment

To his attorney and his father he maintained his innocence, but stated that he was going to enter a plea of guilty, and this he did.

Inasmuch as it is quite a common practice for defendants charged with crime to deny the fact right up to the time of entering a plea of guilty, no particular significance was attached by me to the denial by Willis."

The case, as narrated up to this point, would seem to have been a very ordinary one. The further facts that Willis was a confirmed drug addict and that he had twice before been convicted of felonies committed in the state of Washington, as well as facts leading to the recent charge of burglary in Stockton, would have marked him as one who might have committed these Sacramento crimes, even had he not pleaded guilty to their commission. Yet it is now clearly evident, despite his plea of guilty and his identification by the two victims, that he was absolutely innocent of the crimes, that he knew nothing at all concerning them, and that they were committed by another whom he did not know and of whom he had never heard.

This plea of guilty on the part of Willis to crimes which he could not have committed, together with a confession in another state made by the real perpetrator of the crimes—a confession prompted solely by a guilty conscience, and with no knowledge that another was being punished in his stead, presents one of the strangest stories in all criminal annals. It has appeared to me so unusual that I have given a very careful study to the transcripts and all the documents bearing upon the case, and especially to the very remarkable and detailed confession of the one who has since been convicted and sentenced for these crimes to which Willis had previously pleaded guilty.

At almost the very date of the conviction and sentencing of Willis, a youth of 23, named Vincent Bohac, walked into a police station of Detroit, Michigan, and stated that he had shot a man the month before in Sacramento, California; that he did not know whether the man had died or not, but that he wanted to go back and pay the penalty, whatever it might be. The Sacramento authorities were informed of the incident and Bohac was sent for and brought to California, arriving in Sacramento on May 7.

On the day of his arrival a very lengthy statement or confession was made in the office of the district attorney. In this confession Bohac told how he had left the east about the middle of February of this year in company with another boy; how various holdups were committed in several states until he reached Salt Lake where he parted from his companion; how he had been drinking very heavily for about a month, and how his protracted spree culminated in the Sacramento crimes. He then told how he had gone east, had visited his mother and brothers, and had decided to ease his conscience by giving himself up.

Bohac then went out with the Sacramento officers and showed them where he had hidden his pistol and some of his stolen loot, all being found where he indicated. This, and other circumstances surrounding the case, definitely fixed the guilt upon him rather than upon Willis. Both Winstead and Jones agreed that they had been mistaken in their former identification of Willis, and that Bohac, who was of the same general appearance as Willis, was really the man who had committed the crimes.

On May 21, 1927, Vincent Bohac pleaded guilty to a charge of assault with intent to commit murder and was sentenced by Hon. J. F. Pullen, judge of the superior court of Sacramento County, to the State Prison at San Quentin for an indeterminate term of from one to fourteen years. Two days later, on May 23, 1927, in another department of the superior court of Sacramento County, before Hon. J. R. Hughes, Bohac entered a plea of guilty to a charge of robbery, determined to be first degree, and was sentenced to the State Prison at San Quentin for an indeterminate term of from five years to life.

Accordingly Bohac is now serving sentence for the same offenses to which Willis had previously pleaded guilty, and for which he is now serving similar sentences. In the continuation of his letter from which I have already partially quoted, District Attorney McAllister discusses the matter as follows:

"Willis is a drug addict, one of the worst I have ever seen. This, coupled with the fact that he had been convicted of crime twice before, and the further fact that there was a charge of burglary pending against him at Stockton, no doubt prompted him to enter a plea of guilty and get it over with. He, no doubt, figured that if he was not convicted of the charges here that he probably would be on the charge at Stockton. Regardless of what the reasons were which prompted him to plead guilty, the fact remains that he was innocent of the crimes for which he was sentenced.

After he was sentenced, one Vincent Bohac voluntarily surrendered himself to the police at Detroit, Michigan, and confessed that he had committed the crimes. Upon his return here a thorough investigation was made by the police department and my office to determine which one was guilty.

Our investigation showed beyond any question of a doubt that Bohac was the man who had committed the crimes. This I submit is conclusively shown by the transcripts submitted with the formal application and will not be repeated here. Bohac, being a stranger in Sacramento prior to the time of the commission of the offenses, took us to the place where he had hidden the

gun and also different articles which had been taken from Winstead. In addition to this, he repeated certain parts of the conversations he had had with Winstead and Jones, which had not been previously testified to by anyone, and which would have been impossible for anyone else to know. The boy, Robert Richardson, immediately and positively identified him as the man who had taken his car.

It would be impossible to give you in detail the different steps taken by us in this case to determine the true facts, but I submit that the record filed with the formal application conclusively shows that Vincent Bohac is the man who is guilty. His confession has been proved in every particular, and there is absolutely no chance for a mistake.

I submit that a thorough study of the record filed in support of the formal application can not fail to convince you that Willis is innocent of the crimes for which he was sentenced, regardless of the motives which may have prompted him to plead guilty.

As a law enforcement officer, I consider it as much my duty to see that justice is done to a man who is wrongfully imprisoned, as it is to prosecute those guilty of committing crimes."

Inasmuch as Willis had been convicted of previous crimes, before any pardon could issue it was necessary that such pardon should be recommended by the State Supreme Court. I am in receipt of the following recommendation from a majority of the members of the court:

"An application for executive clemency has been presented to this court by Neil R. McAllister, Esq., district attorney of the county of Sacramento, on behalf of James S. Willis, sentenced to the State Prison at San Quentin, and now confined as a prisoner therein, after a plea of 'guilty' to the charge of robbery and assault with intent to commit murder, and assault with a deadly weapon with intent to commit murder, committed in the county of Sacramento on the nineteenth day of March, 1927.

It now appears from the averments of the application, that, subsequent to the above events, it has been determined that it was not the prisoner, James S. Willis, but one Vincent Bohac who committed the crimes for which Willis is now serving sentence.

We have examined the petition of the district attorney in behalf of said Willis, and the reporter's transcript of the proceedings had, and other matters submitted to this court for its consideration, and are satisfied from such record that the action of the district attorney in asking executive clemency at your hands in behalf of said Willis is fully justified.

Inasmuch as it appears that James S. Willis has standing against him the record of two prior convictions on felony charges in the state of Washington, and it is necessary that you have the recommendation of a majority of the justices of the Supreme Court of the State of California before you may act in this case, the undersigned justices of the Supreme Court, being all those present in the State, hereby join in recommending that due consideration be given by you to the application in behalf of said James S. Willis, and that you extend to him such executive clemency as in your judgment the case warrants.

WILLIAM H. WASTE, Chief Justice.
EMMET SEAWELL,
JOHN W. SHENK,
JESSE W. CURTIS,
JOHN W. PRESTON,
W. H. LANGDON,

Associate Justices."

In the light of the foregoing, having carefully read Bohac's confession and the transcript of the proceedings in his case, as well as that of Willis, I am convinced that the former is guilty and the latter innocent of the two crimes for which both are now serving sentence. The finding of the stolen fob, the revolver, shells and other articles by Bohac, in company with the police officers, in the exact spots he had previously described in his confession, together with his recollection of various fragments of conversation and incidents which occurred during his ride about the city with Richardson and the holdups of Winstead and Jones, corroborated by these three, is conclusive. Moreover, the identification by these same three witnesses of Willis as the man who committed these crimes was unsatisfactory, particularly so with reference to Richardson, who was never certain, and Jones, then in the hospital. Their subsequent identification of Bohac was positive and complete.

Willis, realizing that, in general, he answered the description of the man who committed the offenses charged against him, confronted with his previous criminal record, faced with a burglary charge pending against him in Stockton, and being unable to satisfactorily account for his whereabouts, evidently pleaded guilty in the hope of obtaining some consideration, although maintaining his innocence at all times to his father, his attorney, and the prosecuting and investigating officers.

It is to be hoped that as a result of this case, both of these young men may be rehabilitated and restored to useful citizenship. I am told that Willis, through the restraints of prison life, is in much better physical condition than when he had

ready access to narcotics, and I also understand that his father, who is a well-known and respected physician, proposes to place him in some institution where a permanent cure from his unfortunate habits may finally be effected. As to Bohac, despite his early experience in crime, there seems to be sufficient of good in him to warrant the belief that when the Prison Board ultimately grants him a possible parole he will have expiated his misdeeds just as he had planned, and will thereafter live such a life as shows that he has profited by this severe but necessary lesson. Just at present, however, Bohac is in prison as the one unquestionably responsible for these particular crimes, while Willis, also in prison, unquestionably did not commit them.

Now, therefore, I, C. C. Young, Governor of the State of California, do hereby pardon James S. Willis of the crimes of robbery, first degree, and assault with intent to commit murder.

In witness whereof, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this eighteenth day of August, 1927.

[SEAL]

C. C. YOUNG, Governor.

Attest: FRANK C. JORDAN, Secretary of State.
By FRANK H. CORY, Deputy.

COMMUTATION.

I have before me the case of Joseph Sandoval, who, on August 13, 1926, was found guilty of murder in the first degree by a jury in the superior court of Ventura County, and who, on August 16 following, was sentenced to death by Judge Merle J. Rogers of that court. A motion for new trial was subsequently denied, and the case was appealed to the Supreme Court, which, on March 29, 1927, affirmed the judgment of the trial court. He was received at San Quentin on August 25, 1926, and given number 42586.

Within the present month I have received a petition for executive clemency in this case, and have been giving to it very careful consideration. I have studied the transcripts, both of the preliminary examination and of the trial in the superior court. I have read the charge to the jury, the transcript on appeal, the decision of the Supreme Court, and all the other documents bearing upon the case. I have also given careful consideration to such letters, telegrams, and the like as are pertinent, discarding such as come from those who are apparently merely actuated by natural sympathy for a condemned man, but who obviously know nothing regarding this particular case.

As a result of these investigations I am constrained to commute the sentence of Joseph Sandoval from the death penalty to life imprisonment. In doing this I am acceding to the earnest solicitation of most of those who had to do with the original conviction. By this I refer to the judge who tried the case, to eleven of the twelve jurors (the twelfth having moved away), to the sheriff of the county and his deputies, to the chief of police of the city, to the committing magistrate, to the clerk of the court, to various county officials, members of the bar, and other citizens. Every one of these has entered the most urgent plea that commutation of the sentence be granted.

I feel that only under the most extraordinary circumstances is a governor justified in modifying the verdicts of our courts by executive clemency. Practically every case brought to him will be one which elicits his human sympathy as far as the individual prisoner is concerned, for almost no human being is so depraved that he has not some traits which appeal to sympathy and fellow feeling. However, a governor has the welfare of the whole state to consider—a multitude of law-abiding citizens who must be protected by instilling into the hearts of potential malefactors a wholesome respect for law—and can not permit sympathy for the individual to outweigh regard for the state's welfare.

Accordingly, it has been my task to determine what there is about the case of Sandoval which has caused practically everyone connected with his conviction to unite in a plea for clemency, and renders his case different from the large majority of cases in which the original verdict must be allowed to stand.

Joseph Sandoval is about 47 years of age, of Mexican parentage, but born in Ventura County, where he has resided all his life. He is a man of no educational advantages, having gone to work at eight or nine years of age after finishing the second grade of school, but he has taught himself barely to read and write both in English and Spanish. He has always been a common day laborer, but appears to be regarded in the county as hard-working, trustworthy, honest and peaceable. A prominent attorney of Ventura writes concerning him as follows:

"The defendant has resided virtually all his life in this county. He is well known to many of the old timers, and has enjoyed the reputation of being a steady, thoroughly dependable man, much more reliable than the average laborer, polite, courteous, and considerate."

For some years prior to his arrest, Sandoval had been living with a Mexican woman, Julia Lopez, who was his "common-law wife." I am told that this relationship is quite frequent among Mexicans in that part of the State, "and is entered into in many instances with the permanency of a legal wedding, as though joined by the law or the church." He was bringing up five children, one, his own

by a former marriage, three older children of his common-law wife, and one—a baby of two—the child of this later union.

It appears that this woman had become enamoured of a Filipino—a bootlegger and owner of a still in the neighborhood—and this evidently led to quarrels between herself and Sandoval. On Sunday, June 27, 1926, Sandoval had been drinking rather heavily with a companion. After supper of that day he was alone in the house with Julia Lopez. Her brother, Jose Lopez, who was working in the back yard, heard a sound of quarreling, and coming in found the two engaged in a struggle. During this struggle the woman was shot three times and died next morning in the county hospital. Sandoval persists that his mind was a blank from supper time until he found himself in jail, although he admits that he probably did the shooting, and in fact admitted it to the officers on being arrested.

The trial was a very prompt and brief one. Sandoval was utterly without funds, and the judge appointed as his attorney a young lawyer with no experience in criminal practice, and who for a dozen years after his graduation had followed the occupation of farming rather than that of law. The result was a verdict of guilty of murder in the first degree without fixing the penalty, which gave the judge no other alternative than to pronounce a sentence of death. A motion for a new trial was denied, the case was appealed to the Supreme Court, and the verdict was sustained as a matter of course on the basis of the evidence adduced in the trial court. In fact, the attorney for the defense has agreed that "under the rules which bind the Supreme Court of this State, that body could hardly have reversed this case."

After the trial, certain facts were brought out of which the jury had no knowledge in arriving at their verdict. It was shown, for instance, that Sandoval had intended from the first to plead guilty and to throw himself on the mercy of the court without the holding of any trial. He had gone to the court room with that intention, when the judge, without consulting Sandoval's desires, appointed counsel for the defense, and this counsel, in turn, apparently against the wishes of the defendant, entered a plea of not guilty, and put the case to trial. Concerning this, Honorable Edward Henderson, now superior judge of Ventura County, and district attorney at the time of the trial, writes to me as follows under date of September 13th:

"It has always been the custom in the superior court of this county to impose a life sentence upon a defendant pleading guilty to murder in the first degree. It is said that the defendant, Sandoval, so desired to plead, but neither he, nor his attorneys, communicated this fact either to the court or to any office. Undoubtedly, if this had been done, he would have been treated in a manner similar to those who have heretofore entered pleas of guilty to like information."

Also Honorable Merle J. Rogers, who was the judge at the time of the trial, writes to me on September 16th:

"Supplementing my letter of the fourteenth instant, I will say that if Sandoval had pleaded guilty I am quite sure that as judge of the superior court I would have imposed a judgment of life imprisonment. Personally I believe that the ends of justice will be now subserved if executive clemency is extended and life imprisonment imposed under all the circumstances of this case."

That the defendant had no other thought than to plead guilty is now shown by county and court officials to whom he freely talked before the trial, although it was not brought out at the trial itself. For instance, I have just received the following telegram from Mr. L. C. Hollowell, county clerk of Ventura County:

"At the time Sandoval was in court for arraignment on a charge of murder, it was his desire that he be permitted to plead guilty. After his conviction many of the jurors told me personally that had they known this, their verdict would have been with the recommendation for life imprisonment. I have known Sandoval for a great many years and know he is not a criminal at heart; on the contrary he has a most lovable disposition. Commute this man's sentence is my earnest plea."

F. A. Shiple, foreman of the jury which brought in the verdict, has recently wired me as follows:

"I was a member of the jury in the case of Joe Sandoval, and was the foreman of the jury. I believe the verdict of the jury should be set aside and the sentence commuted to life imprisonment. I have learned that there was other evidence which was not adduced at the trial. An investigation of this evidence makes me sincerely believe he should not be hung. I also know he wanted to plead guilty to the charge and that it was not his intention to stand trial. I believe you should consider these matters, and I earnestly request that you commute his sentence to life imprisonment and stop the execution which is set for next Friday."

Ten other jurors have wired similar pleas, some of them at greater length and even more forcibly. The messages are all different, however, and show that they were independently prepared. I am told that the twelfth juror has moved out of the county and that his whereabouts are unknown.

Yesterday I received a telegram from David J. Reese, for many years a citizen of Ventura and editor of the Ventura Free Press, and for the past ten years head of the Civil Service Commission of California. This telegram from Mr. Reese reads as follows:

"Feeling is general here that Joe Sandoval should not hang. This is not mere sentiment for a condemned man, but a genuine disapproval of a verdict that could bring nothing else but a death sentence.* * * I am unalterably opposed to intervention in such cases, but in this particular case I appeal to you for clemency. I fully believe that justice would be had and the law satisfied if Sandoval gets life imprisonment."

Jose Lopez, brother of the murdered woman and chief witness for the prosecution, has sent me the following letter:

"I am Jose Lopez. I am the brother of Julia Lopez. Julia Lopez was the woman slain by Jose Sandoval, and for which slaying Sandoval is now under sentence of death.

Preceding the quarrel which resulted in the shooting, Sandoval had treated my sister as his wife, and had treated her very well. Before the shooting my sister informed Sandoval that she wanted him to leave the house as she was through with him. Sandoval replied that it was his house and that she would be the one to leave, not him. She insisted that he should leave as she was tired of him, and that was the cause of the quarrel which resulted in the shooting. I have given this matter much thought. I am willing to have Sandoval receive life imprisonment rather than the death penalty. I ask you to grant his application for commutation of sentence."

A second letter from Judge Rogers, who presided at the trial, as well as letters from the chief of police of Ventura, from the deputy sheriff who made the arrest, from the auditor and recorder of the county, and from scores of business and professional men of Ventura, all speak in the highest terms of Sandoval's character and unblemished reputation before this trouble, and all urge that the circumstances of the case warrant executive clemency. But the most enlightening letter I have received comes from Sheriff R. E. Clark, and from it I shall quote at length. Sheriff Clark shows that Sandoval had sought his help in straightening out the trouble with the woman he regarded as his wife, and further shows that had he, the sheriff, been able to keep an engagement he had made with Sandoval, the killing would undoubtedly not have taken place. This letter reads, in part, as follows:

"As sometimes happens, there are certain facts in the case which did not appear at the time of the trial. Had they appeared I doubt very much if the jury would have brought in a verdict without a recommendation, and possibly would not have convicted him of anything greater than manslaughter.

I earnestly believe that you should exercise your executive power in this case and commute the sentence to life imprisonment. The following are some of the facts which were not brought out at the trial which I believe you should consider:

What is not generally known is that sometime prior to the crime Sandoval came to my office and advised me that a man was breaking up his home and requested the assistance of the office. Our office was not, of course, in a position to render any assistance upon that matter, but an investigation of the character of the man of whom he had made complaint showed that he was running a still and engaging in the manufacture of bootleg liquor. Our investigation having led to securing sufficient evidence to warrant a conviction, we arrested him, catching him in the act with a still and mash and he was sentenced to the county jail.

It thereafter turned out that the woman who was living with Sandoval as his wife had secured a pass from my office and was visiting this man in jail. When this matter was brought to my attention I immediately revoked the pass.

Thereupon Sandoval came to me and advised me that his wife had come to the conclusion he had been instrumental in having the pass revoked and in furnishing information which led to the arrest of this man. I found from an investigation that she was exceedingly bitter in her charges against him and that she and her brother were making of the matter an occasion for almost continual quarreling.

After talking with Sandoval I thought that I could perhaps straighten out the situation and made an arrangement with him by which he would be present at his home on a certain night when his wife would be there and I would come down and try and straighten things out. The night appointed was the night when the murder was committed. Sandoval was there waiting for me. His wife and her brother were also there. I was intending to make a trip to the house when I received an emergency call from the east end of the county and had to drop everything and go out there. When I returned I found that the Sandoval murder had been committed in the meantime.

Joe Sandoval has lived all of his life in this community. He bears an excellent reputation and has many friends. He has never been a drinking man, but under the strain of his domestic difficulties he had indulged in some drinking on

the night of the shooting. From what I know of the case, however, I have every reason to believe that his wife was the aggressor, and the continued aggressor in whatever argument or quarrel preceded the shooting. I also believe that had I been present as Sandoval expected the matter would have been fixed up and there never would have been any killing.

All in all, it is one of those cases where a man's passions were inflamed by continued quarreling, domestic troubles and bad whiskey. Sandoval is not of the criminal type, has been a steady, law-abiding character, and I believe that it would be a miscarriage of justice to allow the death sentence to be carried out.

My office talked with Sandoval immediately following the crime and Sandoval intended to and had arrangements completed to plead guilty and place himself upon the mercy of the court, in which event I had no doubt that he would have received a life imprisonment. However, he was confused by the procedure in the court room and mistakenly understood that the court would require an attorney to present his plea, and the court appointed Pierce & Gould. Tom Gould did the active representation at the time of presenting the plea, and instructed the defendant to enter a plea of not guilty 'for the present.'

I feel that it is imperative that you should know the facts of this case which did not appear in evidence and the true situation concerning Joe Sandoval. I have no hesitancy whatever, as the sheriff of this county, in asking you to commute the sentence to life imprisonment, and I feel that infinitely more harm than good would be done from allowing the sentence of death to be carried out."

This letter from Sheriff Clark throws such a new light upon the case that I can not help feeling the hanging of Joseph Sandoval would be a blot upon the good name of California. I am fully aware of the fact that it would be much easier, and possibly should be regarded with much more favor, if I could let the law take its course and should refuse to intervene. In most cases this would be my attitude, for it is my strongest desire to help build up a wholesome respect for law. In this case, however, the poverty and helplessness of the man, and his bewilderment at the trial, have an irresistible appeal.

Nevertheless, the crime which Sandoval committed must not be condoned and must be punished. Those connected with the trial, however, now seem to question whether the verdict should have been first degree murder, especially when carrying the death penalty. It takes a unanimous jury vote to fix the penalty of death, but although this unanimous vote was cast at the trial, these same jurors now, by another practically unanimous vote, urge upon me that their former action was a mistaken one, and ask that the penalty be modified.

It has even been suggested that this particular killing was typically a second degree murder and, in fact, that it does not go far beyond the limits of "voluntary manslaughter," which the code defines as "the unlawful killing of a human being, without malice, upon a sudden quarrel or heat of passion," for neither of which latter crimes can a court or jury impose the death penalty.

With these suggestions, I can not fully agree. It was no light thing for Joseph Sandoval to have snuffed out a human life, especially the life of the one to whom he considered himself married, and who was the mother of his child. First degree murder, in law, has a very wide latitude, and does not require the act to be necessarily the result of any long and deliberate premeditation. While the jury, at the time of the trial, apparently believed that there was sufficient evidence of premeditation to justify a verdict of first degree murder, they seem to be now of a contrary opinion and the transcript discloses but little, if any, evidence tending to show the premeditation ordinarily found in a case of first degree murder. I am satisfied, therefore, with the facts as they are now known, I have no other alternative than to reduce the penalty to life imprisonment.

Now, therefore, I, C. C. Young, Governor of the State of California, do hereby commute the sentence of death imposed upon Joseph Sandoval in the superior court of the State of California in and for the county of Ventura, to confinement in the State prison for life.

In witness whereof, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twenty-second day of September, 1927

[SEAL]

C. C. YOUNG, Governor

Attest: FRANK C. JORDAN, Secretary of State

By FRANK H. CORY, Deputy.

REPRIEVE

In order that an investigation may be made of representations submitted to me in behalf of the condemned man, I hereby reprieve George Watters, under sentence to be hanged in the State Prison at San Quentin on the twentieth day of January, 1928, until and to Friday, February 3, 1928.

In witness whereof, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this nineteenth day of January, 1928.

[SEAL]

C. C. YOUNG, Governor

Attest: FRANK C. JORDAN, Secretary of State.

By FRANK H. CORY, Deputy

REPRIEVE.

Since the reprieve of George Watters on January 19, 1928, for the purpose of investigating representations submitted to me in behalf of the condemned man, the investigation has led into six different counties of the State and is not yet concluded.

While ordinarily extensive investigations of this nature will not be undertaken, since they have begun, I feel that they should be carried on to a conclusion in this instance.

Therefore, in order that a further investigation be made of representations submitted in his behalf, I do hereby reprieve George Watters under sentence to be hanged in the State Prison at San Quentin on the third day of February, 1928, until and to Friday, February 24, 1928.

In witness whereof, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this first day of February, 1928.

[SEAL]

C. C. YOUNG, Governor.

Attest. FRANK C. JORDAN, Secretary of State.

REPRIEVE.

I am today granting one week additional reprieve to George Watters, the date of whose present reprieve expires this coming Friday, February 24th. It is with considerable reluctance that I am again delaying my decision in this case, for I realize fully the value of prompt and decisive action in a matter of this kind.

However, the investigations which were set in motion as a result of the first reprieve have developed such a mass of apparently conflicting results that the only safe course would be to subject them to a very careful analysis. Circumstances beyond my control have delayed my receipt of some of the reports which will be necessary in reaching an ultimate conclusion.

I now find that certain persons whom I wish to see will be unavailable before Thursday, the 23d, and my final balancing of facts which have been disclosed would have to wait until after that time, and possibly might not be concluded until almost the very hour fixed for the execution of the prescribed penalty. This, I am sure, would be indefensible, and must be avoided at all hazards.

Accordingly, I feel impelled to grant a reprieve in this case for one more week, or until Friday, March second.

In witness whereof, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twenty-first day of February, 1928.

[SEAL]

C. C. YOUNG, Governor.

Attest. FRANK C. JORDAN, Secretary of State.

COMMUTATION.

During the past six weeks I have been carefully considering an appeal for executive clemency in behalf of George Watters. This man, a negro, was convicted of murder of the first degree by a jury in the superior court of Sacramento County and, on September 21, 1926, was sentenced to be hanged. Watters appealed from the judgment of conviction and from the order denying a new trial. In a decision which was concurred in by all the justices, the Supreme Court, on September 22, 1927, affirmed the judgment and order. Watters was resentenced and taken to San Quentin and given number 42672. His execution was set for January 20, 1928.

Three times I have granted a reprieve, in order that new evidence submitted to me might be thoroughly investigated. The first reprieve on January 19, 1928, was for two weeks, the second on February 2, 1928, for three weeks, and the third on February 21, 1928, for one week, thus postponing the day of execution until March 2, 1928.

The case is wholly without precedent in American jurisprudence owing to the fact no trace of the body of the alleged deceased has ever been found, and, except for the testimony of a nine-year-old girl, no evidence whatever of a homicide was adduced.

Never before in the history of California has the death penalty been imposed for the murder of a human being without production of the body of the victim. Only twice before in this State has a verdict of guilty been rendered and in both instances the defendants were sentenced to life imprisonment. Less than a dozen such cases are reported in all the states of the Union and in none of these, so far as the reported cases disclosed, did a child testify.

While I am fully aware that the law permits a conviction without production of the body of the victim, and while I am entirely mindful of the distinction between the "body of the deceased" and "body or substance of the crime" (*corpus delicti*), I am also duly sensible that many eminent jurists and distinguished lawyers of long and varied experience, while believers in capital punishment, are strongly of the opinion that the extreme penalty should not be imposed in such cases. Texas, and possibly other states, by statute provide that no conviction may be had without production of the body.

I also take cognizance that some of them, and many other members of the bench and bar, feel as strongly against the death penalty where the verdict is based entirely upon the jury's belief in the testimony of a child. Such opinions are by no means confined to the legal profession and, though not a lawyer myself, I am rather inclined to the belief that the law might well be amended in either or both respects to accord with these views.

However, as long as the law remains as it is, and does not require either the production of the body of the deceased, or the corroboration of a child's testimony to the fact of homicide, it is my duty to sustain the jury's verdict in such cases and to see that the sentence of the court is executed, unless, first, new evidence is discovered that raises an honest doubt as to whether a murder has been committed or that the condemned man committed it; or, second, the credibility of the child is doubtful, or, third, due to some other factor, a miscarriage of justice is likely to result.

Two or three days before the date set for the execution the attorney for the defense came to me asking commutation, at the same time admitting that no new evidence of any kind had been found, and that nothing was before me then which was not before the jury at the trial. On this showing I refused to interfere, since I have always held that a jury and a judge at the actual trial are in a far better position to weigh evidence than is a governor months or years after from a mere reading of the transcript.

The next day there appeared Mr. J. J. Henderson, who at the time of the trial was district attorney of Sacramento County, and who as such prosecuted the case. He suggested that he thought I might easily be justified in commuting the sentence of Watters, owing to the fact that at his trial he was very inadequately defended, and that the verdict carrying a death penalty astonished every one, including the prosecution itself. Mr. Henderson assured me, however, that he still believed the defendant guilty and I again refused to interfere, for the reason that weakness of defense counsel at a trial could not properly be taken into account unless by reason thereof the defendant had been deprived of a fair and impartial trial—and in this case the Supreme Court has decided that the trial was fair.

The mere fact that the Supreme Court sustains a verdict, however, does not necessarily imply that there may not be grounds for clemency on the part of a governor. In this, as in many other cases, the members of the Supreme Court had no other alternative. Under the law they must not perform the jury's function of weighing the evidence and passing upon the credibility of the witnesses. A governor, on the other hand, does not occupy the same position in relation to the trial as that of the Supreme Court. In his capacity as chief executive he must, to some extent, exercise the prerogatives of both court and jury in the administration of law and justice under the constitution. In a word, the functions of a governor and the Supreme Court in considering a case are essentially different.

Up to the very day before the date set for Watters' execution not a scintilla of new evidence had been presented to me, and, to quote from the decision of the Supreme Court, "the story which the child told of the homicide and of the actions and conduct of the defendant in disposing of his wife's dead body seemed consistent in its every detail." I purposely delayed a decision until the last moment in the expectation that, if any new evidence were uncovered, however slight, it would probably be sufficient, in view of the unprecedented circumstances, to warrant a stay of execution pending investigation. Finally, no new evidence having appeared, I gave to the afternoon papers on January 19th a statement declining to intervene. Later that same afternoon a hitherto unheard-of witness, Nathan Goldfaden, proprietor of the Taberal Junk and Bottle Yard in Oak Park, appeared with a story, which, if true, tended to corroborate Watters' story of his wife's disappearance.

The new witness, Nathan Goldfaden, proved to be a junk dealer, who asserted that at least twice before the disappearance of Mrs. Watters she had told him that the family was intending to move to San Diego, and that on a third visit to the house the nine-year-old daughter, Genevieve, had told him that her mother had gone there. Goldfaden insisted that he had not realized the importance of his testimony at the time of the trial, and was reminded of it only when he read in the papers that Watters was to be hanged the next day. This statement of Goldfaden, had it been submitted to the jury and believed by them, would have negated the theory of the prosecution that Watters had shown consciousness of guilt through a precipitate flight from Sacramento. It also corroborated the story which Watters had told as to his wife's disappearance—namely, that he had given her fifty dollars and a railroad ticket to go to his mother in San Diego. For these reasons, the production of this new witness clearly warranted an investigation, which I accordingly began immediately after granting my first reprieve.

Before I follow the course of this investigation and arrive at the conclusions reached as a result, it is pertinent at this point to set forth briefly the undisputed facts. On January 27, 1926, and for some time prior thereto, George Watters lived with his three children, Genevieve, aged 9; George, aged 7, and Nadine, aged 3, and their mother, Myrtle, nee Alleman, in a one-story, four-room frame bungalow at 3030 First avenue, in the city of Sacramento. The whole family slept in the back room adjoining the kitchen. The murder of Myrtle Watters occurred on the morning of January 28th, around 7 o'clock, according to the story told by Genevieve for the first time on May 20th in San Diego, nearly four months later. Watters and the three children left Sacramento at 4:30 p.m. February 1, 1926, arriving in San Diego about noon the following day. January 28, 29, 30, 31 and February 1 Watters spent in Sacramento disposing of his furniture and household effects and making arrangements to move. The nights of the first three days were spent at 3030 First avenue, the fourth night at a neighbor's home, and the fifth on the train.

Genevieve testified that her father shot her mother while she and her mother were dressing and the other two children slept. Watters was undressed and in bed when he fired the shot. Words had passed between father and mother, but no violent quarreling immediately preceded the killing. Shortly afterward, according to Genevieve, he carried the body into one of the front rooms, locking the door between himself and the children. She heard sounds of chopping, sawing and cutting emanating from the front room during the day, and her father passed in and out. Finally he brought out a basin containing bloody water, and some knives, including a meat cleaver, which were cleaned and put away. About 6 o'clock that evening she saw him carry two heavy sacks out doors past the kitchen window. She and the other two children were kept in the kitchen and bedroom all day and were never permitted to go outside or to enter the front, or "spare" room. There are other details testified to by Genevieve which I do not mention here for the reason that they are contradicted by other statements made by her on various other occasions.

Except for the finding of knives and a cleaver in Watters' trunk in San Diego, and a gun such as Genevieve states was used to fire the fatal shot, there is no corroboration whatever of Genevieve's testimony. At the trial not a witness was called in the defendant's behalf, though it later appeared that numerous character witnesses would have been glad to testify. Watters was not put on the stand in his own defense, his counsel apparently expecting a favorable verdict on the theory that a murder could not be proved where the body of the victim had not been found. The defense rested solely upon the statement Watters made to officers in San Diego at the time of his arrest, which statement was read in evidence by the prosecution. While some of the details of this statement are contradictory, improbable, and obviously false, none amount to admissions of guilt, and he asserted his innocence throughout.

The case against Watters, aside from Genevieve's testimony, consists of three factors—the disappearance of his wife, his hurried departure for San Diego, and his obviously false statements. No suggestion is made by any one as to why he should have sought the life of Myrtle Watters. Any adequate motive for such a brutal murder as Genevieve describes is as much shrouded in mystery as is the whereabouts of Myrtle or of her mortal remains.

Watters told the arresting officers that his wife had left Sacramento on the afternoon of January 28th for San Diego. His mother, Mrs. Morgan, and Dorothy, a daughter by a former wife, had moved to San Diego some six months prior to that date. Dorothy, a girl of 19 years, had become involved in a love affair with some negro in San Diego, and had left Mrs. Morgan alone after robbing her of a sum of money. Mrs. Morgan had written of this state of affairs, Watters said, and he had sent Myrtle to San Diego ahead of him and the children in order that she might keep his aged mother company while he disposed of their belongings in Sacramento. It appears that Dorothy had returned to Mrs. Morgan's house in San Diego a few hours prior to Watters' arrival from Sacramento with the three children. According to Watters, and according also to Mrs. Morgan and Dorothy, who were not placed on the witness stand, Watters' first words upon entering the house in San Diego were, "Where is Myrtle?"

Both Genevieve and her father substantiated the junk dealer's statement to a sufficient extent to render it probable that he did visit the Watters home just before the family removed to San Diego. The publicity attendant upon the Goldfaden statement opened up certain other sources of information both favorable and unfavorable to Watters. For instance, a sister of Myrtle wrote to me from Vallejo, saying that she had received letters from her sister shortly before her disappearance, in which no mention of an intended removal to San Diego was made. The Los Angeles police located a red-cap porter, Lee Baker, who could not be found at the time of the trial, and obtained from him a statement that he had seen the Watters family take the train for San Diego, but that he knew nothing of an earlier departure of the wife.

Many new sources of possible information were then disclosed and a more painstaking investigation had to be pursued. A former husband of Myrtle Watters, a convict named Jones, was found in Folsom prison. A brother, Charles Alleman, by name, was located in San Quentin. Another brother, Leland Alleman, was shown to have been killed in an attempted prison break from Folsom, where he had been sent for murdering his own father. Watters' first wife, Nellie Johnson Pergersen, who had also disappeared and was not heard of for many years, was found in Oakland in very miserable circumstances. Thus it developed that almost all the family had borne a very unsavory reputation. From these relatives, however, and from Watters' sister Ethel and others, it was learned that the wife, Myrtle, had for years been in ill health and was of an unhappy disposition, saying frequently that she "wished she were dead," "wished she could get away from it all," and other things of the same nature. At least three separate persons, one of them Dorothy, who is hostile to her father, agree on hearing her say, "I would like to walk out of this house some day and never come back again"; and on another occasion, that she was "so disgusted with the children she wished she could leave and get away off where she would never see them again."

I am aware that investigations of this kind can not under ordinary circumstances be undertaken by the Governor's office. However, inasmuch as in certain respects this case is without parallel in the legal annals of this county, I felt that after they had once begun they should be made as thorough as possible. To this end I have exhausted every possible source from which additional light might be obtained. These investigations were chiefly carried on by my executive secretary, Mr. Keith Carlin, and by Dr. Anita Muhl, M.D., head of the Division of Special Education of the State Department of Education, who has had wide experience with children, and who, it seemed to me, could get closer to the truth in questioning Genevieve Watters and her younger brother George, who was also present in the room where the murder was supposed to have occurred, than could a district attorney or any other man. As a result of these examinations the following facts have come to light.

Records of Genevieve's story have been kept as she told it on six different occasions. The first time the story was told it was under circumstances calculated to produce marked emotional excitement. She has at all times adhered to her original insistence upon the murder, although in certain important details the story has been entirely changed from time to time. On the whole Dr. Muhl is of the opinion that Genevieve believes her own story, although records are common where children of that age persistently adhere to assertions which could only be a figment of the imagination.

The case of her brother George is even a more puzzling one. I examined this boy myself and found him a very bright little fellow. Dr. Muhl reports him of more than average intelligence. At the time of the mother's disappearance George was about 7½ years old. Genevieve testified at the trial that he was in the room asleep at 7 o'clock in the morning when the shooting took place. On some occasions she has declared that he did not wake up until noon; while on other occasions she states that a few minutes after the killing her father sent the children into the kitchen, while he took the body into the spare room and dismembered it.

The boy George assured me, just as he has assured all others, that he knew nothing whatever as to these occurrences, and that he has no idea as to what has become of his mother. It is perhaps possible for a 7½-year-old boy to have slept throughout this excitement, but it seems more than strange that his sister, less than two years older, should not have waked him up when her father had removed her mother's body and locked the door; or that the children should not have discussed the subject during all that day when they were locked in together; or that a boy, 7½ years old and of more than normal intelligence, should have forgotten all about a mother's murder so soon after its occurrence.

Shortly after the first reprieve was granted to Watters, a prisoner at San Quentin named W. O. McElroy reported to the warden that he had seen and talked with Myrtle Watters in June, 1926 (her disappearance was on January 28th of that year), and that he had told his wife of this occurrence. Although statements of this kind under such circumstances are usually to be given little credence, I sent Mr. Carlin to question McElroy, who told a very plausible story.

Speaking of Myrtle Watters, McElroy said:

"The time I saw her in Los Angeles was June, 1926."

Whereupon the following colloquy took place:

Question by Mr. Carlin: "And you state that you saw her on the Jefferson street car, going west on Jefferson street?"

Answer by McElroy: "Yes."

Q. "Was she on the car with you?"

A. "Yes sir."

Q. "Did you talk to her on the car?"

A. "Yes, I had a short conversation with her, just a few words. At the time I was crippled and taking treatment at the Pantages Hospital."

Q. "What conversation did you have with her?"

A. "Well, no more than looking at her and recognizing her. I didn't call her name at the time. She saw I was on crutches, and asked me if I wanted a seat; and I said, 'No, I hadn't far to go.' She asked if my name was McElroy, and I said, 'Yes.' And she said, 'How is Mrs. Guyton?'—that is my mother-in-law—so I says, 'This is Mrs. Watters?' and she said, 'Yes, but not Mrs. Watters any more,' and I said, 'Where is Mr. Watters?' and she said 'He is not here.'"

I at once warned the warden to censor all mail sent out by McElroy and asked the Los Angeles police to interview the wife. To two detectives who went around to her house she was noncommunicative; but to Dr. Muhl, who also saw her on the way back from interviewing Genevieve at San Diego, she told a very positive story. Mrs. McElroy fixed the time from the fact that they had just moved into a new house, and corroborated McElroy's statement that he was undergoing hospital treatment at the time by showing hospital bills and receipts. She told Dr. Muhl that she was sick at the time, having slipped from a curb and fallen down. She continues:

"The doctor thought I had injured myself. I could hardly get up. I was in bed when Mac (McElroy) came home. He came over to ask about me.

I told him I had fallen down. He said, 'Oh, Little Bit, (what he called me) guess who I saw today?' I said, 'Who?' He said, 'You remember the little woman with the children who lived in Ruth's home in Monterey?' I said, 'You mean Mrs. Watters?' and he said, 'Yes.' It made me a little peeved because he talked about some other woman and her children, and I was a little irritable anyway, but I said: 'Instead of worrying about someone else's children, you should be asking me how I feel.' He just asked me how I was and then went right on to saying who he saw."

Dr. Muhl, in reporting upon the results of her investigations, writes me as follows:

"I recommend that George Watters, now in San Quentin, shall not pay the death penalty for the crime for which he was convicted—namely, the alleged murder of Myrtle Watters.

My reasons for so recommending are the following:

1. After ten days spent in thoroughly investigating this case I am not convinced that Myrtle Watters is dead.

2. During that ten-day period of investigation, I have cross-examined twenty people who are directly or indirectly connected with the case, and these cross-examinations have led me to believe that Myrtle Watters may have voluntarily disappeared because.

3. Two witnesses opposed to and one in favor of the prisoner have agreed that the first thing George Watters said when he reached San Diego was, 'Where is Myrtle?' and

4. Two witnesses for and one opposed to the prisoner are agreed that they heard her say that—

a. 'I would like to walk out of this house some day and never come back again.'

b. She was so disgusted with the children she wished she could leave and get away off where she could never see them again.

c. She wished she could die.

5. Some records show that Myrtle did neglect her children and often went off and left them unattended even when they were very small.

6. The fact that the coat and hat of Myrtle Watters were never mentioned and never seen nor heard of by any one in the family following the disappearance is of significance. Dorothy is sure they were not in the trunk when it was unpacked in San Diego and Genevieve didn't mention them being sold or burned or disposed of in any way. * * *

7. The child on whose uncorroborated testimony the man was convicted, although of average mentality, is not a reliable witness. * * *

8. This child's six different statements are so full of discrepancies, contradictions and fabrications that no reliance should be placed on any statement she has made.

9. The fact that a certain murder at National City was heavily headlined in Sacramento papers the day following the disappearance of her mother, and that the trial was held in San Diego, after they moved to San Diego and all the sordid details were aired in the San Diego papers, is of importance considering Genevieve's suggestibility, her tendency to fabricate and to dramatize.

As long as the body of Myrtle Watters has not been found and no corroborative evidence has been found to support the testimony of Genevieve Watters, whose statements can not be considered reliable, I reiterate my opinion expressed in a previous report that I feel a very grave injustice will be committed if George Watters is hanged."

Judge John F. Pullen, who presided at the trial, and who has kindly assisted in the recent investigation, has sent me the following letter:

"George Watters was tried and convicted by a jury in the department of the superior court over which I preside. I heard the testimony and was convinced of his guilt.

Within the past few weeks I have discussed this case with your secretary, Mr. Carlin, have read a number of statements given by persons connected with the case, and have heard the statements given by Genevieve Watters, analyzed by Dr. Muhl.

It was largely upon the testimony of Genevieve, the nine-year-old daughter of Watters, that the jury, as well as myself, were convinced of his guilt. Dr. Muhl has made a systematic analysis of the six statements made by the little girl, some before and some after the trial, and while I do not agree with all of the deductions made by Dr. Muhl, I do recognize that there are a number of serious discrepancies in the statements given by the girl, when compared with her testimony at the trial.

I could refer to a number of instances, such as the position of the gun, the locking of the three children in the kitchen, the bloody water in the pans, the bloody sacks, the cleaning of the knives, and the position of the mother's body after being shot, etc. These might be explained by a lapse of memory

and yielding of her will to that of the cross-examiner, or to various other causes, but some are so startling in their differences that, where the life of a human being is at stake, considerable doubt is raised in one's mind, which causes a hesitation as to the imposition of the death penalty.

The responsibility rests upon the Chief Executive to weigh the evidence most carefully, particularly such evidence and statements as were not considered by the trial jury, and there are now before you five statements of Genevieve that were not before the trial jury, besides the statements of a younger brother, and an older half-sister.

I am still of the opinion that Watters is guilty, but in view of the conflicting statements of the little girl, I join in the petition that the death penalty be commuted to life imprisonment without parole."

I must confess that it is with extreme reluctance that I am intervening in this case. The large number of atrocious murders during the past few months, together with the apparently indefensible attitude on the part of certain juries in prescribing something less than the extreme penalty for such crimes, manifestly make it unwise for an executive to perform just now any acts of clemency which might be construed as helping to weaken the operation of the law.

Nevertheless, I find that Dr. Muhl, Mr. Carlin, officials at the prison, and others who have looked into this case are more than half convinced that George Watters is innocent of the crime of which he is charged. As for myself, I still think in all probability that he is guilty. However, all I have learned during the past six weeks convinces me that there is a very real possibility that I am mistaken, and that Myrtle Watters may be alive. I am convinced that the staunchest defender of capital punishment would agree that nothing could have a worse public effect than the hanging of a supposed murderer and the subsequent reappearance of his alleged victim. Hence my conclusion that a commutation should be granted.

In reaching this conclusion I have not been moved by any arguments of defense counsel, for I have not seen him since my first refusal to commute the sentence. I have not been swayed by any public clamor, for outside of Sacramento, where the case was tried, there is a very marked public apathy regarding it. I have received few appeals except from sources such as former employers of Watters, who believed him incapable of the crime, and others who obviously knew little as to the facts of the case. George Watters is penniless and is without friends. Possibly there has never been a convicted murderer whose execution would cause less public notice.

However, after studying the conflicting and contradictory statements of 9-year-old Genevieve in the light of what other imaginative children of that age frequently do and say, after reflecting on the complete lack of knowledge of 7-year-old George, who was also in the room when the shooting is supposed to have occurred; after reading the statement of Mrs. McElroy confirming her husband's assertion of having seen Mrs. Watters months after her disappearance; after considering the possibilities of her having left home and disappeared from sight just as numberless other men and women have done in the past, I can not bring myself to let George Watters hang as long as there is a chance that his wife is yet alive.

This doubt, however, is by no means sufficient ever to grant Watters his freedom provided he committed a dastardly murder of this kind. While the evidence of guilt is sufficiently convincing to warrant life imprisonment, I do not feel that it is strong enough to justify a penalty of death. Accordingly, I am doing as I have done in one similar case, and am commuting his death sentence to life imprisonment without possibility of parole. If he is guilty, even this punishment is not adequate as a penalty for his crime. Hanging would be more fitting, but hanging is unthinkable when any reasonable possibility exists that Myrtle Watters might be found alive, and thus prove him innocent. If this ever occurs, under the commutation I am giving, a full pardon would then not come too late.

Now, therefore, I, C. C. Young, Governor of the State of California, do hereby commute the sentence of death imposed upon George Watters in the superior court of the State of California, in and for the county of Sacramento, upon condition that he be imprisoned during the term of his natural life in the State Prison at San Quentin, without parole.

In witness whereof, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twenty-eighth day of February, 1928.

[SEAL]

C. C. YOUNG, Governor.

Attest: FRANK C. JORDAN, Secretary of State.

By FRANK H. CORY, Deputy.

PARDON.

Lucien Ducuing was convicted of the crime of obtaining money under false pretenses, a felony, and was sentenced on the 23d day of July, 1924, by the superior court in and for the county of Sonoma, Honorable Ross Campbell, judge, presiding, to be imprisoned in the State Prison at San Quentin for the term prescribed by law. He was received at San Quentin on the 2d day of August, 1924, and given number 39750. Thereafter, by order of the State Board of Prison Directors, his term of imprisonment was duly fixed and determined at fifteen months, seven days; and,

pursuant to said order, with the proper deduction for good time credits, he was duly discharged on the 23d day of August, 1925.

From the information at hand I am strongly impressed by a feeling that this man may not have been guilty of the crime of which he was convicted. The written statements of the Honorable Ross Campbell, presiding judge at the trial, and of Clarendon W. Anderson, former deputy district attorney of Sonoma County, who conducted the prosecution, appear to be of particular significance. Their statements involve a detailed review of the facts established at the trial and subsequently discovered, all of which I have carefully examined. Had these facts, some of which appear to have been known to Ducung's counsel, been presented to the court and jury at the time of the trial in an intelligent and orderly manner, the result would in all likelihood have been a verdict of acquittal. Moreover, the misconduct of Ducung's attorney is not alone predicated on what would appear to be a suppression of evidence, but also upon the additional facts that after the rendition of the verdict of guilty, the said attorney neither followed up motions for probation or a new trial, nor sought to take or perfect an appeal.

Deputy District Attorney Anderson writes in part as follows.

"Ducung was tried and convicted upon a charge of obtaining money under false pretenses from one Thomsen. The pretense charged was that Ducung sold to Thomsen fifteen acres of land situate in Sonoma County for the price of \$6,000, Ducung stating that there was only a \$2,500 mortgage against this property in favor of the Bank of Italy; whereas, in fact, there was, in addition to said mortgage of \$2,500, a second mortgage of \$2,000 against this land in favor of one Rosenberg.

It seems to me that the principal question in the case was whether or not Ducung realized that the Rosenberg mortgage of \$2,000 stood against the fifteen acre parcel of land sold to Thomsen. On this point I hold a serious doubt, and for this reason Ducung owned fourteen acres of land adjoining the fifteen acre tract sold to Thomsen. This fourteen acre tract had been purchased from one Rosenberg at a price of \$2,000, for which purchase price Ducung gave back to Rosenberg a \$2,000 mortgage on the fourteen acre tract of land. In addition, Rosenberg presented to Ducung another paper, which, in fact, turned out to be a mortgage for \$2,000 on the fifteen acre tract of land which was later sold to Thomsen. Both of these mortgages were to secure the same \$2,000.

According to Ducung, this latter paper was represented to him by Rosenberg as being merely a copy of the mortgage on the fourteen acre tract of land, which copy was for him (Rosenberg). This explanation by Ducung, which I heard for the first time during the actual trial of the case, seemed to me very reasonable. The fact is that Ducung was not properly represented at the trial, and had he been properly represented and the facts of his side of the case been presented to the jury, I have no doubt that the jury would have returned a verdict of acquittal, and very properly."

The following from Judge Campbell's letter quite fully supplements the statement from the district attorney's office:

"Ducung's contention that, instead of selling to Thomsen but the 15 acres, he sold Thomsen the 29 acres subject to the two encumbrances of \$2,500 and \$2,000 is substantiated by the testimony of the prosecuting witness, Thomsen, which appears in the transcript of the testimony. From this testimony of Thomsen, it is apparent that, prior to the consummation of this deal, Thomsen and Ducung met in San Francisco and, visiting the office of a notary public in that city had prepared a written contract of sale and purchase for the 29 acres for the total selling price of \$8,000, subject to the two mortgages of \$2,500 and \$2,000. Thomsen on the stand testified that this contract was not correct, and so informed Ducung, and thereupon Thomsen destroyed this instrument.

It is apparent in view of the main issue involved in this proceeding, that the question whether the sale was but for the 15 acres or 29 acres, was the very gist of the matter. Counsel for Ducung failed to develop anything whatsoever as to the reason why this written contract was destroyed by Thomsen, other than the reason given therefor by Thomsen on direct examination; and, when Ducung was on the stand in his own defense, his counsel failed to mention the important question of this written contract, or to go into any phase of this question whatsoever.

The defense of Ducung was not handled in a very efficient manner; and had he been more ably defended I feel the result would have been different. I have gone into all phases of this matter since the conviction of Ducung, and have investigated the different statements appearing in the affidavits of the various parties attached to the application, and am convinced that had the evidence available been presented to the jury, that the result would have been an acquittal, and I feel properly so."

Thus it will be noted that both prosecuting attorney and judge state that with any adequate defense the verdict should very properly have been an acquittal. In

addition, Peter C. Thomsen, the complaining witness, wrote as follows while Ducuing was still in prison:

"I was the complaining witness in the case against Ducuing in which he was convicted. I have never been fully satisfied as to whether Ducuing's statements to me about the title to his ranch were made through ignorance or were wilfully false. Since going to San Quentin, Ducuing has made the whole matter right with me, and has refunded all the money I lost on the transaction. I would be glad to have him receive a pardon."

Roe M. Barrett, the attorney for the complaining witness, Thomsen, has, since the trial, written the following:

"Ducuing's contention was that he did not know that he had executed a second mortgage on the property sold to Thomsen, and understood that his promissory note was secured merely by the one mortgage on the other land. In view of the fact that he does not understand or speak English to any great extent, there is considerable color to this contention. Frankly, I have never been satisfied in my own mind that Ducuing was guilty of the crime charged. I know that in the criminal case his defense was very poorly handled."

In addition to those already quoted as connected with the trial, several persons have shown by statements under oath that they had personal knowledge of material facts which counsel for Ducuing either knew or at least could have discovered by the use of ordinary diligence. Not only during the trial, but even after, the defense attorney seems very lax in any endeavors in behalf of his client. For instance, Judge Campbell writes in a second letter:

"No facts were presented when the defendant was arraigned for judgment. A motion for a new trial was made assigning errors of law, but was not argued. I assumed it was made merely as a basis for filing an appeal. A formal motion for probation was made but was not followed by any request to present any facts, so the motion was denied."

Thus it appears very probable that this man, ignorant of the English language to a great extent, and of business procedure, was convicted of a crime which he had never the slightest intention of committing. However, there is another ground on which I believe Ducuing should be pardoned and restored to citizenship, aside from the circumstances so far adduced. My action in this case is influenced in no small degree by the good reputation and character which Ducuing bore in the community in which he lived and worked, and by what is of even more vital importance—his marked disposition to rehabilitate himself to the extent of his ability since his release from prison.

Several men of prominence and standing in the community where he now resides and works have informed me of his extreme sincerity and good character. They have assured me that at all times since his release he has endeavored to earn an honest livelihood for himself and family, and, moreover, that he is also highly appreciative in all respects of the value and significance of the possession of citizenship and civil rights.

It is my view, where a man has fully paid his debt to the State and has subsequently shown a tendency to become a useful member of society, that such voluntary conduct on his part is worthy of the greatest admiration and consideration, and that such a person, in a proper case, should not be required to remain and continually labor under the handicap of loss of citizenship and civil rights. Once a man voluntarily and through his own efforts has fully and conclusively demonstrated and established that he intends to live a peaceful, law-abiding, and useful life, he is then entitled to consideration and help, rather than hindrance, from the State. This can be accomplished only by restoring to such person his citizenship and civil rights.

Although nearly three years have elapsed since the completion of Ducuing's prison sentence, and although his conduct is reported to have been most exemplary during this period, neither the freedom which has been his nor his good conduct has served fully to reinstate him to his former place in the social and business world. For instance, Mr. John S. Toulze, manager of the Cooks' Association of the Pacific Coast, of which union Ducuing was formerly a member, has written as follows:

"Mr. Ducuing is not entitled to a reinstatement to membership in our organization because of the stigma attached by his conviction, and on account of being a nonmember he is most sincerely hampered in obtaining employment at the going wages in positions which this association is able to secure for him."

I have received numerous other letters convincing me that, if granted a pardon, Lucien Ducuing will in every way prove a good citizen and worthy of the trust reposed in him. Finally, I have just received a detailed report from the Advisory Pardon Board, to which I had referred this case for investigation and recommendation. From this report I quote the following:

"After a thorough and exhaustive consideration of all the facts and recommendations in the case, the Board respectfully advises that the petitioner, Lucien Ducuing, be pardoned, and that his citizenship be restored.

The petitioner throughout the course of the trial, his period of commitment, in his appearance before the Parole Board and at all times subsequent, has maintained his ignorance of the transaction causing his conviction, and a total lack of intent to defraud. All the evidence and our investigation seems to substantiate the correctness of his position.

The petitioner is by occupation a chef, and during his many years residence in California has been employed by the finest hotels in the State. The loss of his civil rights resulting from his conviction and confinement has caused him considerable hardship in securing a position whereby he is enabled to maintain a livelihood for himself and family.

The serious question as to any presence on his part of an attempt to defraud the complaining witness in the transaction, out of which came his conviction, together with his illiteracy and the inadequacy of his defense at the time of his trial, leads the Advisory Pardon Board inescapably to the conviction that substantial justice would be best served by the extension of executive clemency in behalf of the petitioner."

Now, therefore, I, C. C. Young, Governor of the State of California, pursuant to the authority vested in me by the constitution and statutes of said State, in consideration of the facts which have been presented to me which tend to show that said Ducung was innocent of the crime for which he was convicted, and of the good reputation and character which he has borne and now bears in the community in which he resides and works, and particularly of the fact that since his release from prison he has voluntarily and through his own efforts conclusively shown that he intends to live a peaceful, law-abiding, and industrious life, and is, therefore, now entitled to a restoration of his citizenship and civil rights, and in view of the recommendations of the Advisory Pardon Board and others heretofore referred to, do hereby pardon the said Lucien Ducung of the said crime of obtaining money under false pretenses.

In witness whereof, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twenty-sixth day of April, A. D. 1928.

• [SEAL]

Attest: FRANK C. JORDAN, Secretary of State.

By FRANK H. CORY, Deputy.

C. C. YOUNG, Governor.

REPRIEVE

Upon a showing of facts presented to me by Warden Jas. B. Holohan of San Quentin Prison and by Dr. L. L. Stanley, resident physician of the prison, I am hereby issuing a reprieve of ninety days to Lonnie Johnson, whose execution was heretofore set for Friday, May 11, 1928.

On July 8, 1927, Johnson was duly convicted for the murder of his wife. The Supreme Court has affirmed the judgment, and no new facts have been adduced which would justify any executive clemency in his behalf. I have carefully read the transcript of testimony in his case, and have seen no reason to question the justness of the jury's verdict or the court's sentence.

However, the prisoner has been attacked by a malady which renders him bedridden, and which threatens to end his life within a very few weeks. His case for some time has been under the close observation of the prison physician, and I have received reports regarding it each day during the past week. Warden Holohan informs me that if he is executed Friday it will be necessary actually to carry him up the stairs to the gallows.

I believe that the spectacle of a man, not feigning sickness at all, but desperately ill, who must be carried to his execution, either in somebody's arms or on a stretcher, is rather more gruesome than anyone would care to contemplate. I am satisfied that even the most zealous advocate of capital punishment would agree that an execution under such conditions must inevitably create a revulsion of feeling which would be very unfortunate, to say the least.

Particularly is this so, owing to the fact that this Friday, the 11th, has been set for a double execution, though for crimes in no way related to each other. Even under ordinary circumstances a double execution would be unusual, but when one of the condemned men must be carried from a sickbed to the gallows, the situation becomes almost too spectacular.

I wish two things to be made plain as to the granting of this reprieve. In the first place, it has not been asked either by the prisoner or his counsel, or by anyone appealing in his behalf. It is granted solely upon the recommendation of the warden and prison physician, who are amply able to insure that no one, either now or in the future, can secure such a reprieve through malingering or feigning an illness which is not a very real and critical one.

In the second place, Johnson's case is not one which calls for sentimental sympathy of any kind. His crime can not be condoned, and is not one which would justify commutation. I have fixed the reprieve at ninety days owing to the fact that his present condition is apparently such that practically this length of time must elapse before he is able to leave his bed, if indeed he is ever able to do so. If at the expiration of this period the present critical stage of his malady has passed, the penalty of the law and the judgment of the court must be carried out.

Following are the letters regarding Johnson, just received from Warden Holohan and Dr. Stanley:

"May 9, 1928.

*Hon. C. C. Young,
Governor of California,
Sacramento, California.*

MY DEAR GOVERNOR. I herewith enclose you a report made today by Dr. L. L. Stanley, our resident physician, in the case of Lonnie Johnson, No. 43859, who is sentenced to be executed here on Friday, May 11th. I have visited this man at his cot in the hospital on several occasions, and I am thoroughly satisfied that he is physically very weak and his health is rapidly failing. There is no doubt in my mind that, if he must be executed on next Friday, he will have to be carried from the hospital up the stairs to the execution chamber, which is on the top floor of a large four-story building here, and, further, he would have to be lifted up the thirteen steps from the floor of the execution chamber to the scaffold.

In view of the above observations in the case, and in consideration of Dr. Stanley's report, I earnestly recommend that you grant a reprieve to this prisoner of ninety days, there being every indication at this time that the prisoner will succumb from natural causes before the ninety days expire.

I sincerely trust that you can see your way clear to grant this reprieve. Under the circumstances I believe it to be the wise and humanitarian thing to do.

Yours very respectfully,

JAS. B. HOLOHAN, Warden."

"May 9, 1928.

Hon. Jas. B. Holohan, Warden.

DEAR SIR: Replying to your request regarding prisoner No. 43859, Lonnie Johnson, have to say that when this man was admitted to the hospital on April 1st, his weight was 141 pounds. His weight today, thirty-one days later, is 126½ pounds. His temperature during the first week in the hospital was between normal and 100 degrees, but in the past week it has been over 100 degrees both morning and night. His blood count on April 24th showed 3,200,000 red cells, the normal is about 4,500,000. On May 7th his blood count had reduced to 2,730,000 showing great impoverishment of the blood. The hemoglobin, or color of the blood, is 50 per cent of normal.

Johnson has developed a slight tingling of the right fingers and has shown symptoms of nervous degeneration of his left foot.

These findings are suggestive of pernicious anemia.

Johnson's heart rate has increased from 84 in the first of April up to 120 at the present time. This is due to the blood impoverishment.

He is able to walk across the room but is gradually getting much weaker. He would be unable to go up any flight of steps because of his weakness.

If this case progresses as it has during the past month, it is my opinion, shared by my two assistants, that he will not survive more than 60 days. Of course no one can ever predict the outcome of a disease like this, but all indications now point to a fairly early termination of it.

Yours very truly,

L. L. STANLEY, Resident Physician."

Accordingly, I do hereby reprieve Lonnie Johnson under sentence to be hanged in the State Prison at San Quentin on the eleventh day of May, 1928, until and to Friday, August 10, 1928.

In witness whereof, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this tenth day of May, A. D. 1928.

[SEAL]

C. C. YOUNG, Governor.

Attest: FRANK C. JORDAN, Secretary of State.

By FRANK H. CORY, Deputy.

NOTE—Johnson died in the hospital at San Quentin, July 5, 1928.

PARDON.

Peter Derichs was convicted of the crime of burglary, second degree, and was sentenced on the 4th day of February, 1913, by the superior court in and for the county of Contra Costa, Honorable R. H. Latimer, judge, presiding, to be imprisoned at the State Prison at San Quentin for the term of five years. He was duly received at the State Prison at San Quentin and given number 26286. Thereafter, on the second day of December, 1915, by order of the State Board of Prison Directors, he was placed on parole and so remained until the expiration of his sentence on the 4th day of February, 1918.

It thus appears that over twelve years have now elapsed since Derichs was placed on parole, and over ten years since his final discharge. During these periods of time, I am informed by men who have been in close contact and association with him, and whose judgment and opinions are entitled to the greatest consideration and weight, that he has not only led a peaceful and law-abiding life, but has also endeavored to

secure, and in fact in no small degree has succeeded, in gaining for himself a creditable standing and position in the communities in which he has resided and worked since his release on parole and his final discharge.

State Parole Officer Ed. H. Whyte, under whose surveillance he was during the period of his parole, and who has watched his course of conduct and efforts since, has written me as follows:

"Peter Derichs was formerly under our charge for approximately 16 months. His conduct while on parole was at all times excellent, and his record while confined in the State institution was all that could be desired. His parole expired on February 4th, 1918.

I have been in touch with him constantly and know personally that he has been living a clean, honest and law-abiding life to the extent of attending college, graduated with honors, is now a licensed pharmacist in the State of Arkansas, and is employed in a college as an instructor, and has letters to this effect verifying same.

From the period I have known him, I have no hesitance in recommending him for any position of trust or confidence he may apply for."

The letter of the State parole officer is fully substantiated by the statements contained in letters from numerous other persons with whom Derichs has been associated in his line of work since the expiration of his parole, during which time his good conduct and advancement has, of course, been wholly voluntary on his part.

For nearly three years after the expiration of his parole he was employed as infirmarian at the Infirmary of St. Francis Grammar School, which is a boarding school for boys located at Watsonville, California. The director of this school, and several physicians under whose immediate supervision and direction Derichs worked during this time have joined in their praise of his work and of his exemplary conduct and good character. The director of the school, F. Burebach, has written in part as follows:

"I can conscientiously testify that the work of Mr. Derichs was not only satisfactory but merited unstinted praise on the part of experts in that line of work who had occasion to come in contact with it. * * * No sacrifice was too great for him and no hour too inconvenient when the call of duty was heard."

One of the physicians connected with this institution, Dr. S. C. Rodgers, has written in part as follows:

"I am intimately acquainted with Mr. Derichs and his fine work.

He is a very fine young man and popular with all with whom he becomes associated.

He is intelligent, alert, industrious and polite. * * * "

Since the removal of Derichs from this State to Arkansas, some seven years ago, it appears that he has not only continued in that state to lead the same peaceful, quiet, and law-abiding life, but has continued his professional and social advancement as well, having become a registered pharmacist of that state and having been employed for the past five years as infirmarian and nurse of Subiaco College, located at Subiaco, Arkansas.

The president of this college, the Right Reverend Edward Burgert, has written as follows:

"He has proved himself as trustworthy in every way, upright and honest, faithful and diligent in his work, of a good moral character, and thoroughly American in thought and sentiment. He is to be recommended both as a sterling Christian and a loyal and peaceful citizen."

Other men of prominence and standing in the community where he now lives and works, but not in any way connected with his employment, have written letters of a similar nature.

Honorable Ray Blair, judge of the county and probate court of Logan County, Arkansas, has written in part as follows:

"Personally I know that Mr. Derichs is an honest, upright citizen, has been a loyal citizen to the cause of the progress of our community, as well as to the school with which he has been connected."

A letter written by Honorable S. H. Kincannon, sheriff of Logan County, Arkansas, reads in part as follows:

"I, Sam H. Kincannon, Sheriff of Logan County, City of Paris, State of Arkansas, hereby wish to state that I have personally known Peter H. Derichs for approximately seven years, and that I know the said Peter H. Derichs to be a man of the highest integrity and of a reliable disposition, and a man of firm and steadfast character. I, furthermore, state that said person is known in our community as a good and respectable citizen."

Honorable Conrad Elsen, mayor of Subiaco, Arkansas, has also written a letter to the same effect.

These letters, as well as others which have come to my attention would seem clearly to establish that Derichs' life during the past ten years has been all one

could ask or desire, and one which might well serve as an example to all ex-convicts. In such a case where a man has served his time on parole and been finally discharged, and has thereafter, with the restrictions and conditions of parole no longer obligatory upon him, shown a voluntary disposition to lead a good and useful life over a sufficient period of time to warrant the belief that such traits, characteristics, and conduct will be permanent in their nature, and that he will be worthy of any trust or confidence which may be placed in him, it is my view that such a man is entitled to recognition and help from society, and should be permitted to participate in the privileges ordinarily extended by the state and society to its citizens or members. The modern and more enlightened theory of punishment for crime is not, it is now generally conceded, to be revenge by the State against the individual, but for the purpose, if possible, of making such person conform to the accepted standards of the state and society, so that he may subsequently become a useful and productive member of that society, as well as to serve as an example which may deter others from committing crimes.

If, therefore, after his sentence has been served and his debt to the State fully paid such a man conclusively demonstrates over a sufficient period of time that he is willing, able and endeavoring to lead a good, sincere and honest life, not only for the purpose of escaping new entanglements with the criminal law, but with the view of conforming to all of the accepted social rules of conduct, it would seem clearly to accord with the modern theory of reformation of criminals that the State and society should recognize the worth of the man as evidenced by such conduct, and should remove, in such a case, the disabilities incident to the conviction of a felony. Under our present system this can be effectuated only by an exercise of executive clemency, restoring the privileges of citizenship and civil rights which such person may have lost.

I am also impressed in this case by the fact that the applicant for this pardon has stated many times that he desired the same to aid him in becoming a naturalized citizen of the United States, he being of Bavarian nativity and at present unnaturalized. This desire to become a citizen and subject of the United States leads me further to believe that he will be worthy of any trust or confidence which will be reposed in him by this pardon.

Lastly, I have just received a detailed report from the Advisory Pardon Board to whom I had referred this case for investigation and recommendation. From this report I quote the following:

"After a thorough and exhaustive consideration of all the facts and recommendations in the case the board respectfully advises that the petitioner, Peter Derichs, be pardoned and that his citizenship be restored. * * *

The evidence considered indicates that petitioner bears a good reputation and character in the communities in which he has resided and worked. In view of the fact that since his release from prison he has voluntarily and through his own efforts educated himself, and conclusively shown that he has lived and intends to live a peaceful, law-abiding, useful life, this board unqualifiedly recommends petitioner as worthy of executive clemency."

Now, therefore, I, C. C. Young, Governor of the State of California, pursuant to the authority vested in me by the constitution and statutes of the said State, in view of the fact that, since the expiration of his sentence, said Derichs has voluntarily and through his own efforts conclusively shown that he intends to live a peaceful, law-abiding, and industrious life, and is, therefore, now entitled to such recognition and help from the State as may be given him by the granting of this pardon, and in view of the recommendations of the Advisory Pardon Board and the others hereinbefore referred to, do hereby pardon the said Peter Derichs of the said crime of burglary, second degree.

In witness whereof I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 21st day of May, A.D. 1928.

[SEAL]

C. C. YOUNG, Governor.

Attest: FRANK C. JORDAN, Secretary of State.

By FRANK H. CORT, Deputy.

PARDON.

JOHN CARONI was convicted of the crime of manslaughter, a felony, and was sentenced on the 10th day of August, 1912, by the superior court in and for the city and county of San Francisco, Honorable J. J. Trabucco, judge, presiding, to be imprisoned in the State Prison at Folsom for a term of eight years. He was received at the State Prison at Folsom on the 13th day of August, 1912, and given number 8433. Thereafter, on the 10th day of February, 1915, he was released on parole and, on the 10th day of December, 1917, he was given his final discharge.

I have received numerous letters and requests which tend clearly to show that there were at least extenuating and mitigating circumstances surrounding the commission of the crime for which Caroni was convicted and that he has never been and is not now an habitual criminal or of a criminal or vicious nature or tendency and which unquestionably both establish his good and law-abiding character and industry and show his endeavor to the greatest extent of his ability to rehabilitate himself as

a useful and worthy member of society since his release on parole and particularly since his final discharge, during which latter period of time his conduct and advancement has, of course, been wholly voluntary.

The written statements of the Honorable J. J. Trabucco, presiding judge at the trial, and of Maxwell McNutt, former assistant district attorney of the city and county of San Francisco, who investigated the circumstances of the case for the district attorney's office, appear to be of particular significance in that they clearly recognize that there were extenuating circumstances under which the crime was committed, thus substantiating the numerous letters and documents which have come to my attention and set out in detail the facts of the killing, which facts may be summarized as follows:

Caroni was assaulted by an Italian gang in the Italian quarter of San Francisco, apparently without reason or provocation, and a severe beating was administered to him. He then went to his room and, arming himself, was returning to a local drug store for treatment of his injuries when he was again set upon by several members of the gang, at which time, fearing further great bodily injury, he fired the fatal shot resulting in the death of one of the gangsters, a man who bore a bad reputation for disorder and had a long criminal record.

In a letter addressed to me, Hon. J. J. Trabucco, presiding judge at the trial, states as follows:

"I shall be very happy if you can see your way clear to extend executive clemency to him, and restore him to the privilege of becoming a citizen. As I understand the case, there were extenuating and mitigating circumstances, and I recommend that executive clemency be extended him."

An excerpt from a letter of former Assistant District Attorney McNutt reads as follows:

"When the case of Caroni was called for trial I examined the record from the police court, investigated the circumstances of the homicide, discussed the same with the police officers, and concluded that Caroni should not have been held for murder, and gravely doubted that should he go to trial that a plea of self-defense might not be successfully interposed. His attorney, however, desired to interpose a plea of guilty to manslaughter. The same was accepted upon my recommendation, and I requested that the Judge extend leniency.

From my recollection of the facts, the shooting resulted from a quarrel precipitated by persons who attacked Caroni. I did not then believe, and I do not now, but for the attack made upon Caroni there would have been any shooting, and I heartily recommend that the pending pardon be granted."

Besides these mitigating circumstances which thus appear to have surrounded the commission of the crime, I am also greatly influenced by the fact that Caroni, before and since his conviction, bore and now bears a good reputation in the community in which he lives and works, and has always been considered by those associated with him as a good, clean, law-abiding person. I have been particularly struck by the fact that since his final discharge, during which time his behavior and conduct has been uninfluenced by any legal restraint such as one is under while serving time on parole, he has endeavored at all times to be a useful and productive member of society; has taken unto himself a wife and assumed and faithfully discharged the obligations and duties of a husband and parent; and, lastly, has evidenced a desire to become a citizen of the United States, he being at present an unnaturalized Italian.

As regards Caroni's reputation and conduct before his conviction, we have the statements of both the judge who presided at the trial and the former assistant district attorney who handled the prosecution, that Caroni had neither a previous criminal record nor was there any evidence whatsoever of a criminal or vicious nature or tendency.

In a letter bearing date May 24, 1914, Judge Trabucco states as follows:

"My recollection of the evidence is that Caroni bore a good reputation for peace and quietness and that the deceased was the aggressor."

A similar statement was made by Mr. McNutt in a letter dated October 4, 1912, as follows:

"Caroni's record previous to the commission of this crime was excellent. He has always been a hard working man."

As regards his behavior and conduct since his conviction, it is worthy of note that, reviewing in historical sequence the several events which have transpired, his prison record was clean and all one could desire or ask, that there is not an iota of unfavorable evidence as regards his behavior and movements while serving time on parole, and, what is of even greater significance, that his life, considered as a whole since his final discharge, has been one which might well serve as an example even for those who are not ex-convicts.

His several employers during the last eight years, including representatives of the following well-known construction companies in San Francisco, namely: Dinwiddie Construction Company, G. Weissbaum & Co., J. N. J. Firebrick Company, and Montgomery Sutter Building Co., all speak very highly of his trustworthiness and industry and fail to record a single instance which might cast doubt on his character or his reputation as a law-abiding person. The following quotations from letters of two such employers are typical of a number of others which I have examined.

Mr. E. M. Walters general superintendent of the Dinwiddie Construction Company, has written as follows:

"This is to certify that Mr. John Caroni has been in my employ at different times for the past eight years.

During this time I have always found him to be a good clean-cut man and a conscientious worker."

Mr. George Weissbaum, of G. Weissbaum & Co., has written as follows:

"This is to certify that Mr. John Caroni was in my employ for approximately four years. During this time he was entrusted with the handling of pay rolls amounting to several thousand dollars and I have always found him to be faithful and trustworthy."

Rabbi Rudolph I. Coffee of Temple Sinai, First Hebrew Congregation of Oakland, has written numerous letters stressing the extreme sincerity, good character and law-abiding qualities of this man. The following excerpt from one of his letters is typical of a number of others which I have received from him, and from other persons as well, all being of the same general import.

"From my examination of the prison record, his conduct was at all times exemplary. It was his first and last offense. Since his release, his life has been beyond criticism. He has been a good, respectable, honest, law-abiding resident."

The unbroken continuity of the good behavior and conduct of this man, except for the commission of the one crime under great provocation, and especially his earnest endeavors since his final discharge to rehabilitate himself and adopt and follow all the recognized and approved rules of social conduct, lead me to believe that a proper showing has been made, and that this man is now worthy of consideration and aid from society and the people of this State with whom he has made his home for a number of years and with whom he desires to continue to reside and work. Where, as here, a first offender has fully paid his debt to the State and conclusively demonstrates over a sufficient period of time that he is able and anxious to lead a good, clean, and honest life, not only for the purpose of escaping new entanglements with the criminal law but with a view of conforming to all the accepted social rules of conduct, it would seem clearly to accord with the modern theory of reformation of criminals for the State and society to recognize the worth of the man as evidenced by such conduct and to remove, in such cases, the disabilities incident to conviction of a felony.

I am informed that one of the incidents attendant upon conviction of a felony is even now about to be felt by Caroni and that he is shortly to be deported to Italy under the immigration laws and regulations of the United States. It appears that this deportation is about to take place because of the fact that after his final discharge Caroni returned to Italy, where he married and then reentered the United States. Recently, when applying for final citizenship papers, it was discovered that he had thus technically violated the law and became subject to deportation.

It is my belief that Caroni, in view of the above facts and circumstances, and his exceptionally good showing since his final discharge, is entitled to recognition from society and the people of this State and a removal of the disabilities incident to a conviction of a felony.

Under our present system this can only be effected by a pardon which will remove such disabilities, restore civil rights, make possible the acquisition of United States citizenship, which he has evidenced a desire to secure and obviate the necessity of deportation, involving a separation and severance of family ties. The proven upright character of this man, has, in my opinion, properly won for him a just right to continue to reside in this country and in this State, and to partake of all the advantages of a free man in society. I feel that there are the most reasonable grounds in this case upon which to base an expectation that the confidence to be reposed in him by the granting of this pardon will not be violated by him at any time in the future.

Lastly, I have just received a report from the members of the Advisory Pardon Board, to whom I had referred this case for investigation and recommendation. From these reports I quote the following excerpts. Warden Jas. B. Holohan of San Quentin State Prison has written as follows:

"In view of the mitigating circumstances set forth in the evidence, and the fact that his life prior to his conviction was beyond reproach, and since his release from prison has shown by his industry and conduct that it is his intention to become a useful citizen, and the further fact that his deportation would penalize not only himself, but his wife and children as well, I respectfully recommend that John Caroni be granted a pardon."

Warden Court Smith of Folsom State Prison has written as follows:

"I have carefully considered this case as shown by the records and am of the opinion that John Caroni should be recommended to our Governor for a pardon."

Attorney General U. S. Webb has written as follows:

"I think the ends of justice would be best subserved by his pardon and restoration to citizenship, and therefore favor recommendation to the Governor that such be the action."

Finally, Lieutenant Governor Buron Fitts, chairman of the board, sums up its action as follows:

"It is, therefore, respectfully recommended that, by reason of the facts and circumstances in the case of the applicant, executive clemency be extended John Caroni, and that a pardon be granted."

Now, therefore, I, C. C. Young, Governor of the State of California, pursuant to the authority vested in me by the constitution and statutes of the said State, in view of the extenuating and mitigating circumstances surrounding the commission of the crime, and of the good repute and character which he has borne and now bears in the community in which he resides and works, and particularly of the fact that since his final discharge he has voluntarily and through his own efforts conclusively shown that he intends to live a peaceful, law-abiding, and industrious life, and is, therefore, now entitled to a removal of the disabilities and incidents which follow conviction of a felony, including the restoration of civil rights, the making possible of the acquisition of United States citizenship, and the obviating of the necessity for deportation, and in view of the recommendations of the members of the Advisory Pardon Board and the other recommendations above referred to, do hereby pardon the said John Caroni of the said crime of manslaughter.

In witness whereof, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this twenty-ninth day of June, A. D. 1928.

[SEAL]

C. C. YOUNG, Governor.

Attest: FRANK C. JORDAN, Secretary of State.
By FRANK H. CORY, Deputy.

ADJOURNMENT.

At twelve o'clock and ten minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Friday, January 11, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Friday, January 11, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answer to their names:

Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Fasley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roberts, Scofield, Scudder, Senwell, Sewell, Snyder, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Wright, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Miller, J. A., Mr. Williamson was granted leave of absence for the day.

On motion of Mr. Miller, J. A., Mr. Fry was granted leave of absence for the day.

On motion of Mr. Miller, J. A., Mr. Feigenbaum was granted leave of absence for the day.

On motion of Mr. Miller, J. A., Mr. Oliva was granted leave of absence for the day.

On motion of Mr. Jones, Mr. Roland was granted leave of absence for the day.

On motion of Mr. Cloudman, Mr. Morgan was granted leave of absence for the day.

On motion of Mr. Mixter, Mr. Anderson was granted leave of absence for the day.

On motion of Mr. Cronin, Mr. Hornblower was granted leave of absence for the day.

On motion of Mr. Cronin, Mr. Quigley was granted leave of absence for the day.

On motion of Mr. Feeley, Mr. McDonough was granted leave of absence for the day.

On motion of Mr. Feeley, Mr. Hoffman was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Seawell, Miss A. Van Alstine, teacher of history in the Marshall School, Sacramento, and the following pupils of the low seventh class: Dorothy Beard, Ione Clark, Leila Johnston, Elizabeth Lansburg, Florence Leeman, Jean McCoy, Helen Sleeper, Mary Alice Smurr, Alice Thorsen, Zona Ward, Robert Christenson, James Crystal, Jack Dodds, Merlin Gayman, George House, Murdock Mansfield, Arthur Nathan, John Ohlson, Courtleigh Sparks, Verne Tregonis, Sammy Wright, Donald Wyrick, Frank Rhubsky, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PETITIONS.

The following petitions were received, and ordered printed in the Journal:

By Mr. Speaker:

WASHINGTON, D. C., January 7, 1929.

*The Honorable, the Speaker of the House of Representatives,
State Legislature, Sacramento, California.*

MY DEAR SIR: I am writing to call to your attention the work of two organizations, the International Association of Industrial Accident Boards and Commissions, and the Association of Governmental Officials in Industry of the United States and Canada.

The first is an association formed of the officials administering the workmen's compensation laws of the various states and the United States and Canada, and the second is composed of the officials administering the laws in the United States and Canada relating to all phases of the field of labor. The enclosed pamphlet is informative as to the accomplishments of the International Association of Industrial Accident Boards and Commissions. While I have no similar publication relative to the Association of Governmental Officials in Industry of the United States and Canada, I will say that its work is as earnest and as important in its line as is that of the other organization.

The older members of the state departments of labor and industrial commissions uniformly agree that the annual conventions of these associations are of inestimable value to them, but it is particularly true that where new commissioners are appointed the need of contact with other officials in the same line of work and with longer and broader experience, and the discussion of their problems which results at these annual meetings, is even more pronounced.

In some states the law itself specifically forbids state officials going outside of the state at state expense. In other states it is a rule of the state auditor and in still other states it is a ruling of the board of control, decreeing that state funds

can not be used in defraying the expenses of state officials in attending any convention or meeting outside of the state. In any event, if you can see your way to making exceptions of these two instances, a paragraph in the law would cure the difficulty.

On this subject the Association of Governmental Officials in Industry of the United States and Canada passed the following resolution at its convention held in New Orleans last May:

"WHEREAS, Several of the state legislatures in recent years have enacted legislation which restricts their labor department officials from attending conventions of this association regardless of the fact that they are members, and

WHEREAS, Many of these states have in the past sent delegates who have made valuable contributions from their experience in the administration and enforcement of labor laws and in turn have received valuable information to aid them in the administration of their laws; be it

Resolved, That the attention of the state legislatures be called to the fact that exceptions should be made to conventions where state officials are going to conventions and conferences with other state officials administering the same character of laws or performing the same functions, that we believe these meetings have become real specialized institutes and that the state loses more than it gains by prohibiting the attendance of labor officials at these gatherings; and be it further

Resolved, That an effort be made to have such state legislatures exempt those who make up the membership of this association and the International Association of Industrial Accident Boards and Commissions from the restrictive provisions of such acts."

A specific case in point is that of Oklahoma, where legislation now in force specifically authorizes officials of the industrial commission of that state to meet with officials from other states doing the same kind of work, whether such meetings take place within or without the state, the expenses incurred thereby to be paid from state funds.

It is useless for us to ignore the fact that these are the days of conferences and interchange of ideas and experiences, that all of our individual and commercial advances are largely due to associations where the watchword is interchange of ideas, and nothing can be more trite than to say that the workmen's compensation laws of the present day are becoming very much complicated, and the proper method of administration becoming more and more obscure. Equally true is it that labor statistics and labor investigations made by the individual states must be approximately at least along comparable lines, so that the facts developed in one state can be used at least in an illustrative way by all other states. This contact and uniformity more than pays for itself.

I consider that if such legislation were enacted it would be well worth the money expended, as these meetings are not junketing trips but are attended by earnest men for the purpose of important work; and I strongly urge that you give the matter careful consideration and consult with the Governor of your State with a view to recommending to the present session of the Legislature that it enact legislation along the lines outlined above.

Very truly yours,

ETHELBERT STEWART,
Commissioner of Labor Statistics,
Secretary-Treasurer, I. A. I. A. B. C.

Also:

PASADENA, CALIFORNIA, January 7, 1929.

Honorable Body, State Legislature, Sacramento, California.

GENTLEMEN: As your honorable body has under consideration the matter of a possible location for a hospital for convalescents of narcotics, and whereas it may be conveniently located in various parts of the State, and especially at least one near the city of Los Angeles, and whereas I am of the opinion your honorable body is desirous of saving the State any unnecessary waste of time and money, I will hereby submit for your consideration, and recommendation, the following location, and description, and valued points thereto, viz:

Two acres, elevation 1200 feet, mountain or foothill water, above fogs, improved, improvements face north, fine mountain view, land fenced, and cross-fenced. Large roomy house, two story, large sleeping porch. Extra laundry building, large tennis court, garage, living quarters upstairs. Full grown bearing orange trees, about 50, lemon, limes, tangelines, loquats, figs, peaches, apples, plums, berries, grapes, grape fruit, walnuts, and about 50 avocados. Poultry yards and buildings. Quiet neighborhood.

In my opinion the above fruits, etc., are very desirable in cases of convalescent patients, including the elevation, and good water, and away from heavy vehicle or railway noise. Besides having the necessary fruits for such cases, without depending on having to plant, or wait on growth, or purchase fruits, there is also the tennis

court, and the poultry to give necessary exercise, and interest to said convalescents. Besides there are flowers, ornamental trees, and tall palms to please the eye. Also plenty of native birds.

This house, however, in my opinion, will have to undergo certain renovations, to fit in with desirable accommodation for such cases, which could be done with little cost; with five bed rooms, and a long sleeping porch that will accommodate about ten beds, in its present state would be sufficient for a beginning. There is a large basement, and furnace, gas, wood, or coal. Two living rooms on first floor contain fire-places equipped with gasburners.

Will leave the house with good furnishings, including musical instruments, piano, phonograph, radio. In fact, as I say, this place would be practically ready at a moment's notice for occupancy; I am also including therewith, poultry, bees, and all tools; \$40,000.

Thank you.

L. W. BLACKBURN.

COMMUNICATION.

The following communication was filed by the Chief Clerk:

ASSEMBLY CHAMBER, SACRAMENTO, January 11, 1929.

MR. SPEAKER: Pursuant to your instructions, the following named person has filed his credential and is duly recognized as representative of the newspaper set opposite his name:

Los Gatos Mail News—Franklin Hichborn.

ARTHUR A. OHNIMUS, Chief Clerk.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Ingels: Assembly Bill No. 159—An act to amend section 4257 of the Political Code, relating to the compensation of officers in counties of the twenty-eighth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 160—An act to amend section 19x28 of the Juvenile Court Law approved June 5, 1916, as amended, relating to salary of the probation officer and assistant probation officer in counties of the twenty-eighth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Seawell: Assembly Bill No. 161—An act appropriating money to pay the claim of Annie Locatelli against the State of California.

Bill read first time, and referred to Committee on Claims.

By Mr. West: Assembly Bill No. 162—An act relating to claims for which a warrant has been issued and paid and the amount thereof returned to the State treasury for payment by the State Treasurer, and prescribing a time after which said amount shall revert to and become a part of the general fund of the State.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Adams: Assembly Bill No. 163—An act to increase the number of judges of the superior court of the State of California in and for the county of Merced, and to provide for the appointment of an additional judge.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 164—An act making an appropriation for portraits of all governors whose portraits have not heretofore been made, and directing the State Department of Finance to carry out the provisions thereof.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Keaton: Assembly Bill No. 165—An act relating to the sale or exchange of surplus products between institutions owned, managed or controlled by the State, or the political subdivisions thereof, and providing for the disposition of moneys received therefrom, and to repeal that certain act entitled "An act providing for the exchange of commodities between the public institutions owned or managed and controlled by the State, or the political subdivisions thereof" approved March 18, 1905.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Wright: Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act.

Bill read first time, and referred to Committee on Public Charities and Corrections.

By Mr. Sewell: Assembly Bill No. 167—An act to provide an institution for the confinement, care, training and rehabilitation of defective delinquents; to provide for the admission and commitment of such defective delinquents, and providing penalties for certain violations of the act.

Bill read first time, and referred to Committee on Public Charities and Corrections.

By Mr. West: Assembly Bill No. 168—An act making an appropriation to pay the expense of printing and furnishing pamphlets containing declarations of candidate and lists of sponsors of candidates.

Bill read first time, without reference to committee.

By Mr. Woolwine: Assembly Bill No. 169—An act to amend section 18b of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain systems of street lights on public highways; to provide for the formation, government and operation of highway lighting districts; the calling and holding of elections in such districts; the assessment, collection, custody and disbursement of taxes therein; and the creation of ex officio boards of supervisors," approved March 20, 1909 (Statutes 1909, page 551), as amended, relating to annexation of districts by cities.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 170—An act to amend section 14 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and

upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915 (Statutes 1915, page 1441), as amended, relating to prorating of assessments upon subdivisions of land.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 171—An act to amend section 6 of an act entitled "An act to prevent the unauthorized use and disposition of, and traffic in human bodies, to prescribe the keeping of proper records, to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead, to provide penalties for the violation of this act and to repeal sections 3094 and 3095 of the Political Code and all other acts or portions of acts in conflict with this act," approved May 18, 1927, relating to human bodies not to be used for scientific purposes.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Assembly Bill No. 172—An act to enable municipalities to contract with the county to exercise fire protection functions in municipalities and to reimburse the county for such services.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 173—An act to amend the title of, and sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled, "An act authorizing municipalities to declare noxious or dangerous weeds growing upon the streets or sidewalks, or upon private property within municipalities, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same," approved May 26, 1915, as amended and approved April 20, 1927, by including counties and cities and counties within the provisions thereof, and to add three new sections to said act to be numbered sections 8, 9 and 10 respectively, relating to the procedure and law for enforcement and collection of special assessments created by said act.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Brock: Assembly Bill No. 174—An act regulating the practice of professional engineering; providing for the creation and establishment of a State Board of Registration for Professional Engineers; granting certain powers to and prescribing the duties of said boards; providing for the examination and registration of professional engineers, and providing penalties for the violation of this act.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Scofield: Assembly Bill No. 175—An act to provide for the periodical inspection of steam boilers, with certain exceptions, operated

in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such boilers; making it a misdemeanor to operate such boilers without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspection.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Wright: Assembly Bill No. 176—An act to amend section 29 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by providing a penalty of 20 per cent but not exceeding \$1,000 to be added to any payment of compensation awarded to employees for the failure of their employers to secure the payment of compensation as provided in said act.

Bill read first time, and referred to Committee on Insurance.

By Mr. Coombs: Assembly Bill No. 177—An act to amend section 2979*b* of the Political Code, relating to the care, treatment, transportation and physical rehabilitation of physically defective and handicapped persons, under the age of eighteen years, by the State of California, by and under the direction and supervision of the State Board of Health and by and under the direction of county boards of supervisors and making an appropriation therefor, and to fees in proceedings relative thereto and to procedure.

Bill read first time, and referred to Committee on Public Charities and Corrections.

Also: Assembly Bill No. 178—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California to, the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State home for United States soldiers, sailors, and marines, and to provide for the government thereof by the State," approved March 11, 1897, as amended.

Bill read first time, and referred to Committee on Soldiers and Sailors Affairs.

Also: Assembly Bill No. 179—An act to amend sections 1, 2, 3, 4, 5, 6, 6*a*, 7, 8, 9, 10 and 11 of an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and distribution of taxes therein; approved May 29, 1915; amended April 27, 1927," and by adding two new sections thereto to be known as and numbered sections 12 and 13, relating to the formation of said districts and territories comprising more than one county, for the collection of assessments on property therein, for the management and control thereof, and for the addition of territory to districts already formed.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Arnold: Assembly Joint Resolution No. 2—Relative to the appointment of a committee to communicate and confer with committees or representatives of the states of Arizona, Nevada and Utah, or of the legislatures of said states in relation to ratification and approval of the Colorado River Compact.

Introduced, and referred to Committee on Federal Relations.

REQUEST FOR UNANIMOUS CONSENT.

Mr. West asked for and was granted unanimous consent to take up Assembly Bill No. 168, at this time, without reference to committee, printer or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NUMBER ONE HUNDRED SIXTY-EIGHT.

Assembly Bill No. 168—An act making an appropriation to pay the expense of printing and furnishing pamphlets containing declarations of candidate and lists of sponsors of candidates.

RESOLUTION.

The following resolution was offered:

By Mr. West:

Resolved, That Assembly Bill No. 168 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. West moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering, at this time, Assembly Bill No. 168.

SECOND READING OF ASSEMBLY BILL NUMBER ONE HUNDRED SIXTY-EIGHT.

Assembly Bill No. 168—An act making an appropriation to pay the expense of printing and furnishing pamphlets containing declarations of candidate and lists of sponsors of candidates.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Ingels, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes,

Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—60
 NOLS—None

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 168 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McKinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Noyes, Patterson, Reindollar, Roberts, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.
 NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Coombs gave notice that on the next Legislative day he would move to reconsider the vote whereby Assembly Bill No. 168 was this day passed.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on January 9, 1929, adopted Senate Joint Resolution No. 1—Relative to memorializing Congress for federal aid in the control of the western pine bark beetle.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Joint Resolution No. 1 referred to Committee on Federal Relations.

ADJOURNMENT.

At eleven o'clock and fifteen minutes a.m., on motion of Mr. Jones, the speaker declared the Assembly adjourned this day until eleven o'clock a.m., Monday, January 14, 1929.

LOUIS F. ERB, Minute Clerk

IN ASSEMBLY.

ASSEMBLY CHAMBER,
 SACRAMENTO, Monday, January 14, 1929

At eleven o'clock a.m. pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—79.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVE OF ABSENCE.

On motion of Mr. Feeley, Mr. McDonough was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Woolwine, Mr. Ernest Wilson of Los Angeles was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Jespersen, Dr. and Mrs. Chinn of Atascadero, California, and their daughter, Miss Chinn, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PETITION.

The following petition was received, and ordered printed in the Journal:

By Mr. Kline:

To Whom It May Concern:

The undersigned residents and taxpayers of the Mecca School District wish to place themselves of record as definitely opposed to the passage of the "County Unit Plan" bill as formulated by State Superintendent of Schools Cooper.

M. A. HAMMOND,
And 44 others.

COMMUNICATIONS.

The following communications were received, and ordered printed in the Journal:

By Mr. Speaker:

BALTIMORE, MARYLAND, January 10, 1929.

During the present session the Legislature in your State, in common with practically every state legislature in the Union, is being asked to enact new aviation laws or to revise the existing laws.

Important aviation interests, the Department of Commerce Aeronautics Branch, the American Bar Association, and the Commissioners for Uniform Laws are all moving to bring about adequate state aviation laws this year.

The probable rapid growth of aviation in the next two years, before most state legislatures will meet again, creates almost an emergency requiring proper action in 1929.

We have just published a complete collection of all present state and federal aviation and airport statutes, thoroughly indexed, with all the decided cases from the earliest times to the present, and the federal regulations.

This one convenient volume is of the greatest utility to state legislative committees, state libraries, and legislative drafting bureaus.

Before legislating on this peculiarly nation-wide subject, it is vital to see just what has been done elsewhere. Our index-digest makes it easy to locate how the states and federal government have handled each type of question up to the present.

The price of the volume, 700 pages, bound in buckram, is \$10. We shall be glad to send it on five days' approval upon receiving your request.

U. S. AVIATION REPORTS, INC.

By H. W. REESE, Business Manager.

Also:

LOS ANGELES, CALIFORNIA, January 10, 1929.

To the Speaker of the State Legislature,
Capitol Building, Sacramento, California.

DEAR SIR: Enclosed please find copies of complaint filed by me in the superior court of the State of California, Los Angeles County, which is self explanatory.

As noted in lines 12 to 18, page 5, of complaint, your honorable body is involved in this matter, and I am writing to ask the Legislature to alter or reform all inconsistent laws set forth in said complaint.

I will be pleased to hear from you regarding this matter at your early convenience.

Respectfully,

MARVIN CURTIS WILLYARD.

The above communication was referred to Committee on Judiciary.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, January 14, 1929.

MR. SPEAKER: Your Committee on Attaches respectfully begs leave to report that it has carefully considered the applicants for the various positions and desires to submit the following resolution:

Resolved, that the following named persons be and they are hereby appointed and employed for the position and the per diem set opposite their respective names.

The appointment of the following named persons are to date from and including the tenth day of January, 1929:

Esther La Montagne, Stenographer.....	\$5 00
Vivian Sowles, Stenographer.....	5 00

The appointment of the following named persons to date from and including the fourteenth day of January, 1929:

Madeline Hoppin, Stenographer.....	\$5 00
Hilda Nelson, Stenographer.....	5 00
Ethel Susey, Stenographer.....	5 00
Beth Rice, Assistant History Clerk.....	5 00
Cameron Brown, Assistant Sergeant-at-Arms.....	5 00

That the following named person be stricken from the roll to date from and including the fourteenth day of January, 1929:

William Monohan, Assistant Clerk.....	\$7 00
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Said per diem to be paid out of the fund for the payment of officers and employees of the Assembly, and the Controller is hereby authorized and directed to draw warrants from said funds in favor of the above named persons for said per diem, and the said Treasurer is hereby authorized to pay the same.

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

By Mr. Speaker:

SACRAMENTO, CALIFORNIA, January 14, 1929.

Speaker Edgar C. Levey,
Capitol Building, Sacramento, California.

DEAR SIR: We have just received the following message from the head of our Aviation Division at San Francisco:

"On account of weather conditions, the proposed three day program of flying by the airplane 'Standard of California No. 1' has been postponed.

"The U. S. Weather Bureau holds out hope that by tomorrow or Wednesday the weather will clear. Therefore, it is deemed advisable to postpone the flying from Monday, Tuesday and Wednesday to Wednesday, Thursday and Friday.

"Guests of the Standard Oil Company of California invited for Monday are now requested to be at the Sacramento Municipal Airport on Wednesday; those asked for Tuesday are now asked for Thursday, and those invited for Wednesday are now asked for Friday. All guests are requested to appear at the same hour as indicated in the original invitation."

We will be exceedingly grateful to you if you will transmit this information to the members of the Assembly.

Very truly yours,

STANDARD OIL COMPANY OF CALIFORNIA.

H. B. FAIRCHILD, District Sales Manager.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. West: Assembly Bill No. 180—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years.

Bill read first time, without reference to committee.

By Mr. Woolwine: Assembly Bill No. 181—An act to amend section 274 of the Code of Civil Procedure relating to the duties and compensation of phonographic reporters for the superior court.

Bill read first time, and referred to Committee on Judiciary.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
January 11, 1929.

*To the Senate and Assembly of the State of California,
Sacramento, California.*

Assembly Bill No. 180 makes appropriation to meet the deficiency in the appropriation for legislative printing.

In my opinion the appropriation necessary for such expenditure during the remainder of the eightieth fiscal year constitutes an emergency within the meaning of article IV, section 34 of the constitution, and I therefore recommend the passage of this bill as an emergency measure.

Respectfully submitted.

C. C. YOUNG, Governor.

REQUEST FOR UNANIMOUS CONSENT.

Mr. West asked for and was granted unanimous consent to take up Assembly Bill No. 180, at this time, without reference to committee or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NUMBER ONE HUNDRED EIGHTY.

Assembly Bill No. 180—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years.

RESOLUTION.

The following resolution was offered:

By Mr. West:

Resolved. That Assembly Bill No. 180 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second, and third times, and placed upon its passage.

Mr. West moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote.

AYES—Adams, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—74.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Assembly Bill No. 180.

SECOND READING OF ASSEMBLY BILL NUMBER ONE HUNDRED EIGHTY.

Assembly Bill No. 180—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—73

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER ONE HUNDRED EIGHTY.

Assembly Bill No. 180—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 180 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—72.

NOES—None.

Title read and approved.

Bill ordered transmitted to Senate.

RECONSIDERATION.

In compliance with the notice given on a previous day, Mr. Coombs moved that the vote whereby Assembly Bill No. 168 was passed be reconsidered.

The roll was called, and the same was reconsidered by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—70.

NOES—None.

MESSAGE FROM GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

January 11, 1929

*To the Senate and Assembly of the State of California,
Sacramento, California*

Assembly Bill No. 168 makes appropriation to meet the cost of printing and distributing sponsor pamphlets for the seventy-ninth and eightieth fiscal years as required by section 5 of the Direct Primary Law.

In my opinion the appropriation necessary for such expenditure constitutes an emergency within the meaning of article IV, section 31 of the constitution, and I therefore recommend the passage of this bill as an emergency measure.

Respectfully submitted.

C. C. YOUNG, Governor.

REQUEST FOR UNANIMOUS CONSENT.

Mr. West asked for and was granted unanimous consent to take up Assembly Bill No. 168, at this time, without reference to committee, printer or file, and that the same be considered engrossed

CONSIDERATION OF ASSEMBLY BILL NUMBER ONE HUNDRED SIXTY-EIGHT.

Assembly Bill No. 168—An act making an appropriation to pay the expense of printing and furnishing pamphlets containing declarations of candidate and lists of sponsors of candidates

RESOLUTION.

The following resolution was offered:

By Mr. West:

Resolved, That Assembly Bill No. 168 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second, and third times, and placed upon its passage

Mr. West moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—70.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Assembly Bill No 168

SECOND READING OF ASSEMBLY BILL NUMBER ONE HUNDRED SIXTY-EIGHT.

Assembly Bill No. 168—An act making an appropriation to pay the expense of printing and furnishing pamphlets containing declarations of candidate and lists of sponsors of candidates.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—72.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER ONE HUNDRED SIXTY-EIGHT.

Assembly Bill No. 168—An act making an appropriation to pay the expense of printing and furnishing pamphlets containing declarations of candidate and lists of sponsors of candidates.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 168 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—68

NOES—Hornblower—1.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON RULES.

MR. SPEAKER Your Committee on Rules recommends the adoption, as the permanent rules of the forty-eighth session of the Assembly, the temporary rules adopted as printed in the Journal of Monday, January 7, 1929, as corrected by the Minute Clerk to conform to the standing rules of the forty-seventh session with the following amendments which your committee recommend be adopted:

AMENDMENT NUMBER ONE.

Rule 10 to be changed to read as follows:

Standing Committees.

10. The standing committees of the Assembly shall be as follows:

1. A Committee on Agriculture, to consist of seventeen members.
2. A Committee on Attaches, to consist of seven members.
3. A Committee on Aircraft and Aviation, to consist of eleven members.
4. A Committee on Banking, to consist of nine members.
5. A Committee on Building and Loan Associations, to consist of seven members.
6. A Committee on Civil Service, to consist of nine members.
7. A Committee on Claims, to consist of seven members.

8. A Committee on Commerce and Navigation, to consist of nine members.
9. A Committee on Conservation, to consist of nine members.
10. A Committee on Constitutional Amendments, to consist of nine members.
11. A Committee on Contested Elections, to consist of seven members.
12. A Committee on Contingent Expenses, to consist of five members.
13. A Committee on Corporations, to consist of nine members.
14. A Committee on County Government, to consist of fifteen members.
15. A Committee on Direct Legislation, to consist of seven members.
16. A Committee on Drainage, Swamp and Overflowed Lands, to consist of thirteen members.
17. A Committee on Education, to consist of thirteen members.
18. A Committee on Elections, to consist of eleven members.
19. A Committee on Engrössment and Enrollment, to consist of five members.
20. A Committee on Exhibitions and Fairs, to consist of seven members.
21. A Committee on Federal Relations, to consist of seven members.
22. A Committee on Fish and Game, to consist of fifteen members.
23. A Committee on Governmental Efficiency and Economy, to consist of eleven members.
24. A Committee on Governmental Revenues and Expenditures, to consist of five members.
25. A Committee on Hospitals and Asylums, to consist of thirteen members.
26. A Committee on Insurance, to consist of eleven members.
27. A Committee on Irrigation, to consist of twenty-one members.
28. A Committee on Judiciary, to consist of twenty-one members.
29. A Committee on Labor and Capital, to consist of thirteen members.
30. A Committee on Libraries, to consist of seven members.
31. A Committee on Live Stock and Dairies, to consist of eleven members.
32. A Committee on Manufactures, to consist of seven members.
33. A Committee on Medical and Dental Laws, to consist of nine members.
34. A Committee on Mileage, to consist of five members.
35. A Committee on Military Affairs, to consist of nine members.
36. A Committee on Mines and Mining, to consist of nine members.
37. A Committee on Motor Vehicles, to consist of twenty-one members.
38. A Committee on Municipal Corporations, to consist of thirteen members.
39. A Committee on Oil Industries, to consist of nine members.
40. A Committee on Pensions, to consist of nine members.
41. A Committee on Prisons and Reformatories, to consist of thirteen members.
42. A Committee on Public Charities and Corrections, to consist of nine members.
43. A Committee on Public Health and Quarantine, to consist of nine members.
44. A Committee on Public Morals, to consist of eleven members.
45. A Committee on Public Utilities, to consist of eleven members.
46. A Committee on Reapportionment, to consist of twenty-one members.
47. A Committee on Revenue and Taxation, to consist of fifteen members.
48. A Committee on Revision and Printing, to consist of five members.
49. A Committee on Crime Problems, to consist of seven members.
50. A Committee on Roads and Highways, to consist of fifteen members.
51. A Committee on Rules, to consist of seven members, including the Speaker.
52. A Committee on Social Service and Welfare, to consist of nine members.
53. A Committee on Soldiers and Sailors Affairs, to consist of thirteen members.
54. A Committee on State Grounds and Parks, to consist of seven members.
55. A Committee on Teachers Colleges, to consist of seven members.
56. A Committee on Universities, to consist of seven members.
57. A Committee on Ways and Means, to consist of twenty-one members.

AMENDMENT NUMBER TWO.

Rule No. 37 to be changed as follows:

Amendment of Bills on Third Reading.

37. Amendments may be received for consideration on the third reading of any bill.

AMENDMENT NUMBER THREE.

Rule No. 75 to be changed to read as follows:

Form for Printed Amended Bills.

75. All bills amended either in committee or on the floor of the House shall be immediately reprinted; the omission of any matter to be indicated by the printing of the matter to be omitted in type having the single horizontal line through the center and new matter to be indicated by being printed in italics.

JONES, Chairman.

Amendments read.

The question being on the adoption of the amendments.

Amendments adopted.

The question being on the adoption of the standing rules of the Assembly, as amended.

The roll was called, and the standing rules of Assembly, as amended, adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliya, Parkman, Paterson, Reindollar, Roberts, Roland, Scofield, Seudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None

STANDING RULES OF THE ASSEMBLY.

CONVENING AND ORDER OF BUSINESS

Hours of Meeting.

1. The sessions of the Assembly shall be daily (Sundays excepted), beginning at nine o'clock and thirty minutes a.m. After the constitutional recess, a recess shall be taken daily at the hour of twelve o'clock noon until the hour of one o'clock and thirty minutes p.m., unless otherwise ordered by a vote of the House.

Speaker to Call House to Order.

2. The Speaker, or, in his absence, the Speaker pro tempore, shall take the chair precisely at the hour appointed for meeting, and shall immediately call the House to order. In the absence of both the Speaker and Speaker pro tempore, the Chief Clerk, or an assistant, shall call the House to order whereupon a Chairman shall be elected from among the members to preside.

Order of Business.

3. The order of business of the Assembly shall be as follows:

1. Roll Call.
2. Prayer by the Chaplain.
3. Reading and Approval of the Journal
4. Presentation of Petitions.
5. Reports of Standing Committees
6. Reports of Select Committee.
7. Messages from the Governor.
8. Messages from the Senate.
9. Introduction and Reference of Bills.
10. Motions and Resolutions.
11. Special Orders of the Day.
12. Unfinished Business of the Preceding Day.
13. Business on Special File, Second Reading, and Third Reading of Bills.
14. Business on General File, Second Reading, and Third Reading of Bills
15. Announcements of Committee Meetings
16. Adjournment.

Priority of Business.

4. All questions relating to the priority of business shall be decided without debate.

Motion to Adjourn

5. A motion to adjourn shall always be in order, except during roll call. The Clerk shall enter on the Journal the name of any member moving an adjournment, also the hour at which the motion was made and adjournment taken.

When a motion is made and seconded to adjourn, it shall be in order for the Speaker, before putting the question, to permit any member to state any fact to the House relating to the condition of the business of the House, which would seem to render it improper to adjourn at that time. Such statement, however, shall not be debatable, and such statement or statements shall not, in any case, occupy more than two minutes

DUTIES OF THE SPEAKER.

Speaker to Preserve Order; to Decide Points of Order; and May Speak on Same

6. The Speaker shall preserve order and decorum; may speak to points of order in preference to other members, rising from his seat for that purpose; and shall decide questions of order, subject to an appeal to the House by any member, on which appeal no member shall speak more than once, unless by leave of the House.

Speaker to Have Direction of the Hall; May Call Any Member to the Chair.

7. The Speaker shall have general direction of the hall. He shall have a right to name any member to perform the duties of the Chair, but such substitutions shall not extend beyond an adjournment. He shall have the control and direction of the journals, papers and bills of the Assembly. He shall have the power to see that all

officers of the Assembly perform their respective duties, and may assign places to properly accredited newspaper representatives.

Speaker to Sign Resolutions, etc., Attested by the Clerk.

8. All acts, addresses, and joint resolutions shall be signed by the Speaker, and all writs, warrants, and subpoenas issued by order of the House shall be under his hand, attested by the Clerk.

COMMITTEES OF THE ASSEMBLY.

Committees to be Appointed by Speaker.

9 All committees shall be appointed by the Speaker, unless otherwise ordered by the House.

Standing Committees.

10. The standing committees of the Assembly shall be as follows:

1. A Committee on Agriculture, to consist of seventeen members
2. A Committee on Attaches, to consist of seven members.
3. A Committee on Aircraft and Aviation, to consist of eleven members.
4. A Committee on Banking, to consist of nine members.
5. A Committee on Building and Loan Associations, to consist of seven members.
6. A Committee on Civil Service, to consist of nine members.
7. A Committee on Claims, to consist of seven members
8. A Committee on Commerce and Navigation, to consist of nine members
9. A Committee on Conservation, to consist of nine members.
10. A Committee on Constitutional Amendments, to consist of nine members
11. A Committee on Contested Elections, to consist of seven members.
12. A Committee on Contingent Expenses, to consist of five members.
13. A Committee on Corporations, to consist of nine members
14. A Committee on County Government, to consist of fifteen members.
15. A Committee on Direct Legislation, to consist of seven members
16. A Committee on Drainage, Swamp and Overflowed Lands, to consist of thirteen members.
17. A Committee on Education, to consist of thirteen members.
18. A Committee on Elections, to consist of eleven members
19. A Committee on Engrossment and Enrollment, to consist of five members.
20. A Committee on Exhibitions and Fairs, to consist of seven members
21. A Committee on Federal Relations, to consist of seven members
22. A Committee on Fish and Game, to consist of fifteen members
23. A Committee on Governmental Efficiency and Economy, to consist of eleven members.
24. A Committee on Governmental Revenues and Expenditures, to consist of five members.
25. A Committee on Hospitals and Asylums, to consist of thirteen members
26. A Committee on Insurance, to consist of eleven members.
27. A Committee on Irrigation, to consist of twenty-one members.
28. A Committee on Judiciary, to consist of twenty-one members.
29. A Committee on Labor and Capital, to consist of thirteen members
30. A Committee on Libraries, to consist of seven members.
31. A Committee on Live Stock and Dairies, to consist of eleven members.
32. A Committee on Manufactures, to consist of seven members.
33. A Committee on Medical and Dental Laws, to consist of nine members
34. A Committee on Mileage, to consist of five members
35. A Committee on Military Affairs, to consist of nine members
36. A Committee on Mines and Mining, to consist of nine members.
37. A Committee on Motor Vehicles, to consist of twenty-one members.
38. A Committee on Municipal Corporations, to consist of thirteen members.
39. A Committee on Oil Industries, to consist of nine members.
40. A Committee on Pensions, to consist of nine members
41. A Committee on Prisons and Reformatories, to consist of thirteen members.
42. A Committee on Public Charities and Corrections, to consist of nine members.
43. A Committee on Public Health and Quarantine, to consist of nine members.
44. A Committee on Public Morals, to consist of eleven members
45. A Committee on Public Utilities, to consist of eleven members.
46. A Committee on Reapportionment, to consist of twenty-one members
47. A Committee on Revenue and Taxation, to consist of fifteen members
48. A Committee on Revision and Printing, to consist of five members
49. A Committee on Crime Problems, to consist of seven members.
50. A Committee on Roads and Highways, to consist of fifteen members
51. A Committee on Rules, to consist of seven members, including the Speaker
52. A Committee on Social Service and Welfare to consist of nine members

53. A Committee on Soldiers and Sailors Affairs, to consist of thirteen members.
54. A Committee on State Grounds and Parks, to consist of seven members.
55. A Committee on Teachers Colleges, to consist of seven members.
56. A Committee on Universities, to consist of seven members.
57. A Committee on Ways and Means, to consist of twenty-one members.

Special Standing Committees.

11. In addition to the regular standing committees of the Assembly, there shall be special standing committees, as follows:

1. A Committee on Revision and Printing, to consist of five members, as provided in the Joint Rules of the Senate and Assembly.
2. A Committee on Introduction of Bills after the constitutional recess, to consist of three members.

Schedules for Committee Meetings.

12. The Speaker shall be empowered to propose to the Assembly such schedules for regular meetings of the standing committees as shall permit a full attendance of their members without conflict of committee engagements.

Quorum of Standing Committees.

13. Each standing committee shall determine its own quorum and the number of affirmative votes necessary to report a bill out of committee; *provided*, that not less than a majority of all members constituting such committee shall in any case constitute such quorum, nor shall less than the affirmative votes of a majority of all members constituting such committee be sufficient to report a bill out of committee.

COMMITTEE OF THE WHOLE.

Appropriations of Money to be Considered in Committee of the Whole.

14. All bills making appropriations of money may be considered in a Committee of the Whole House while on second reading by demand of five or more members.

Proceedings of Committee of the Whole House.

15. In forming a Committee of the Whole House, the Speaker, as chairman or a chairman to be named by the Speaker, shall preside. Bills committed to a Committee of the Whole House shall, in Committee of the Whole, be read by sections. All amendments shall be noted and reported to the Assembly by the chairman. After being reported to the Assembly, the bill shall again be subject to amendment before a vote on the report is taken.

Rules in Committee of the Whole.

16. The rules of the Assembly shall be observed in Committees of the Whole, as far as may be applicable, except limiting the time of speaking and except that the ayes and noes need not be taken.

Motion to Rise Decided Without Debate.

17. A motion that the committee rise shall always be in order, and shall be decided without debate.

SPECIAL DUTIES OF CERTAIN COMMITTEES.

Committee on Engrossment and Enrollment.

18. It shall be the duty of the Committee on Engrossment and Enrollment to compare all bills, constitutional amendments, and concurrent and joint resolutions, ordered or considered engrossed by this House with the engrossed copies thereof; and, before they pass out of the possession of this House, see that the engrossed bill is a true copy of the original, with such amendments as may have been made thereto; and said committee shall see that all engrossed bills are reported back in the order in which they were ordered engrossed.

Engrossing and Enrolling Bills.

19. The Engrossing and Enrolling Clerk shall engross and enroll the bills, constitutional amendments, and joint and concurrent resolutions which shall come to his hands for such purposes, in compliance with the provisions of section 539 of the Political Code, and in the order of time in which the same shall be acted upon by the House. All Assembly bills, constitutional amendments and joint and concurrent resolutions shall be engrossed before final action is taken on them in the Assembly, and the report of such engrossment must be made to the Assembly on a day previous to the day on which such final action is taken.

Reports of Committee on Engrossment and Enrollment.

20. It shall be in order for the Committee on Engrossment and Enrollment to report at any time.

Committee on Ways and Means.

21. It shall be the duty of the Committee on Ways and Means to take into consideration all reports of the State officers and State boards or State commissions, and all propositions relative to the revenue of the State, as may be referred to them by the Assembly; to inquire into the state of the revenue and expenditures of the

State, and report from time to time their opinion thereon. All bills for the appropriation of money, which were not at first referred to the Committee on Ways and Means, shall be reported to the House by the committees having them under consideration, and shall thereupon, without motion, be referred to the Committee on Ways and Means; and said committee shall consider and report thereon the amount of appropriation required. The Committee on Ways and Means shall, from time to time, at least once in two weeks, report to the House the exact condition of legislation involving appropriations, and the aggregate amount of all the proposed appropriations pending.

Committee's Report on Sine Die Adjournment.

22. Concurrent resolutions for adjournment sine die shall in all cases, whether originating in the House or coming from the Senate, be referred to the Committee on Ways and Means. That committee shall report upon any such concurrent resolution not later than the next legislative day and with regard to the status of the general appropriation bill and tax levy.

Committee on Contested Elections.

23. It shall be the duty of the Committee on Contested Elections to examine and report upon the certificates of election or other credentials of such members returned to serve in this House, as may have their seats contested, and to take into their consideration all such petitions and other matters touching elections and returns as shall or may be presented or come into question, and be referred to them by the House, or the Speaker thereof.

Committee on Attaches.

24. The Committee on Attaches shall assign the committee clerks and the official stenographers of the House to the various committees and, on recommendation of the Chief Clerk, shall have the authority to reassign any clerk or attache under him to special duties or other committees, when the necessity arises.

The Committee on Attaches, in cooperation with the Chief Clerk and Sergeant-at-Arms shall exercise general supervision over and shall systematize the work of all attaches.

The Committee on Attaches shall see to it that attaches shall not receive their per diem until they have been sworn in, and that the per diem of attaches shall be forfeited for each day on which they are absent from their duties without excuse from the authority delegated by the committee.

All assignments of committee clerks and stenographers made by the Committee on Attaches under this rule shall be reported to the House and entered in the Journal.

DUTIES OF ASSEMBLY OFFICERS AND ATTACHES.

Duties of Chief Clerk.

25. The Chief Clerk shall have charge and supervision of all the clerical business of the Assembly. He shall perform the duties imposed on him by law and the rules of the Assembly. Subject to the provisions of Rule 67, he and his assistants shall read from the desk only such matter as the Speaker shall direct. He shall have the supervision of all the clerks and assistants at the desk, of all bill clerks, bill filers, stenographers, and of all committee attaches, and all pages, and shall be responsible for their performance of and regular attendance upon their duties and shall have power to suspend any such clerk or attache under him for dereliction of duty, and shall report to the Committee on Attaches such suspension and the cause thereof. Said suspended clerk or attache shall not receive any pay during the time of such suspension. The Committee on Attaches shall have the power to relieve the attache or clerk of his suspension, and shall have the power, subject to the approval of the House, to remove any clerk or attache for incompetency or for wilful neglect of duty. The Chief Clerk shall not permit any records or papers to be taken from the desk, or out of his custody, by any person except a chairman of a committee; but he shall deliver any bill or paper to be printed to the Superintendent of State Printing, and all bills ordered engrossed or enrolled to the Committee on Engrossment and Enrollment, and take receipts therefor.

Duties of the Sergeant-at-Arms.

26. The Sergeant-at-Arms shall attend the House during its sittings, execute the commands of the Speaker of the House, and serve all processes issued by authority thereof directed to him by the Speaker. He shall be sworn to keep the secrets of the House. He shall also have supervision over the Assistant Sergeant-at-Arms and gatekeepers and shall be responsible for their performance of and regular attendance upon their duties, and shall have power to suspend any such attache under him for dereliction of duty, and shall report to the Committee on Attaches such suspension and the causes thereof. Said suspended attache shall not receive any pay during the time of such suspension. The Committee on Attaches shall have power to relieve the attache of his suspension and shall have the power, subject to the approval of the House, to remove any attache for incompetency or for wilful neglect of duty. The Sergeant-at-Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, and journals and histories, when printed, on the desks of members at least one hour previous to the opening of the session.

Expenses of Sergeant-at-Arms.

27. The Sergeant-at-Arms shall receive his actual traveling expenses for himself or a special messenger when executing any process issued by the House or by any officer or committee thereof.

Assistant Sergeant-at-Arms to be Doorkeeper.

28. The Assistant Sergeant-at-Arms who is designated to be the doorkeeper shall be sworn to keep the secrets of the House.

Compensation of Attaches.

29. No attache of the Assembly shall demand or receive from any person any compensation other than that provided by law for services performed as such attache.

INTRODUCTION OF BILLS.

Introduction and Reading of Bills.

30. Any member desiring to introduce a bill shall rise in place and address the Speaker, and upon being recognized shall present the same. It shall then be numbered and read the first time at the Clerk's desk and referred to a standing committee, and be printed, and a copy placed upon the desk of each member. Every bill shall be read at length on three several days previous to its passage, unless in case of urgency two-thirds of the House shall, by vote of ayes and noes, dispense with this provision. The Speaker shall give notice at each reading, whether it is the first, second or third reading. All bills to appropriate money for contingent purposes shall be presented by the Committee on Ways and Means. The chairman or clerk of each committee of the Assembly shall notify the author of any bill or proceeding pending before such committee of the hour and place of hearing or acting upon such bill or proceeding.

Joint and Concurrent Resolutions and Constitutional Amendments.

31. Joint and concurrent resolutions shall be treated the same as bills; *provided*, that they shall be read but once, and that after they have been reported by a committee; *and provided, further*, that the ayes and noes shall not be called upon the adoption of concurrent resolutions, except those presenting charter amendments, unless regularly demanded, or required by statute or the constitution. Proposed amendments to the constitution shall be treated the same as bills; *provided*, they shall be read but once, and only after they have been reported by a committee. All bills, constitutional amendments, and joint and concurrent resolutions may be amended by a majority of those voting.

Procedure on First Day of Introducing Bills.

32. In each legislative session on the first day when bills are introduced, under the "Order of Business" or "Introduction and Reference of Bills," the roll shall be called from A to Z and then back again from Z to A, and as each member's name is called, he shall have the privilege of introducing one bill, constitutional amendment, joint or concurrent resolution. After these two roll calls, bills, constitutional amendments, joint or concurrent resolutions shall be introduced by members on recognition of the Speaker, as provided by the rules of the Assembly; and all bills, constitutional amendments or joint or concurrent resolutions introduced before the standing committees of the Assembly are appointed, shall be referred to committees. references to take effect when the committees shall be appointed.

Introduction of Bills by Committee.

33. Any committee may introduce a bill appertaining to any subject coming within its consideration, whereupon it shall be read the first time and placed upon the proper second-reading file. When such bill is designed to be a substitute for one or more Assembly bills, the bills for which it is such a substitute shall, by a majority vote of the House, be deemed withdrawn, and shall not appear upon the file. Upon the introduction of a bill by a committee, it shall be numbered as a new bill, read, ordered printed, and placed upon the Assembly file for further action.

Introduction of Bills After Constitutional Recess.

34. Immediately upon convening after the constitutional recess the Speaker shall appoint a standing Committee on Introduction of Bills, to consist of three members.

All motions for leave to introduce bills after the constitutional recess shall be sent to the desk in writing, under the order of "Introduction of Bills," and at no other time. The motion shall give the title of the bill, and shall be accompanied by the bill. The bill shall thereupon be referred to the Committee on Introduction of Bills.

Joint and concurrent resolutions and constitutional amendments shall not be referred to the Committee on Introduction of Bills, and shall not require a vote to authorize their introduction.

The committee shall examine bills referred to it with particular reference to the question as to whether there is already any bill in either House of the same character which might be amended to effect the results sought, and generally as to the advisability of introducing the measure.

The committee shall report upon each bill so referred to it on the same legislative day. The report shall be made at the conclusion of the consideration of the Senate Special File.

The committee may, in its discretion, incorporate more than one bill in the resolution to grant leave to introduce, incorporating in the resolution the title of each bill in full, and the roll shall be called upon the adoption of the resolution and no resolution to introduce any such bill shall be adopted without the consent of three-fourths of the members of the Assembly.

If a division of the question is demanded upon the introduction of any particular bill, the division shall be allowed, and the roll called separately upon the bill. The author of any bill shall have not more than ten minutes within which to speak to the question of the introduction of his bill and the Committee on Introduction of Bills may have the same time for reply.

Reference of Bills.

35. At the time of introduction the Speaker shall first indicate to what committee a bill or resolution ought to be referred, and it shall be so referred, unless upon a motion, without debate, the Assembly by a majority vote refer it to some other committee. A motion to re-refer a bill shall be debatable as to the propriety of such re-reference.

Order of Reference.

36. When a motion is made to refer any subject, and different committees shall be proposed, the question shall be taken in the following order:

- The Committee of the Whole House.
- A Standing Committee.
- A Select Committee.

Amendment of Bills on Third Reading.

37. Amendments may be received for consideration on the third reading of any bill.

Reference of Senate Bills.

38. When a Senate bill has been received by the House with a message announcing that the same has passed the Senate, such bill shall be referred to a standing committee; *provided, however*, that when a Senate bill is received the provisions of which are stated by a member to be identical with those of an Assembly bill which has already been considered and reported by a committee of the Assembly, such Senate bill shall be referred to the Committee on Engrossment and Enrollment for comparison which committee shall report on the next legislative day whether or not said bill is identical with the Assembly bill, and if reported identical, shall be read the second time, be substituted for the Assembly bill (the latter being considered withdrawn), shall take the latter's place on the Assembly file, and be considered as having received the same recommendation of the Assembly committee; *provided*, that the fact that the bills are identical shall be entered in the Journal.

Bills to be Reported Back to Committees

39. All committees shall act upon bills, constitutional amendments and resolutions referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Assembly forthwith, and the chairman of each committee is charged with the observance of this rule, *provided*, that the Assembly may at any time, by a majority vote of all its members, recall a bill, constitutional amendment or resolution from any committee.

ORDER OF CONSIDERING BILLS.

Order of Making File.

40. Upon the introduction of bills they shall be read the first time, and referred to committees as provided in Rule 30. When reported back they shall be placed upon the General File, to be kept by the Clerk, as follows: All bills when reported to the House by the committees, except such bills as are by the report re-referred to another committee, shall be placed at the foot of the second-reading file, in the order in which the reports are made, and after the second reading they shall be placed at the foot of the third-reading file, in the order of reading, and precedence shall be given in the consideration of bills in the following order: Second-reading file and third-reading file, unless otherwise ordered by unanimous consent or by two-thirds vote of the House. The bills upon third reading shall be considered in the order in which they appear upon the file, unless otherwise ordered by unanimous consent or by vote of majority of the members present, such vote to be taken by roll call; *provided*, that if a bill is passed on file for any reason, other than the absence of the author by leave of the Assembly, note of the fact shall be made in the General File, and when passed on file the second time the bill shall be ordered to the foot of the file, and notice of the fact of the bill having been passed on file prior to the order placing it at the foot of the file shall be omitted from the General File. The Clerk shall post, in a conspicuous place in the chamber, a daily statement of the bills on the General File, setting forth the order in which they were filed, and specifying the alterations arising from the disposal of business each day.

Order Making Special File.

41. The Clerk shall, from time to time, make up a file, to be known as the Special File, on which he shall place bills relating to appropriations for the support of the State government and State institutions, revenue, election laws and constitutional amendments, in the order named, and in the order in which the same may be reported

to the Assembly, and he shall place no other bills thereon, nor shall any bill on the General File be substituted for any bill thereon

Ordering Bills to Third Reading.

42. After being read the second time bills shall be ordered by the Speaker to third reading (or, in the case of Assembly bills, to engrossment and third reading). When any member makes objection to any bill thus being ordered to third reading, the final question for such bill shall be, "Shall the bill be ordered to third reading?"

Bills Considered During Last Seven Days.

43. No Assembly bill shall be passed by the Assembly within seven days of the time set for adjournment sine die of the two houses of the Legislature, unless permission to vote on such bill be granted by a three-fourths vote of the Assembly after being recommended by the Speaker of the Assembly.

QUESTIONS AND MOTIONS.

Precedence of Motions During Debate.

44. When a question is under debate, or before the House, no motion shall be received but: To adjourn; to lay on the table; for the previous question; to postpone to a day certain; to commit or amend; to postpone indefinitely; which several motions shall have precedence in the order in which they are named, but the first three shall be decided without debate; and no motion to postpone to a day certain, to commit, or to postpone indefinitely, being decided, shall again be allowed on the same day and at the same stage of the proceedings. A motion to strike out the enacting clause of a bill shall have preference over a motion to amend, and, if carried, shall be considered equivalent to its rejection. A dilatory motion shall not be considered intervening business within the meaning of parliamentary usage.

Division of Questions.

45. Any member may call for a division of the question, which shall be divided if it comprehend propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the House. A motion to strike out being lost, shall preclude neither a motion to add to nor a motion to strike out and insert.

Substitute.

46. A motion to substitute shall be deemed and held to be a motion to amend, and be treated in all respects as such.

Subjects Different from the One Under Consideration.

47. No motion or proposition on a subject different from that under consideration shall be admitted as an amendment.

Question Indefinitely Postponed.

48. When a question is postponed indefinitely, the same shall not again be introduced during the session.

PROCEDURE OF DEBATE.

Motions to be Stated by Speaker, and if Desired Shall be Reduced to Writing, or May be Withdrawn.

49. No motion shall be debated until the same be seconded and distinctly announced by the Speaker; and it shall be reduced to writing, if desired by the Speaker, or any member, and be read by the Clerk, before the same shall be debated. A motion may be withdrawn, by leave of the House, at any time before amendment or decision.

Order in Speaking to Questions.

50. Every member, when he speaks, shall, standing in his place, address "Mr. Speaker," and when he has finished he shall sit down. No member shall speak more than twice during the consideration of any one question, of whatever nature, on the same day and at the same stage of proceedings, without leave being granted, except the author of a bill or resolution, or mover of a question, who shall have the right to close the debate. No member shall be allowed to speak more than fifteen minutes upon any question except by leave of the House, and except further, the author shall be allowed fifteen minutes to open and fifteen minutes to close.

Speaker to Decide Who is Entitled to the Place

51. When two or more members shall rise at once, the Speaker shall name the member who is first to speak.

Calling Members to Order When Transgressing Rules

52. If any member, in speaking or otherwise, transgresses the rules of the House, the Speaker shall, or any member may, call to order; in which case the member so called to order shall immediately sit down, unless permitted to explain; and if called to order by a member, such member shall immediately state the point of order. If the point of order be sustained by the Chair, the member shall not be allowed to proceed; but if it be not sustained, then he shall be permitted to go on. Every such decision from the Chair shall be subject to an appeal to the House, but no discussion of a question of order shall be allowed, unless an appeal be taken from the decision of the Chair.

Called to Order for Offensive Words in Debate.

53. If any member be called to order for offensive words spoken in debate, the person calling him to order shall report the words excepted to, and they shall be taken down in writing at the Clerk's table; and no member shall be held to answer, or be subject to censure of the House, for language used in debate, if any member has spoken or other business has intervened after the words spoken and before exception to them shall have been taken.

THE PREVIOUS QUESTION.

Previous Question Demanded.

54. The previous question shall be put only when demanded by five members.

Manner of Putting the Previous Question.

55. The previous question shall be in this form: "Shall the main question be now put?" And its effect, when sustained by a majority of the members present, shall be to put an end to all debate and bring the House to a vote on the question or questions before it.

Questions of Order After Previous Question is Ordered.

56. All incidental questions of order arising after a motion is made for the previous question, and pending such motion or previous question, shall be decided (whether on appeal or otherwise) without debate; *provided*, that after the previous question shall have been ordered, ten minutes shall be allowed for explanation of the matters covered by the previous question, of which five minutes shall be given to the member moving the previous question, and five minutes to those opposed thereto.

VOTING BY ASSEMBLY.

Calling Ayes and Noes.

57. The ayes and noes shall be taken on the final passage of all bills, and when called for by five members on other questions, and every member within the bar of the House, when his name is called, shall (unless for special reasons he be excused) declare openly and without debate, his vote. In taking the ayes and noes, and upon call of the House, the names of the members shall be taken alphabetically, and the Clerk shall enter on the Journal the names of those demanding the ayes and noes.

Members at Clerk's Desk.

58. No member, or other person shall remain by the Clerk's table while the ayes and noes are being called, or while the votes are being counted.

Voting on Question When Interested.

59. No person shall vote on any question in the result of which he is personally interested or involved.

Division and Count of House.

60. Upon a division and count of the House on any question, no person without the bar shall be counted.

Explaining or Changing Vote

61. No member shall be allowed to explain his vote or discuss the question while the ayes and noes are being called, and no member shall be allowed to change his vote after the vote is announced by the Chair.

Election by House.

62. In all cases of election by the House, the vote shall be taken viva voce.

Notice of Reconsideration of Vote.

63. On the day succeeding that on which a final vote on any bill, constitutional amendment, or resolution has been taken, said vote may be reconsidered on the motion of any member: *provided*, a notice of intention to move such reconsideration shall have been given on the day on which such final vote was taken, by a member voting with the successful side, and it shall not be in order for any member to move a reconsideration on the day on which such final vote was taken. Said motion of reconsideration shall have precedence over every other motion, except a motion to adjourn. No notice of reconsideration shall be in order on the day preceding the last day of the session. No motion to reconsider shall be adopted, except upon a roll call, and it shall require forty-one votes to adopt the motion.

MESSAGES, PETITIONS AND PAPERS.

Messengers May be Introduced.

64. Messengers may be introduced at any stage of business except while a question is being put, while the ayes and noes are being called, while the ballots are being counted, or while a member is addressing the House.

Messages from the Governor and Senate.

65. Messages from the Governor and from the Senate may be considered at any time by a vote of the House or by unanimous consent.

Petitions to be Presented with a Brief Statement of Contents.

66. Whenever petitions, memorials, or other papers addressed to the House are presented by a member, a brief statement of the contents thereof shall be made verbally by the introducer. They shall not be debated on the day of their being presented, but shall lie on the table, or be referred, as the House shall determine.

Reading of Papers.

67. When the reading of a paper is called for, except petitions, and the same is objected to by a member, such reading shall be determined by a vote of the House, without debate, upon brief statement of its substance by the Speaker.

THE ASSEMBLY CHAMBER.

Persons Admitted to the Floor.

68. No persons except Senators, State officers, Governors and ex-Governors of the State, members of Congress, Judges of the Supreme, Appellate and Superior Courts, ex-Senators and ex-Assemblymen, members of the press when accredited by their respective journals, attaches when actually engaged in work for the Assembly or a member thereof, and the wife, husband, or child of a member, shall be admitted within the Assembly Chamber, except in the gallery, during the sessions of the Assembly; *provided, however*, any other guest of any member may be admitted to the floor of the Assembly, but to no other part of the floor than to a seat at the desk of said member, and *provided, also*, that such admission of said guest shall be only by written permission of said member, countersigned by the Speaker, such permission being good only for the session of the day on which it is given, the names of such member and guest to be entered in the Journal when specifically requested by such member. At the convening of the Assembly in the morning, or after recess, all present except those covered by this rule shall retire from the floor of the Assembly. No one except the Sergeant-at-Arms or his deputies shall be allowed to remain in the lobby behind the rail at any time.

No Lobbying in the Assembly Chamber.

69. No person engaged in presenting to the Assembly or its committees any business, or claim, or legislation, shall be permitted to engage in such business in the Assembly Chamber, or be permitted on the floor of the Assembly at any time while the Assembly is in session, unless seated beside a member upon his invitation; and any person transgressing this rule shall be removed from the floor of the Assembly and be debarred from the privilege of the floor during the remainder of the entire session. The Speaker is charged with the enforcement of this rule. This rule can not be suspended except by a two-thirds vote of the entire Assembly.

Speaker May Order the Galleries and Lobby Cleared.

70. In case of any disturbance or disorderly conduct in the galleries or lobby, or whenever he shall deem it necessary, the Speaker (or Chairman of the Committee of the Whole House) shall have power to order the same to be cleared.

Smoking in the Assembly Chamber.

71. No smoking shall be allowed within the Assembly Chamber during the session of the House; *provided*, this rule may be suspended by a vote of the majority of the members present, without notice or reference to committee.

Use of Assembly Chamber.

72. The Assembly room shall not be used for any public or private business other than legislative, except by consent of a majority of the House

LEGISLATIVE PRINTING.

Printing of Bills

73. One thousand five hundred copies of all bills, and as many additional copies as the House shall order, shall be printed. The Chief Clerk or Sergeant-at-Arms shall be required to certify to the receipt by the House of all such printed matter and quantity thereof.

Printing Extra Number of Bills, etc

74. A proposition to print an extra number of any document or other matter shall lie on the table one day for consideration, unless otherwise ordered by consent of the House

Form for Printed Amended Bills.

75. All bills amended either in committee or on the floor of the House shall be immediately reprinted, the omission of any matter to be indicated by the printing of the matter to be omitted in type having the single horizontal line through the center and new matter to be indicated by being printed in italics.

Printing of Maps.

76. Maps accompanying documents shall not be printed under the general order to print, without the special direction of the House.

Filling Blanks.

77. In filling up blanks the least sum and shortest time shall be put first.

MISCELLANEOUS PROVISIONS.

Protest of Members.

78. It shall be in order for any member or members to protest against the action of the House, and have such protest entered in the Journal

Personal Explanation.

79. Any member may rise to explain a matter personal to himself, with leave of the Chair, but shall not discuss a question in such explanation.

Right to Address Assembly.

80. No one except a member of the Assembly shall be permitted to address the Assembly except in the Committee of the Whole.

Call of the House.

81. Upon a motion being carried for a call of the House the Speaker shall immediately order the doors to be closed, and shall direct the Clerk to call the names of the absentees as disclosed by the last previous roll call. Thereupon no one shall be permitted to leave or enter the Assembly Chamber except by written permission of the Speaker, or except such members as are taken into custody as herein provided. Those members who are found to be absent and for whom no excuse or insufficient excuses are made, may, by order of those present, be taken into custody, as they appear, or may be sent to, and then taken into custody by the Sergeant-at-Arms wherever found, or by special messenger to be appointed for that purpose. In the absence of a quorum, a majority of the members present may order a roll call of the House and compel the attendance of absentees in the manner above provided. No recess can be taken during a call of the House; *provided, however,*, that during a call of the House it may consider and transact any matter or business that the members then present shall unanimously decide to consider, but no call of the House shall be had, during the call of the House, on any matter so taken up or considered while the House is under call. When a call of the House is ordered, pending completion of a roll call, the pending roll call shall become unfinished business, the consideration of which shall be continued until further proceedings under the call of the House are dispensed with, when it will forthwith become the order of business before the Assembly.

Members Absenting Themselves.

82. No member shall absent himself from attendance at a session of the House without the leave of the House, and no member shall obtain leave of absence, or be excused without a vote of two-thirds of the House, or by unanimous consent.

Fees for Witnesses.

83. Witnesses summoned to appear before the House or any of its committees shall be paid as follows: For each day a witness shall attend, the sum of three dollars, for each mile he shall travel in coming to and going from the place of examination, the sum of ten cents. No mileage shall be paid, except where the witness has actually traveled for the purpose of giving testimony.

No Committee Expenditures Permitted.

84. No member of any committee shall be permitted to incur any expense by visiting any part of the State on official business, except that the chairman of the Committee on Ways and Means shall, during the constitutional recess, be allowed his actual expenses while on such business.

RULES ON PROCEDURE

Parliamentary Rules.

85. The rules of parliamentary practice contained in Robert's Rules of Order shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the Standing Rules and Orders of the House and the Joint Rules of the Senate and Assembly.

Suspending and Changing Rules

86. No standing rule or order of the House shall be rescinded or changed without a vote of two-thirds of the members of the Assembly, and one day's notice being given of the motion therefor; *provided,* that the Committee on Rules may at any time, except during a roll call, report a temporary rule providing for the consideration of any bill on the files of the House belonging to either of the following classes:

1. Bills affecting the State government, its revenues, its various departments or commissions or appropriations therefor.
2. Bills affecting county and township governments, or roads and highways.
3. Bills affecting town, city, city and county governments, or the municipal affairs of the same.
4. Bills amending election or primary election laws.
5. Constitutional amendments.
6. Bills amending or repealing the Codes, or sections thereof.

Such temporary rule shall provide when a bill so selected shall be taken up for consideration, and the time when final vote shall be taken thereon and pending amendments thereto, if there be any.

It shall always be in order to call up for consideration such report. The same shall be subject to amendments by the House.

On the adoption of such temporary rule by the House by a two-thirds vote thereof, if the bill be on third reading, and by a majority vote of the members elected to the House, if otherwise, such bill shall thereupon be made the special order for the time fixed therein.

A rule or order may be suspended temporarily by a vote of two-thirds of the members present, except Rule 43 and that portion of Rule 30 relating to third reading of bills. A motion or resolution proposing to increase or diminish a standing committee shall not be adopted until the same has been referred to the Committee on Rules.

The Committee on Rules may also, at any time, report a temporary rule or regulation. When such temporary rule or regulation shall have been adopted by a two-thirds vote of the House it shall have the effect, for the time being, of a standing rule, and if such temporary rule shall be in conflict with a standing rule it shall supersede said standing rule for the time being and shall be enforced by the Speaker.

RECESS.

At twelve o'clock and thirty minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.
Speaker Levey in the chair.
Assistant Clerk Gloss reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read :

SENATE CHAMBER, SACRAMENTO, January 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day as case of urgency passed Assembly Bill No 168—An act making an appropriation to pay the expense of printing and furnishing pamphlets containing declarations of candidate and lists of sponsors of candidate;

Also: Assembly Bill No. 180—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years.

J. A. BEEK, Secretary of Senate.

The above reported bills ordered to print, and enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, January 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No 3—An act making an appropriation to meet the deficiency in the appropriation for the mileage of State Senators for the seventy-ninth and eightieth fiscal years.

J. A. BEEK, Secretary of Senate.

The above reported bill referred to Committee on Ways and Means.

Also:

SENATE CHAMBER, SACRAMENTO, January 14, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No 6—Approving certain amendments to the charter of the county of Alameda, State of California;

Also: Senate Concurrent Resolution No. 7—Approving certain amendments to the charter of the city of Piedmont, a municipal corporation in the county of Alameda, State of California, voted for and ratified by the qualified electors of said city at the general municipal election, held therein on the ninth day of April, 1928.

J. A. BEEK, Secretary of Senate.

By FRANCIS E DALIN, Assistant Secretary.

REQUEST FOR UNANIMOUS CONSENT

Mr. Roland asked for and was granted unanimous consent to take up Senate Concurrent Resolution No 6, at this time, without reference to committee.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER SIX.

Senate Concurrent Resolution No. 6—Approving certain amendments to the charter of the county of Alameda, State of California
Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 6 adopted by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None

Title read and approved.

Senate Concurrent Resolution No. 6 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No 6.

Approving certain amendments to the charter of the county of Alameda, State of California

REQUEST FOR UNANIMOUS CONSENT.

Mr. Roland asked for and was granted unanimous consent to take up Senate Concurrent Resolution No 7, at this time, without reference to committee

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER SEVEN.

Senate Concurrent Resolution No. 7—Approving certain amendments to the charter of the city of Piedmont, a municipal corporation in the county of Alameda, State of California, voted for and ratified by the qualified electors of said city at the general municipal election, held therein on the ninth day of April, 1928

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No 7 adopted by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved

Senate Concurrent Resolution No. 7 ordered transmitted to the Senate

SENATE CONCURRENT RESOLUTION NO. 7.

Approving certain amendments to the charter of the city of Piedmont, a municipal corporation in the county of Alameda, State of California, voted for and ratified by the qualified electors of said city at the general municipal election, held therein on the ninth day of April, 1928.

MOTION TO WITHDRAW BILL.

Mr. Eddy moved that Assembly Bill No. 5 be withdrawn from Committee on Revenue and Taxation

The question being on the motion to withdraw the bill from committee.

The roll was called, and the motion to withdraw Assembly Bill No. 5 from committee carried by the following vote:

AYES—Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Deuel, Dillinger, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGunness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None

REQUST FOR UNANIMOUS CONSENT.

Mr. Eddy asked for and was granted unanimous consent to take up Assembly Bill No. 5, at this time.

CONSIDERATION OF ASSEMBLY BILL NUMBER FIVE.

Assembly Bill No. 5—An act to validate bonds of school districts, high school districts and junior college districts of every kind and class, and providing for the levy of a tax to pay the same.

RESOLUTION.

The following resolution was offered:

By Mr. Eddy:

Resolved. That Assembly Bill No. 5 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Eddy moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGunness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Assembly Bill No. 5.

SECOND READING OF ASSEMBLY BILL NUMBER FIVE

Assembly Bill No. 5—An act to validate bonds of school districts, high school districts and junior college districts of every kind and class, and providing for the levy of a tax to pay the same.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Baum, Bliss, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Cronin, Deuel, Dillinger, Easley, Eddy, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER FIVE.

Assembly Bill No. 5—An act to validate bonds of school districts, high school districts and junior college districts, of every kind and class, and providing for the levy of a tax to pay the same.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 5 passed by the following vote:

AYES—Anderson, Baum, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeVoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Galmore, Harper, Hawes, Hersinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, McGimbley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr Speaker—59.

NOES—None

Title read and approved

Bill ordered transmitted to the Senate

MOTIONS TO PRINT EXTRA COPIES OF ASSEMBLY BILLS.

Mr. Nielsen moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 158 printed.

Motion carried

Miss Miller, Eleanor, moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 124 printed.

Motion carried.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Woolwine: Assembly Bill No. 182—An act to repeal section 274*b* of the Code of Civil Procedure, relating to compensation of official reporters

Bill read first time, and referred to Committee on Judiciary

Also: Assembly Bill No. 183—An act to amend section 274 of the Code of Civil Procedure, relating to the fees of phonographic reporters

Bill read first time, and referred to Committee on Judiciary.

By Mr. Adams: Assembly Bill No. 184—An act to amend section 361*e* of the Political Code and to add a new section to said code to be numbered 361*h*, relating to the Department of Agriculture and the division of land settlement thereof.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Messrs. Hawes and Williamson: Assembly Bill No. 185—An act to add a new section to the Code of Civil Procedure to be numbered 542*b*, relating to the release of personal property under attachment or garnishment

Bill read first time, and referred to Committee on Judiciary.

By Mr. Hawes: Assembly Bill No. 186—An act to amend sections 1 and 2 of an act entitled "An act to regulate the moving of certain boxes, baskets and other receptacles used in mills, workshops, packing, canning and other mercantile establishments where women are employed: and providing penalties for its violation," approved June

3, 1921, relating to the occupations to which the act applies, the weight of receptacles and the carrying of boxes, trays or other receptacles up or down stairs.

Bill read first time, and referred to Committee on Labor and Capital

By Messrs. Adams and Jewett: Assembly Bill No. 187—An act to amend section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violations of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923

Bill read first time, and referred to Committee on Oil Industries

By Mr. Adams: Assembly Bill No. 188—An act authorizing the Department of Natural Resources to acquire, purchase, and obtain objects of historical interest, to establish and maintain a museum and purchase a site therefor, and making an appropriation.

Bill read first time, and referred to Committee on Ways and Means.

Also: Assembly Bill No. 189—An act to amend section 3 and 79c of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Scudder: Assembly Bill No. 190—An act to amend section 5 of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof," approved June 3, 1921, as amended

Bill read first time, and referred to Committee on Agriculture

By Mr. Williamson: Assembly Bill No. 191—An act appropriating certain moneys for the support of the Board of Commissioners of the California State Nautical School and for the support of said school and for equipment for the use thereof.

Bill read first time, and referred to Committee on Ways and Means.

Also: Assembly Bill No. 192—An act providing for a State Nautical School at the port of San Francisco, creating a board to govern and manage the same, determining the power, duty and authority of the board, providing for the appointment of the commissioners of the board and its officers and employees, determining how the accounts of the school shall be kept and moneys received and expended, creating a fund for the support of the school, authorizing the Governor to secure a suitable vessel for the use of the school from the federal government and repealing all acts or parts of acts in so far as inconsistent herewith.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Heisinger: Assembly Bill No. 193—An act to provide for the standardization of cement pipes sold for irrigation purposes and providing for the enforcement thereof.

Bill read first time, and referred to Committee on Irrigation.

Also: Assembly Bill No. 194—An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

Bill read first time, and referred to Committee on Judiciary.

By Mr. McGuinness: Assembly Bill No. 195—An act to amend the Political Code by adding a new section thereto numbered 4041*h*, relating to the powers and duties of county boards of supervisors with relation to taxation.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Roland: Assembly Bill No. 196—An act to amend section 1151 of the Political Code, relating to boards for municipal elections.

Bill read first time, and referred to Committee on Elections.

By Mr. Patterson: Assembly Bill No. 197—An act to provide for the extermination of rats by mosquito abatement districts.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Assembly Bill No. 198—An act to amend section 19*x*12 of the "Juvenile Court Law" approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twelfth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 199—An act to amend section 874 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended, relating to public work to be done by contract.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof.

Bill read first time, and referred to Committee on Governmental Revenues and Expenditures.

By Mr. Feigenbaum: Assembly Bill No. 201—An act to add new sections to the Political Code to be numbered 363*k*, 363*l*, and 363*m*, creating a Division of Motor Vehicles in the Department of Public Works, and providing for the administration thereof.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

Also Assembly Bill No. 202—An act to revise an act entitled “An act providing for the sale of certain State lands,” approved May 19, 1915, as amended.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 203—An act to promote the better education of social service workers; to provide for and regulate the examination of social service workers; to provide for the issuance of licenses as social service workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions hereof: to provide penalties for the violations of any of the provisions hereof.

Bill read first time, and referred to Committee on Social Service and Welfare

Also. Assembly Bill No. 204—An act to amend section 307 of the Civil Code, relating to corporations.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 205—An act to amend section 3 of the Corporation Securities Act, approved May 18, 1917, as amended, relating to permits to sell securities.

Bill read first time, and referred to Committee on Corporations.

Also Assembly Bill No. 206—An act to amend sections 3 and 15 of an act entitled “An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including a minimum wage; providing for an appropriation therefor and fixing a penalty for violations of this act,” approved May 26, 1913, as amended.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

Also Assembly Bill No. 207—An act to amend section 4300e of the Political Code, relating to fees of justices of the peace.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 208—An act to amend section 1581 of the Code of Civil Procedure, relating to powers and duties of executors and administrators.

Bill read first time, and referred to Committee on Judiciary.

Also Assembly Bill No. 209—An act to add a new section to the Code of Civil Procedure, to be numbered 1752½, relating to property of minor.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 210—An act to amend section 1386 of the Code of Civil Procedure, relating to the administration of decedents' estates.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 211—An act to amend section 1454 of the Code of Civil Procedure, relating to obtaining money and other personal property by heirs without administration.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 212—An act to amend section 1492 of the Code of Civil Procedure, relating to notice to creditors.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 213—An act to amend section 1490 and to repeal section 1491a of the Code of Civil Procedure, relating to the publication of notice to creditors.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 214—An act to amend section 1304 of the Code of Civil Procedure, relating to notice of application for probate of will.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 215—An act to amend section 1307 of the Code of Civil Procedure, relating to the contest of a will.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Keaton: Assembly Bill No. 216—An act to amend section 113 of the California Vehicle Act, approved May 30, 1923, as amended, relating to speed limits.

Bill read first time, and referred to Committee on Motor Vehicles.

By Mr. Patterson: Assembly Bill No. 217—An act to amend section 4241 of the Political Code, relating to salaries of officers and employees of counties of the twelfth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Fry: Assembly Bill No. 218—An act to amend section 1763 of the Code of Civil Procedure, relating to insane and incompetent persons.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 219—An act to amend the California Vehicle Act, approved May 30, 1923, as amended and approved May 16, 1925, by adding thereto a new section, to be numbered 941.2, relating to the operation and equipment of motor vehicles operated upon public highways.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 220—An act to provide that corporations shall be credited upon forthcoming taxes in the respective sums heretofore collected from them under an erroneous construction of the Corporation Tax Act, approved May 10, 1915, prescribing certain duties of the Secretary of State and the Board of Equalization with respect to such credits and prescribing the conditions under which credits shall be granted.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 221—An act authorizing suits against the State of California on claims or demands arising from the erroneous collection and payment of taxes under the Corporation License Act, approved May 10, 1915, as amended and validating suits already commenced.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 222—An act to appropriate money to pay the claims of corporations, arising from the erroneous assessment, and payment under protest of taxes, under the Corporation License Act, approved May 10, 1915, and the return of corporation license taxes erroneously collected.

Bill read first time, and referred to Committee on Claims.

By Messrs. Snyder and DeYoe: Assembly Bill No. 223—An act to appropriate the sum of \$10,000 to be used in the dredging and widening of the Pajaro River between the counties of Santa Cruz and Monterey.

Bill read first time, and referred to Committee on Conservation.

By Mr. Snyder: Assembly Bill No. 224—An act regulating the standards of quality of dried fruits produced and sold within the State of California and providing penalties for violation of the provisions thereof.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Fisher: Assembly Bill No. 225—An act to amend section 11 of an act entitled "An act to regulate the public service of stallions and jacks in the State of California," approved May 1, 1911, as amended, relating to the disposition of fees.

Bill read first time, and referred to Committee on Live Stock and Dairies.

Also: Assembly Bill No. 226—An act to amend section 4 of an act entitled "An act to regulate the preparation, manufacturing, care and marketing of milk products, to prevent fraud and to protect the public health in the preparation and marketing of said milk products, to prohibit the introduction of foreign fats into milk products, providing for the enforcement and prescribing penalties for the violation hereof," approved May 29, 1923, as amended.

Bill read first time, and referred to Committee on Live Stock and Dairies.

By Mr. Patterson: Assembly Bill No. 227—An act to amend section 7 of an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 29, 1915, as amended, relating to mosquito abatement districts.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Jewett: Assembly Bill No. 228—An act to amend section 737*p* of the Political Code, relating to the salary of the judge of the superior court in and for the county of Kings

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 229—An act to amend section 4258 of the Political Code, relating to salaries of officers of counties of the twenty-ninth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Bernard: Assembly Bill No. 230—An act to add six new sections, to be numbered 17, 18, 19, 20, 21 and 22, to the Bovine Tuberculosis Law, approved April 4, 1927, relating to condemnation and slaughter of tubercular cattle, compensation of the owners thereof, and making an appropriation therefor

Bill read first time, and referred to Committee on Live Stock and Dairies.

Also: Assembly Bill No 231—An act to add a new section to the Political Code, to be numbered 1762*a*, relating to the creation of a State high school musical contest fund and the expenditure thereof by the Superintendent of Public Instruction.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No 232—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in municipal corporations of the sixth class.

Bill read first time, and referred to Committee on Municipal Corporations

By Mr. Craig Assembly Bill No 233—An act to amend section 4239 of the Political Code, relating to salaries of officers of counties of the tenth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Seawell: Assembly Bill No. 234—An act to amend section 357½ of the Penal Code, relating to altering or defacing marks or brands on domestic animals and turkeys.

Bill read first time, and referred to Committee on Live Stock and Dairies

Also: Assembly Bill No 235—An act to amend sections 1, 3 and 4 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm or corporation engaging in the business of milling, sampling, concentrating, reducing, purchasing, or receiving for sale, ores, concentrates, or amalgams, bearing gold or silver, gold-dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act," approved April 15, 1925.

Bill read first time, and referred to Committee on Mines and Mining.

Also: Assembly Bill No. 236—An act to provide for the adoption and registration of turkey marks or brands, regulating the sale of turkeys marked or branded and providing penalties for the violation of the provisions thereof.

Bill read first time, and referred to Committee on Live Stock and Dairies.

By Mr. Scofield Assembly Bill No. 237—An act requiring owners of motor vehicles and trailers to furnish security or public liability insurance for their civil liability on account of personal injuries caused by

negligent operation of their motor vehicles and trailers, and providing penalties for the violation hereof.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 238—An act to amend section 5 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors for President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law; and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

Bill read first time, and referred to Committee on Direct Legislation.

By Mr. Lyons: Assembly Bill No. 239—An act to amend section 537 of the Penal Code, relating to defrauding proprietors of hotels, inns, restaurants, boarding houses.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Luttrell: Assembly Bill No. 240—An act to amend sections 2 and 4 of an act entitled "An act to provide that the Department of Natural Resources, through the State Park Commission, shall have control of the State park system; to establish and define the State park system; to define certain powers and duties of the State Park Commissioner, to make an appropriation for carrying out the purposes of this act; and to establish a contingent fund and a revolving fund," approved May 25, 1927, and to add a new section thereto to be numbered 4a, all relating to the State park system and the powers and duties of the Department of Natural Resources and the Park Commission in relation thereto.

Bill read first time, and referred to Committee on State Grounds and Parks.

By Mr. Young: Assembly Bill No. 241—An act to amend section 4285 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-sixth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 242—An act to amend section 737y of the Political Code, relating to the salary of the superior judge in and for the county of Modoc.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 243—An act to amend section 4281 of the Political Code, relating to salaries, fees and expenses of officers in counties of the fifty-second class.

Bill read first time, and referred to Committee on County Government.

By Mr. Flynn: Assembly Bill No. 244—An act to add a new section to an act entitled "An act to provide for suitable sanitary conditions in foundries and metal shops and providing penalties for the violation

thereof," approved May 24, 1921. to be numbered 4, relating to the enforcement of this act

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr Dillinger Assembly Bill No. 245—An act to amend section 5 of an act entitled, "An act establishing a State Mining Bureau, creating the office of State Mineralogist, fixing his salary and prescribing his powers and duties: providing for the employment of officers and employees of said bureau, making it the duty of persons in charge of mines, mining operations and quarries to make certain reports, providing for the investigation of mining operations, dealings and transactions and the prosecution for defrauding, swindling and cheating therein, creating a State Mining Bureau fund for the purpose of carrying out the provisions of this act and repealing an act entitled 'An act to provide for the establishment, maintenance, and support of a bureau, to be known as the State Mining Bureau, and for the appointment and duties of a board of trustees, to be known as the board of trustees of the State Mining Bureau, who shall have the direction, management and control of said State Mining Bureau, and to provide for the appointment, duties and compensation of a State Mineralogist, who shall perform the duties of his office under the control, direction and supervision of the board of trustees of the State Mining Bureau,' approved March 23, 1893, and all acts amendatory thereof and supplemental thereto or in conflict herewith," approved June 16, 1913, as amended, and to add a new section to said act to be numbered section 16 defining the term mine and the term mineral as used in said act.

Bill read first time, and referred to Committee on Mines and Mining.

By Messrs Baum, Brock, Crawford, DeYoe, Keaton, Noyes and Scudder: Assembly Bill No 246—An act to amend sections 2, 3, 5, 8, 9, 9a, 10, 11, 11a, 12, 14, 18, 20a and 20b of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors, to provide for the regulation, supervision and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, as amended, and adding new sections to be numbered 9b, 9c, 9d and 23, relative to the definition of real estate brokers and salesmen, providing for regulation, supervision and licensing thereof; sale of lands for colonization or subdivision purposes; brokers bonds relating to sale or lease of land for colonization purposes or farm land subdivision; providing penalties for the violations of the provisions thereof

Bill read first time, and referred to Committee on Judiciary.

By Messrs. Williams and Adams. Assembly Bill No. 247—An act to amend an act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State

conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act.

Bill read first time, and referred to Committee on Direct Legislation.

By Mr. Williams: Assembly Bill No 248—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game

By Messrs. Bishop and Keaton: Assembly Bill No. 249—An act to amend sections 2979*b* and 2979*c* of the Political Code, relating to physically defective and handicapped persons under the age of eighteen years.

Bill read first time, and referred to Committee on Social Service and Welfare.

By Mr. Keaton: Assembly Bill No 250—An act to provide for the alteration of the boundaries of and for the annexation of incorporated and/or unincorporated territory to municipal corporations and for the incorporation and consolidation of such annexed territory in and as a part thereof.

Bill read first time, and referred to Committee on Municipal Corporations.

By Messrs. Arnold, Bliss, Byrne, Collier, Cloudman, Cloudsley, Craig, Cronin, Emmett, Feigenbaum, Ingels, Keaton, Leymel, Little, Miller, J. A., Nielsen, Patterson, Quigley, Scudder, Snyder, Williamson and Woolwine: Assembly Bill No. 251—An act authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans' Farm and Home Purchase Act, approved May 30, 1921, and of any and all acts amendatory thereof or supplemental thereto; creating a Veterans' Welfare Finance Committee; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State offices in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1930.

Bill read first time, and referred to Committee on Soldiers and Sailors Affairs.

Also: Assembly Bill No. 252—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article

III, embracing sections 374 to 374g, inclusive, relating to a Department of Military and Veterans' Affairs.

Bill read first time, and referred to Committee on Soldiers and Sailors Affairs.

Also: Assembly Bill No. 253—An act to provide for the maintenance and establishment of a school for the education and training of pupils from the various counties in the State in the science and practice of navigation, seamanship, steam and electrical engineering.

Bill read first time, and referred to Committee on Education

Also. Assembly Bill No. 254—An act to amend sections 310 and 310a of the Penal Code, relating to flags of the United States and of this State.

Bill read first time, and referred to Committee on Judiciary

Also: Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Messrs. Hornblower, Morrison and Quigley: Assembly Bill No. 256—An act to amend an act entitled "An act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections; and providing for the punishment of all violations of the provisions of this act," approved May 3, 1923, as amended, by amending section 5 thereof, relating to adoption of voting machines.

Bill read first time, and referred to Committee on Elections.

By Messrs. Hornblower and Morrison: Assembly Bill No. 257—An act to add a new section to the Political Code to be numbered 1197d, relating to ballots.

Bill read first time, and referred to Committee on Elections.

By Mr. Mixer: Assembly Bill No. 258—An act permitting counties, municipalities, school districts, irrigation districts, reclamation districts, conservation districts, mosquito districts, levy districts, public utility districts, fire districts, cemetery districts or any other political subdivision of this State to carry insurance upon transportation equipment.

Bill read first time, and referred to Committee on Insurance.

By Messrs. Arnold, Bliss, Byrne, Cloudman, Cloudsley, Craig, Cronin, Emmett, Feigenbaum, Ingels, Keaton, Leymel, Little, Miller, J. A., Nielsen, Patterson, Quigley, Scudder, Snyder, Williamson and Woolwine: Assembly Bill No. 259—An act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 260—An act to amend section 366 of the Political Code relating to the Department of Institutions

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Jespersen: Assembly Bill No. 261—An act to add two new sections to an act entitled "An act to provide for the organization of the government of public cemetery districts," approved June 1, 1921, as amended, to be numbered sections 13 and 14, relating to the detachment of territory from public cemetery districts.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Witter: Assembly Bill No. 262—An act to amend section 5 of an act entitled "An act creating the Colorado River Commission of California, prescribing its powers, fixing compensation and appropriating funds for its use," approved May 17, 1927.

Bill read first time, and referred to Committee on Federal Relations.

By Mr. Williams: Assembly Bill No. 263. An act to amend section 626 of the Penal Code, relating to the protection of game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 264—An act to amend section 1 of an act entitled "An act to take title to and thereafter maintain as a State highway, the toll road in Tuolumne and Mariposa counties, known as Big Oak Flat and Yosemite Road, also, a section of the Tuolumne County Road to connect said toll road with the Sonora lateral of the State highway," approved May 19, 1915, as amended, and to repeal sections 2 and 3 of said act, all relating to State highways.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Assembly Bill No. 265—An act to extend the Mother Lode Highway from Sonora, Tuolumne County, to Mariposa County.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Assembly Bill No. 266—An act to amend section 626*i* of the Penal Code, relating to the limit of deer that may be taken, killed, destroyed or possessed in any one open season.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 267—An act to amend section 4085½ of the Political Code authorizing the board of supervisors of the several counties of this State to declare innavigable streams highways for the purpose of fishing, and providing for the use of same.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 268—An act to amend section 4312 of the Political Code, relating to officers having offices at county seat.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 269—An act to amend section 4307 of the Political Code, relating to county charges.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 270—An act to amend section 637 of the Penal Code of the State of California, relating to the protection of fish and game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 271—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of the officers in counties of the forty-sixth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 272—An act to amend section 632 of the Penal Code, relating to the protection of fish; and to repeal section 633 of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 273—An act to amend section 4282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class

Bill read first time, and referred to Committee on County Government

By Mr. Morgan: Assembly Bill No. 274—An act to amend section 1415 of the Code of Civil Procedure, relating to powers, duties and obligations of special administrators.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Ingels. Assembly Bill No. 275—An act to amend section 628 of the Penal Code, relating to fish and game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 276—An act to amend section 628f of the Penal Code, relating to the protection of fish and game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 277—An act to amend section 632 of the Penal Code, relating to the protection of fish and game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 278—An act to amend section 634 of the Penal Code, relative to the protection of fish and game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 279—An act to add a new section to the Political Code, to be numbered 4257½, relating to office hours of certain county officers in counties of the twenty-eighth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Reindollar: Assembly Bill No. 280—An act to create a new section of the Political Code to be numbered 4041s, relating to the acquisition, maintenance and operation of air ports by counties.

Bill read first time, and referred to Committee on Aircraft and Aviation.

Also: Assembly Bill No. 281—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais forest fire district, to prevent and extinguish forest brush and grass fires therein and protect persons and property from injury, loss or damage resulting from any such fires; and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein and the contribution or payment of public funds therefor," approved May 21, 1917, as amended, relating to the reorganization of the Tamalpais forest fire district.

Bill read first time, and referred to Committee on Conservation.

Also: Assembly Bill No. 282—An act to amend section 1 of an act entitled "An act approving, confirming and declaring valid the organization of sanitary district No. 1, Marin County, California, heretofore organized under and by virtue of the provisions of an act entitled 'An act to provide for the formation, government, operation and dissolution of sanitary districts in any part of the State for the construction of sewers and other sanitary purposes; the acquisition of property thereby; the calling and conducting elections in such districts; the assessments, levy, collection, custody and disbursement of taxes therein; the issuance and disposal of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds and the disposal of their proceeds,' approved March 31, 1891, under and by virtue of the provisions of an act entitled, 'An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter, the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds,' approved May 27, 1919, which reorganization was voted upon at a special election called and held for that purpose in said Sanitary District No. 1 on the fifteenth day of September, 1919, and approving, confirming and declaring valid the annexation of certain territory to said Sanitary District No. 1 voted upon at an election held the thirtieth day of August, 1920," approved May 16, 1921, as amended, relating to the reorganization of Sanitary District No. 1.

Bill read first time, and referred to Committee on Elections

By Mr. Harper: Assembly Bill No. 283—An act granting to the Regents of the University of California for the use of the University of California, in connection with scientific research and investigation at the Scripps Institution of Oceanography the sole and exclusive right of possession, occupation, and use of certain lands bordering on the Pacific Ocean in the county of San Diego, State of California, and State waters adjacent thereto, forbidding entry upon said lands and State waters of any persons other than officers, employees, students of the University of California, and licensees of the Regents of the University of California, making every violation of certain provisions of this act a misdemeanor, and providing for the punishment thereof.

Bill read first time, and referred to Committee on Universities

Also: Assembly Bill No. 284—An act prohibiting the catching of any invertebrate or specimen of marine plant life within a certain described portion of Fish and Game District No. 19, other than by officers, employees, and students of the University of California, for scientific purposes, making every violation of certain provisions of this act a misdemeanor, providing for the punishment thereof and providing for the disposition of fines imposed or collected on account of said violation.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Oliva: Assembly Bill No. 285—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the acquisition by the Board of State Harbor Commissioners, of a necessary area for a tidal basin, for wharves, docks, piers, harbors and appurtenances, in the city and county of San Francisco; to create a sinking fund for the payment of said bonds; and defining the duties of State officers in relation thereto; making an appropriation of \$1,000 for the expense of printing said bonds; and providing for the submission of this act to the vote of the people," approved March 24, 1909

Bill read first time, and referred to Committee on Commerce and Navigation.

Also: Assembly Bill No. 286—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the improvement of San Francisco harbor by the construction by the Board of State Harbor Commissioners of wharves, piers, State railroad, spurs, betterments, and appurtenances, and necessary dredging and filling in connection therewith in the city and county of San Francisco; to create a sinking fund for the payment of said fund; to define the duties of State officers in relation thereto; to make an appropriation of \$5,000 for the expense of printing said bonds; and to provide for the submission of this act to a vote of the people," approved June 16, 1913.

Bill read first time, and referred to Committee on Commerce and Navigation.

Also: Assembly Bill No. 287—An act to amend section 2528 and to repeal sections 2529, 2530, 2533 and 2535 of the Political Code, all relating to moneys received or collected or coming into the possession of the Board of State Harbor Commissioners and the disposition and expenditure thereof.

Bill read first time, and referred to Committee on Commerce and Navigation

By Mr. Gilmore: Assembly Bill No. 288—An act to add a new section to the Civil Code, to be numbered 2016, defining the liability of the master to his servant when requiring such servant to wear a uniform of special dress in performing the duties of the employment.

Bill read first time, and referred to Committee on Labor and Capital.

By Mr. Byrne: Assembly Bill No. 289—An act to amend section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of

office, qualifications and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the organization of municipal courts in cities or cities and counties of the first and one-half class; to provide for the number of judges thereof.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 290—An act to promote the safety of employees and travelers upon railroads by regulating the number of cars in trains.

Bill read first time, and referred to Committee on Public Utilities

Also. Assembly Bill No. 291—An act to add a new section to the Penal Code, to be numbered 368*b*, relating to the safe manning of railroad engines.

Bill read first time, and referred to Committee on Public Utilities.

Also: Assembly Bill No. 292—An act to add a new section to the Code of Civil Procedure, to be numbered 831*i*, relating to the record of civil actions and the recording and entry of judgment and satisfaction of judgment in civil actions in municipal courts.

Bill read first time, and referred to Committee on Judiciary.

By Mr West: Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689 and 690, and to amend sections 662 and 675 of the code, all relating to the Department of Finance, and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy

By Mr. West: Assembly Bill No. 294—An act creating the Department of Agriculture fund, specifying what moneys are to be credited to this fund, providing that all moneys remaining in certain special funds at the time this act takes effect shall be credited to said fund, providing that separate record of income and disbursements be kept of all moneys accruing to this fund and providing for a revolving fund.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

Also: Assembly Bill No. 295—An act to prohibit the use of benzol in the manufacture and application of paint.

Bill read first time, and referred to Committee on Manufactures.

By Mr. Kline: Assembly Bill No. 296—An act to add a new section to the Political Code to be numbered 3897*a*, relating to the termination of the right of redemption in tax deeded lands.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Assembly Bill No. 297—An act to amend section 4244 of the Political Code, relating to compensation of officers and employees in counties of the fifteenth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 298—An act to amend section 19x15 of the Juvenile Court Law, relating to compensation of probation officers in counties of the fifteenth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 299—An act to amend section 4300f of the Political Code relating to fees of jurors.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 300—An act declaring and establishing a State highway from the east end of the existing pavement on Hobson Way in the city of Blythe, county of Riverside, State of California, to the Colorado River.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Leymel: Assembly Bill No. 301—An act permitting State officers and State employees to attend military training encampments without deduction of pay.

Bill read first time, and referred to Committee on Military Affairs.

By Mr. Witter: Assembly Bill No. 302—An act to amend section 4246 of the Political Code, relating to the salaries, fee and expenses of officers in counties of the seventeenth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Spalding: Assembly Bill No. 303—An act to amend section 626m of the Penal Code, relating to fishing at night.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Fisher: Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15, and 16 of the General Dairy Law of California, approved June 15, 1923, as amended.

Bill read first time, and referred to Committee on Live Stock and Dairies.

By Mr. Emmett: Assembly Bill No. 305—An act to amend section 4252 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the twenty-third class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 306—An act to amend section 19x23 of the "Juvenile Court Law" approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twenty-third class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 307—An act to amend section 2322x23 of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors in counties of the twenty-third class.

Bill read first time, and referred to Committee on County Government.

By Mr. Sewell: Assembly Bill No. 308—An act to revise an act entitled "An act to provide for the acquisition of, including the laying out, opening, extending, widening, straightening, and acquiring in any manner, in whole or in part, and for the improvement of and work upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places, parks, pleasure grounds, commons, and all public ways and other property and rights of way of the public including any property over which possession and rights of use have been obtained under the provisions of section 14 of article I of the constitution of the State of California, in whole or in part, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying within such unincorporated territory and one or more municipalities, or lying within two or more municipalities, or forming the exterior boundary of any municipality where the same joins unincorporated territory of a county, or the territory of another municipality, whether partly or wholly within or without said boundary, and the establishment and change of grade thereof, and providing for the payment of the costs and expenses of such acquisitions and such work and improvements, and the issuance and effect of bonds therefor and the payment of such bonds by special assessment taxes raised in the assessment district established for that purpose, and the enforcement of such bonds and taxes; and providing for aid from counties or municipalities in such acquisitions, work and improvements; and providing for the establishment and administration of revolving funds to assist in the carrying out of such acquisitions, work and improvements," approved May 23, 1925, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Coombs. Assembly Bill No 309—An act to provide for county and city and county boards of mental health.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Stockwell: Assembly Bill No. 310—An act to repeal chapter 9 of title IX of part III of the Political Code and to add a new chapter to title IX of part III of the Political Code to be numbered chapter 9 thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes on persons over twenty-one years of age and under sixty years of age who are ineligible to become a qualified elector in this State.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Bernard: Assembly Bill No. 311—An act to provide for the annexation of elementary school districts to high school districts.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No 312—An act relating to elections of trustees in union or joint union high school districts

Bill read first time, and referred to Committee on Education

By Messrs. Woolwine and Little. Assembly Bill No. 313—An act remising, releasing and quitclaiming to the Regents of the University of California the properties in the county of Los Angeles which were

heretofore transferred to and vested in the said the Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State Normal School,' approved March 14, 1881, abolishing the branch of the State Normal School at Los Angeles, transferring its properties to the Regents of the University of California, providing for establishment of a branch of the University of California at Los Angeles, continuing regular normal school training courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said the Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of act in conflict with this act.

Bill read first time, and referred to Committee on Universities.

By Mr. Quigley Assembly Bill No 314—An act providing for the marking of State highways in foggy areas.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Heisinger Assembly Bill No. 315—An act relating to the tenure of employment of persons engaged in public school service of the State.

Bill read first time, and referred to Committee on Education.

By Mr. Williamson (by request) : Assembly Bill No. 316—An act granting to the city and county of San Francisco lands known as "Channel" or "Channel Street" southwesterly from the northeasterly line of Seventh street in said city and county; and authorizing said city and county of San Francisco to dispose of portions of said street, or otherwise deal with or improve said portion of said street as said city and county may deem proper; and repealing all acts in conflict therewith

Bill read first time, and referred to Committee on Commerce and Navigation

By Mr. Luttrell: Assembly Bill No 317—An act to amend section 1360 of the Political Code, relating to absent voters.

Bill read first time, and referred to Committee on Elections.

Also Assembly Bill No 318—An act to amend section 1361 of the Political Code, relating to the time when ballots must be canvassed.

Bill read first time, and referred to Committee on Elections

By Mr. Jones: Assembly Bill No. 319—An act to add new sections to the Penal Code to be numbered 537*f*, 537*g*, and 537*h*, relating to the use or misuse of motor vehicles hired, and the obtaining of credit or the possession of such motor vehicles, with intent to defraud or by means of false statements, and prescribing punishment therefor.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Scudder, Assembly Bill No. 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Williams: Assembly Bill No. 321—An act granting all persons who hold certificates of purchase issued after the first day of January, 1920, on public lands, time within which to make payment of the purchase price, taxes, interest and penalties due thereon.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Deuel: Assembly Bill No. 322—An act to add a new section to the Code of Civil Procedure to be numbered section 1778a, relating to the sale of personal property by guardians.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 323—An act to amend section 1766 of the Code of Civil Procedure, relating to guardians.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Jones: Assembly Bill No. 324—An act making an appropriation to meet the deficiency in the appropriation for the mileage of members of the Assembly for the eightieth and eighty-first fiscal years

Bill read first time, without reference to committee

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jones asked for and was granted unanimous consent to take up Assembly Bill No. 324, at this time, without reference to committee, printer, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY BILL NUMBER THREE HUNDRED TWENTY-FOUR.

Assembly Bill No. 324—An act making an appropriation to meet the deficiency in the appropriation for the mileage of members of the Assembly for the eightieth and eighty-first fiscal years.

RESOLUTION.

The following resolution was offered:

By Mr. Jones:

Resolved, That Assembly Bill No. 324 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage

Mr. Jones moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Arnold, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Assembly Bill No. 324.

SECOND READING OF ASSEMBLY BILL NUMBER THREE HUNDRED
TWENTY-FOUR.

Assembly Bill No 324—An act making an appropriation to meet the deficiency in the appropriation for the mileage of members of the Assembly for the eightieth and eighty-first fiscal years.

Bill read first time, without reference to committee.

Bill read second time.

Urgency clause read

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Klue, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, and Mr. Speaker—64

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER THREE HUNDRED TWENTY-FOUR.

Assembly Bill No. 324—An act making an appropriation to meet the deficiency in the appropriation for the mileage of members of the Assembly for the eightieth and eighty-first fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 324 passed by the following vote:

AYES—Anderson, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated.

By Messrs. Arnold, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Cronin, Emmett, Feigenbaum, Ingels, Keaton, Leymel, Little, Miller, J. A., Nielsen, Patterson, Quigley, Scudder, Snyder, Williamson, and Woolwine: Assembly Concurrent Resolution No. 2—Relative to veterans and widows of veterans engaged in the civil service of the several counties, cities and other political subdivisions of the State of California.

Introduced, and referred to Committee on Civil Service.

By Messrs. Collier and Leymel. Assembly Concurrent Resolution No. 3—Relative to revision of the constitution of the State of California.

Introduced, and referred to Committee on Constitutional Amendments.

By Mr. Leymel: Assembly Concurrent Resolution No. 4—Relative to reports of the proceedings of the annual convention of the Veterans of Foreign Wars of the United States, Department of California.

Introduced, and referred to Committee on Military Affairs.

By Mr. Jones: Assembly Concurrent Resolution No. 5—Relative to speculation in desert lands.

Introduced, and referred to Committee on Judiciary.

By Mr. Deuel: Assembly Constitutional Amendment No. 3—Proposed amendment to article XI of the constitution, relative to the selection, duties, and compensation of county and township officers, and to the compensation of jurors.

Introduced, and referred to Committee on Constitutional Amendments

By Mr. Heisinger: Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees and compensation of jurors.

Introduced, and referred to Committee on Constitutional Amendments.

By Mr. Hornblower: Assembly Constitutional Amendment No. 5—Proposed amendment to article IV of the constitution, relative to initiative and referendum.

Introduced, and referred to Committee on Constitutional Amendments.

By Mr. Ingels: Assembly Constitutional Amendment No. 6—Proposed amendment to article I of the constitution, relative to advertising on public ways, in public places and within public view.

Introduced, and referred to Committee on Constitutional Amendments.

By Mr. Keaton: Assembly Constitutional Amendment No. 7—Proposed amendment to article XIII of the constitution, relative to poll taxes.

Introduced, and referred to Committee on Constitutional Amendments.

MOTION TO WITHDRAW BILL.

Mr. Bliss moved that Assembly Bill No 151 be withdrawn from Committee on Oil Industries, and placed on file for purpose of amending same.

The question being on the motion to withdraw bill from committee.

The roll was called, and the motion to withdraw Assembly Bill No. 151 from committee carried by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Clouin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT.

Mr Bliss asked for and was granted unanimous consent to take up Assembly Bill No. 151. at this time, for the purpose of amending.

SECOND READING OF ASSEMBLY BILL NUMBER ONE HUNDRED FIFTY-ONE.

Assembly Bill No. 151—An act to amend sections 4 and 8 of an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification, and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the returns and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations, and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the costs of administering this act," approved May 25, 1921, as amended, relating to the temporary suspension of certain provisions thereof.

AMENDMENTS FROM THE FLOOR.

During second reading of the bill, the following amendments were submitted by Mr. Bliss:

AMENDMENT NUMBER ONE

In line 13 of the title of the printed bill, strike out the words "temporary suspension of certain provisions thereof" and insert in lieu thereof the following: "Suspension, withholding or denial of the right or privilege of applying or bidding for, receiving, obtaining or being granted permits or leases to prospect for or take oil, gas or other minerals in, upon or from tide, overflowed or submerged lands of the State."

AMENDMENT NUMBER TWO

On page 3 of the printed bill, in line 37, following the semicolon in said line, insert the following: "*provided, further,* that after the approval of this act and prior to the first day of September, 1929, no bond shall be filed or received for filing nor any fee paid or received or payment or tender of money made or received in connection with any application for permit;"

AMENDMENT NUMBER THREE.

On page 3 of the printed bill, on line 41, following the period in said line, insert the following: "Nothing contained in the three provisos last preceding this clause, shall, however, be deemed or construed to prevent any littoral owner from exercising the preference right given by the terms of this section, nor as affecting the rights under this act of the holder of any permit or lease heretofore issued and now outstanding nor any applicant therefor who has fully complied heretofore with the provisions of this act"

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

RESOLUTIONS.

The following resolutions were offered:

By Messrs Quigley, Flynn, Hornblower, Gilmore and Morrison:

WHEREAS, The existing prison conditions at the penal institutions have been called to the attention of the people of the State of California; and

WHEREAS, Riots and murders have taken place within the prisons; and

WHEREAS, The escapes from the prison institutions have increased numerically to such an extent that no discipline is maintained by the officials of these institutions, and

WHEREAS, The Prison Board of the State of California has granted secret paroles without due regard or notice to the proper officials interested in such cases, and

WHEREAS, Said Prison Board has failed to hold hearings in cases involving parole and has neglected and refused to fix and determine sentences as required by law, and

WHEREAS, The Prison Board has conducted highway camps, charging the convicts excessive rates for board and lodging, leaving practically no money for the convict for his labor on the State highway; and

WHEREAS, Housing conditions are inadequate for convict labor on public highways through inefficiency, and many convicts have been permitted to escape; now, therefore, be it

Resolved, By the Assembly of California. That the Prison and Reformatory Committee of the Assembly be empowered to make an investigation of all the prisons and prison highway camps in the State of California, and that said committee be empowered to issue process to compel the attendance of witnesses as they deem necessary to further their investigation and that said committee is hereby authorized to make such investigation and hold such hearings as are necessary during the forty-eighth session of the Legislature; and be it further

Resolved, That the members of the Prison and Reformatory Committee of the Assembly shall serve without compensation but each shall be allowed his traveling, hotel expenses and necessary incidental expense, and said committee shall be authorized to employ such clerical assistance as may be necessary. The sum of two hundred fifty dollars is hereby set aside from the contingent fund of the Assembly, and made available for the purpose of defraying the expenses, if any, of such committee and committeemen, which expenses shall be paid from the contingent fund of the Assembly and the said Controller is hereby authorized and directed to draw his warrant in favor of the members of said committee for such expenditures as may be certified to him from time to time by said committee and the State Treasurer is hereby authorized and directed to pay the same.

Resolution referred to Committee on Prisons and Reformatories.
By Mr. Roland :

Resolved, That the Chief Clerk be authorized to receive from the members of the Assembly a mailing list of all bills, resolutions and histories to be directed to libraries, chambers of commerce and other public centers for general inspection. This list to be limited to fifteen names each, and shall be forwarded to the legislative bill room for regular mailing.

That in addition thereto, the Chief Clerk shall forward to the legislative bill room for regular mailing fifty copies of said bills, resolutions and histories to be mailed to the State Commander of the American Legion or to such posts as he may name.

Resolution read, and on motion adopted.

ADJOURNMENT.

At four o'clock and twenty minutes p. m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a. m., Tuesday, January 15, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Tuesday, January 15, 1929.

At ten o'clock a. m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVES OF ABSENCE

On motion of Mr. Fry, Mr. Feigenbaum was granted leave of absence for the day.

On motion of Mr. Oliva, Mr. Hornblower was granted leave of absence for the day.

On motion of Mr. Byrne, Mr. Little was granted leave of absence for the day

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. West, Miss L. M. Mami, teacher of the Galt Technical Junior College for Aeronautics, and class of following students: Kermit Parker, Sacramento; Cecil Thomas, Florin; Walter Flanze, Miles City, Montana; Robert Wade, Stockton; Robert Purvis, Santa Barbara; Robert S. Strong, Minneapolis, Minnesota; Fred Kirkham, Lenox, Massachusetts; James A. Green, Spokane, Washington; Sylvester Wise, Galt; Herbert Van Artsdalen, Feasterville, Pennsylvania; Edward Ambrogio, Galt; George B. Stephens, Ottawa, Kansas; E. Holtermann, San Francisco; M. Cayton, Oakdale; James Elwell, Philadelphia, Pennsylvania; Sydney D. Zuker, Cinemmati, Ohio; Ed E. Wilson, Fallon, Nevada; Victor A. Holz, Chicago, Illinois; Julian Vogt, San Diego; Philip Bennett, Garland, Montana; T. W. Kelso, Los Angeles; K. M. Blaney, Sacramento; Pearl Engel, Galt; Harry B. Oliphant, San Francisco; William F. Griffiths, Athens, Georgia; Irving Adams, Galt; Kenneth Engel, Galt; Arthur Cellini, Galt; Sidney H. Gallop, Spokane, Washington; Otis Wrench, Ottawa, Kansas; Charles Smith, Galt; Howard Poyas, Los Angeles; Philip Vogel, Newell, Iowa; Richard Fawcett, Galt; J. G. Lombard, Los Angeles; W. W. Paterson, Livingston, Montana; Ray J. Tracy, Chicago, Illinois; Don Wood, Eaton, Colorado; A. Clayton Tschantz, Wooster, Ohio; Jack Pitcher, Half Moon Bay, James C. Selser, Jr., New Orleans, Louisiana; Jack Price, Jr., Middletown, Ohio; Lester D. McComb, Fargo, North Dakota; J. E. Norris, Tucson, Arizona; Richard G. Tracy, Chicago, Illinois, and K. Johnson, Aurora, Illinois, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Mr. Sidney Hotchner of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roland, Mr. Walter H. Feiberling of Oakland, California, and Mr. Clifton E. Brooks, former member of the Assembly from the Thirty-seventh District, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Anderson, Mr. W. H. Leoch and Mr. Wade H. Wilson, editor Trinity Journal, of Weaverville, California,

were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal

PETITION.

The following petition was received, and ordered printed in the Journal:

By Mr. Anderson:

*To His Excellency, C. C. Young,
Governor of the State of California, and
To the Legislature of the State of California*

We, the undersigned, residents and taxpayers of the State of California, do hereby respectfully represent as follows:

That the State Highway Commission of the State of California, according to information received by us, has sufficient funds and money with which to do all necessary work upon the State highways of the State of California; that there have been, during the year 1928, a large number of unemployed free men in the State of California who would be greatly benefited by an opportunity for employment upon the State highway system of the State; that we are informed that the State Highway Commission has ample money and funds to its credit now to employ free labor upon the State highways; that the employment of free labor upon the State highways would greatly benefit residents of districts through which said highways traverse, that many residents of the State are opposed to the establishment of convict camps for work upon the State highway in the neighborhood, or vicinity, of their homes.

Therefore, we respectfully but earnestly protest against the further employment of convict labor upon the California State highway system by the California State Highway Commission, and do hereby respectfully urge and petition that that certain act of the Legislature of the State of California, known as the "Convict Labor Act," enacted June 9, 1923, and as amended by that certain act of Legislature of the State of California, chapter 653, Statutes of 1927, be repealed.

B. S. ARNOLD,
And 408 others.

ASSISTANT CLERK MCINTIRE READING.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

By Mr. Speaker:

STATE OF MICHIGAN, HOUSE OF REPRESENTATIVES,
LANSING, January 8, 1929.

*To the Members of the Legislature of the State of California,
Sacramento, California.*

GENTLEMEN: I am directed by the House of Representatives to forward to you a copy of House Concurrent Resolution No. 3, relative to the apportionment of the National House of Representatives.

You will find enclosed a copy of said concurrent resolution which has been adopted by the House of Representatives and concurred in by the Senate.

Very truly yours.

FRED R. MING, Speaker.

Attest: NEYLES F. GRAY,
Clerk, House of Representatives.

A CONCURRENT RESOLUTION RELATIVE TO REAPPORTIONMENT OF THE NATIONAL HOUSE OF REPRESENTATIVES

WHEREAS, The constitution of the United States requires Congress to reapportion the seats in the House of Representatives to the various states, according to their respective numbers, following each decennial census; and

WHEREAS, The Congress, prior to 1920, has invariably complied with the constitutional provisions covering this subject, so that the next succeeding Congress might be rightfully represented in numbers, based upon the population of the several states; and

WHEREAS, Each succeeding Congress has, since 1920, failed to make such reapportionment of districts, which failure has resulted in the disfranchisement of a large number of citizens in many of the states, among which is the state of Michigan and has brought about a condition of disproportionate representation in the House of Representatives; and

WHEREAS, This condition has resulted in accumulative discontent among the citizens of the states, so discriminated against, now therefore be it

Resolved, By the House of Representatives, the Senate concurring, That we, the representatives of the people of the state of Michigan, assembled in regular session do most earnestly urge the immediate performance of this duty; and be it further

Resolved, That a copy of this resolution be forwarded to the Honorable Calvin Coolidge, President of the United States, to the Honorable Nicholas Longworth, Speaker of the House of Representatives, to the Honorable Arthur H. Vandenberg, United States Senator from Michigan, to the Honorable James Couzens, United States Senator from Michigan, the Honorable John Q. Tilson, member of Congress, and all of the Michigan members of the Lower House of Congress; and be it further

Resolved. That copies of this resolution shall be forwarded to the members of the several legislatures now in session, urging them to take similar action: California, Ohio, New Jersey, Connecticut, North Carolina and Texas.

APPOINTMENT OF STANDING COMMITTEE.

The Speaker announced the appointment of the following standing committee:

Engrossment and Enrollment—Spalding (Chairman), Hoffman, Coombs, Luttrell, Baum.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1929.

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 151—An act to amend sections 4 and 8 of an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification, and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the returns and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations, and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act," approved May 25, 1921, as amended, relating to the suspension, withholding or denial of the right or privilege of applying or bidding for, receiving, obtaining or being granted permits or leases to prospect for or take oil, gas or other minerals in, upon or from tide, overflowed or submerged lands of the State—and reports that the same has been correctly engrossed

SPALDING, Chairman.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Reindollar: Assembly Bill No. 325—An act to create a game refuge for quail in certain parts of Marin County.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 326—An act to amend section 634 of the Penal Code, relative to the protection of fish and game.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Leymel: Assembly Bill No. 327—An act to provide for the payment to the treasuries of the several counties entitled thereto of certain moneys received from the government of the United States under the provisions of "The Federal Water Power Act"; also to regulate the manner of expenditure by the counties of the moneys so paid.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Gilmore: Assembly Bill No. 328—An act to add a new section to the Penal Code to be numbered 1279a, relating to professional bondsmen.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Young. Assembly Bill No 329—An act to amend sections 1, 2, 3 and 5 of an act entitled “An act to regulate the sale and issuance of licenses to hunt, take, pursue or kill wild birds or mammals, and/or to angle for, take, catch, or kill game fishes or crustaceans for purposes other than sale or profit in order to provide revenue therefrom for fish and game preservation, protection and restoration; defining game fishes; providing a penalty for the violation of this act and repealing all acts and parts of acts inconsistent or in conflict with this act,” approved May 27, 1927.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Witter. Assembly Bill No. 330—An act to amend section 19.17 of the Juvenile Court Law, approved June 5, 1915, relating to counties of the seventeenth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Parkman: Assembly Bill No. 331—An act to add a new section to be numbered 24½ to an act entitled “An act to allow unincorporated towns and villages to equip and maintain a fire department, and to assess and collect taxes from time to time, for such purpose, and to create a board of fire commissioners ” approved March 4, 1881, as amended, relating to inclusion of outlying territory within the fire limits of unincorporated towns and villages

Bill read first time, and referred to Committee on Municipal Corporations

By Mr. DeYoe: Assembly Bill No 332—An act relating to the transfer by the county of San Benito of certain lands to the government of the United States.

Bill read first time, and referred to Committee on State Grounds and Parks.

Also: Assembly Bill No 333—An act to amend section 4253 of the Political Code, relating to the salaries of the county officers of counties of the twenty-fourth class

Bill read first time, and referred to Committee on County Government.

By Mr. Seawell. Assembly Bill No 334—An act to amend section 4268 of the Political Code relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirtieth class.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Adams: Assembly Bill No 335—An act to amend section 128 of the Civil Code, as to the residence of the plaintiff, defendant and cross-complainant in an action for divorce.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Luttrell: Assembly Bill No. 336—An act to amend section 626, and to repeal section 626*du* of the Penal Code, relating to the protection of game

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Spalding: Assembly Bill No. 337—An act to amend section 637½ of the Penal Code, relating to protection of fish and game.

Bill read first time, and referred to Committee on Fish and Game

By Mr. Fisher: Assembly Bill No. 338—An act to amend section 1977 of the Juvenile Court Law, approved June 5, 1915, as amended, relative to the salary of the probation officer in counties of the twentieth class, and providing an assistant to said officer.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 339—An act to amend section 2322r20 of the Political Code, relating to the compensation of the horticultural commissioner in counties of the twentieth class

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 340—An act to amend section 4249 of the Political Code, relating to the salaries and compensation of officers in counties of the twentieth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Dillinger: Assembly Bill No. 341—An act to amend section 2 of an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California, gifts or donations of lands for forest and water-shed purposes," approved April 5, 1927, relating to gifts or donations of land to the State of California.

Bill read first time, and referred to Committee on State Grounds and Parks.

Also: Assembly Bill No. 342—An act to transfer and set over certain State land known as Mount Zion in Amador County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof.

Bill read first time, and referred to Committee on State Grounds and Parks.

By Messrs. Ingels and Dillinger: Assembly Bill No. 343—An act to transfer and set over certain State land known as Iron Mountain in Mendocino County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof.

Bill read first time, and referred to Committee on State Grounds and Parks.

By Messrs. Hawes and Williamson: Assembly Bill No. 344—An act to amend section 832 of the Civil Code, relating to excavations, lateral and adjacent support, and establishing standard depth for foundations

Bill read first time, and referred to Committee on Judiciary.

By Mr. Reindollar: Assembly Bill No. 345—An act to amend section 4014 of the Political Code, relating to township officers.

Bill read first time, and referred to Committee on County Government.

By Mr. Scofield: Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69*b*, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony.

Bill read first time, and referred to Committee on Public Health and Quarantine

Also: Assembly Bill No 347—An act to provide for the periodical inspection of air pressure tanks, with certain exceptions, operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such tanks; making it a misdemeanor to operate such air pressure tanks without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to a refusal of a permit; providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspections.

Bill read first time, and referred to Committee on Public Utilities.

By Mr. Byrne: Assembly Bill No 348—An act to amend sections 2168 and 2174 of the Political Code, relating to mentally sick persons.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Hoffman (by request): Assembly Bill No. 349—An act to amend section 2009 of the Code of Civil Procedure, relating to the use of affidavits.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Dillinger: Assembly Bill No. 350—An act making an appropriation to pay the claim of John R. Huberty against the State of California.

Bill read first time, and referred to Committee on Claims.

By Mr. Craig: Assembly Bill No. 351—An act appropriating money in furtherance of the objects of the Orange County Flood Control Act.

Bill read first time, and referred to Committee on Conservation.

By Mr. Woolwine: Assembly Bill No. 352—An act to amend section 461 of the Penal Code, relating to punishment for burglary.

Bill read first time, and referred to Committee on Revision of Criminal Procedure

Also: Assembly Bill No 353—An act to amend section 213 of the Penal Code, relating to the penalty for robbery.

Bill read first time, and referred to Committee on Revision of Criminal Procedure.

THE SPEAKER PRO TEMPORE IN THE CHAIR.

At eleven o'clock and twenty minutes a m, Hon. Wm. M. Byrne, Speaker pro tempore of the Assembly, in the chair.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated:

By Mr. Collier: Assembly Bill No 354—An act to amend section 226 of the Civil Code, relating to proceedings on adoption.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 355—An act to amend section 631 of the Code of Civil Procedure, relating to the waiver of trial by jury.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Morrison: Assembly Bill No. 356—An act to amend an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish market must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers, to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919, as amended.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Patterson: Assembly Bill No. 357—An act to amend section 1608 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education

Bill read first time, and referred to Committee on Education.

By Mr. Wright: Assembly Bill No. 358—An act to be known as the "Metered Water Conservation Act of 1929" and to provide for the organization and government of water conservation districts for the purpose of conserving and storing the waters of any stream of water or unnavigable river by spreading and sinking such waters, and for the purpose of constructing or acquiring sinking basins, sinking wells, spreading basins, and other works and property; and for the purpose of appropriating, acquiring and conserving water and water rights, and taking any and all actions and proceedings that may be necessary or advisable to conserve and protect the waters or water rights within the district used or useful for any purpose of the district, or of benefit to the land situated therein, and to prevent interference with or diminution of the natural flow of any stream or unnavigable river, including the natural subterranean supply of waters therefrom, to provide for the levying and collecting of assessments, charges, tolls, rates and taxes; to prohibit any director of a district from being interested in any contract with the district of which he is a director and making a violation of such provision a misdemeanor; and to provide a method of dissolving such districts.

Bill read first time, and referred to Committee on Conservation.

By Mr. Snyder: Assembly Bill No. 359—An act declaring the public highway extending from Boulder Creek to the Saratoga State road, in Santa Cruz County, to be a State highway

Bill read first time and referred to Committee on Roads and Highways

By Mr. Collier: Assembly Bill No. 360—An act making appropriation to pay the claim of W. J. Brown against the State of California.

Bill read first time, and referred to Committee on Claims.

By Mr. Stockwell: Assembly Bill No. 361—An act to amend section 3 of "The Improvement Act of 1911," as amended, relating to publication of notice and time for protest

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 362—An act to amend section 6 of the "Improvement Act of 1911," as amended, relating to denying protests

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 363—An act to amend the street opening bond act of 1911 as amended, by striking out sections 15, 16, 17, 18, and 19 thereof and by amending sections 4, 10, 11, 12, 13 and 14 thereof, relating to default, delinquency and foreclosure of bonds.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Bishop: Assembly Bill No. 364—An act to provide for the establishment, government and maintenance of city planning commissions in municipalities, and prescribing their powers and duties.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Badham: Assembly Bill No. 365—An act to amend the Acquisition and Improvement Act of 1925, as amended, by adding thereto seven new sections, section 2a, 2b, 2c, 2d, 2e, 2f and 2g, relating to limiting the power of legislative body to proceed where certain debt limits are exceeded.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Jost: Assembly Bill No. 366—An act to amend section 14 of an act entitled "An act to regulate the manufacture, sale and use of economic poisons, to prevent the adulteration, misbranding and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement, and creating the Division of Chemistry fund," approved June 3, 1921, as amended, relative to the registration or cancellation of registration of economic poisons.

Bill read first time, and referred to Committee on Medical and Dental Laws.

By Mr. Woolwine: Assembly Bill No. 367—An act to amend sections 3, 5, 10, 19 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, property or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and

providing a method for the payment of such bonds." approved April 7, 1911, as amended, relating to street improvements.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Stockwell: Assembly Bill No. 368—An act to amend "The Improvement Act of 1911," as amended, by striking out sections 70, 71, 72, 73, 74 and 75, and by amending sections 63, 67, 68, 69 and 76, relating to penalty and default, sale of property, affidavit of publication of notice, costs and fees, certificate of treasurer, lien on property, redemption, recording of certificate, deed to purchaser.

Bill read first time, and referred to Committee on Municipal Corporations.

SPEAKER EDGAR C. LEVEY IN THE CHAIR.

At eleven o'clock and thirty minutes a.m. Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated:

By Mr. Badham: Assembly Bill No. 369—An act to amend the Acquisition and Improvement Act of 1925, as amended, by adding thereto a new section number 10½ and by amending sections 4, 5, 6, 7, 8, 9, 10, 11, 41, 44 and 50 thereof, relating to limiting number of zones, relative rates of taxes in zones, contributions of county or municipality, basis of protest, hearings as to details and on protest how and when held, notices, mailing and posting of notices, objection by whom, how and when filed, affidavit on objection, effect of objections and how overruled.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Scudder: Assembly Bill No. 370—An act to amend section 634 of the Penal Code, relating to the protection of fish and game

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Deuel: Assembly Bill No. 371—An act providing for the establishment and maintenance by high school boards of vocational courses in cooperation with suitable places of employment.

Bill read first time, and referred to Committee on Education.

By Mr. Jespersen: Assembly Bill No. 372—An act to amend section 2337 of the Political Code, relating to the licensing of places for the reception or care of children.

Bill read first time, and referred to Committee on Public Charities and Corrections.

By Mr. Stockwell: Assembly Bill No. 373—An act granting to the city of Los Angeles the tidelands and submerged lands of the State within the boundaries of said city.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Bishop: Assembly Constitutional Amendment No. 8—A resolution to propose to the people of the State of California an amendment to section 24 of article IV of the constitution of the State of California,

relating to the length of sections in bills introduced into the Legislature or offered for adoption at any election by initiative measure.

Introduced, and referred to Committee on Constitutional Amendments

By Mr. Dillinger: Assembly Joint Resolution No 3—Relative to memorializing Congress to adopt a bill to provide compensation in lieu of taxes for the several states with respect to certain lands of the United States within the borders of said states, and for other purposes.

Introduced, and referred to Committee on Federal Relations.

RESOLUTION.

The following resolution was offered:

By Mr. Kline:

WHEREAS. The Senate has adopted a resolution providing for the appointment of three members to arrange for a meeting, prior to the adjournment of the Legislature for the constitutional recess, of the Senate and Assembly in joint convention for the purpose of inviting Tax Expert Robert M. Haig, consultant of the California Tax Commission, to address the members of the Legislature relative to the report of the Tax Commission and to such legislation as may be recommended by the commission; therefore, be it

Resolved. That the Speaker of the Assembly appoint a committee of three members to confer with the committee which may be appointed by the Senate under this resolution to arrange for the appearance of Professor Haig in such joint convention

Resolution read, and on motion of Mr. Kline adopted

APPOINTMENT OF SELECT COMMITTEE.

In accordance with the above resolution, the Speaker appointed Messrs Kline, West and Scofield as such select committee.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, January 15, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 168—An act making an appropriation to pay the expense of printing and furnishing pamphlets containing declarations of candidate and lists of sponsors of candidates.

Also Assembly Bill No 150—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc. for the seventy-ninth and eightieth fiscal years.

And reports that the same have been correctly enrolled, and presented to the Governor on this fifteenth day of January, 1929, at eleven o'clock a m.

SPALDING, Chairman

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 19—An act making an appropriation to pay the expenses of electors of President and Vice President of the United States of America.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No 19 referred to Committee on Federal Relations.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Bliss asked for and was granted unanimous consent to take up Assembly Bill No. 151, at this time, without reference to file.

SECOND READING OF ASSEMBLY BILL NUMBER ONE HUNDRED FIFTY-ONE.

Assembly Bill No 151—An act to amend sections 4 and 8 of an act entitled "An act to reserve all minerals in State lands; to provide for

examination, classification, and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the returns and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations, and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administrating this act," approved May 25, 1921, as amended, relating to the suspension, withholding or denial of the right or privilege of applying or bidding for, receiving, obtaining or being granted permits or leases to prospect for or take oil, gas or other minerals in, upon or from tide, overflowed or submerged lands of the State

Bill read second time

Urgency clause read

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleonor, Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—61.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER ONE HUNDRED FIFTY-ONE.

Assembly Bill No. 151—An act to amend sections 4 and 8 of an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification, and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the returns and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations, and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administrating this act," approved May 25, 1921, as amended, relating to the suspension, withholding or denial of the right or privilege of applying or bidding for, receiving, obtaining or being granted permits or leases to prospect for or take oil, gas or other minerals in, upon or from tide, overflowed or submerged lands of the State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 151 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Miller, Eleonor, Mixter, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—Bernard, Byrne, and McDonough—3.

Title read and approved.

HON. ISAAC JONES IN THE CHAIR.

At eleven o'clock and fifty minutes a.m., Hon. Isaac Jones, member of the Assembly from the Fifty-seventh District, in the chair.

NOTICE OF RECONSIDERATION.

Mr. Fry gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 151 was this day passed.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and fifty-three minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 3—Approving eleven certain amendments to the charter of the city of Los Angeles, in the county of Los Angeles, State of California, voted for and ratified by the electors of said city of Los Angeles at a special municipal election held therein on the sixth day of November, 1928.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

HON. ISAAC JONES IN THE CHAIR.

At eleven o'clock and fifty-five minutes a.m., Hon. Isaac Jones, member of the Assembly from the Fifty-seventh District, in the chair.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Badham asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 3 at this time, without reference to committee.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER THREE.

Senate Concurrent Resolution No. 3—Approving eleven certain amendments to the charter of the city of Los Angeles, in the county of Los Angeles, State of California, voted for and ratified by the electors of said city of Los Angeles at a special municipal election held therein on the sixth day of November, 1928.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 3 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—67.

NOES—None

Title read and approved.

Senate Concurrent Resolution No. 3 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No 3

Approving eleven certain amendments to the charter of the city of Los Angeles, in the county of Los Angeles, State of California, voted for and ratified by the electors of said city of Los Angeles at a special municipal election held therein on the sixth day of November, 1928.

THE SPEAKER IN THE CHAIR.

At twelve o'clock m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

MOTION TO PRINT EXTRA COPIES OF ASSEMBLY BILLS.

Mr. Sewell moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 308 printed.

Motion carried.

ADJOURNMENT

At twelve o'clock and five minutes p. m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until 10 o'clock a. m., Wednesday, January 16, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Wednesday, January 16, 1929.

At ten o'clock a. m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnumus, and the following members answered to their names.

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Qunglev, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—79.

Quorum present

PRAYER.

Prayer was offered by Rev. Win. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVE OF ABSENCE.

On motion of Mr. Byrne, Mr. Little was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY

Through the courtesy of Mr. Harper, Mr. Henry Bischoff of San Diego, member of the legal profession, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roland, Mr. Fred C. Peterson was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Cronin, Mr. Gabriel McAuliffe of San Francisco, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal

PETITION.

The following petition was received, and ordered printed in the Journal:

By Mr. Kline:

RIVERSIDE COUNTY FEDERATION OF WOMEN'S CLUBS.

Tuesday, January 15, 1929.

WHEREAS, It has come to the attention of the County Federation of Women's Clubs, that a bill is to be introduced at the next session of our Legislature, changing the present district management of our schools to a county management; and

WHEREAS, That change takes away from each community all participation in the conduct of its schools, viz: the hiring of teachers, janitors, bus drivers, etc, and rests this authority in a county supervisor and five county trustees; and

WHEREAS, It further states that any bond issue for local improvements must be voted on by the whole county, and that small schools must be consolidated into one large unit, all of which we consider as detrimental to the best interests of our local schools; therefore, be it

Resolved, That the County Federation of Women's Clubs, assembled this eleventh day of January, does hereby go on record as opposed to the introduction or passage of this bill and that copies of this resolution be sent to our Assemblyman and Senator.

MRS. ELMO HOUGH, President.

COMMUNICATIONS.

The following communications were read, and ordered printed in the Journal:

By the Chief Clerk:

ASSEMBLY CHAMBER, January 16, 1929.

MR. SPEAKER: Pursuant to your instructions, the following named persons have filed their credentials and are duly recognized as representatives of the newspapers set opposite their respective names:

California Real Estate Magazine—Gleam D. Willaman
United Press—Ed Johnson.

ARTHUR A. OHNIMUS, Chief Clerk.

By Mr. Speaker:

STANDARD OIL COMPANY OF CALIFORNIA.

Reference is made to the memorandum advising that the three-day program of flying by the airplane "Standard of California No. 1" had been postponed on account of weather conditions until Wednesday, Thursday and Friday of this week.

Subject to weather permitting, arrangements have been made by the Standard Oil Company of California to have automobiles at the main entrance of the State Capitol for transportation of their guests to the Municipal Airport.

These cars will be available one-half hour prior to the hour indicated for your flight upon your original invitation. The cars can be easily identified as they will bear a small sign while parked, reading "Legislative Flight—Standard of California." Similar arrangements will be made to return guests from the Municipal Airport to Sacramento.

January 15, 1929.

ANNOUNCEMENT.

The Speaker announced the following schedule of committee meetings, and ordered the same printed in the Journal:

SCHEDULE OF COMMITTEE MEETINGS.

Monday afternoon—Banking, Municipal Corporations, Conservation; Drainage, Swamp and Overflowed Lands; Exhibitions and Fairs.

Monday evening—Judiciary, Ways and Means, Elections, Libraries.

Tuesday morning—Agriculture, County Government, Roads and Highways, Hospitals and Asylums.

Tuesday afternoon—Education, Motor Vehicles, Insurance, Medical and Dental Laws, Pensions.

Tuesday evening—Fish and Game, Labor and Capital, Revenue and Taxation, Public Charities, Social Service and Welfare.

Wednesday morning—Building and Loan, Commerce and Navigation, Federal Relations, Live Stock and Dairies, Crime Problems.

Wednesday afternoon—Municipal Corporations, Civil Service, Irrigation, Public Health and Quarantine, Public Morals, Aviation.

Wednesday evening—Judiciary, Ways and Means, Corporations, Manufactures, Mines and Mining.

Thursday morning—Agriculture, County Government, Roads and Highways, State Grounds and Parks.

Thursday afternoon—Education, Motor Vehicles, Constitutional Amendments; Drainage, Swamp and Overflowed Lands.

Thursday evening—Fish and Game, Labor and Capital, Revenue and Taxation, Governmental Efficiency and Economy.

Friday morning—Direct Legislation, Public Utilities, Reapportionment, Teachers Colleges.

Friday afternoon—Claims, Oil Industries, Prisons and Reformatories, Soldiers and Sailors Affairs, Universities.

Friday evening—Judiciary, Ways and Means, Governmental Revenues and Expenditures, Military Affairs.

Subject to call by chairman—Attaches, Contested Elections, Contingent Expenses, Engrossment and Enrollment, Introduction of Bills, Mileage, Revision and Printing, Rules.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ATTACHES

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1929.

MR. SPEAKER: Your Committee on Attaches respectfully begs leave to report that it has carefully considered the applicants for the various positions and desires to submit the following resolution:

Resolved, That the following named person be and she is hereby appointed and employed for the position and the per diem set opposite her name

The appointment of the following named person is to date from and including the eleventh day of January, 1929:

Bertha K Zimmermann, Steenographer----- \$5 00

Said per diem to be paid out of the fund for the payment of officers and employees of the Assembly, and the Controller is hereby authorized and directed to draw warrants from said funds in favor of the above named person for said per diem, and the said Treasurer is hereby authorized to pay the same.

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Easley, Eddy, Emmett, Feelev, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolme, Wright, Young, and Mr. Speaker—66.

NOES—None

MOTION TO APPROVE JOURNALS.

Mr. Jones moved that the Journals of Monday, January 7, 1929; Tuesday, January 8, 1929; Wednesday, January 9, 1929; Thursday, January 10, 1929; Friday, January 11, 1929, be approved as corrected by the Minute Clerk

Motion carried.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

By Mr. Speaker.

SACRAMENTO, CALIFORNIA, January 16, 1929.

*Honorable Edgar C. Levey, Speaker of the Assembly,
State Capitol, Sacramento, California*

DEAR SIR: Due to the extremely muddy condition of the municipal airport caused by yesterday's rain, flying from that point is impossible and we have therefore arranged

for the flights for members of the Assembly to take place from the United States airport at Mather Field.

This afternoon, as well as the afternoons of Thursday and Friday, our guests are therefore requested to be present at Mather Field. Automobiles for their transportation will be at the main entrance of the State Capitol one-half hour ahead of the time scheduled for the flights.

We would appreciate your informing the members of the Assembly of this change.

Yours very truly,

STANDARD OIL COMPANY OF CALIFORNIA.

H. B. FAIRCHILD, District Sales Manager.

MOTION TO WITHDRAW BILL.

Mr. Williamson moved that Assembly Bill No. 88 be withdrawn from Committee on Judiciary, and placed on file for purpose of amending same.

The question being on the motion to withdraw the bill from committee.

The roll was called, and the motion to withdraw Assembly Bill No. 88 from committee carried by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Cloudman, Cloudsley, Colher, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hoffman, Ingels, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Levemel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A. Mixter, Morgan, Morrison, Noyes, Quigley, Reindollar, Roberts, Roland, Schofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—60.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Williamson asked for and was granted unanimous consent to take up Assembly Bill No. 88, at this time, for the purpose of amending.

CONSIDERATION OF ASSEMBLY BILL NUMBER EIGHTY-EIGHT.

Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens.

SECOND READING OF ASSEMBLY BILL NUMBER EIGHTY-EIGHT.

Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendment was submitted by Mr. Williamson

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed bill, strike out the word "expended" and insert in lieu thereof "advanced at the time"; on page 1 line 20 strike out the period and add "was commenced, or materials therefore commenced to be furnished"

Amendment adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

INTRODUCTION AND REFERENCE OF BILLS

The following bills were introduced, and referred as indicated:

By Mr. Reindollar, Assembly Bill No. 374—An act making an appropriation for the construction and equipment of quarters for prison guards at San Quentin Prison

Bill read first time, and referred to Committee on Prisons and Reformatories

Also: Assembly Bill No. 375—An act to amend an act entitled, "An act to amend an act entitled 'An act to amend section 1 of an act entitled "An act amending an act making an appropriation for

the establishment of a permanent fund for the purchase of jute to be manufactured at the State Prison at San Quentin, approved March 9, 1885" approved March 16, 1889, and to provide for the disposition and use of the surplus money received from the sale of jute goods and not needed for the "revolving fund" provided for in said act," approved March 24, 1911, as amended, approved May 23, 1925, as amended."

Bill read first time, and referred to Committee on Prisons and Reformatories

By Mr. West: Assembly Bill No. 376—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 377—An act to amend section 849 of the Code of Civil Procedure, relating to summons, by whom and how served and returned

Bill read first time, and referred to Committee on Judiciary

Also: Assembly Bill No. 378—An act to amend section 902 of the Code of Civil Procedure, relating to contents of execution

Bill read first time, and referred to Committee on Judiciary

Also: Assembly Bill No. 379—An act to amend section 905 of the Code of Civil Procedure, relating to proceedings supplementary to execution.

Bill read first time, and referred to Committee on Judiciary

Also: Assembly Bill No. 380—An act to amend an act entitled, "An act transferring the operation and control of certain of the flood control works of the Sacramento and San Joaquin Drainage District to the Department of Public Works, and providing that the cost thereof shall be paid by the State for a limited period and relieving said district and the Reclamation Board and its members from responsibility and liability for operation or maintenance of flood control works during said period; providing for the cancellation of bonds of said district authorized but not sold; authorizing the Reclamation Board to levy a supplementary assessment and to order called assessments levied in connection with project number six; authorizing the issuance of bonds of said district based on and secured by assessments upon the land within the boundaries of project number six of said district; authorizing the validation of said bonds; authorizing the State Board of Control to purchase and invest in warrants and bonds of said district; authorizing land owners within said project number six to pay assessments in warrants or bonds of said district; adding to, taking away from and altering an act known as the Reclamation Board Act, approved December 24, 1911, as amended, and repealing all other acts or parts of acts in so far as they are in conflict herewith," approved May 26, 1927, by adding a new section thereto, to be numbered section 17

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Mr. Quigley: Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or making inspection of electric

poles, wires, cables, machinery, appliances or equipment, providing for the employment of a crew of not less than two journeymen in the doing of such work or inspection; and providing penalty for the violation thereof.

Bill read first time, and referred to Committee on Public Utilities.

By Mr. Keaton: Assembly Bill No. 382—An act to amend section 17 of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor: prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, by providing for the filing with the State Oil and Gas Supervisor, or his deputies, of an application showing the names and addresses of all parties interested in the promotion of the well and the financial ability of the owner or operator of any oil well, to complete the well to production or to abandon same by shutting off and excluding all water from entering oil-bearing strata encountered in the well, requiring a permit before oil drilling operations may be commenced, giving the said supervisor and his deputies the right to grant or refuse to grant such permits after investigation, subject to review by the district oil and gas commissioners and by the courts and providing penalties for the enforcement of the act.

Bill read first time, and referred to Committee on Mines and Mining.

By Mr. Sewell: Assembly Bill No. 383—An act to add a new section to the Code of Civil Procedure to be numbered 1952 relating to the admissibility of circular evidence.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Mixter: Assembly Bill No. 384—An act to amend sections 11, 12 and 16 of an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended, relating to the practice of pharmacy.

Bill read first time, and referred to Committee on Medical and Dental Laws.

By Mr. Wright: Assembly Bill No. 385—An act establishing the emergency permanent improvement fund and relating to the deposits of moneys therein and withdrawals therefrom.

Bill read first time, and referred to Committee on Ways and Means.

Also: Assembly Bill No. 386—An act to add a new section to be numbered 3 to an act entitled "An act to amend section 1 and section 2

of an act entitled "An act requiring the payment into the State Treasury of all monies, belonging to the State, received by the various State institutions, commissioners and officers and directing the disposition of same," approved March 17, 1899, as amended, relating to the payment of State money into the treasury and abolishing certain special funds, as amended," approved May 19, 1925.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Woolwine: Assembly Bill No. 387—An act to amend section 4 of an act to permit the consolidation of elections and to provide a procedure therefor, approved June 11, 1913.

Bill read first time, and referred to Committee on Elections.

Also: Assembly Bill No. 388—An act to amend section 25 of the Voting Machine Act, being an act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections: and providing for the punishment of all violations of the provisions of this act, approved May 3, 1923.

Bill read first time, and referred to Committee on Elections.

Also. Assembly Bill No. 389—An act to amend section 1197 of the Political Code relating to the form of the ballot

Bill read first time, and referred to Committee on Elections.

Also: Assembly Bill No. 390—An act to amend section 1094 of the Political Code relating to the registration of electors and conduct of elections

Bill read first time, and referred to Committee on Elections.

Also: Assembly Bill No. 391—An act to amend section 1205 of the Political Code relating to the manner of voting.

Bill read first time, and referred to Committee on Elections.

Also: Assembly Bill No. 392—An act to amend section 1211 of the Political Code relating to ballots, and when void.

Bill read first time, and referred to Committee on Elections

Also: Assembly Bill No. 393—An act to amend sections 5, 10, 12 and 24 of the Direct Primary Law, being "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act, approved June 16, 1913.

Bill read first time, and referred to Committee on Elections

By Mr. Mixter: Assembly Bill No. 394—An act to amend section 5a of an act entitled "An act to regulate the sale and use of poisons in

the State of California and providing a penalty for the violation thereof." approved April 5, 1927, relating to sale of poisons.

Bill read first time, and referred to Committee on Medical and Dental Laws

By Mr. Crittenden: Assembly Bill No. 395—An act to add a new article to chapter 3 of title I of part III of the Political Code to be numbered article 110, embracing sections 378 to 378g, inclusive, creating a State Department of Commerce, defining the jurisdiction, functions, powers and duties thereof and making an appropriation therefor.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

Also: Assembly Bill No. 396—An act to amend the California Vehicle Act, approved May 30, 1923, as amended, by adding thereto a new section, to be numbered 145a, relating to school busses.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 397—An act to amend section 2322x8 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the eighth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 398—An act to amend section 10 of an act entitled "An act to provide for the formation, management, and dissolution of county water works districts, for supplying the inhabitants thereof with the water, for levying and collecting taxes on property in such districts; and for the issuance of county water works district bonds and the payment thereof." approved June 13, 1913, as amended, relating to the tax for maintaining water works.

Bill read first time, and referred to Committee on Municipal Corporations

Also: Assembly Bill No. 399—An act relating to the establishment and maintenance of a Bureau of Safety in the Railroad Commission of this State, and making an appropriation therefor

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Levey: Assembly Bill No. 400—An act to provide for instruction in public safety and accident prevention primarily devoted to avoidance of accident hazards on streets and highways in the elementary and secondary schools of the State and in the normal schools and teachers colleges in the State and making an appropriation for the carrying out of the provisions of this act.

Bill read first time and referred to Committee on Motor Vehicles.

HON. ROBERT B. FRY IN THE CHAIR.

At ten o'clock and twenty-five minutes a.m., Hon. Robert B. Fry, member of the Assembly from the Thirtieth District, in the chair.

By Mr. Crittenden: Assembly Bill No. 401—An act to amend section 28 of "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers

and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended.

Bill read first time, and referred to Committee on Public Utilities.

Also: Assembly Bill No. 402—An act to amend section 1033 of the Code of Civil Procedure, relating to costs in civil cases.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 403—An act to provide for the making of snow surveys and the gathering and correlation of information pertinent to an annual forecast of seasonal water crop and making an appropriation therefor.

Bill read first time, and referred to Committee on Irrigation.

By Mr. Keaton: Assembly Bill No. 404—An act to amend section 365f of the Political Code, relating to the acquisition of city streets as a part of State highways.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Mixter: Assembly Bill No. 405—An act to amend an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violations thereof; and for the appointment of a board to be known as the California State Board of Pharmacy." by adding a new section to be known as section 1½, relating to pharmacies.

Bill read first time, and referred to Committee on Medical and Dental Laws.

By Mr. Crittenden: Assembly Bill No. 406—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 407—An act to amend section 1280 of the Code of Civil Procedure, relating to validity of arbitration agreements

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 408—An act to amend sections 3, 7, 8, 10, 11, 18½ and 19 of an act entitled "An act to provide for the organization and management of county fire insurance companies." approved April 1, 1897, as amended, and to add a new section thereto to be numbered section 20, relating to powers of the directors of said companies and forms of insurance policies issued by said company.

Bill read first time, and referred to Committee on Insurance.

By Messrs. Crittenden and Adams: Assembly Bill No. 409—An act declaring the public highway extending from Fresno, in Fresno County,

to Tracy, in San Joaquin County, and running through Mendota, Dos Palos, Newman and Crows Landing, to Tracy, to be a State highway, and making an appropriation for the survey and acquisition of rights of way of such road.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Bernard: Assembly Bill No. 410—An act to create a Division of Market Extension in the Department of Finance and to provide for the establishment and administration of a State trade-mark for farm products.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Messrs. Leymel and Nielsen: Assembly Bill No. 411—An act to make an appropriation for the payment of enlisted men attending National Guard encampments, provided for in section 2076 of the Political Code.

Bill read first time, and referred to Committee on Military Affairs.

By Mr. McDonough: Assembly Bill No. 412—An act to add a new section to the Penal Code, to be numbered 653*e*, relating to crimes against employees.

Bill read first time, and referred to Committee on Labor and Capital.

By Messrs. Morgan and Cloudman: Assembly Bill No. 413—An act providing for an investigation into methods of sewage and wastes disposal and treatment, and providing an appropriation therefor.

Bill read first time, and referred to Committee on Public Health and Quarantine

By Mr. Morgan: Assembly Bill No. 414—An act to provide for the maintenance, support and care of needy blind persons not inmates of any institution supported in whole or in part by the State or by any of its political subdivisions, providing the method thereof and making an appropriation therefor.

Bill read first time, and referred to Committee on Public Charities and Corrections.

By Mr. Scofield: Assembly Bill No. 415—An act to repeal section 476*a* and to add a new section to the Penal Code, to be numbered 476*b*, relating to the drawing and uttering of checks or drafts.

Bill read first time, and referred to Committee on Crime Problems.

THE SPEAKER IN THE CHAIR.

At ten o'clock and thirty minutes a m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

By Mr. Baum: Assembly Bill No. 416—An act to amend section 1161 of the Code of Civil Procedure, relating to the unlawful detainer by tenants of real property.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Ingels: Assembly Bill No. 417—An act to repeal an act entitled, "An act to provide for the incorporation and organization and management of bridge and highway districts and to provide for the acquisition and construction by said districts of bridges and approaches

thereto, and for the acquisition of all property necessary therefor, and also to provide for the issuance and payment of bonds by said districts, for the levying of taxes and the collection of tolls by said districts and for the annexation of additional territory thereto," approved May 25, 1923, as amended.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr Jespersen: Assembly Bill No 418—An act to repeal an act entitled "An act to provide for the acquisition of, including the laying out, opening, extending, widening, straightening, and acquiring in any manner, in whole or in part, and for the improvement of and work upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places, parks, pleasure grounds, commons, and all public ways and other property and rights of way of the public, including any property over which possession and right of use have been obtained under the provisions of section 14 of article I of the constitution of the State of California, in whole or in part, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying within such unincorporated territory and one or more municipalities, or lying within two or more municipalities, or forming the exterior boundary of any municipality where the same joins unincorporated territory of a county or the territory of another municipality, whether partly or wholly within or without said boundary, and the establishment and change of grade thereof; and providing for the payment of the costs and expenses of such acquisitions and such work and improvements, and the issuance and effect of bonds therefor and the payment of such bonds by special assessment taxes raised in assessment districts established for that purpose, and the enforcement of such bonds and taxes; and providing for aid from counties and municipalities in such acquisitions, work and improvements; and providing for the establishment and administration of revolving funds to assist in the carrying out of such acquisition work and improvements," approved May 23, 1925, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr Witter. Assembly Bill No 419—An act regulating lobbying, defining "permissive lobbyist" and "prohibitive lobbyist" providing for the registration and regulation of "permissive lobbyist" and providing a penalty for violation of the provisions thereof.

Bill read first time, and referred to Committee on Rules.

Also. Assembly Bill No 420—An act confirming and validating the formation or organization and existence of irrigation districts

Bill read first time, and referred to Committee on Irrigation.

Also. Assembly Bill No. 421—An act to amend section 626 of the Penal Code, relating to the shooting of waterfowl.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Arnold: Assembly Bill No 422—An act providing a debt burden limit for lands within counties, cities and counties, and cities, and providing the method of ascertaining the amount thereof.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 423—An act to amend sections 1, 2 and 5 of the Municipal Improvement District Act of 1927, relating to the purposes, petition and ordinance of intention.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 424—An act to amend sections 1, 2 and 5 of the Municipal Improvement District Act of 1915, approved April 20, 1915, and amended in 1919, relating to the purposes, petition and ordinance of intention.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 425—An act to amend section 21 of an act entitled "An act to provide for the incorporation and organization and management of county water districts, and to provide for the acquisition of water rights or construction thereby of water works and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved June 10, 1913, (Stats. 1913, page 1049), as amended by Statutes 1925, page 990, relating to collection of taxes

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 426—An act to repeal section 3889 and to amend section 4294 of the Political Code relating to county revenue.

Bill read first time, and referred to committee on Revenue and Taxation.

Also: Assembly Bill No. 427—An act to amend sections 3866 and 3868 of the Political Code, relating to semiannual reports and settlements of counties with the State.

Bill read first time, and referred to committee on Revenue and Taxation

By Mr. Wright: Assembly Bill No. 428—An act to provide for the assessment, levy and collection of taxes for the support of the State government for the eighty-first and eighty-second fiscal years.

Bill read first time, and referred to committee on Revenue and Taxation.

By Mr. Arnold: Assembly Bill No. 429—An act amending section 1 of "Improvement Bond Act of 1915, and adding a new section numbered 1½ of said act, relating to limitation of the power of the city council to issue bonds where the estimated burden is greater than a given limit.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Lyons: Assembly Bill No. 430—An act to amend section 928 of the Penal Code, relative to the Grand Jury.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Roberts: Assembly Bill No. 431—An act to amend section 1197 of the Political Code, relating to election ballots, the manner of voting, and the conduct of elections.

Bill read first time, and referred to Committee on Elections.

By Mr. Sewell: Assembly Bill No. 432—An act to add a new section to be numbered 7a to an act entitled “An act to form agricultural districts, to provide for the formation, organization and powers, of agricultural associations therein and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act,” approved April 17, 1909, as amended.

Bill read first time, and referred to Committee on Exhibitions and Fairs.

By Mr. Fry: Assembly Bill No. 433—An act to amend sections 2, 3 and 4 of an act entitled “An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the State Fire Marshal, providing ways and means for enforcement and providing penalties for violations,” approved June 3, 1927, and to add a new section to be known as section 5

Bill read first time, and referred to Committee on Governmental Efficiency and Economy

By Mr. Keaton: Assembly Bill No. 434—An act to amend section 3898 of the Political Code, relating to the sale of lands deeded to the State for delinquent taxes and providing for the reimbursement of purchases at void tax sales.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Roberts: Assembly Bill No. 435—An act to add a new section to the Political Code, to be numbered 1542, and to amend section 1543 of the Political Code, relating to the duties of the county superintendent of schools.

Bill read first time, and referred to Committee on Education.

By Mr. Morrison: Assembly Bill No. 436—An act making an appropriation for permanent improvements at the San Francisco State Teachers College.

Bill read first time, and referred to Committee on Teachers Colleges.

By Mr. Scofield: Assembly Bill No. 437—An act to make an appropriation annually for the development of the live stock industry and the exhibit of cattle, hogs, and sheep at Los Angeles, California, under the auspices of the Western Livestock Exhibit Association.

Bill read first time, and referred to Committee on Live Stock and Dairies.

By Mr. Quigley: Assembly Bill No. 438—An act to amend section 190 of the Penal Code, relating to the punishment of persons found guilty of murder.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Roberts: Assembly Bill No. 439—An act to amend section 1543a of the Political Code, relative to school warrants.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 440—An act to amend 1607b of the Political Code, relating to powers and duties of school boards.

Bill read first time, and referred to Committee on Education.

By Mr. Sewell: Assembly Bill No. 441—An act to amend the title and section 1 of an act entitled, "An act empowering county boards of supervisors to appropriate and use county funds for the support and maintenance of extension work in agriculture in cooperation with the United States Department of Agriculture and the University of California," approved May 18, 1915.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Crowley: Assembly Bill No. 442—An act to add a new section to the Political Code to be numbered 367*h* relating to the acceptance and expenditures of gifts and bequests offered or made to the State Department of Social Welfare for the aid and benefit of the needy aged or needy blind residents of this State.

Bill read first time, and referred to Committee on Social Service and Welfare.

By Mr. Williamson (by request): Assembly Bill No. 443—An act to amend section 1043 of the Penal Code and to add a new section thereto to be numbered 1043½, relating to necessity for the presence of defendants at trials in prosecutions for felonies.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 444—An act to amend section 2 of an act entitled "An act to provide for drainage by irrigation districts," approved March 18, 1907, relating to liability of a district for failure or neglect in the performance of duty under said act.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also: Assembly Bill No. 445—An act to amend section 18 of the California Irrigation District Acts, relating to apportionment of water.

Bill read first time, and referred to Committee on Irrigation.

By Messrs. Roland, Hoffman, Bishop, Cloudman, Feeley, Jost, McDonough and Morgan: Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Morrison: Assembly Bill No. 447—An act recognizing and establishing that the unpaid expenses of the convention which framed the constitution of the State of California, including the unpaid per diem of the delegates to such convention for the full term thereof, are obligations against the State, providing that suits may be brought against the State to determine by judgment the amount and ownership of claims for such unpaid expenses and per diem.

Bill read first time, and referred to Committee on Claims.

By Mr. Nielsen: Assembly Bill No. 448—An act making an appropriation for the purchase of a land site and the construction and equipment of a warehouse thereon, for the use of the Division of Motor Vehicles, and such other State uses as may be approved by the Director of Finance; transferring certain moneys to the general fund and abolishing the Transfer and Operators' License Fund.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 449—An act to amend “An act to provide for the organization, incorporation and government of municipal corporations,” approved March 13, 1883, as amended, by adding a new section thereto to be known as section 887, making it unlawful for any municipality to levy license taxes or fees against the business of, or instrumentalities used in, the sale or delivery of merchandise to retailers for retail purposes.

Bill read first time, and referred to Committee on Municipal Corporations.

By Messrs. Nielsen and West. Assembly Bill No. 450—An act to amend sections 4236*b*, 4236*c*, 4236*d*, 4236*f*, 4236*g*, 4236*h*, 4236*j*, 4236*l*, inclusive, of the Political Code, relating to county and township officers in counties of the seventh class, the assistants, deputies, and other employees of said officers, and provided for the compensation of said officers and said assistants, deputies, and other employees.

Bill read first time, and referred to Committee on County Government.

By Mr. Woolwine: Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled “An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries or extended into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvement; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds,” approved April 21, 1911, as amended, relating to street improvements.

Bill read first time, and referred to Committee on Municipal Corporations.

By Messrs. Lyons and Leymel: Assembly Bill No. 452—An act to add a new section to the Code of Civil Procedure, to be numbered 1161*a*, relating to persons holding over in case of the sale of real property by virtue of execution, foreclosure of mortgage or under a power of sale contained in a deed of trust.

Bill read first time, and referred to Committee on Judiciary.

By Messrs. Feigenbaum and Williamson: Assembly Bill No. 453—An act to amend section 1517 of the Code of Civil Procedure, relating to the return of sales of property of decedents.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 454—An act to amend section 900 of the Code of Civil Procedure, relating to the lien of judgments rendered in a justice's court.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 455—An act to amend section 1186 of the Code of Civil Procedure, relating to the filing of notice of commencement of work on any building or structure subject to mechanics' liens and the effect of mechanics' liens thereon.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Morrison: Assembly Bill No. 456—An act to amend section 412 of the Political Code, relating to appointees of the Secretary of State.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Craig: Assembly Bill No. 457—An act providing for the organization of certain elementary school districts into union or joint union high school districts.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 458—An act to amend section 737dd of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Orange.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Baum: Assembly Bill No. 459—An act providing for the management, control, administration and support of the public school system of the State of California.

Bill read first time, and referred to Committee on Education.

By Mr. Badham: Assembly Bill No. 460—An act to amend section 1741 of the Political Code, relating to powers and duties of high school boards.

Bill read first time, and referred to Committee on Education.

CHIEF CLERK OHNIMUS READING.

APPOINTMENT OF STANDING COMMITTEES

The Speaker announced the appointment of the following standing committees, and ordered same printed in the Journal:

Agriculture—Jost (Chairman), Ingels, Meeker, Heisinger, Jewett, Witter, Scudder, Emmett, Fisher, Spalding, Crittenden, Bernard, Mixter, Dillinger, Young, Collier, Anderson.

County Government—Adams (Chairman), Parkman, Leymel, Seawell, Stockwell, Bishop, Crowley, McGuinness, Feeley, Quigley, Arnold, DeYoe, Morgan, Brock, McGinley.

Hospitals and Asylums—Oliva (Chairman), Roland, Keaton, Luttrell, Feigenbaum, Miller, Eleanor; Hawes, Harper, Badham, Cloudman, Cloudley, Jespersen, Baum.

Public Charities and Corrections—Roland (Chairman), Harper, Hoffman, Miller, Eleanor; Crowley, Lyons, Heisinger, Emmett, Easley.

Roads and Highways—Jespersen (Chairman), Young, Noyes, Kline, Bliss, Miller, James A., Wright, Craig, Eddy, Deuel, Adams, Easley, Coombs, Byrne, Patterson.

Building and Loan Associations—Roberts (Chairman), Spalding, Morgan, Badham, Collier, McGinley, Sewell, Wright.

Commerce and Navigation—Hornblower (Chairman), Keaton, Oliva, Byrne, McGinley, Scofield, Morrison, Williamson, Parkman.

Live Stock and Dairies—Bernard (Chairman), Fisher, Jost, DeYoe, Scudder, Emmett, Meeker, Ingels, Mixter, Crowley, Dillinger.

Federal Relations—Witter (Chairman), Baum, Miller, Eleanor; Adams, Eddy, Brock, Jones.

Constitutional Amendments—Anderson (Chairman), Hornblower, Snyder, Arnold, West, Lyons, Bishop, Fisher, Coombs.

Mines and Mining—Dillinger (Chairman), Seawell, Jespersen, Witter, Noyes, Cloudley, Bliss, Easley, Cloudman.

Public Morals—Miller, Eleanor (Chairman), Luttrell, Crittenden, Hawes, Spalding, Jones, Brock, Little, Parkman, Deuel, Wright.

Crime Problems—Kline (Chairman), Cloudsley, Woolwine, Cronin, Feigenbaum, Deuel, Quigley.

State Parks and Grounds—Crawford (Chairman), Luttrell, Ingels, Oliva, Woolwine, Gilmore, West.

Direct Legislation—Fisher (Chairman), Stockwell, Hoffman, Flynn, Crowley, Emmett, Bernard.

Teachers Colleges—Deuel (Chairman), Harper, Leymel, Morrison, Wright, Fisher, Bliss.

Prisons and Reformatories—Hawes (Chairman), Reindollar, Anderson, Miller, Eleanor; Easley, Fry, Young, McDonough, West, Kline, Deuel, Gilmore, Arnold.

Public Utilities—Miller, James A. (Chairman), Cloudman, Oliva, Hawes, Mixer, Woolwine, Patterson, Scofield, Keaton, Fry, Feeley.

Banking—Williamson (Chairman), Miller, James A., Hawes, Spalding, Parkman, Reindollar, Byrne, Hoffman, Crawford.

Conservation—Noyes (Chairman), Williams, Fisher, Bliss, DeYoe, Collier, Mixer, Heisinger, Stockwell.

Drainage, Swamp and Overflowed Lands—Easley (Chairman), Crittenden, Jost, Patterson, Bernard, Crowley, Young, McGuinness, Seawell, Deuel, Ingels, Luttrell, Meeker.

Municipal Corporations—Woolwine (Chairman), Jones, Brock, McDonough, Sewell, Little, Cronin, Morrison, Jewett, Scudder, Cloudsley, Scofield, Lyons

Reapportionment—Parkman (Chairman), Jewett, Snyder, McDonough, Sewell, Byrne, Lyons, Cronin, Reindollar, Crawford, Meeker, Jost, Feigenbaum, Scudder, Gilmore, Noyes, Hornblower, Heisinger, Flynn, Badham, Baum, Quigley, Roland.

Education—Byrne (Chairman), Reindollar, Deuel, Roberts, Baum, Kline, Miller, Eleanor; Sewell, McDonough, Roland, Williamson, Adams, Wright.

Insurance—Jewett (Chairman), Hornblower, Easley, Fry, Cloudman, McGuinness, Luttrell, Patterson, Cronin, Hoffman, Seawell.

Medical and Dental Laws—Cronin (Chairman), Meeker, Mixer, Flynn, Parkman, West, Morgan, Snyder, Luttrell

Motor Vehicles—Nielsen (Chairman), Hawes, Keaton, Jones, Feeley, Morrison, Cloudman, Fry, Scofield, Miller, James A., McGinley, Oliva, Williamson, Scudder, Noyes, Dillinger, Crittenden, Jespersen, Williams, Woolwine, Badham

Civil Service—Cloudsley (Chairman), Baum, Roberts, Quigley, Nielsen, Young, Dillinger, Adams, Stockwell.

Irrigation—Mixer (Chairman), Meeker, Heisinger, Easley, Bernard, Collier, Ingels, West, Witter, Emmett, Anderson, Bliss, Cloudman, Coombs, Crawford, Crowley, DeYoe, Eddy, Crittenden, Leymel, Morgan, Williams, Jost, Fisher.

Public Health and Quarantine—Fry (Chairman), Roberts, McGinley, Woolwine, Craig, Flynn, Feeley, Hoffman, Luttrell

Soldiers and Sailors Affairs—Keaton (Chairman), Nielsen, Leymel, Quigley, Cloudsley, Miller, James A., Sewell, Kline, Scudder, Patterson, Morgan, Adams, McGinley.

Claims—Williams (Chairman), Baum, Bishop, Collier, DeYoe, Gilmore, Heisinger.

Oil Industries—Scofield (Chairman), Arnold, Patterson, Crawford, Badham, Craig, Sewell, Bliss, Jewett.

Fish and Game—Scudder (Chairman), Nielsen, Williams, McGinley, Hornblower, Morrison, Oliva, Jost, Little, Fisher, McGuinness, Dillinger, Cloudman, Scofield, Parkman.

Judiciary—Sewell (Chairman), Williamson, Anderson, Roland, Coombs, Miller, James A., Hornblower, Hoffman, Jones, Woolwine, Lyons, Byrne, Cloudsley, Crittenden, McGuinness, West, Little, Collier, Cronin, Feigenbaum, Snyder.

Libraries—Baum (Chairman), Jespersen, Craig, Arnold, DeYoe, Flynn, Oliva.

Ways and Means—Wright (Chairman), Crowley, Scofield, Parkman, Reindollar, Fisher, Kline, Eddy, Miller, Eleanor; Scudder, Brock, Spalding, Fry, Jewett, Roberts, Gilmore, Morrison, Crawford, Adams, Bernard, Noyes.

Elections—Leymel (Chairman), Bliss, Young, Dillinger, Stockwell, Feeley, Nielsen, Witter, McGinley, Meeker, Seawell.

Labor and Capital—McDonough (Chairman), McGuinness, Hawes, Gilmore, Quigley, Bishop, Brock, Eddy, Flynn, Ingels, Byrne, Sewell, Williamson.

Corporations—Lyons (Chairman), Roberts, Mixer, Morgan, Byrne, Arnold, Flynn, Keaton, Harper.

Manufactures—Morrison (Chairman), Jost, Feeley, Bishop, McDonough, Young, Leymel.

Governmental Efficiency and Economy—Feigenbaum (Chairman), Jones, Wright, Hoffman, Anderson, Crawford, Adams, Crittenden, Deuel, Miller, Eleanor; Cloudsley.

Universities—Cloudman (Chairman), Badham, Roland, Feigenbaum, Little, Jost, Williams.

Military Affairs—Patterson (Chairman), Roberts, Leymel, Jespersen, DeYoe, Nielsen, Emmett, Ingels, Stockwell.

Revenue and Taxation—West (Chairman), Miller, James A., Roland, Wright, Reindollar, Williamson, Fisher, Keaton, Cronin, Spalding, Coombs, Woolwine, Jones, Young, Kline.

Attaches—Reindollar (Chairman), Fry, Morrison, McDonough, Scofield, Spalding, Noyes.

Contested Elections—Brock (Chairman), Jespersen, Craig, Harper, Leymel, Morgan, Bernard.

Contingent Expenses—Snyder (Chairman), Nielsen, Williams, Collier, Gilmore.

Engrossment and Enrollment—Spalding (Chairman), Hoffman, Coombs, Luttrell, Baum.

Governmental Revenues and Expenditures—Coombs (Chairman), Arnold, Witter, Harper, Bishop, Craig, Luttrell, Meeker, Quigley.

Pensions—Little (Chairman), Anderson, Bishop, Brock, Coombs, Crawford, DeYoe, Quigley, Bernard.

Introduction of Bills—Badham (Chairman), Feeley, Seawell.

Mileage—Flynn (Chairman), McGuinness, Craig, Collier, Feigenbaum

Revision and Printing—Heisinger (Chairman), Roberts, Morgan, Jewett, Stockwell.

Rules—Jones (Chairman), Williamson, Little, Feigenbaum, Roland, Snyder, Levey.

Aviation and Aircraft—Bishop (Chairman), Miller, James A., Hornblower, Cronin, Patterson, Ingels, Fry, Craig, Nielsen, Emmett, McGuinness.

Exhibitions and Fairs—Eddy (Chairman), Gilmore, Keaton, Mixer, Witter, Adams, Snyder

Social Service and Welfare—Crittenden (Chairman), Anderson, Hornblower, Oliva, Seawell, Stockwell, Bliss, Eddy, Jespersen.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated:

By Mr. Young: Assembly Bill No 461—An act to amend section 4273 of the Political Code, relating to fees and salaries of officers in counties of the forty-fourth class.

Bill read first time, and referred to Committee on County Government

Also: Assembly Bill No 462—An act to add a new section, to be numbered section 12 to an act entitled "An act relating to estrays, and providing for taking them up and giving a lien on them for all damages, costs, and expenses incurred by reason of taking them up, and repealing all other acts and parts of acts now in force relating to estrays," approved March 23, 1901, as amended, providing that the county of Plumas be included within said act and the acts therein mentioned to the extent that said act and acts relate to the county of Lassen.

Bill read first time, and referred to Committee on County Government.

By Mr. Badham: Assembly Bill No. 463—An act to amend section 1610, paragraph sixth, of the Political Code, relating to powers of trustees to provide transportation.

Bill read first time, and referred to Committee on Education.

By Mr. Jespersen: Assembly Bill No. 464—An act to amend sections 1 and 45 of an act entitled "An act to divide the State of California

into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1913, approved May 28, 1917, as amended, and to add a new section to be numbered 45a to said act as amended.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 465—An act to amend section 628f of the Penal Code, relating to the protection of fish and game.

Bill read first time, and referred to Committee on Fish and Game

Also: Assembly Bill No. 466—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste, to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish markets must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any provisions of this act," approved May 25, 1919, as amended and to add three new sections thereto to be numbered 8, 9 and 10, regulating fisheries of the State operating for commercial purposes.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Lyons: Assembly Bill No. 467—An act to amend section 793 of the Civil Code, relating to the termination of estates.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 468—An act to amend section 1946 of the Civil Code, relating to the hiring of real property.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 469—An act to amend section 943 of the Code of Civil Procedure, relating to appeals.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Coombs: Assembly Bill No. 470—An act to add a new section to the Penal Code to be numbered 415a, prohibiting the shooting or discharging of firearms upon the public highways of the State, and providing a penalty therefor.

Bill read first time, and referred to Committee on Crime Problems.

Also: Assembly Bill No. 471—An act providing for the burning or removing of grass, brush or other inflammable matter and debris from public highways

Bill read first time, and referred to Committee on Conservation.

Also: Assembly Bill No. 472—An act to amend section 364aa of the Political Code, relating to revenue and taxation

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Assembly Bill No 473—An act to amend section 77 of the California Vehicle Act, approved May 10, 1915, as amended, relating to registration fees

Bill read first time, and referred to Committee on Motor Vehicles

By Mr Hornblower: Assembly Bill No. 474—An act to repeal an act entitled "An act defining criminal syndicalism and sabotage, prescribing certain acts and methods in connection therewith and in pursuance thereof and providing penalties and punishments therefor," approved April 30, 1919.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No 475—An act to add a new section to the Penal Code to be numbered 530½, relating to false impersonation of peace officers.

Bill read first time, and referred to Committee on Crime Problems.

Also: Assembly Bill No. 476—An act to amend section 9a of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof, to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; provide for the regulation, supervision and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, as amended, relating to bonds of real estate brokers and salesmen.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No 477—An act to amend sections 24, 28, 43 and 46 of the "State Bar Act," approved March 31, 1927, relating to admission and licensing of members of "The State Bar of California."

Bill read first time, and referred to Committee on Judiciary.

By Mr. Scofield Assembly Bill No. 478—An act to amend section 626i of the Penal Code, relating to the limit of deer that may be killed.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 479—An act to amend section 626f of the Penal Code, relating to the protection of deer

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 480—An act to add a new section to the Penal Code, to be numbered 628l, relating to the protection of fresh water cray fish

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 481—An act to amend section 631c of the Penal Code, relating to the protection of fish and game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 482—An act to provide for the destruction of predatory wild animals by offering bounties for the killing thereof, prescribe penalties for violating the provisions of the act and repealing inconsistent acts.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Roland (by request): Assembly Bill No. 483—An act to amend section 270 of the Penal Code, relative to omitting to provide child with necessities

Bill read first time, and referred to Committee on Judiciary.

By Mr. Williamson: Assembly Bill No. 484—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution and attachment.

Bill read first time, and referred to Committee on Judiciary.

By Messrs. Patterson, Jespersen, Scudder, Bernard and Broek: Assembly Bill No. 485—An act to define motor club service, and to define, license, and regulate companies engaged in selling, furnishing or procuring the same, for a consideration, to owners and operators of motor vehicles, and providing penalties for the violations thereof, and repealing all acts in conflict herewith.

Bill read first time, and referred to Committee on Insurance.

By Mr. Patterson: Assembly Bill No. 486—An act to amend section 16.710 of the Weights and Measures Act approved June 16, 1913, as amended, relating to the sealer of weights and measures in counties of the twelfth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 487—An act to add five new sections to the Penal Code, to be numbered 447*a*, 448*a*, 449*a*, 450*a*, and 451*a*, and to repeal sections 447, 448, 449, 450, 451, 452, 453, 454, and 455 of said code, all relating to the crime of arson

Bill read first time, and referred to Committee on Crime Problems

Also: Assembly Bill No. 488—An act to amend an act entitled "An act to regulate the examination of applicants for license and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended, by amending the title thereof, and by adding a new section thereto to be numbered section 6*a*, providing for the establishment and maintenance of a State medical library, and amending the title of said act

Bill read first time, and referred to Committee on Medical and Dental Laws.

Also: Assembly Bill No 489—An act to amend section 29 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, providing for the securing of the payment of compensation by employers.

Bill read first time, and referred to Committee on Insurance.

By Mr. Byrne: Assembly Bill No. 490—An act to amend section 2196 of the Political Code, relating to the care and treatment of mental defectives in sanitariums.

Bill read first time, and referred to Committee on Hospitals and Asylums.

Also: Assembly Bill No. 491—An act to add a new section to the Political Code, to be numbered 2181c, relating to moneys of insane persons.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Roland (by request). Assembly Bill No. 492—An act to amend sections 259 and 1028 of the Code of Civil Procedure, relating to court commissioners and referees.

Bill read first time, and referred to Committee on Judiciary.

Also (by request): Assembly Bill No 493—An act to amend section 1028 of the Code of Civil Procedure, relating to court referees.

Bill read first time, and referred to Committee on Judiciary.

By Miss Miller: Assembly Bill No 494—An act providing for the establishment and maintenance of twenty-four-hour elementary schools by elementary school districts with the approval of the State Board of Education, providing for the admission to such schools and providing for the government, control, conduct, and support thereof.

Bill read first time, and referred to Committee on Education.

By Mr. Morgan (by request): Assembly Bill No. 495—An act to amend section 7 of the Workmen's Compensation, Insurance and Safety Act, approved May 26, 1913, as amended, relating to appointees.

Bill read first time, and referred to Committee on Insurance.

By Mr. Hornblower: Assembly Bill No. 496—An act to amend section 583 of the Code of Civil Procedure, relating to the dismissal of actions.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Crittenden: Assembly Bill No. 497—An act to amend section 56 of the Civil Code, relating to capability of minors to contract marriages.

Bill read first time, and referred to Committee on Judiciary.

By Messrs. Adams, Mixter, Crittenden and Bernard: Assembly Bill No. 498—An act to provide for an appropriation to complete the investigation authorized by an act entitled "An act to provide for the investigation by the State of California of the possibilities of coordinating the development of the water resources of the State for public protection and to the end that they may be put to the greatest beneficial use, and making an appropriation for said purpose," approved May 23, 1925, and to provide for the expenditure thereof.

Bill read first time, and referred to Committee on Irrigation.

By Mr. Sewell: Assembly Bill No. 499—An act to add a new section to the Civil Code, to be numbered 2178, limiting the liability of steam and electric railroad common carriers and sleeping car companies of property carried in trunks, valises, suit cases, traveling bags, boxes, bundles or packages, in the event of loss of or injury to the same.

Bill read first time, and referred to Committee on Public Utilities.

Also: Assembly Bill No. 500—An act to prohibit the solicitation of the business of collecting personal injury or death claims arising within this State, with the intention of instituting suit thereon outside of this State, and to provide a penalty for violation of this act.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Bernard: Assembly Bill No. 501—An act to amend section 9 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to the levy of taxes for public cemetery districts and fixing the maximum tax which may be levied therefor.

Bill read first time, and referred to Committee on Judiciary.

By Mr. West: Assembly Bill No. 502—An act to amend section 231 of the Code of Civil Procedure, relating to trial jurors.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Craig: Assembly Bill No. 503—An act appropriating money for premiums at fairs or exhibitions held by the Thirty-second District Agricultural Association during the eighty-first and eighty-second fiscal years.

Bill read first time, and referred to Committee on Exhibitions and Fairs.

By Mr. Nielsen: Assembly Bill No. 504—An act to amend section 4300c of the Political Code, relating to fees of clerks, sheriffs and recorders.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Parkman: Assembly Bill No. 505—An act to amend sections 5 and 9 of an act entitled "An act to allow unincorporated cities and towns to equip and maintain a fire department," approved March 4, 1881, as amended, relating to the support thereof.

Bill read first time, and referred to Committee on County Government.

By Mr. Feigenbaum: Assembly Bill No. 506—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 375 to 375c inclusive, relating to a Department of Investment Regulation.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

Also: Assembly Bill No. 507—An act to license and regulate the business of private detectives and detective agencies, and to repeal an act entitled "An act to license and regulate the business of private detectives and detective agencies and to repeal the act entitled 'An act

to license and regulate the business of private detectives and detective agencies,' approved June 7, 1915," approved June 3, 1927.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 508—An act to amend section 1469 of the Code of Civil Procedure, relating to setting aside estates not exceeding \$2,500 in value.

Bill read first time, and referred to Committee on Judiciary.

By Messrs Brock, Eddy and Jones: Assembly Constitutional Amendment No. 9—Proposed amendment to article IV of the constitution, relative to giving or lending public credit.

Introduced, and referred to Committee on Constitutional Amendments.

By Mr. Nielsen: Assembly Constitutional Amendment No. 10—Proposed amendment to article IX of the constitution, relative to a resolution to propose to the people of the State of California an amendment to section 7 of article IX of the constitution, relative to textbooks, county boards of education and granting teachers' certificates.

Introduced, and referred to Committee on Constitutional Amendments.

SENATE MESSAGES

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, January 15, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Assembly Bill No. 5—An act to validate bonds of school districts, high school districts and junior college districts of every kind and class, and providing for the levy of a tax to pay the same.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, January 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Senate Bill No. 384—An act to legalize bonds heretofore issued and sold, or to be issued and sold, by municipalities where authority for such issuance has already been given by a vote of not less than two-thirds of the electors of such municipalities voting upon the question of incurring such indebtedness and providing for a levy of taxes to pay the principal and interest of such bonds and declaring the urgency of said act.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 384 referred to Committee on Municipal Corporations.

MOTION TO WITHDRAW BILL

Mr. Jones asked for and was granted unanimous consent to withdraw Senate Bill No. 19 from Committee on Federal Relations

MESSAGE FROM GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
January 14, 1929.

*To the Senate and Assembly of the State of California,
Sacramento, California.*

Senate Bill No. 19 makes appropriation to pay the expenses of electors of President and Vice President of the United States of America.

In my opinion the appropriation necessary for such expenditure constitutes an emergency within the meaning of article IV, section 34 of the constitution, and I therefore recommend the passage of this bill as an emergency measure.

Respectfully submitted.

C. C. YOUNG, Governor.

RESOLUTION.

The following resolution was offered:

By Mr. Jones:

Resolved, That Senate Bill No. 19 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Jones moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scudder, Scawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—64

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering, at this time, Senate Bill No. 19.

SECOND READING OF SENATE BILL NUMBER NINETEEN.

Senate Bill No. 19—An act making an appropriation to pay the expenses of electors of President and Vice President of the United States of America.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Olva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—62.

NOES—None

THIRD READING OF SENATE BILL NUMBER NINETEEN.

Senate Bill No. 19—An act making an appropriation to pay the expenses of electors of President and Vice President of the United States of America.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 19 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Muxter, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 11—Relative to the adjournment of the Legislature for the constitutional recess and to the reassembling of the Legislature after said recess, and fixing the date for said adjournment and said reassembling.

J. A. BEEK, Secretary of Senate

By FRANCIS E. DALIN, Assistant Secretary.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jones asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 11, at this time, without reference to committee.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER ELEVEN.

Senate Concurrent Resolution No. 11—Relative to the adjournment of the Legislature for the constitutional recess and to the reassembling of the Legislature after said recess, and fixing the date for the said adjournment and said reassembling.

MOTION TO DEFER ACTION.

Mr. Jones moved that further consideration of Senate Concurrent Resolution No. 11 be deferred until Thursday morning, January 17, 1929.

Motion carried.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON CONTINGENT EXPENSES.

ASSEMBLY CHAMBER, SACRAMENTO, January 16, 1929.

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred the following resolution introduced by Mr. Sewell:

Resolved, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to purchase eighty-three (83) sets of 1925 Edition of Deering's Codes and General Laws of the State of California, including 1927 Supplement, complete in seven volumes; also eighty-one copies of Robert's Rules of Order:

Also, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to deliver one set of said Codes and General Laws to each member of the Assembly, Chief Clerk of the Assembly and Judiciary Committee and the Ways and Means Committee and one (1) volume of Robert's Rules of Order to each member of the Assembly and the Chief Clerk of the Assembly;

Has had the same under consideration, and respectfully reports the same back, and recommends the adoption of the following substitute resolution:

Resolved, That the Chief Clerk of the Assembly be and he is hereby authorized to purchase for the use of the members of the Assembly eighty-three (83) sets of the 1925 Edition of Deering's Codes and General Laws of the State of California, including 1927 Supplement, complete in seven volumes; also eighty-one (81) copies of Treadwell's Annotated Constitution of the State of California, Fifth Edition,

1923, with all amendments to date, one volume, buckram binding; also eighty-one (81) copies of Robert's Rules of Order; all of said sets and volumes to be paid for out of the contingent fund of the Assembly.

Also, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to deliver one of said sets of Codes and General Laws, seven volumes, together with one volume of Treadwell's Annotated Constitution of California, also one volume of said Rules, to each member of the Assembly and to the Chief Clerk of the Assembly; and one set of Codes and General Laws to the Judiciary Committee and the Ways and Means Committee.

(Signed out)

SNYDER, Chairman.
NIELSEN.
COLLIER.
GILMORE.
WILLIAMS.

Mr. Snyder moved the adoption of the report and resolution.

AMENDMENT BY MR. DEUEL

During reading of the report and resolution, Mr. Deuel offered the following amendment:

That only the newly elected members of the Assembly shall receive copies of the codes.

Amendment lost.

FURTHER CONSIDERATION OF COMMITTEE REPORT.

The question being on the adoption of the report.

The roll was called, and the report and resolution adopted by the following vote.

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Ohva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—70.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Mr. Snyder:

Resolved, That the Chief Clerk of the Assembly be, and he is hereby authorized and directed, to purchase 83 sets of 1927 Amendments to the Codes.

Mr. Snyder moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

RECONSIDERATION WAIVED.

Mr. Fry waived his notice to reconsider the vote whereby Assembly Bill No 151 was passed.

Assembly Bill No. 151 ordered transmitted to the Senate.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Senate Bill No. 354—An act to repeal section 37 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a reclamation board and defining its powers," approved December 24, 1911, as amended.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Easley asked for and was granted unanimous consent to take up Senate Bill No. 354, at this time, without reference to committee.

CONSIDERATION OF SENATE BILL NUMBER THREE HUNDRED FIFTY-FOUR.

Senate Bill No. 354—An act to repeal section 37 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento river or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a reclamation board and defining its powers," approved December 24, 1911, as amended.

RESOLUTION.

The following resolution was offered:

By Mr. Easley:

Resolved, That Senate Bill No. 354 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Easley moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsen, Jewett, Jones, Leymel, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Olva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—64.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 354.

SECOND READING OF SENATE BILL NUMBER THREE HUNDRED FIFTY-FOUR.

Senate Bill No. 354—An act to repeal section 37 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a reclamation board and defining its powers," approved December 24, 1911, as amended.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dullinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—65.

NOES—None.

THIRD READING OF SENATE BILL NUMBER THREE HUNDRED FIFTY-FOUR.

Senate Bill No. 354—An act to repeal section 37 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a reclamation board and defining its powers," approved December 24, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 354 finally passed by the following vote:

AYES—Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dullinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Noyes, Oliva, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

MOTION TO WITHDRAW BILL.

Mr. West asked for and was granted unanimous consent to withdraw Assembly Bill No. 57 from the Committee on Judiciary, and placed on file for purpose of amending.

CONSIDERATION OF ASSEMBLY BILL NUMBER FIFTY-SEVEN.

Assembly Bill No. 57—An act to amend section 540 of the Code of Civil Procedure, relating to the form of the writ of attachment.

SECOND READING OF ASSEMBLY BILL NUMBER FIFTY-SEVEN.

During second reading of Assembly Bill No. 57, the following amendments were submitted by Mr. West:

AMENDMENT NUMBER ONE.

After the word "sureties", in line 11, page 1, of the printed bill, strike out the comma and add the following: "which must first be approved by a judge of the court issuing same or if said writ of attachment is from another county then by a judge of a court of similar jurisdiction in the county where the levy shall have been made".

AMENDMENT NUMBER TWO.

After the word "made", in line 16, page 2, of the printed bill, add the following: "The approval of any undertaking under this section by such judge shall relieve the sheriff from any liability thereunder".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

MOTIONS TO PRINT EXTRA COPIES OF ASSEMBLY BILLS.

Mr. Baum moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 459 printed.

Motion carried.

Mr. Stockwell moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 368 printed.

Motion carried.

Mr. Bernard moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 410 printed.

Motion carried.

Mr. Jones moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 155 printed.

Motion carried.

Miss Miller moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 494 printed.

Motion carried.

ADJOURNMENT.

At twelve o'clock and forty minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, January 17, 1929.

LOUIS F. ERB, Minute Clerk.

 IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Thursday, January 17, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrr, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Olyva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Withamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—79.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Miller, James A., Mr. Morrison was granted leave of absence for this day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Miller, James A., Captain Duncan Matheson, Mr Charles Iredale, Mr William McMahon and Mr. Charles Skelley of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal

Through the courtesy of Mr Jespersen, Mr. W. G. Fletcher was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Nielsen, Mrs. J. R. Phillips and Miss Ethel Evans, teachers in the David Lubin Junior High School, Sacramento, and the following pupils: Lester Antle, Henrietta Anderson, Genevieve Atherton, Eric Anderson, Ruth Brudigan, Ladeane Bush, Naomi Blair, Edward Belknap, Rosie Bertolozzi, John Chryst, Donald Drummond, Wanda Davies, Lyman de Berry, Agnes Frank, Violet Francis, Juanita Grant, Henry Heilbron, Paul Jordan, Dan Kness, June Le Blanc, Jack Masters, Anzonetta Marble, Carolyn Moulton, Katie Matisевич, Rosalie Mezzanares, Arthur Martinelli, Teresa Pane, Ada Pollacchi, Minnie Richardson, Edith Reynolds, Jack Shortiffe, Bill Sked, Rosalyn Treffry, Carolee Waller, Dorothy Winslow, Evelyn Young, Jane Atkins, Charles Bell, Rhea Bolts, Willard Clausnitzer, Nancy Cress, Gladys Grady, Marie Grady, Barbara Flumer, Victor Heck, Lillian Hitchcock, Thelma Johnson, Vendura Jones, Jessie Meadows, Elizabeth McLean, Camile Powers, Walter Sanderson, Laurence Schei, Lois Sehestedt, Yvonne Setzer, Lillian Stanby, Paul Stanley, Richard Taylor, Robert Titus, Duncan Vernon, Sally White, Janet Finnell, Victoria Dinelli, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Cronin, Mrs. Eva H. Francis, her daughter, Jean Francis, and the following pupils of the Stanford Junior High School of Sacramento: Kenneth Haystead, Leo Ricketts, Virgil Steen,

Alfred Stewing, Robert Sullivan, Donald Hummel, Howard Davis, Joseph Parsons, Junior Bell, Milton Terwilliger, Wilkie Ogg, Jr., Jean Francis, Dortha Kubel, Alice Turple, Edith L. Wright, Doris J. Eizinger, Dorothy Jarvis, Rosina Horton, Robert Carrington, Leonard Gill, Elsie Schaefer, June Young, George Winster, Alda Clifford, Yvonne Setzer, Nancy Cress, Lillian Hitchcock, Camille Powers, Gladys Grady, Lillian Stangbye, Janet Finnel, Lois Sehestedt, Marie Grady, Thelma Johnson, Rhea Bolts, Sallie White, Jessie Meadows, Elizabeth McLean and Vendura Jones, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Kline:

WHEREAS, The so-called "County and City School Administration Bill" has not been explained to nor is it understood by the great body of rural district residents; and

WHEREAS, Under the provisions of the said bill the city voters will have complete control of all school matters in both city and country; and

WHEREAS, Under the provisions of said bill the residents of one school district may be taxed for a bonded indebtedness incurred by other school districts and the financing of the different school districts in the county will, through the preponderance of votes, be placed in the hands of the large-city voters; and

WHEREAS, The said bill would deprive parents and voters in a local district of a controlling voice in matters relating to local management, such as transportation costs and the like, and also to the consolidation of school districts and concentration of children in graded schools at points, in some cases, many miles from their homes; and

WHEREAS, The said bill would enable a city school district to annex to itself a country school district by a majority of city votes which is a privilege denied under the bill to the voters in a country district; now, therefore, be it

Resolved, That the Riverside County Farm Bureau, through its board of directors in regular meeting assembled, does hereby place itself on record as opposing the said bill for the reasons above set forth; and be it further

Resolved, That a copy of this resolution be transmitted to Senator N. T. Edwards and to Assemblyman C. M. Kline with a request that they use their best efforts and endeavors to prevent said bill from becoming a law at the next session of the Legislature.

RIVERSIDE COUNTY FARM BUREAU.

By Mr. Speaker:

LOS ANGELES, CALIFORNIA, January 14, 1929.

To the Legislators of California, Sacramento, California

GENTLEMEN: Please give the old age pension bill a serious thought. If ever there were a needed piece of legislation in the State of California it is the old age pension. So little attention has been paid to the old of this State in the past, it is to be hoped at this time it will be carefully looked after, and we are believing it will.

Yours for the good of the old,

H. E. CRAMER.

No. 646 East 109th Street, Los Angeles, California.

The above petition referred to Committee on Pensions.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Joint Resolution No. 2—Relative to the California State Fair and Western States Exposition.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

REQUEST FOR UNANIMOUS CONSENT.

Mr. West asked for and was granted unanimous consent to take up Senate Joint Resolution No. 2 at this time, without reference to committee or file, and that the same be considered engrossed.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER TWO.

Senate Joint Resolution No. 2—Relative to the California State Fair and Western States Exposition.

Mr. West moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 2 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloud-Jey, Collier, Coombs, Crag, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGunness, Meeker, Miller, Eleaour; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 2 ordered transmitted to the Senate.

SENATE JOINT RESOLUTION No. 2.

Relative to the California State Fair and Western States Exposition.

WHEREAS, During the period from August 31 to September 9, 1929, this State will celebrate the seventy-fifth anniversary of the founding of the California State Fair, which has every year exhibited to California and to the world the varied agricultural, mining and industrial products of California and the west; and

WHEREAS, It is the desire of the people of the State of California to issue a special invitation to the states of the west to participate in this celebration; now, therefore, be it

Resolved by the Senate and Assembly, jointly, That the Legislature of the State of California invites Arizona, Montana, New Mexico, Wyoming, Utah, Texas, Washington, Oregon, Nevada, Colorado and Idaho to unite with the people of this State in the celebration of this seventy-fifth anniversary of the State Fair; and be it further

Resolved, That copies of this resolution be forwarded by the Secretary of the Senate to the governors of each of the said western states

RESOLUTION.

The following resolution was offered:

By Mr. Arnold:

WHEREAS, It is the duty of the Assembly to preserve the integrity of the judiciary by instituting actions of impeachment for removal from office whenever and wherever it appears that such action is necessary and justified; and

WHEREAS, One Carlos S. Hardy, a judge of the superior court of the county of Los Angeles, has been charged with receiving a fee of \$2,500 for legal advice during his present term of office from one Aimee Semple McPherson, and has admitted receiving such amount from her subsequent to June 22, 1926; and

WHEREAS, Such acceptance of said amount of money constitutes a violation of article VI, section 22, of the constitution of the State of California, which reads as follows: "No judge of a court of record shall practice law in any court of this State during his continuance in office."; and

WHEREAS, The Supreme Court of the State of California, in 1922, in the case of *The People vs. Merchants' Protective Corporation*, has construed that the constitution of the State of California as aforementioned would apply under the circumstances as asserted to have occurred in the McPherson case, and

WHEREAS, Acceptance of such money by the said Judge Carlos S. Hardy apparently constitutes a violation of the constitution of this State which governs his tenure in office, thereby placing him within the jurisdiction of this Assembly; now, therefore, be it

Resolved, That the Speaker of the Assembly appoint a committee of seven members of the Assembly to investigate during the statutory recess the reported receipt

of the aforementioned sum of money by the said Judge Carlos S. Hardy from the said Aimee Semple McPherson as a legal fee and to report to this body following the recess if sufficient grounds for an action of impeachment exist.

Mr. Arnold moved the adoption of the resolution.

The question being on the adoption of the resolution.

MOTION TO REFER RESOLUTION.

Mr. Jones moved the above resolution be referred to Committee on Judiciary.

AMENDMENT TO MOTION TO REFER.

Mr. Stockwell moved as an amendment to Mr. Jones' motion that the Assembly resolve itself into the Committee of the Whole for the purpose of considering the resolution.

Motion carried.

IN COMMITTEE OF THE WHOLE.

Speaker Levey in the chair

Resolution considered.

Mr. Sewell moved that the committee do now rise and recommend that the resolution be referred to the Committee on Judiciary.

Motion carried.

IN ASSEMBLY.

Speaker Levey in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

The following report of Committee of the Whole was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1929.

GENTLEMEN: The Committee of the Whole has had under consideration the resolution introduced by Mr. Arnold, and does now report back that the resolution be referred to Committee on Judiciary.

LEVEY, Chairman.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Woolwine: Assembly Bill No. 509—An act providing for the incorporation, government, and management of metropolitan park districts including therein city and county territory, for the purpose of acquiring, improving, and maintaining parks, playgrounds, beaches, parkways, scenic drives, boulevards and other facilities for public recreation; providing for the management and government of such districts; authorizing such districts to incur bonded indebtedness and to levy and collect taxes to pay the principal and interest on bonds and for carrying out the purposes of this act; and providing for the powers of such districts; and imposing certain duties and functions in connection with such districts upon certain county officers.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. West: Assembly Bill No. 510—An act to amend sections 1 and 2 of an act entitled "An act regulating the hours of labor of conductors, engineers, firemen, brakemen, train dispatchers and telegraph operators employed by any corporation or receiver operating a line of railway in whole or in part in the State of California, and prescribing

penalties for violation of this act," approved April 21, 1911, as amended.

Bill read first time, and referred to Committee on Public Utilities

By Mr Woolwine: Assembly Bill No. 511—An act to validate and legalize all proceedings or actions commenced prior to the taking effect of this act under and pursuant to the "Street Opening Act of 1903," as amended, approved March 24, 1903.

Bill read first time, and referred to Committee on Municipal Corporations

Also: Assembly Bill No. 512—An act to add a new section to the Penal Code, to be known as section 653*f*, relating to the withholding of materials by persons engaged in the construction of public works.

Bill read first time, and referred to Committee on Crime Problems.

Also: Assembly Bill No. 513—An act to add two new sections to be numbered 2½, and 50½ to an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the "Railroad Commission fund" and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended, relating to public utilities.

Bill read first time, and referred to Committee on Public Utilities.

Also: Assembly Bill No. 514—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages, defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended and approved May 13, 1919, as amended, by adding a new section thereto to be numbered 4*a*, relating to the transportation of persons.

Bill read first time, and referred to Committee on Public Utilities.

Also: Assembly Bill No. 515—An act to amend section 3664*a* of the Political Code, relating to taxes of public service and other corporations for the benefit of the State.

Bill read first time, and referred to Committee on Public Utilities.

By Mr Bernard: Assembly Bill No. 516—An act providing for the annexation of elementary school districts to high school districts.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 517—An act relating to elections of trustees in union or joint union high school districts.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 518—An act to amend section 629 of the Penal Code of the State of California, relating to the installation of fish screens over mill races, irrigation ditches, pipes, flumes, tunnels and canals, for the payment of the expense of the construction, installation and maintenance thereof.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 519—An act making an appropriation for work of exploration and engineering investigations in relation to the coordinated plan for the development of the water resources of California as set forth and described in Bulletin No. 12 of the Division of Engineering and Irrigation of the Department of Public Works.

Bill read first time, and referred to Committee on Irrigation.

By Mr. Badham: Assembly Bill No. 520—An act relating to the rate of taxation for the support of kindergartens.

Bill read first time, and referred to Committee on Education.

By Mr. Byrne: Assembly Bill No. 521—An act to add a new section to the Political Code, to be known as section No. 3670*d*, relating to settlement by the State on account of payment of principal and interest of bonded debt created and outstanding by any city, city and county, county, town, township or district prior to November 8, 1910.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 522—An act providing for the use of kindergarten funds for building, furnishing and equipping buildings for the accommodation of kindergartens.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 523—An act to provide for the establishment of a State hospital for the insane, providing for commitments thereto and the management thereof, and making an appropriation therefor.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Mr. Miller, James A.: Assembly Bill No. 524—An act to amend section 84 of the Civil Code, relating to children of annulled marriages.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Fry: Assembly Bill No. 525—An act to amend section 3051 of the Civil Code, relating to hens.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Jones: Assembly Bill No. 526—An act to amend section 1444 of the Code of Civil Procedure, relating to appraisers and appraisements in probate proceedings

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 527—An act to amend section 1723 of the Code of Civil Procedure, relating to the termination of certain interests in property.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Fisher: Assembly Bill No. 528—An act to amend section 3 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919.

Bill read first time, and referred to Committee on Public Health and Quarantine

By Mr. Craig: Assembly Bill No. 529—An act to add a new section, to be numbered 17a, to an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers, fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, relating to the use of safety measures during well drilling operations.

Bill read first time, and referred to Committee on Mines and Mining.

Also: Assembly Bill No. 530—An act to amend section 1733a of the Political Code, relating to high school districts.

Bill read first time, and referred to Committee on Education

By Mr. Crittenden: Assembly Bill No. 531—An act to amend section 5 of an act entitled "An act to promote the safety of employees and travelers upon railroads by compelling common carriers by railroad to properly man their trains," approved February 20, 1911, as amended.

Bill read first time, and referred to Committee on Public Utilities.

By Mr. Fisher: Assembly Bill No. 532—An act to amend section 1 of "An act to regulate the conduct of canneries, to create a Division of Cannery Inspection to carry on such regulation, to provide rules regulating the proper sanitation of canneries, under the State Board of Health," approved May 23, 1927, as amended.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Badham: Assembly Bill No. 533—An act to provide for the payment of actual and necessary traveling expenses of employees of school districts.

Bill read first time, and referred to Committee on Education.

By Mr. Jones: Assembly Bill No. 534—An act to amend the title and sections 2, 4, 5, 6, 7, 11, 12 and 16 of an act entitled "An act to be known as the 'Inheritance Tax Act,' to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to

provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the 'Inheritance Tax Act,' and to repeal all acts and parts of acts in conflict with this act," approved June 3, 1921, as amended, and adding a new section to be numbered section 6 $\frac{3}{4}$, relating to the exemption and rates of tax on a transfer to the wife of decedent and repealing section 2 $\frac{1}{2}$.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Fry: Assembly Bill No. 535—An act to appropriate money to pay the claims of corporations arising from the erroneous and unlawful assessment and payment under the provisions of the unconstitutional license acts, approved March 20, 1905, and May 10, 1915, respectively, as amended, and the return of such unlawful corporation taxes erroneously collected under the provisions thereof.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 536—An act to secure the safety of the public at public bathing places and to provide for the attendance of life guards.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Wright: Assembly Bill No. 537—An act making an appropriation to be used in effecting adjustment and completion of purchase of lands included within State land settlement projects.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Cronin: Assembly Bill No. 538—An act to add a new section to the Penal Code to be numbered 164, relating to the making of contracts for the collection of damages for injuries to persons or property or both; declaring the making of such contracts to be the practice of law; providing for penalties therefor; and for exceptions thereto.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 539—An act to amend section 1986 of Code of Civil Procedure, relating to the issuance of subpoenas and subpoenas to take deposition.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Noyes: Assembly Bill No. 540—An act to amend section 4263 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the thirty-fourth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 541—An act to amend section 4269 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the fortieth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 542—An act to amend section 4270 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the forty-first class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 543—An act to amend section 2646 of the Political Code, relating to maintenance and repair of county highways.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Assembly Bill No. 544—An act to amend sections 5 and 8 of an act entitled "An act to define the boundary, provide for the care, strengthening and repairing of the levee, and for the payment of the indebtedness of Levee District No. 1 of Sutter County," approved March 20th, 1874, as amended, relating to the election of directors and the levy and collection of taxes.

Bill read first time, and referred to Committee on Conservation.

Also: Assembly Bill No. 545—An act to amend section 2 of an act entitled "An act creating a reclamation district to be called and known as 'Reclamation District No. 1500,' providing for the management and control thereof and dissolving all levee districts, swamp land districts and reclamation districts, lying wholly within the boundaries of said Reclamation District No. 1500; providing for the liquidation and winding up of said dissolved districts, and excluding from any levee district, swamp land district and reclamation district any land lying within the boundaries of said Reclamation District No. 1500," approved April 30, 1913, as amended, relating to the election, appointment, powers, and duties of the trustees of said district, and to the office and principal place of business of the said district, and relating to the management and control thereof.

Bill read first time, and referred to Committee on Conservation.

Also: Assembly Bill No. 546—An act making an appropriation to pay the claim of Arthur B. Eddy against the State of California.

Bill read first time, and referred to Committee on Claims.

By Mr. Jespersen: Assembly Bill No. 547—An act to limit the registration, enrollment, and attendance of the California Polytechnic School to male students.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 548—An act relating to holding of school elections in union or joint union school districts

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 549—An act relating to the election of clerks of school districts.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 550—An act to add two new sections to be numbered 13 and 14 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to withdrawal and annexation of territory in public cemetery districts.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Luttrell: Assembly Bill No. 551—An act providing for annual conventions of secondary school principals.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 552—An act relating to the issuance of vacation permits to work to certain minors.

Bill read first time, and referred to Committee on Education

By Messrs. Reindollar, Scofield, Coombs, Roberts, Bernard, Quigley, Wright, Leymel, Spalding and McDonough: Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California.

Bill read first time, and referred to Committee on Pensions.

By Mr. Luttrell: Assembly Bill No. 554—An act relating to the exemption of certain children from the requirements of attendance upon a public full-time day school.

Bill read first time, and referred to Committee on Education

Also: Assembly Bill No. 555—An act relating to the issuance of permits to work outside of school hours to certain minors.

Bill read first time, and referred to Committee on Education.

By Mr. Adams: Assembly Bill No. 556—An act to amend section 2322x27 of the Political Code, relating to the salary and expenses of the Horticultural Commissioner, his deputies, and employees, in counties of the twenty-seventh class.

Bill read first time, and referred to Committee on County Government.

By Mr. Bernard: Assembly Bill No. 557—An act to be known as the "Bovine Tuberculosis Law" of California; to provide for the eradication of bovine tuberculosis; to regulate the sale and restrict the use of tuberculin; to provide for the approval of veterinarians; to regulate the sale of milk and products thereof for live stock feeding; to regulate the importation, transportation and exhibition of cattle; to provide for the identification, branding and disposal of tuberculous animals; to provide for the establishment of tuberculosis control areas and the tuberculin testing of all cattle therein; to provide for the slaughter of cattle which positively react to said test; to provide the method of payment by the State for such reacting cattle; to provide for the care and feeding of the offspring of certain cattle, the tuberculin testing thereof and the slaughter of positive reactors to the tuberculin test; to prescribe the duties of the Director of Agriculture in relation to this act including the making of rules and regulations to carry out the provisions thereof; to provide an appropriation therefor; to prescribe penalties for violation of the provisions hereof; to repeal an act entitled "An act known as the 'Bovine Tuberculosis Law' of California," approved April 4, 1927, and all other acts or parts of acts in conflict herewith.

Bill read first time, and referred to Committee on Live Stock and Dairies.

By Miss Miller: Assembly Bill No. 558—An act to amend the Penal Code by adding a new section thereto to be numbered section 644a, relating to female persons convicted of misdemeanors involving moral turpitude, providing for the adjudging of such persons habitual misdemeanants and fixing the punishment therefor.

Bill read first time, and referred to Committee on Crime Problems.

Also: Assembly Bill No. 559—An act to amend section 1168 of the Penal Code, relating to sentences under the indeterminate sentence law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted.

Bill read first time, and referred to Committee on Crime Problems

By Mr. Reindollar: Assembly Bill No. 560—An act to amend section 365f of the Political Code, relating to the acquisition of city streets as part of a State highway.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Jost: Assembly Bill No. 561—An act to amend section 5a of an act entitled "An act to regulate the sale of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to the sale of poisons.

Bill read first time, and referred to Committee on Medical and Dental Laws.

Also: Assembly Bill No. 562—An act to amend sections 11, 12 and 16 of an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended, relating to the practice of pharmacy.

Bill read first time, and referred to Committee on Medical and Dental Laws.

By Mr. Williamson: Assembly Bill No. 563—An act providing for the creation and establishment of the Contractors State License Board; prescribing the powers and duties of such board; defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting; and fixing the fees for such licenses; providing the method of revocation of such licenses, and prescribing the punishment for violation of the provisions of this act.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. McDonough: Assembly Bill No. 564—An act to amend section 1 of an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active

duties of their employment; and providing a penalty for failure, neglect, or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to occupations to which act applies.

Bill read first time, and referred to Committee on Labor and Capital.

Also: Assembly Bill No. 565—An act to amend section 4 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kind and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics; providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to prohibited occupations.

Bill read first time, and referred to Committee on Labor and Capital.

By Mr. Easley: Assembly Bill No. 566—An act to amend section 629 of the Penal Code, relating to fish and game.

Bill read first time, and referred to Committee on Fish and Game.

By Messrs. Coombs and Woolwine: Assembly Bill No. 567—An act creating an Olympic Games Commission, prescribing the powers and duties thereof, and making an appropriation therefor.

Bill read first time, and referred to Committee on Exhibitions and Fairs.

By Mr. Coombs: Assembly Bill No. 568—An act to amend an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 29, 1915, amended April 27, 1927, by adding new sections thereto to be numbered sections 12, 13, 14, 15, 16, 17, 18, 19 and 20, and relating to the formation, government and operation of said districts embraced in territory in more than one county, and adding territory to districts already formed.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Easley: Assembly Bill No. 569—An act to amend section 1446 of the Penal Code, relating to judgments in criminal cases.

Bill read first time, and referred to Committee on Crime Problems.

Also: Assembly Bill No. 570—An act to amend section 605 of the Political Code, relating to the fees payable to the Insurance Commissioner.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 571—An act to amend sections 591, 596a and 606 of the Political Code, and adding a new section to be numbered 606a, all relating to the Insurance Commissioner, his office, salary, expenses, deputies, assistants, attorney and employees; submission of written instruments to attorney or Attorney General; assessment of

insurance companies for salary and expenses in case of deficiency; creation of insurance fund and transfer and abolition of Insurance Commissioner's special fund.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 572—An act to amend section 594 of the Political Code, defining and classifying insurance, and prescribing capital and other requirements of the various classes and limitations of classes permitted, and also requiring the stock of insurance companies to have a specified par value.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 573—An act to amend section 2655 of the Civil Code, defining "marine" insurance.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 574—An act to amend section 428 of the Civil Code, limiting the amount of insurance which may be carried in this State on any one risk; and providing exemptions from the provisions of this section.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 575—An act to add new sections to the Civil Code of the State of California, to be known as sections 452*b*, 452*c*, 452*d*, 452*e*, and 452*f*, and to amend section 453 of the Civil Code, relative to mutual benefit associations transacting business upon the assessment plan; regulating their method of organization, requiring a bond to be filed with the Insurance Commissioner providing for the repayment of moneys paid by applicants if any association fails to qualify within one year; fixing the minimum number of applicants necessary to qualify; requiring such associations, whether heretofore or hereafter organized, to maintain a certain membership or to submit to revocation of certificate of authority; permitting merger or reinsurance with other insurance companies; limiting applicants to the age of fifty years; exempting associations of employees or other persons which do not pay, directly or indirectly, compensation for solicitation of applicants or members from laws regulating transaction of insurance except sections 452*a* and 453 of the Civil Code; and providing for and limiting assessments and annual dues.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 576—An act to amend section 596 of the Political Code, providing that no company shall transact any insurance business in this State without complying with the law and being authorized so to do; that no person, firm or corporation shall act as agent for any unauthorized insurance company; that no person, firm or corporation shall negotiate or effect certain classes of insurance with unauthorized companies except through a surplus line broker and the terms and conditions relative thereto; also relating to surplus line brokers and the conditions upon which they may do business in this State.

Bill read first time, and referred to Committee on Insurance.

By Messrs. Anderson and Mixer: Assembly Bill No. 577—An act to amend section 4131 of the Political Code, relating to the recording of instruments by the county recorder.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Anderson: Assembly Bill No. 578—An act to amend section 2337 of the Political Code, relating to the State Department of Social Welfare.

Bill read first time, and referred to Committee on Social Service and Welfare.

Also: Assembly Bill No. 579—An act to provide for a county engineer for each county in this State providing for his appointment, manner of removal, qualification, compensation, and duties; authorizing the board of supervisors for each county to purchase and obtain all necessary equipment, materials and instrumentalities to carry out the object of this act: to provide said county engineer with an office and necessary assistance.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 580—An act to amend section 626f of the Penal Code, relating to the protection of game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 581—An act to amend section 487 of the Penal Code, relating to grand theft.

Bill read first time, and referred to Committee on Crime Problems.

Also (by request): Assembly Bill No. 582—An act to amend section 726 of the Code of Civil Procedure, relating to actions for the foreclosure of mortgages, for the sale of property in such actions and for the making of deeds in such actions.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 583—An act declaring the highway extending from or near the town of Burney, Shasta County, California, to a place within said county known as Burney Falls, a State highway.

Bill read first time, and referred to Committee on Roads and Highways.

By Messrs. Anderson and Young: Assembly Bill No. 584—An act declaring and establishing a State highway between a point on the present State highway passing through Alturas, Modoc County, and a point where the present Oregon state highway passing through New Pine Creek, Oregon, intersects the Oregon-California boundary line.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Anderson: Assembly Bill No. 585—An act declaring the public highway extending from Douglas City, Trinity County, to Peanut, Trinity County, to be a State highway.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Assembly Bill No. 586—An act to amend section 1 of, and to repeal section 9 of an act entitled "An act to authorize and regulate the employment of prisoners in the State prisons of this State and to provide for the disposition of the products of their skill and labor,"

approved February 23, 1911, and to add three new sections to be numbered 2a, 2b, and 2c, to said act.

Bill read first time, and referred to Committee on Prisons and Reformatories.

Also: Assembly Bill No. 587—An act to establish a college of mining at or near Redding, California, to be known as the California College of Mining, a northern branch of the University of California, to provide for the purchase of land therefor and the construction of buildings and other improvements in connection therewith, to provide for the equipment, conduct and management thereof and to make an appropriation therefor.

Bill read first time, and referred to Committee on Universities.

Also: Assembly Bill No. 588—An act to appropriate money for the annual expenses of the College of Mining, Northern Branch of the University of California, at or near Redding.

Bill read first time, and referred to Committee on Universities.

Also: Assembly Bill No. 589—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 590—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 591—An act to add a new section to the Code of Civil Procedure to be numbered 1822c, relating to sale of property of missing persons.

Bill read first time, and referred to Committee on Judiciary.

By Messrs. Levey, McDonough and Sewell: Assembly Bill No. 592—An act to amend sections 51, 66, 72 and 73 of the California Vehicle Act, approved May 30, 1923, as amended, relating to the issuance, revocation and suspension of licenses and registration of motor vehicles.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 593—An act to add two new sections to the "California Vehicle Act," approved May 30, 1923, as amended, to be numbered 36½ and 36¾, relating to registration of motor vehicles.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 594—An act to amend section 36 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the applications for registrations of motor vehicles.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 595—An act to add a new section to the Civil Code to be numbered 1714½, relating to negligence upon the part of State and subordinate officers, agents and employees.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 596—An act to add a new section to the Civil Code to be numbered 1714½, relating to negligence.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 597—An act to amend section 61 of the California Vehicle Act, approved May 30, 1923, relating to applications for operators and chauffeurs licenses.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 598—An act to amend section 62 of the California Vehicle Act, approved May 30, 1923, as amended, relating to application for operator's and chauffeur's licenses, and to the liability of a parent, guardian, or employer for negligence of a minor in the operation of a motor vehicle.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 599—An act to amend section 142 of the California Vehicle Act, approved May 30, 1923, as amended, relating to the creation of a traffic and safety bureau in the Division of Motor Vehicles, prescribing its powers and duties and making an appropriation therefor; and to accident reports.

Bill read first time, and referred to Committee on Governmental Revenues and Expenditures.

By Mr. Keaton: Assembly Concurrent Resolution No. 6—Relative to appointing a committee to investigate the methods of controlling and regulating investment securities.

Introduced, without reference to committee or printer.

REQUEST FOR UNANIMOUS CONSENT.

Mr Keaton asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No 6 at this time, without reference to committee, printer or file and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER SIX.

Assembly Concurrent Resolution No. 6—Relative to appointing a committee to investigate the methods of controlling and regulating investment securities.

Mr. Keaton moved the adoption of the resolution.

The question being on the adoption of the resolution.

Resolution adopted.

Title read and approved.

Assembly Concurrent Resolution No 6 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 6.

Relative to appointing a committee to investigate the methods of controlling and regulating investment securities.

WHEREAS, The existing economic conditions which relate to and affect investment securities may render certain changes in the method of controlling such investment securities desirable; and

WHEREAS, A certain act entitled the "Supplemental Corporate Securities Act," relating to the method of controlling such investment securities has been proposed to this Legislature; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That a committee of six members, consisting of three members of the Assembly and three members of the Senate, be appointed by the Speaker of the Assembly and the President of the Senate, respectively, in conjunction with the assistance of the Corporation Commissioner, to investigate said proposed "Supplemental Corporate Securities Act" and the present method of controlling investment securities in this State, and in other

states, particular regard being had to the laws of Illinois on this subject; and to report its findings and submit its recommendations to this Legislature at the forty-eighth session thereof not later than the first week in March, 1929; and be it further

Resolved, That said committee shall hold public hearings in connection with the investigation directed to be made in this resolution.

That the committee invite persons conversant with matters pertaining to investment securities to participate in said hearings, and take depositions from such persons.

That the committee may require the cooperation of the Corporation Commissioner in all matters pertinent to the subject of this resolution, and may require and compel the attendance of the Corporation Commissioner or his deputies at such hearings and the production of such records or documents as may be desired.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated:

By Mr. Jones: Assembly Concurrent Resolution No. 7—Relative to joint rules of Senate and Assembly.

Introduced, without reference to committee.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jones asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 7 at this time without reference to committee, printer or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER SEVEN.

Assembly Concurrent Resolution No. 7—Relative to joint rules of Senate and Assembly.

Mr. Jones moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 7 adopted by the following vote:

AYES—Adams Anderson, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Snyder, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—68.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 7 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 7.

Relative to joint rules of Senate and Assembly.

Resolved by the Assembly, the Senate concurring, That the following be adopted as the joint rules of the two houses of the Legislature for its forty-eighth session:

JOINT RULES OF SENATE AND ASSEMBLY.

COMMITTEES AND COMMITTEE MEETINGS.

Standing Committees.

1. Subject to the right of either house to appoint additional committees, the following standing committees shall be appointed in the Senate and Assembly, the number of members and the manner of selection to be determined by the rules of each house:

- (1) Agriculture.
- (2) Banking.
- (3) Building and Loan Associations.
- (4) Civil Service.
- (5) Commerce and Navigation.
- (6) Conservation.
- (7) Corporations.

- (8) Constitutional Amendments.
- (9) County Government.
- (10) Drainage, Swamp and Overflowed Lands.
- (11) Education.
- (12) Elections.
- (13) Federal Relations.
- (14) Finance in the Senate and Ways and Means in the Assembly.
- (15) Fish and Game.
- (16) Hospitals and Asylums.
- (17) Insurance.
- (18) Irrigation.
- (19) Judiciary.
- (20) Labor and Capital.
- (21) Manufactures.
- (22) Military Affairs.
- (23) Mines and Mining.
- (24) Municipal Corporations.
- (25) Oil Industries.
- (26) Prisons and Reformatories.
- (27) Public Health and Quarantine.
- (28) Public Morals.
- (29) Public Utilities.
- (30) Revenue and Taxation.
- (31) Roads and Highways.
- (32) Rules.

Joint Committees.

2. Joint standing committees of Senate and Assembly shall be appointed as follows:

(1) Committee on Revision and Printing, to consist of three (3) members from the Senate and five (5) from the Assembly.

(2) Committee on Joint Rules, to consist of the members of the rules committee of each house.

Joint Meeting of Committees.

3. Whenever any bill has been referred by the Senate to one of its committees, and the same or a like bill has been referred by the Assembly to one of its committees, the chairmen of the respective committees, when in their judgment the interests of legislation or the expedition of business will be better served thereby, shall arrange for a joint meeting of their committees for the consideration of such bill.

BILLS AND RESOLUTIONS.

Scope of Word "Bill."

4. Whenever the word "bill" is used in these rules it shall include constitutional amendments, joint and concurrent resolutions.

Joint and Concurrent Resolutions.

5. Joint resolutions are those which relate to matters connected with the federal government. All other resolutions relating to matters to be treated by both houses of the Legislature are concurrent resolutions.

Resolutions Treated as Bills.

6. Joint resolutions, concurrent resolutions and constitutional amendments shall be treated in all respects as bills; except that they shall be read but one time in each house and that they shall not be deemed bills within the meaning of section 2 of article IV of the constitution, and shall not be referred to the Committee on Introduction of Bills, and shall not require a vote to authorize their introduction. As in the case of bills, they shall be engrossed in the house in which they originate before being voted upon.

PREPARATION AND INTRODUCTION OF BILLS.

Title of Bill.

7. The title of every bill introduced shall convey an accurate idea of the contents of the bill and shall be indicative of the scope of the act and the object to be accomplished. In amending a code section, the mere reference to the section by number shall not be deemed sufficient.

Division of Bill Into Sections.

8. Bills amending more than one section of existing laws shall contain a separate section for each section amended.

Bills which are not amendatory of existing laws shall be divided into short sections, where this can be done without destroying the sense of any particular section, to the end that future amendments may be made without the necessity of setting forth and repeating sections of unnecessary length.

Changes in Existing Law to be Marked by Author.

9. In case of a bill amending a code section or a general law, any new matter shall be underlined and any matter to be omitted shall have a single horizontal line

through the center. When printed the new matter shall be printed in italics and the matter to be omitted shall be printed in canceled or "strikeout" type.

Committee on Revision and Printing to Examine Bills When Introduced.

10 Unless otherwise ordered by the house in which the bill was introduced, all bills before being printed shall be immediately sent to the Committee on Revision and Printing, which shall examine the bill, with the aid of the Legislative Counsel Bureau. The committee, by and with the written assent of the author filed with it, shall have authority to correct any clerical error such as in orthography, adding or correcting the enacting clause, mistakes in numbering sections and references thereto, errors in grammar, phraseology, or in the form of the bill; *provided*, that no bill which bears the stamp of the Legislative Counsel Bureau showing that before introduction it has been examined as to form, shall be sent to the Committee on Revision and Printing.

NOTE—The submission of bill copy to Legislative Counsel Bureau for approval of form before introduction will expedite its course.

Bills Introduced to Indicate Changes in Existing Laws.

11. The Committee on Revision and Printing shall see to it that rules 7 and 9 of these joint rules are observed by the author, and that the bill shall not be sent to the printer until the provisions of these rules have been carried out.

Reports of Committee on Revision and Printing.

12. The Committee on Revision and Printing shall return to the Secretary of the Senate or Chief Clerk of the Assembly all bills in the order in which they were sent to it, but shall not retain any bill for longer than three legislative days, unless otherwise ordered.

Endorsement of Date of Introduction.

13. Bills introduced in either house shall be endorsed with the date of introduction.

PRINTING AND DISTRIBUTION OF BILLS.

Manner of Printing Bills, etc.

14. The State Printer shall observe the following directions in printing all bills, constitutional amendments, joint and concurrent resolutions:

(a) The body of such bills and resolutions shall be printed in solid unspaced form so that the same type shall be used both before and after enrollment.

(b) All titles of bills, resolutions, etc., shall be set in italics, statute form, and the length of the lines used in the titles shall not exceed that of the body of the bill.

(c) The lines of all printed bills shall be numbered by page and not by sections, and amendments shall be identified by reference to title, page and line only; *provided, however*, that concurrent resolutions approving city or county or city and county charters or amendments thereto may be set in smaller type and without line numbers.

(d) Enrolled bills may be inclosed in stock cover.

Printing of Amendments.

15. All bills amended by either house shall be immediately reprinted; in the case new matter is added by the amendment such new matter shall be printed in italics in the printed bill, and in the case of matter being omitted, the matter to be omitted shall be printed in type bearing a horizontal line through the center and commonly known as "strike out" type. When a bill is amended in either house, the first or previous markings shall be omitted. When a bill amendatory of a code section or general law is engrossed, all figures or symbols shall be removed.

Distribution of Bills During Constitutional Recess.

16. All requests for mailing or distribution by the members shall be filed with the Secretary of the Senate or Chief Clerk of the Assembly, who shall compile the same with the elimination of duplication as a general mailing list. The distribution of bills, constitutional amendments, joint and concurrent resolutions shall be systematized as follows: Members' clerks and legislative officers' files, one hundred fifty full sets; to authors, fifty copies of their own bills; accredited newspaper representatives, twenty-five; to public and law libraries, newspapers, county officials, and other civic, commercial, fraternal or industrial organizations as the Secretary of the Senate and Chief Clerk of the Assembly may compile from the recommendations of the members of both houses, one thousand two hundred copies; to State officers, State Library and Secretary of State, two hundred copies; to legislative committees, bill room files and public requests—confined to single copies of bills designated—one thousand copies. The State Printer shall cause to be printed in the standard form adopted by the Senate and the Assembly as many copies of all bills, constitutional amendments and joint or concurrent resolutions as may be necessary to conform to the provisions of this rule.

A similar number and distribution shall be made of the Semifinal History and Final Calendar.

Distribution of Bills After Constitutional Recess.

17. Following the recess, new bills introduced shall be forwarded to the public libraries and law libraries only, and one copy each of amended bills as may be requested. Weekly Histories and Journals shall be distributed generally, following the recess, upon such schedule as the Secretary of the Senate and Chief Clerk of the Assembly may designate.

OTHER LEGISLATIVE PRINTING.

Printing of the Daily Journal

18. The State Printer shall print one thousand copies of the Journal of each day's proceedings of each house; at the end of the session he shall also print a sufficient number of copies, properly paged after being corrected and indexed by the Secretary of the Senate and Chief Clerk of the Assembly, to bind in book form as the Journal of the respective houses of the Legislature as required by law.

What Shall be Printed in the Journal.

19. The following shall always be printed in the Journal of each house.

(a) Messages from the Governor and messages from the other house, and the titles of all bills, joint and concurrent resolutions and constitutional amendments when introduced in, offered to, or acted upon by the house, and the title and text of joint and concurrent resolutions and constitutional amendments when adopted by the house, *provided*, that in the case of a concurrent resolution approving the adoption of a charter or charter amendments of any kind, the text of such charter or charter amendments need not be printed in the Journal

(b) Every vote taken in the house, and a statement of the contents of each petition, memorial, or paper presented to the house

(c) A true and accurate account of the proceedings of the house, when not acting as a committee of the whole.

Printing of the Daily File.

20. A daily file of bills ready for consideration shall be printed each day for each house, and copies of the file of each house shall be distributed each day to all of the members of both houses.

Printing of History.

21. Each house shall cause to be printed on Monday of each week, during the session, a complete History of all bills, joint or concurrent resolutions and constitutional amendments originating in, or acted upon by the respective houses.

Such History shall show the action taken upon each measure up to and including the legislative day preceding its issuance.

For each legislative day intervening there shall be printed a Supplementary History showing the action taken upon any measure since the issuance of the complete History. A regular form shall be prescribed and no other form shall be used.

Immediately following the adjournment for the constitutional recess the History shall be compiled and printed to date of recess.

Authority for Printing Orders.

22. The Superintendent of State Printing shall not print for use of either house any matter other than provided by law or by these rules, except upon a written order signed by the Secretary of the Senate or the Chief Clerk of the Assembly. The Secretary of the Senate and the Chief Clerk of the Assembly may also, when necessary requires it, order certain matter printed in advance of the regular order, by the issuance of a rush order.

RECORD OF BILLS.

Secretary and Chief Clerk to Keep Register.

23. The Secretary of the Senate and the Chief Clerk of the Assembly shall keep a register, in which shall be recorded every action taken by the Senate and Assembly on every bill, concurrent or joint resolution, or constitutional amendment.

Secretary and Chief Clerk Shall Endorse Bills.

24. The Secretary of the Senate and the Chief Clerk of the Assembly shall endorse on every original bill a statement of any action taken by the Senate and Assembly.

ACTION IN ONE HOUSE ON BILL TRANSMITTED FROM THE OTHER.

Bills Read and Referred to Committee.

25. When a Senate bill has been received by the Assembly or an Assembly bill by the Senate, with a message announcing that the same has passed the Senate or Assembly, such bill shall be read the first time by the Secretary or the Chief Clerk and referred to a standing committee by the presiding officer, unless otherwise ordered by the house

After a Bill Has Been Passed by the Senate or Assembly.

26. When a bill (if it be a Senate bill) has been received from the Senate by the Assembly, after its passage, or (if it be an Assembly bill) has been received from the Assembly by the Senate after its passage, it shall be taken up by the Senate or Assembly, as the case may be, under the regular order of business ("Senate messages" or "Messages from the Assembly"), read the first time, unless otherwise ordered by the house, and shall then be assigned to the proper committee, unless otherwise ordered, who shall act upon the same as soon as practicable, and report the same back to the Senate or Assembly forthwith, and the chairman of each committee is charged with observance of this rule.

Special File.

27. On the second day after the close of the recess provided for in section 2, article IV of the constitution, the Senate and Assembly shall each adopt and provide

a special file upon which shall be placed: In the Senate, only Assembly bills that have passed the Assembly; and in the Assembly, only Senate bills that have passed the Senate. Such special file shall be taken up at two o'clock p.m. of each day in the Assembly and at two o'clock and thirty minutes p.m. of each day in the Senate and be considered at least one hour and a half after being so taken up unless its consideration shall be completed in a lesser period of time. This rule shall not be suspended in either house except by a three-fourths vote of such house.

REPORTS FROM ONE HOUSE TO THE OTHER AS TO ACTION ON BILL.

Bill or Resolution in One House, Rejected in the Other, Requires Notice.

28. When a bill or resolution which shall have passed one house is rejected by the other, notice thereof shall be given immediately to the house in which the same shall have passed.

Each House to Transmit Papers.

29. Each house shall transmit to the other papers on which any bill or resolution shall be founded.

Notices to be in Writing Under Proper Signatures.

30. Notice of the action of either house to the other shall be in writing, and under the signature of the Secretary of the Senate or the Chief Clerk of the house from which such notice is to be conveyed.

Secretary, Chief Clerk, etc., to Dispatch Messages.

31. Messages shall be sent to the other house by an officer or attache to be designated by the Secretary, if it be a Senate message, or by the Chief Clerk, if it be an Assembly message.

Messages Must be Announced by the Sergeant-at-Arms

32. When a message shall be sent from either house it shall be announced at the door by the Sergeant-at-Arms, and shall be respectfully communicated to the presiding officer by the person by whom it may be sent.

PASSAGE AND ENROLLING OF BILLS.

Passage of Bills Taking Effect Immediately.

33. Each house shall act in the usual course upon all bills that may be made to take effect immediately, under the provisions of section 1, article IV of the constitution.

Passage of Urgency Provisions in Bills.

34. Upon the third reading of an act which is an urgency measure within the meaning of section 1, article IV of the State constitution, the presiding officer shall direct that the section of said act setting forth the facts constituting the necessity for such urgency (which shall be known as the urgency section) be then read and put to vote. The question shall be thus stated: "Shall this section, setting forth the urgency features of this bill, be passed?" If upon such final vote two-thirds of all the members elected to the house in which the vote is being taken shall not vote in the affirmative, no further action shall be taken on the bill; but, in case an identical bill without such an emergency clause be again introduced into such house, such bill shall be placed on file without reference to any committee.

Passage of Bills Preceding Final Adjournment.

35. No Senate bill shall be passed by the Senate and no Assembly bill shall be passed by the Assembly within seven days of the time set for adjournment sine die of the two houses of the Legislature, unless permission to vote on such bill shall be granted by a three-fourths vote of the house of its origin after being recommended by the presiding officer thereof.

Enrollment of Bill After Passage.

36. After a bill shall have passed both houses it shall be duly enrolled after being carefully compared, by the engrossing and enrolling clerk and committee of the house in which it originated, with the engrossed bill, as passed in the two houses. It shall then receive the signatures provided for in joint rule 37, and be presented to the Governor of the State.

Enrolling Committee to Present Bills to Governor.

37. After a bill shall have been thus passed in each house, it shall be presented by the engrossing and enrolling committee of the house in which it originated to the Governor of the State for his approval (it being first endorsed by the presiding officers of the two houses, and by the Secretary of the Senate and the Chief Clerk of the Assembly). The said committee shall report the day of presentation to the Governor, which time shall be carefully entered on the Journal of the house in which the bill originated.

AMENDMENTS AND CONFERENCES.

Amendments to Amended Bills Must be Attached.

38. Whenever a bill or resolution which shall have been passed in one house shall be amended in the other, it shall immediately be reprinted as amended by the house making such amendment or amendments. Such amendment or amendments shall

be attached to the bill or resolution so amended, and indorsed "adopted," and such amendment or amendments, if concurred in by the house in which such bill or resolution originated, shall be indorsed "concurred in," and such indorsement shall be signed by the Secretary or Assistant Secretary of the Senate, or the Chief Clerk or Assistant Clerk of the Assembly, as the case may be; *provided, however*, that an amendment to the title of a bill adopted after the passage of such bill shall not necessitate reprinting, but such amendment must be concurred in by the house in which such bill originated.

To Concur or Refuse to Concur in Amendments.

39 In case the Senate amend and pass an Assembly bill, or the Assembly amend and pass a Senate bill, the Senate (if it be a Senate bill) or the Assembly (if it be an Assembly bill) must either "concur" or "refuse to concur" in the amendments. If the Senate concur (if it be a Senate bill), or the Assembly concur (if it be an Assembly bill), the Secretary or Chief Clerk shall notify the house making the amendments and the bill shall be ordered to enrollment.

When Senate or Assembly Refuse to Concur.

40. If the Senate refuse to concur (if it be a Senate bill), or the Assembly refuse to concur (if it be an Assembly bill), the Secretary or the Chief Clerk shall notify the house making the amendments of such refusal, and ask that they recede from their amendments. If they refuse to recede, the presiding officer shall appoint a committee of three (3) on conference and the Secretary or the Chief Clerk shall immediately notify the other house of the action taken and request the appointment of a like committee. Two of the members comprising such committee from each house shall be selected from those voting with the majority on the point about which the difference has arisen, and the other member from each house of such committee shall be selected from the minority, in the event there is a minority vote. The first Senator named on the free conference committee shall act as chairman of the committee from the Senate, and the first Assemblyman named on such committee shall act as chairman of the committee from the House, and the chairman thus selected shall arrange the time and place of all meetings and prepare or direct the preparation of reports. The Committee on Free Conference shall report to both the Senate and Assembly.

Committee on Free Conference.

41. In every case of an amendment of a bill agreed to in one house and dissented from in the other, if either house shall request a conference and appoint a committee to confer, the other house shall appoint a like committee; and such committee shall meet at a convenient hour, to be agreed upon by the respective chairmen of the committees.

Report of Committee on Free Conference.

42. The report of the Committee on Free Conference shall not be subject to amendment, and if either house refuse to adopt such report the conferees may be discharged and other conferees appointed.

It shall require the affirmative vote of not less than four of the members constituting the committee to agree upon a report. No member who has served on a Committee on Free Conference shall be appointed a member of another Committee on Free Conference on the same bill.

When Conference Committee Report is in Order.

43 The presentation of the report of a Committee on Free Conference shall always be in order, except when the Journal is being read or a question of order or a motion to adjourn is pending, or during roll call, and, when received, the question of proceeding to the consideration of the report, if raised, shall be immediately passed upon, and shall be determined without debate.

Miscellaneous Provisions.

44. The Committee on Joint Rules shall be empowered to compile a list of suggestions as to the form of bills and resolutions prepared for introduction into the Legislature

Press Rules.

45. A person desiring recognition by the Senate or Assembly as a newspaper correspondent shall make application in writing to the President of the Senate or Speaker of the Assembly.

(a) The applicant shall state in writing the name of the newspaper or newspapers he represents and that he is not engaged and will not become engaged as a lobbyist for any person, copartnership, corporation or interest and that he is not and will not become the agent or representative of any person, copartnership, organization or corporation in advocating or attempting to defeat any measure pending in either branch of the Legislature, that he is not employed in any executive, administrative or legislative department of the State government and will not become so employed while accepting the privileges of a press representative

(b) It shall be the duty of the President of the Senate and the Speaker of the Assembly to assign one or more rooms for the exclusive use of correspondents during the legislative session, which room shall be known as the press room. The press

room shall be under the control of the Superintendent of the Capitol Building and Grounds, *provided*, that all rules and regulations shall be approved by the President of the Senate and Speaker of the Assembly.

Adjournment.

46. Adjournment for the constitutional recess and adjournment sine die shall be made only by concurrent resolution; and the resolution for adjournment sine die shall be passed by both houses at least fourteen days before the date of such adjournment.

Joint Address to Governor.

47. When the Senate and Assembly shall judge it proper to make a joint address to the Governor, it shall be presented to him in his audience chamber by the President of the Senate in the presence of the Speaker of the Assembly and a select committee of six members from each house appointed by the respective presiding officers.

Dispensing With Joint Rules.

48. No joint rule shall be dispensed with except by a vote of two-thirds of each house; and joint rules twenty-seven and thirty-five can be dispensed with only in the manner provided for in said joint rules. If either house shall violate a joint rule a question of order may be raised in the other house and decided in the same manner as in the case of the violation of the rules of such house, and if it shall be decided that the joint rules have been violated, the bill involving such violation shall be returned to the house in which it originated, without further action. Or, at the option of such house, the President or Speaker may direct the Secretary or the Chief Clerk to mark the section or sections in conflict with the rules as nonconcurring in or negated.

MOTION TO WITHDRAW BILL.

Mr. McGuinness asked for, and was granted unanimous consent to withdraw Senate Bill No. 384 from Committee on Municipal Corporations.

CONSIDERATION OF SENATE BILL NUMBER THREE HUNDRED EIGHTY-FOUR.

Senate Bill No. 384—An act to legalize bonds heretofore issued and sold, or to be issued and sold, by municipalities where authority for such issuance has already been given by a vote of not less than two-thirds of the electors of such municipalities voting upon the question of incurring such indebtedness and providing for a levy of taxes to pay the principal and interest of such bonds and declaring the urgency of said act.

RESOLUTION.

The following resolution was offered:

By Mr. McGuinness:

Resolved, That Senate Bill No. 384 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. McGuinness moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leynel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—67.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 384.

SECOND READING OF SENATE BILL NUMBER THREE HUNDRED EIGHTY-FOUR.

Senate Bill No. 384—An act to legalize bonds heretofore issued and sold, or to be issued and sold, by municipalities where authority for such issuance has already been given by a vote of not less than two-thirds of the electors of such municipalities voting upon the question of incurring such indebtedness and providing for a levy of taxes to pay the principal and interest of such bonds and declaring the urgency of said act.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Mixer, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Young—62.

NOES—None.

HON. ISAAC JONES IN THE CHAIR.

At twelve o'clock and twenty minutes p.m., Hon. Isaac Jones, member of the Assembly from the Fifty-seventh District, in the chair.

THIRD READING OF SENATE BILL NUMBER THREE HUNDRED EIGHTY-FOUR.

Senate Bill No 384—An act to legalize bonds heretofore issued and sold, or to be issued and sold, by municipalities where authority for such issuance has already been given by a vote of not less than two-thirds of the electors of such municipalities voting upon the question of incurring such indebtedness and providing for a levy of taxes to pay the principal and interest of such bonds and declaring the urgency of said act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 384 finally passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At twelve o'clock and twenty-five minutes p.m., Hon. Edgar C Levey, Speaker of the Assembly, in the chair.

MOTION TO WITHDRAW BILL.

Mr. Wright asked for, and was granted unanimous consent to withdraw Senate Bill No. 3 from Committee on Ways and Means.

CONSIDERATION OF SENATE BILL NUMBER THREE.

Senate Bill No. 3—An act making an appropriation to meet the deficiency in the appropriation for the mileage of State Senators for the seventy-ninth and eightieth fiscal years.

RESOLUTION.

The following resolution was offered:

By Mr. Wright:

Resolved, That Senate Bill No. 3 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Wright moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 3.

SECOND READING OF SENATE BILL NUMBER THREE.

Senate Bill No. 3—An act making an appropriation to meet the deficiency in the appropriation for the mileage of State Senators for the seventy-ninth and eightieth fiscal years.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Nielsen, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—67.

NOES—None.

THIRD READING OF SENATE BILL NUMBER THREE.

Senate Bill No. 3—An act making an appropriation to meet the deficiency in the appropriation for the mileage of State Senators for the seventy-ninth and eightieth fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 3 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Clowdsley, Collier, Coombs, Crawford, Cronin, Crowley, Deuel, Dullinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Muller, James A., Mixer, Morgan, Nielsen, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Schofeld, Seudder, Sewell, Snyder, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

MOTION TO SUSPEND RULE.

Mr. Williamson moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated

By Messrs. Levey, McDonough and Sewell: Assembly Bill No. 600—An act to amend section 74 of the California Vehicle Act, approved May 30, 1923, as amended, relating to penalties for driving motor vehicles while license is suspended or revoked.

Bill read first time, and referred to Committee on Motor Vehicles.

By Mr. Young: Assembly Bill No. 601—An act to further divide the State into fish and game districts, by establishing a district for the protection of game therein.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 602—An act declaring the present highway from Malin on the Oregon state line and leading therefrom via Lookout and Bieber to Susanville, California, to be a State highway.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Williamson: Assembly Bill No. 603—An act relating to granting of leaves of absence to members of faculties of State teachers colleges and special schools governed by the Department of Education.

Bill read first time, and referred to Committee on Education.

By Mr. Ingels: Assembly Bill No. 604—An act relating to the publication of textbooks and teachers' manuals of the studies prescribed for the elementary schools.

Bill read first time, and referred to Committee on Education.

By Mr. Crawford: Assembly Bill No. 605—An act relating to the composition of boards of education of consolidated school districts.

Bill read first time, and referred to Committee on Education.

By Mr. Williams: Assembly Bill No. 606—An act to amend section 3700 of the Political Code, relating to the State Board of Equalization.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr Keaton: Assembly Bill No. 607—An act relating to the use of public schoolhouses as civic centers.

Bill read first time, and referred to Committee on Education.

By Mr. Parkman: Assembly Bill No. 608—An act relating to the retirement of teachers in schools for the blind, schools for the deaf and in special classes maintained for the deaf, the hard of hearing and the blind.

Bill read first time, and referred to Committee on Education.

By Mr Byrne: Assembly Bill No. 609—An act to establish sales rooms and industrial workshops for the blind, providing for the management, government and administration thereof, and making an appropriation for the establishment of a revolving fund therefor.

Bill read first time, and referred to Committee on Social Service and Welfare.

By Mr Badham: Assembly Bill No. 610—An act providing for the establishment of kindergartens by governing boards of elementary school districts.

Bill read first time, and referred to Committee on Education

By Mr. Roland (by request): Assembly Bill No. 611—An act relating to the apportionment of moneys to elementary school districts.

Bill read first time, and referred to Committee on Education

By Mr Dillinger: Assembly Bill No 612—An act declaring and establishing a State highway between a point on the present State highway passing through Ione, Amador County, and a point on the present State highway passing Waits Service Station, Amador County.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr Scudder: Assembly Bill No 613—An act relating to the establishment of junior high schools

Bill read first time, and referred to Committee on Education

By Mr Deuel: Assembly Bill No 614—An act relating to the establishment and maintenance of dormitories at State teachers colleges.

Bill read first time, and referred to Committee on Teachers Colleges.

Also: Assembly Bill No 615—An act providing for the establishment and maintenance of cafeterias in State teachers colleges

Bill read first time, and referred to Committee on Teachers Colleges.

Also: Assembly Bill No. 616—An act relating to the attendance of pupils attending school in a district other than the district in which they reside.

Bill read first time, and referred to Committee on Education.

By Mr Dillinger: Assembly Bill No 617—An act to amend section 52 of and to add a new section to be designated section 52½ to an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of

California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith." approved May 19, 1915, approved May 28, 1917, as amended.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 618—An act to amend section 4278 of the Political Code, relating to salaries and fees of officials in counties of the forty-ninth class.

Bill read first time, and referred to Committee on County Government

By Mr. Easley: Assembly Bill No. 619—An act to amend section 623 of the Political Code, relating to the filing of bonds by insurance companies, and reciting the conditions of such bonds.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 620—An act to amend section 453hh of the Civil Code, relating to the business of land value insurance, declaring the conditions on which land value insurance may be done and providing penalties for violation of the provisions of this act.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 621—An act to amend section 634a of the Political Code, defining the words "company" and "capital stock" as used in the title in which this section appears, and exempting county mutual fire insurance companies from its provisions.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 622—An act to prohibit the sale, issue or delivery of stock or securities of any special or advisory board contracts with life insurance policies in this state, and providing for revocation of license by the insurance commissioner.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 623—An act to add a new section to the Political Code, to be numbered 596c, prohibiting insurance companies organized in California from transacting business in states or territories wherein they are not licensed and providing for the revocation of license and payment of taxes on such business to the state or territory wherein such business was so written.

Bill read first time, and referred to Committee on Insurance.

By Mr. Bernard: Assembly Bill No. 624—An act relating to meetings of high school boards.

Bill read first time, and referred to Committee on Education.

By Mr. Easley: Assembly Bill No. 625—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 626—An act to provide for the incorporation in certain policies of life insurance of an incontestable clause, and prescribing what the same must, in substance, contain.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 627—An act prescribing conditions under which a life insurance company may issue or deliver within this State policies of life insurance providing for the payment of benefits in the event of the permanent total disability of the insured.

Bill read first time, and referred to Committee on Insurance.

By Mr. Nielsen: Assembly Bill No. 628—An act to amend sections 8, 9, 10 and 11 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to applications for certification under said act.

Bill read first time, and referred to Committee on Medical and Dental Laws

By Mr. Williamson: Assembly Bill No. 629—An act to amend section 767 of the Political Code, relating to reporters' salaries.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 630—An act to carry into effect the provisions of subdivisions 6 and 7 of section 8½ of article XI of the constitution of the State of California; and also to provide for the alteration of the boundaries of, for the annexation of territory located in the county of San Mateo to the city and county of San Francisco, for the incorporation of such annexed territory in and as a part of said city and county and for the government of such annexed territory as an integral part of such city and county of San Francisco

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 631—An act authorizing the grant to Utility and Service, Inc., a corporation, of an easement for the installation and maintenance of a pipe line over and across land owned by the State of California in Napa County, California.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Mr. West: Assembly Bill No. 632—An act to add a new section to the Political Code, relating to the Department of Agriculture.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Lyons: Assembly Bill No. 633—An act to amend section 925 of the Penal Code, relative to the grand jury.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 634—An act to amend section 928 of the Penal Code, relating to grand juries

Bill read first time, and referred to Committee on Judiciary

Also: Assembly Bill No. 635—An act to amend section 4300 of the Political Code, relative to fees of jurors.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 636—An act to amend section 13 of an act entitled "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof."

Bill read first time, and referred to Committee on Medical and Dental Laws.

By Mr. Harper: Assembly Bill No. 637—An act relating to revocation of life diplomas or other teacher's credential or document issued by the State Board of Education

Bill read first time, and referred to Committee on Education

By Mr. Feeley: Assembly Bill No. 638—An act granting certain lands, tidelands and submerged lands of the State of California to the city of Oakland and regulating the management, use and control thereof

Bill read first time, and referred to Committee on Commerce and Navigation

By Mr. West: Assembly Bill No. 639—An act to amend sections 1 and 2 of an act entitled "An act regulating the hours of labor of conductors, engineers, firemen, brakemen, train dispatchers and telegraph operators employed by any corporation or receiver operating a line of railway in whole or in part in the State of California, and prescribing penalties for violation of this act," as amended.

Bill read first time, and referred to Committee on Public Utilities.

By Mr. Jewett: Assembly Bill No. 640—An act to amend section 308 of the Civil Code of the State of California, concerning the organization of boards of directors of corporations.

Bill read first time, and referred to Committee on Corporations.

Also: Assembly Bill No. 641—An act to amend section 1274a of the Code of Civil Procedure of the State of California, relating to the deposit of unclaimed property in the estates of decedents.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 642—An act to amend the California Vehicle Act approved May 30, 1923, as amended, by amending section 42 of said act, relating to the furnishing of number plates for motor vehicles

Bill read first time, and referred to Committee on Motor Vehicles.

By Mr. Keaton: Assembly Bill No. 643—An act to amend section 10 of an act entitled "An act authorizing the establishment of municipal courts, describing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 644—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of judges, clerks, and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to vacancies in the office of clerk or marshal

Bill read first time, and referred to Committee on Judiciary.

By Mr. Mixer: Assembly Bill No 645—An act to add a new section to the Political Code to be numbered 4041*o*, relating to advertising by boards of supervisors of counties

Bill read first time, and referred to Committee on County Government.

By Mr. Heisinger: Assembly Bill No 646—An act to create a fish and game refuge; relating to the propagation, conservation and protection of fish and game and providing penalties for violations of the act.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Spalding: Assembly Bill No 647—An act relating to courses of study in elementary schools

Bill read first time, and referred to Committee on Education.

By Mr. Seawell: Assembly Bill No 648—An act to amend section 604 of the Penal Code, relating to the injury to, or unlawful taking of any crops, grain, cultivated fruits or vegetables, and fixing the penalty for a violation of this section.

Bill read first time, and referred to Committee on Crime Problems.

Also: Assembly Bill No. 649—An act to amend section 135 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the stopping of motor vehicles at railway crossings.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 650—An act appropriating money to be used for the purchase of dam sites and other necessary land to restrain tailings from hydraulic mining operations and for engineering investigations in connection therewith.

Bill read first time, and referred to Committee on Mines and Mining.

By Mr. Bliss: Assembly Bill No 651—An act to amend section 2322.18 of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors, in counties of the eighteenth class.

Bill read first time, and referred to Committee on County Government

By Mr. DeYoe: Assembly Bill No 652—An act granting certain overflowed lands, marsh lands, tide lands, and submerged lands of the State of California to the Carmel Sanitary District.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Mr. Parkman: Assembly Bill No 653—An act relating to the compensation of election officers of school elections

Bill read first time, and referred to Committee on Education

By Mr. Bliss: Assembly Bill No 654—An act to amend the Code of Civil Procedure of the State of California by adding thereto a new section to be numbered 412*a*, relating to the service of summons on nonresident persons in certain action

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No 655—An act to add a new section to the Political Code to be numbered section 4041*i* authorizing the board of

supervisors of the counties thereof to provide for the working of prisoners confined in the county jail and prescribing the compensation of the persons in charge thereof.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Crowley: Assembly Bill No 656—An act to amend section 4248 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the nineteenth class

Bill read first time, and referred to Committee on County Government.

By Messrs. Fry, Hawes, Feigenbaum, Gilmore, Miller, James A. Quigley, Flynn, Williamson, Oliva, Hornblower, Cronin, Levey and Morrison: Assembly Bill No 657—An act to amend section 7377, relating to salaries of judges of the superior court in and for the city and county of San Francisco.

Bill read first time, and referred to Committee on Judiciary

By Mr. Crawford. Assembly Bill No. 658—An act to require the filing of a petition with the legislative body of a city or county of a majority of the property owners fronting on any street, highway, alley, lane, place or court or of lots or lands liable to be assessed, before improvement proceedings can be commenced under any of the street improvement acts of this State.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Scofield: Assembly Bill No 659—An act to relieve any person, company, association or corporation owning or operating any railroad or railway track or tracks upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places and all public ways and other property and rights of way of the public from requirements that such person, company, association or corporation pave, repave, macadamize, remacadamize, or otherwise improve any part of any such public highway, road, street, avenue, boulevard, lane, alley, court, place or public way or other property or right of way of the public, and repealing all acts or parts of acts in conflict herewith.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Ingels: Assembly Bill No 660—An act to provide for the assent by the State of California to the provisions of an act passed by the Congress of the United States known as the Capper-Ketcham Act and entitled "An act to provide for the further development of agricultural extension work between the agricultural colleges in the several states receiving the benefits of the act entitled 'An act donating public lands to the several states and territories which may provide colleges for the benefit of agriculture and the mechanic arts,' approved July 2, 1862, and all acts supplementary thereto, and the United States Department of Agriculture," and approved May 22, 1928

Bill read first time, and referred to Committee on Universities.

By Messrs. Cloudman, Morgan and Easley: Assembly Bill No 661—An act to amend sections 24, 29 and 31 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California,"

approved April 5, 1917, as amended, relating to the appropriation for and payment of installments of assessments assessed against counties for the construction of highways by joint highway districts

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Badham: Assembly Bill No 662—An act to amend the Acquisition and Improvement Act of 1925, approved May 23, 1925, as amended, by amending paragraph (c) of subdivision 3 of section 50 thereof, so as to include among the kinds of work which may be done under the terms of said act the improvement, grading or regrading of property adjoining any public way, when such improvement, grading or regrading is auxiliary, incidental, necessary or convenient in connection with the work or improvement on the public way.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Woolwine: Assembly Bill No. 663—An act to provide for the formation, organization, maintenance, and government of gas storage and repressuring district, to provide for the acquisition or construction thereby of works for storage of gas and repressuring of oil lands in such district, and to provide for conservation of gas

Bill read first time, and referred to Committee on Oil Industries.

Also: Assembly Bill No 664—An act to amend sections 1, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48, 50, 51 and 53, to repeal sections 2, 25 and 31, and to add three new sections to be numbered 8a, 16a and 17a of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports, providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, relating to the regulation, control, operation and abandonment of oil and gas producing wells; relating to taxation of oil and gas and oil and gas producing lands; conferring certain powers on the Department of Natural Resources, its agents and employees; and abolishing the jurisdiction of the State Mining Bureau and the State Mineralogist over the natural resources of petroleum and gas

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Keaton: Assembly Bill No 665—An act in relation to the regulation and supervision, by the Commissioner of Corporations, of the sale or other disposition of securities, defined therein, providing

penalties for violation of the provisions thereof, and repealing certain provisions of a certain act therein named.

Bill read first time, and referred to Committee on Corporations

By Mr. Patterson: Assembly Bill No. 666—An act to regulate the examination of applicants for license in the "basic sciences." to establish a State Board of Examiners in the "basic sciences" as defined herein, define its powers, prescribe its duties, provide for the appointment of its members and fix their terms and compensation; and in certain respects, defining the powers and prescribing the duties of boards for any branch or system of healing now existing or hereafter established, and of certain other officers, and providing for the enforcement of this act and the penalties for violation.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Bliss: Assembly Bill No. 667—An act to amend section 4247 of the Political Code, relating to salaries and fees of officers in counties of the eighteenth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Woolwine. Assembly Bill No. 668—An act to amend section 41 of the Acquisition and Improvement Act of 1925, relating to the interest and sinking fund.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 669—An act to amend section 25 of an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, not within the territory of incorporated cities or towns; for the incidental establishment of grades thereof and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of said work; for the payment of said bonds by special assessment taxes raised in assessment districts established for the purpose; and for county aid in such work," approved March 21, 1907 (Stats. 1907 page 806), relating to differences in computing incidental costs and expenses.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Keaton Assembly Bill No. 670—An act to amend section 1254 of the Code of Civil Procedure, relating to the right of eminent domain, and staying proceedings after judgment therein pending final conclusion of litigation.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Woolwine: Assembly Bill No. 671—An act to amend sections 1, 2, 11, 16, and 24b of an act entitled "An act to promote the drainage of wet, swamp, and overflowed land, or lands, otherwise needing surface or underground drainage or protection from storm water overflow, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919; as amended April 13, 1927, relating to contents

of petition, extent of district, award of contract, date and form of bonds, and reassessments.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Mr. Quigley: Assembly Bill No. 672—An act to amend the California Vehicle Act, approved May 30, 1923, as amended, by amending sections 101 and 102 thereof, relating to headlights on motor vehicles.

Bill read first time, and referred to Committee on Motor Vehicles.

By Messrs. Harper and Eddy: Assembly Bill No. 673—An act to amend section 2322.5 of the Political Code, relating to salaries of county horticultural commissioner, inspectors and clerks in counties of the fifth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 674—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 675—An act to amend section 19.5 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the fifth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Woolwine: Assembly Bill No. 676—An act to regulate the packing for shipment of cans to be used for food products.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. West: Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Assembly Bill No. 678—An act to amend section 3627*a* and to repeal section 3627*b* of the Political Code, carrying into effect section 16 of article XIII of the constitution of the State of California, relating to the taxation of securities and solvent credits.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Assembly Bill No. 679—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein, by amending sections 3617, 3627, 3627*a*, 3628, 3629 and 3630 of the Political Code, all relating to revenue

and taxation, to comply with the provisions of the aforesaid section 16 of article XIII.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Patterson: Assembly Constitutional Amendment No. 11—Proposed amendment to article XIII of the constitution, relative to taxation of marine insurers.

Introduced, and referred to Committee on Constitutional Amendments.

By Mr. Keaton: Assembly Constitutional Amendment No. 12—Proposed amendment to article IV of the constitution, relative to compensation of members of the Legislature.

Introduced, and referred to Committee on Constitutional Amendments.

By Mr. Dillinger: Assembly Constitutional Amendment No. 13—Proposed amendment to article XIII of the constitution, relative to taxation.

Introduced, and referred to Committee on Constitutional Amendments.

RECESS.

At twelve o'clock and forty minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock and thirty minutes p.m. of this day.

REASSEMBLED.

At two o'clock and thirty minutes p.m., the Assembly reconvened. Speaker Levey in the chair.

Assistant Clerk McIntire reading.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated:

By Mr. Williamson: Assembly Bill No. 680—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 9, 12, 15*a*, 21*a*, 23, 31*a*, 31*c*, 31*d*, 60, 61, 61*a*, 82, 83, 90, 127, 130 and 136, and by repealing section 132*a*, all relating to the definition and regulation of the business of banking.

Bill read first time, and referred to Committee on Banking.

By Messrs. Collier and Leymel: Assembly Bill No. 681—An act to recommend to the electors that a convention be called for the purpose of revising the constitution of the State of California.

Bill read first time, and referred to Committee on Constitutional Amendments.

By Mr. West: Assembly Bill No. 682—An act to add a new section to the Civil Code, to be numbered 2924*a*, relating to sales of trust property.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Roland (by request): Assembly Bill No. 683—An act to amend section 1763 of the Code of Civil Procedure, relating to guardians of insane and other incompetent persons.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 684—An act to amend section 1592 of the Code of Civil Procedure, relating to investment of moneys of estate pending settlement.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Deuel: Assembly Bill No. 685—An act to amend sections 2, 5 and 7 of an act entitled "An act to promote the apicultural interests of California by providing for the inspection and disposition of bees, their brood, hives and appliances that are or may be infected with disease, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners, and defining their powers and duties hereunder, providing for the establishment of quarantines to prevent the introduction and spread of disease, declaring box hives and infected bees, their brood, hives and appliances to be a public nuisance and providing for the abatement thereof, providing for the registration of apiaries, prohibiting the sale or removal of infected bees, their brood, hives and appliances without permit, providing penalties for the violation hereof, and repealing an act entitled 'An act to promote the apicultural interests of the State of California by providing county inspectors of apiaries and defining their duties, and providing for their compensation, and repealing the act entitled "An act to authorize the boards of supervisors of the several counties of this State to appoint inspectors of apiaries, and provide for their compensation, and defining their duties, and for the further protection of bee culture, approved March 13, 1883." approved February 20, 1901,' as amended." approved May 31, 1927.

Bill read first time, and referred to Committee on Live Stock and Dairies.

By Mr. Luttrell: Assembly Bill No. 686—An act creating a commission to investigate and report upon the subject of home rule for counties, providing for the appointment of the members thereof, the powers and duties of such commission, and making an appropriation therefor.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Seawell: Assembly Bill No. 687—An act to provide for the inspection by the State Department of Agriculture of deciduous fruits and grapes shipped out of the State and providing for the issuance of certificates of inspection to shippers thereof; making an appropriation therefor and prescribing penalties for the violation of this act.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Cloudman (by request): Assembly Bill No. 688—An act to amend the State Medical Practice Act, approved June 2, 1913, as amended, by adding thereto a new section known as section 11a, relating to the recognition of a certificate of examination issued by the National Board of Medical Examiners of the United States.

Bill read first time, and referred to Committee on Medical and Dental Laws.

By Mr. Baum: Assembly Bill No. 689—An act to amend sections 4 and 11 of an act entitled "An act to provide an institution for the confinement, cure, care, and rehabilitation of drug addicts to be known

as the State Narcotic Hospital; to provide for admission and commitment of such addicts, and to prescribe penalties for unlawfully or improperly contriving to have persons adjudged drug addicts under this act; to provide penalties for procuring the escape, or aiding or advising in the escape of inmates, or concealing inmates thereof," approved April 9, 1927 (Stats. 1927, p. 149), relating to payment of expenses of persons committed to State Narcotic Hospital.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Mr. Cloudman: Assembly Bill No. 690—An act to amend section 6 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919, relating to licenses for manufacture and sale of imitation milk.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Baum: Assembly Bill No. 691—An act to amend section 2192 of the Political Code.

Bill read first time, and referred to Committee on Hospitals and Asylums.

Also: Assembly Bill No. 692—An act to amend sections 20 and 31 of an act entitled "An act to be known as the 'Pacific Colony Act,' to establish an institution for the care, confinement and instruction of feeble-minded and epileptic persons, to provide for government and maintenance thereof, and for the study of mental deficiency and related problems, to provide for admission and commitment to such institution and to prescribe penalty for unlawfully or improperly contriving to have persons adjudged feeble-minded under this act, to provide for the sterilization of inmates of such institution, to prescribe penalties for procuring the escape or aiding or advising in the escape of inmates, or concealing inmates thereof, to provide a contingent fund for the use of such institution and to make an appropriation therefor, as approved June 1, 1917" (Stats. 1917, p. 1623), as amended.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Mr. Williamson: Assembly Bill No. 693—An act to amend section 340 of the Code of Civil Procedure, relating to the time for commencement of actions.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 694—To amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending section 28, relating to the definition and regulation of the business of banking.

Bill read first time, and referred to Committee on Banking.

By Mr. Coombs: Assembly Bill No. 695—An act to repeal section 3898a of the Political Code, as added by chapter 349 of the Statutes of 1921, and to add a new section thereto to be numbered section 3898b,

both relating to the disposition of proceeds of funds from the sale of land deeded to the State for delinquent taxes for the purpose of vocational education of dependents of veterans

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr Jespersen: Assembly Bill No. 696—An act to amend section 2322*f* of the Political Code, relating to county horticultural commissioners

Bill read first time, and referred to Committee on Agriculture

Also: Assembly Bill No. 697—An act to amend section 2322*e* of the Political Code, relating to county horticultural commissioners.

Bill read first time, and referred to Committee on Agriculture.

Also: Assembly Bill No. 698—An act to amend section 2322*h* of the Political Code, relating to county horticultural commissioners.

Bill read first time, and referred to Committee on Agriculture

Also: Assembly Bill No. 699—An act to amend sections 23 and 24 of an act entitled "An act to provide for work upon streets, avenues, lanes, alleys, courts and places forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, and providing for the construction of sewers, drains, and sidewalks thereon and in connection therewith," approved April 21, 1911, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Kline: Assembly Bill No. 700—An act authorizing the Department of Finance to sell certain property described as the southeast quarter of section 9, township 3 south, range 2 east, San Bernardino base and meridian, situated in Riverside county, State of California.

Bill read first time, and referred to Committee on Ways and Means.

Also: Assembly Bill No. 701—An act to amend section 1 of an act entitled "An act creating an Advisory Pardon Board; defining and prescribing the powers and duties thereof; and making an appropriation therefor," approved May 17, 1915, as amended, adding an additional member to the Advisory Pardon Board

Bill read first time, and referred to Committee on Prisons and Reformatories.

Also: Assembly Bill No. 702—An act to add a new section to the Political Code, to be numbered 4041*r*, authorizing counties to expend money for flood protection and conservation of water resources.

Bill read first time, and referred to Committee on Conservation.

Also: Assembly Bill No. 703—An act to amend section 626 and to repeal section 626½ of the Penal Code, relating to the protection of game

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Jespersen: Assembly Bill No. 704—An act providing for a Commission on Special Assessment Laws; providing for the appointment of members thereof; prescribing the powers and duties of such commission and making an appropriation therefor.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. West: Assembly Bill No. 705—An act to add a new section to the Political Code to be numbered as section 3493*c*, and providing a judicial proceeding for appointment of receivers of reclamation districts and of lands therein where defaults in payments of bonds or coupons and assessments for payment thereof have occurred, and, in such proceeding for issuance of receivers' certificates, for sales of such lands, for further assessments for enforcement of such assessments and of outstanding assessments, and for ascertainment and liquidation of all obligations of such districts.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also: Assembly Bill No. 706—An act to amend the Political Code by adding thereto a new section, to be numbered section 3493*d*, and providing for a uniform and complete system of accounting for reclamation districts which have outstanding bond issues, under the supervision and direction of the Superintendent of Banks of the State of California.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Mr. Jespersen: Assembly Bill No. 707—An act to authorize and empower the Division of Fish and Game to declare and create all fish and game districts within the State of California, and to repeal an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts' and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith, approved May 19, 1915." approved May 28, 1917, as amended.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Noyes: Assembly Bill No. 708—An act to amend section 241 of the Code of Civil Procedure, relating to the impaneling of grand juries.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 709—An act to amend section 925 of the Penal Code, relating to grand juries.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 710—An act to appropriate the sum of \$30,000 to be used in construction, renewal, and repair of works for restraining, impounding and control of debris resulting from mining operations and other causes, and to provide for the manner of expending such appropriation.

Bill read first time, and referred to Committee on Conservation.

By Messrs. Witter and Eddy: Assembly Bill No. 711—An act to further divide the State into fish and game districts by establishing a district specially suited to propagation of quail, and to provide for the management and protection thereof.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Witter: Assembly Bill No. 712—An act to provide for the change of name of irrigation districts.

Bill read first time, and referred to Committee on Irrigation.

By Mr. Nielsen: Assembly Bill No. 713—An act authorizing the Director of Finance and the Director of Public Works to investigate available sites in the city of Sacramento for the erection of a new residence for the Governor of the State, and providing for the acquisition of such site or making a report with reference to same to the forty-ninth session of the Legislature.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Coombs: Assembly Bill No. 714—An act creating the Napa State farm revolving fund and making an appropriation therefor; providing for the disposition of any accrued surplus over and above such appropriation.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Mr. Byrne: Assembly Bill No. 715—An act to amend section 6 of an act entitled "An act providing for the maintenance and operation in whole or in part of any street lighting system or systems within municipalities; providing for the letting of contracts thereof; providing for the formation of lighting maintenance districts in such municipalities to pay all or any part of the expenses of such maintenance and operation; providing for the levying of special assessment taxes on lands within such districts; and providing for municipalities paying any part of such expenses and making advances to the district fund," approved May 16, 1927, relating to maintenance.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Coombs: Assembly Bill No. 716—An act providing for the construction of a State highway leading from the town of Middletown, in the county of Lake, to the town of Upper Lake, in said county, via Adams Springs, Kelseyville and Lakeport, all in said county, and State of California, and the taking over by the State of California of the public highways between said points.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Scofield: Assembly Bill No. 717—An act to amend the title as amended, to amend section 1, and to add a new section to be numbered section 1a, to an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assessment of property therein to pay the

expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 718—An act concerning public accounting and reporting and supervision thereof, and providing penalties for violation of this act.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

Also: Assembly Bill No. 719—An act to amend chapter 6 of article XIV of part IV division III of the Civil Code, relating to liens, by adding a new section thereto to be known as section 3066, providing that physicians, nurses and hospitals shall be entitled to liens for their services and for drugs, medicines, food, supplies and materials furnished by them in certain cases and for the enforcement of such liens.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Collier: Assembly Bill No. 720—An act to amend section 2 of an act entitled "An act to provide for the establishment of weed free areas, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners and defining their powers and duties in relation hereto, prohibiting persons from permitting the propagation within weed free area of weeds of which said area has been declared to be practically free, providing penalties for violation hereof and repealing 'An act to prevent the propagation of noxious weeds,' approved June 3, 1921," approved April 28, 1927.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Jewett: Assembly Bill No. 721—An act to add a new section to the Political Code of the State of California, to be numbered 3456c, relating to assessments levied by reclamation districts.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Mr. Woolwine: Assembly Bill No. 722—An act to amend section 1 of an act entitled "An act to amend sections 1 and 6 of an act entitled 'An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violation of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal chapter 145 of California Statutes of 1917, relating to the same subject,' approved June 13, 1923, relating

to the carrying of weapons by policemen, guards and messengers," approved May 22, 1925, and relating to penalties for violations of this act.

Bill read first time, and referred to Committee on Judiciary.

Also Assembly Bill No. 723—An act to amend section 2 of an act entitled "An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any such weapons by certain classes of persons; to prescribe penalties for violation of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal chapter 145 of California Statutes of 1917, relating to the same subject." approved June 13, 1923, and relating to penalties for violations of this act.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 724—An act to amend section 476 of the Penal Code, relating to the issuing of fictitious bills, notes, checks, or instruments in writing with intent to defraud

Bill read first time, and referred to Committee on Crime Problems.

Also Assembly Bill No. 725—An act to amend section 473 of the Penal Code, relating to penalty for forgery

Bill read first time, and referred to Committee on Crime Problems.

Also: Assembly Bill No. 726—An act to amend section 107 of the Penal Code, relating to escapes and attempts to escape from county jails and county hospitals and from the custody of the sheriff, approved May 5, 1923

Bill read first time, and referred to Committee on Crime Problems

Also: Assembly Bill No. 727—An act to amend section 690 of the Code of Civil Procedure, relating to exemptions from execution.

Bill read first time, and referred to Committee on Judiciary

Also: Assembly Bill No. 728—An act to amend section 690 of the Code of Civil Procedure, relating to exemption from execution.

Bill read first time, and referred to Committee on Judiciary

Also: Assembly Bill No. 729—An act to add a new section to the Code of Civil Procedure to be numbered 371a, relating to actions to subject community property to the payment of debts.

Bill read first time, and referred to Committee on Judiciary

Also: Assembly Bill No. 730—An act to amend the California Vehicle Act, approved May 30, 1923, entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide

for the registration and identification of motor vehicles, trailers and semi-trailers and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of or injury to a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide for records to be kept by persons operating public garages and for notices to be given by owners of private garages; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees; fines and forfeitures collected hereunder; to provide for the organization, powers and duties and for the maintenance of the Division of Motor Vehicles; to provide for carrying out the objects of this act, and to make appropriation therefor; to provide for the time this act shall go into effect, and to repeal all acts or parts of acts in conflict with this act," by amending section numbered 146, relating to the penalties for violation thereof.

Bill read first time, and referred to Committee on Motor Vehicles.

By Mr. Jost (by request) · Assembly Bill No. 731—An act to amend sections 4, 5 and 9 of an act entitled the "State Fish Exchange Act," approved June 1, 1917, as amended.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Emmett · Assembly Bill No. 732—An act to amend section 2319i of the Political Code, relating to the licensing of persons selling, shipping, or offering for sale any nursery stock, trees, plants, shrubs, bulbs or vines for planting, propagation or ornamental purposes.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Scudder: Assembly Bill No. 733—An act to amend section 633c of the Political Code, relating to insurance adjusters.

Bill read first time, and referred to Committee on Insurance.

By Mr. Jones · Assembly Bill No. 734—An act to amend section 710 of the Code of Civil Procedure, relating to the collection of monies due from a judgment debtor.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 735—An act to amend section 6 and section 11 of an act entitled "An act for the regulation and control of fraternal benefit societies," approved May 1, 1911, as amended.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 736—An act to amend an act entitled "An act to provide whole family protection for members of fraternal benefit societies," approved April 20, 1917.

Bill read first time, and referred to Committee on Insurance.

By Mr. Lyons: Assembly Bill No. 737—An act to amend section 13 of the Juvenile Court Law, approved June 5, 1915 (Statutes 1915, page 1225), relating to transfers of cases from one county to another.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Feigenbaum: Assembly Bill No. 738—An act providing for the supervision and regulation of the transportation of persons or property for compensation between points in this State by aircraft; defining aircraft transportation companies, and providing for the supervision and regulation thereof by the Railroad Commission, providing for the enforcement of the provisions of this act and for the punishment of violations thereof, and repealing all acts inconsistent with the provisions of this act.

Bill read first time, and referred to Committee on Aviation and Aircraft

Also: Assembly Bill No. 739—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered title *II*_m, embracing sections 376 to 376*n*, inclusive, relative to a Department of Professional and Vocational Standards.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

Also: Assembly Bill No. 740—An act to amend section 359*b* of the Political Code, relating to the Governor's Council.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy

Also: Assembly Bill No. 741—An act to amend section 363*a* of the Political Code, relating to the Department of Public Works.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy

Also: Assembly Bill No. 742—An act to amend section 137 of the Civil Code, relating to alimony, support and maintenance and cost of suit in actions for divorce and permanent support and maintenance.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 743—An act amending section 6 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to municipal courts.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 744—An act to permit the State Compensation Insurance Fund to pay premiums on automobile liability insurance

Bill read first time, and referred to Committee on Ways and Means.

Also: Assembly Bill No. 745—An act to permit the State Compensation Insurance Fund to purchase automobile liability insurance

Bill read first time, and referred to Committee on Ways and Means

Also (by request): Assembly Bill No. 746—An act to add a new section to the Penal Code to be known as section 1046a, relating to jury panels.

Bill read first time, and referred to Committee on Judiciary.

By Messrs. Hawes, Flynn, Gilmore, Quigley, Hornblower, Williamson, Cronin, Levey, Morrison, Fry, Feigenbaum, Miller and Oliva (by request): Assembly Bill No. 747—An act to amend section 86 of the Code of Civil Procedure, relating to the justices' clerks and their appointees

Bill read first time, and referred to Committee on Judiciary.

By Mr. Cronin: Assembly Bill No. 748—An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other aircraft fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith.

Bill read first time, and referred to Committee on Oil Industries.

RESOLUTIONS.

The following resolutions were offered:

By Mr. Snyder:

WHEREAS, Various members of the Assembly will desire to have shipped to their various places of residence their bill files and other printed matter for use during the constitutional recess, therefore, be it

Resolved, That the Chief Clerk, Arthur A. Ohmus, be authorized to procure such boxes, packing and other material as is necessary for the purpose of shipping the same, properly packed, to said members, and the State Controller is hereby authorized to draw his warrant on the contingent expense fund of the Assembly in favor of Arthur A. Ohmus, Chief Clerk, in an amount not to exceed \$350 and the State Treasurer is hereby authorized to pay the same.

Mr. Snyder moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Baum, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Coombs, Craig, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Kline, Leymel, McDonough, McGuinness, Meeker, Miller, Eleanor Miller, James A., Morgan, Noyes, Remdollar, Roberts, Roland, Scofield, Snyder, Spalding, Stockwell, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—48

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant upon the contingent expense fund in favor of Arthur A. Ohmus, Chief Clerk, and the State Treasurer is hereby directed to pay the same, for the sum of \$100 said amount being for the payment of postage, telegraphing, expressage and incidental expense of the Chief Clerk's office

Mr. Snyder moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Arnold, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Cronin, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Fry, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor Miller, James A., Morgan, Noyes, Oliva, Patterson, Remdollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—52.

NOES—None.

By Mr. Kline :

Resolved, That \$50 be appropriated from the contingent fund of the Assembly to employ stenographers to take the report of proceedings at the Tax Commission hearing for the benefit of members, payable to the Chairman of the Assembly Committee on Revenue and Taxation, and that the Controller be and he is hereby authorized and directed to draw his warrant upon the contingent expense fund of the Assembly in favor of Percy G. West, chairman of said Committee on Revenue and Taxation, in the sum of \$50 and the State Treasurer is hereby directed to pay the same.

Mr. Kline moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote :

AYES—Adams, Arnold, Bernard Biss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Cronin, Crowley, DeYoe, Eddy, Emett, Feeley, Fisher, Flynn, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Morgan, Noves, Oliva, Parkman, Rein-dollar, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Wil-hams, Williamson, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1929.

MR. SPEAKER, Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 5—An act to validate bonds of school districts, high school districts and junior college districts of every kind and class and providing for the levy of a tax to pay the same—and reports that the same has been correctly enrolled, and presented to the Governor on this seventeenth day of January, 1929, at eleven o'clock and fifteen minutes a.m.

SPALDING, Chairman

ON PUBLIC CHARITIES AND CORRECTIONS

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1929.

MR. SPEAKER, Your Committee on Public Charities and Corrections, to which was referred Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method thereof making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Pensions.

(Signed out)

ROLAND, Chairman
MILLER, ELEANOR.
CROWLEY,
HEISINGER,
EASLEY.

Assembly Bill No. 166 ordered re-referred to Committee on Pensions.

Also :

MR. SPEAKER, Your Committee on Public Charities and Corrections, to which was referred Assembly Bill No. 167—An act to provide an institution for the confinement, care, training and rehabilitation of defective delinquents; to provide for the admission and commitment of such defective delinquents, and providing penalties for certain violations of the act :

Also : Assembly Bill No. 177—An act to amend section 29796 of the Political Code, relating to the care, treatment, transportation and physical rehabilitation of physically defective and handicapped persons, under the age of eighteen years, by the State of California, by and under the direction and supervision of the State Board of Health and by and under the direction of county boards of supervisors and making an appropriation therefor, and to fees in proceedings relative thereto and to procedure ;

Has had the same under consideration, and respectfully reports the same back, and recommends that they be re-referred to Committee on Social Service and Welfare.

(Signed out)

ROLAND, Chairman,
MILLER, ELEANOR,
CROWLEY,
HEISINGER,
EASLEY.

Assembly Bills Nos. 167 and 177 ordered re-referred to Committee on Social Service and Welfare.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
January 17, 1929.

*To the Senate and Assembly of the State of California,
Sacramento, California.*

Assembly Bill No. 537 makes an appropriation to be used in effecting an adjustment and completion of purchase of lands now included within an existing State land settlement project.

In my opinion the appropriation necessary for such expenditure constitutes an emergency within the meaning of article IV, section 34 of the constitution, and I therefore recommend the passage of this bill as an emergency measure.

Respectfully submitted.

C. C. YOUNG, Governor.

MOTION TO WITHDRAW BILL

Mr. Wright asked for and was granted unanimous consent to withdraw Assembly Bill No. 537 from the Committee on Ways and Means.

CONSIDERATION OF ASSEMBLY BILL NUMBER FIVE HUNDRED THIRTY-SEVEN.

Assembly Bill No. 537—An act making an appropriation to be used in effecting adjustment and completion of purchase of lands included within State land settlement projects.

RESOLUTION.

The following resolution was offered:

By Mr. Wright:

Resolved, That Assembly Bill No. 537 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Wright moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, James A., Mixter, Morgan, Noyes, Oliva, Patterson, Ounglev, Reindollar, Robert, Scofield, Scudder, Seawell, Sewell, Snyder, Swalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering, at this time, Assembly Bill No. 537.

SECOND READING OF ASSEMBLY BILL NUMBER FIVE HUNDRED THIRTY-SEVEN.

Assembly Bill No. 537—An act making an appropriation to be used in effecting adjustment and completion of purchase of lands included within State land settlement projects

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Arnold, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Cronin, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Kline, Leymel, McDonough, McGinley, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Noyes, Oliva, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—55

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER FIVE HUNDRED THIRTY-SEVEN.

Assembly Bill No. 537—An act making an appropriation to be used in effecting adjustment and completion of purchase of lands included within State land settlement projects.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 537 passed by the following vote:

AYES—Arnold, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Assembly Bill No. 537 ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jones asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 11 at this time.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER ELEVEN.

Senate Concurrent Resolution No. 11—Relative to the adjournment of the Legislature for the constitutional recess and to the re-assembling of the Legislature after said recess, and fixing the date for said adjournment and said re-assembling.

Mr. Jones moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 11 adopted by the following vote:

AYES—Adams, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley,

McGuinness, Meeker, Miller, James A., Mixer, Morgan, Noyes, Oliva, Quigley, Reindollar, Seefeld, Scudder, Seawell, Snyder, Spalding, West, Williamson, Wittet, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—Arnold, Bernard, Cloudman, Little, Patterson, Stockwell, and Williams—7.

Title read and approved

Senate Concurrent Resolution No. 11 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 11

Relative to the adjournment of the Legislature for the constitutional recess and to the reassembling of the Legislature after said recess, and fixing the date for said adjournment and said reassembling

WHEREAS, Section 2 of article IV of the constitution of the State of California requires that, after the Legislature has been in session for a period not exceeding thirty days, a recess must be taken by both houses for a period of not less than thirty days; therefore, be it

Resolved by the Senate, the Assembly concurring. That the forty-eighth session of the Legislature of the State of California shall adjourn for said recess at three o'clock in the afternoon on Friday, January 18, 1929, and shall reassemble at the hour of eleven o'clock in the forenoon on Monday, February 18, 1929

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 17, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 151—An act to amend sections 4 and 8 of an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification, and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the returns and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations, and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act," approved May 25, 1921, as amended, relating to the suspension, withholding or denial of the right or privilege of applying or bidding for, receiving, obtaining or being granted permits or leases to prospect for or take oil, gas or other minerals in, upon or from tide, overflowed or submerged lands of the State—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put. Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 151?

AMENDMENT NUMBER ONE.

On page 3, beginning in line 44, of the printed bill, strike out the following: "*provided further* that after the approval of this act and prior to the first day of September, 1929 no bond shall be filed or received for filing, nor any fee paid or received or payment or tender of money made or received in connection with any application for permit."

AMENDMENT NUMBER TWO

On page 4 line 1, of the printed bill, strike out the word "three", and insert in lieu thereof the word "two"

AMENDMENT NUMBER THREE

On page 4, line 8, of the printed bill following the word "act" strike out the period and bracket and insert in lieu thereof the following: "nor as recognizing, ratifying or validating any rights so claimed"

The roll was called, and Senate amendments to Assembly Bill No. 151 concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Deuel, Ed, Emmert, Eubank, Forcubum, Flynn, Fox, Gilmore, Harner, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Kline, Loymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, James A., Mixer, Morgan,

Noyer, Oliva, Qungley, Reindollar, Scofield, Seudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.
 NCS—None.

Assembly Bill No. 151 ordered to enrollment

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated:

By Mr. Byrne. Assembly Bill No. 749—An act to add a new section to be numbered 7a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, and terms of office, qualification and compensation and for the selection of jurors therein," approved May 3, 1925, as amended, relating to the number of clerks, officers and attaches of municipal courts and their deputies; and to fix the compensation therefor.

Bill read first time, without reference to committee or printer.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Byrne asked for and was granted unanimous consent to take up Assembly Bill No. 749, at this time, without reference to committee, printer or file, and that same be considered engrossed

CONSIDERATION OF ASSEMBLY BILL NUMBER SEVEN HUNDRED FORTY-NINE.

Assembly Bill No. 749—An act to add a new section to be numbered 7a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, and terms of office, qualification and compensation and for the selection of jurors therein," approved May 3, 1925, as amended, relating to the number of clerks, officers and attaches of municipal courts and their deputies; and to fix the compensation therefor.

RESOLUTION.

The following resolution was offered:

By Mr. Byrne:

Resolved, That Assembly Bill No. 749 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage

Mr. Byrne moved the adoption of the resolution.

The question being on the adoption of the resolution

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Noyes, Oliva, Qungley, Reindollar, Roberts, Scofield, Seudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.
 NCS—None

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Assembly Bill No. 749.

SECOND READING OF ASSEMBLY BILL NUMBER SEVEN HUNDRED FORTY-NINE.

Assembly Bill No. 749—An act to add a new section to be numbered 7a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, and terms of office, qualification and compensation and for the selection of jurors therein," approved May 3, 1925, as amended, relating to the number of clerks, officers and attaches of municipal courts and their deputies; and to fix the compensation therefor.

Bill read second time

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, James A., Mixter, Morgan, Noyes, Oliva, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER SEVEN HUNDRED FORTY-NINE.

Assembly Bill No. 749—An act to add a new section to be numbered 7a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, and terms of office, qualification and compensation and for the selection of jurors therein," approved May 3, 1925, as amended, relating to the number of clerks, officers and attaches of municipal courts and their deputies; and to fix the compensation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 749 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, James A., Mixter, Morgan, Noyes, Oliva, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated.

By Mr. Hornblower: Assembly Bill No. 750—An act to add a new section to the Penal Code to be numbered 397d, relating to search and seizure

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No 751—An act to amend section 791 of the Political Code, relating to the appointment of notary publics in counties of the second class.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Hawes: Assembly Bill No. 752—An act to amend section 2552 of the Political Code, relating to the Board of State Harbor Commissioners

Bill read first time, and referred to Committee on Commerce and Navigation.

Also: Assembly Bill No. 753—An act to add a new section to the Political Code to be numbered 539*d*, relating to the printing of legislative bills and constitutional amendments prior to the convening of the Legislature.

Bill read first time, and referred to Committee on Revision and Printing

By Mr. Byrne: Assembly Bill No. 754—An act to provide for the forfeiture of certain lands of the State for the nonpayment of delinquent interest upon any part of the unpaid portion of the purchase price thereof, together with penalties and costs as herein provided, and for the forfeiture of all moneys previously paid thereon, principal as well as interest; prescribing the duties of certain public officers with respect thereto; providing for the giving of notice of said forfeitures; prescribing certain remedies, and making an appropriation for the purposes of this act.

Bill read first time, and referred to Committee on Governmental Revenues and Expenditures

Also Assembly Bill No. 755—An act to add a new section to the Political Code to be numbered 363*j*, relating to the preparation of plans for public buildings and other structures

Bill read first time, and referred to Committee on Governmental Revenues and Expenditures.

By Mr. Crittenden. Assembly Bill No 756—An act to promote the expeditious and economical administration of justice, and authorizing the Judicial Council to make rules relating to the administration of the courts of this State, the distribution and disposal of business therein, and the pleading, practice and procedure in said courts.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Byrne: Assembly Bill No 757—An act to amend the Political Code by adding thereto a new section to be numbered 4310, providing a special fund for the sheriff, for the manner of making disbursements thereunder, for the use of the fund, and for the manner of accounting therefor.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Woolwine: Assembly Bill No. 758—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the

supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violation thereof; and repealing all acts inconsistent with the provisions of this act." approved May 10, 1917, as amended, by amending the title and sections 1, 2, 4, 5, 6, 6b, 6c, and 7½ thereof, relating to the definition of transportation companies and the granting of certificates of public convenience and necessity to transportation companies engaged in the business of transporting property for compensation by motor propelled vehicles on any public highway, and by adding three new sections thereto, to be numbered 5¼, 5½, and 5¾, relating to the transportation of agricultural, horticultural and viticultural products, requiring transportation companies to obtain insurance and creating the "auto truck transportation fund" and appropriating the moneys therein to carry out the provisions of this act."

Bill read first time, and referred to Committee on Public Utilities

By Mr. Crittenden: Assembly Bill No. 759—An act to amend sections 19, 41, and 79b of an act entitled: "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911.

Bill read first time, and referred to Committee on Municipal Corporations

By Mr. Leymel: Assembly Bill No. 760—An act relating to the employment of librarians in the elementary or secondary schools of this State

Bill read first time, and referred to Committee on Education

Also: Assembly Bill No. 761—An act relating to the eligibility to retirement salaries of teachers and other employees employed in the public schools of this State and educational institutions supported in whole or in part by the State.

Bill read first time, and referred to Committee on Education.

By Mr. Woolwine: Assembly Bill No. 762—An act to impose a license fee for the transportation of property for hire or compensation upon public streets, roads and highways in the State of California by motor propelled vehicles; to provide for certain exemptions; to provide for the enforcement of the provisions hereof and for the disposition of the amounts collected on account of such licenses; and to make an appropriation for the purposes of this act.

Bill read first time, and referred to Committee on Public Utilities.

Also. Assembly Bill No. 763—An act making an appropriation for the acquisition of land and water rights and the making of all necessary preparations for the construction of a building for a State penitentiary to be situated in the county of Los Angeles, State of California.

Bill read first time, and referred to Committee on Prisons and Reformatories.

Also: Assembly Bill No. 764—An act to amend section 3664*aa* of the Political Code, relating to taxation of highway transportation companies.

Bill read first time, and referred to Committee on Public Utilities.

By Mr. Bernard: Assembly Bill No. 765—An act to amend section 4271 of the Political Code, relating to the salaries of officers of the forty-second class.

Bill read first time, and referred to Committee on County Government

By Mr. Coombs: Assembly Bill No. 766—An act to amend sections 3667 and 3667*c* of the Political Code, relating to the reports to be filed with the State Board of Equalization.

Bill read first time, and referred to Committee on Revenue and Taxation

By Mr. Bishop: Assembly Bill No. 767—An act to revise an act entitled, "An act to regulate the manufacture, repair and sale of upholstered furniture; providing for the labeling of same; requiring that materials used be correctly described, and the percentage of materials used in each article stated; providing for the licensing of persons manufacturing, selling, or repairing upholstered furniture; making the violation of any of the provisions of this act a misdemeanor; and creating the Upholstered Furniture Inspection fund," approved May 9, 1927.

Bill read first time, and referred to Committee on Manufactures.

By Mr. Hornblower: Assembly Bill No. 768—An act to amend section 1026 of the Penal Code of the State of California by changing the order in which the pleas of "not guilty by reason of insanity," shall be tried.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Little: Assembly Bill No. 769—An act providing for the compilation of, printing, binding, publishing, and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts, and making an appropriation to carry out the provisions thereof

Bill read first time, and referred to Committee on Revision and Printing.

Also: Assembly Bill No. 770—An act to amend section 70 of the Penal Code, relating to bribery.

Bill read first time, and referred to Committee on Crime Problems

By Mr. Emmett: Assembly Bill No. 771—An act to amend section 1 of an act entitled "An act declaring and establishing a State highway from the city of Bakersfield through a portion of the counties of Kern, San Luis Obispo, Santa Barbara, and Ventura to the city of San Buenaventura, designated and known as the Bakersfield, Maricopa and Ventura State Highway," approved June 16, 1913, relating to State highways.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Cronin: Assembly Bill No 772—An act making an appropriation for the construction, completion, equipment, and furnishing, of the State Office Building at San Francisco, California.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Stockwell: Assembly Bill No 773—An act to amend section 4041 of the Political Code and to add twenty-five new sections to said code, to be numbered 4041.1 to 4041.25, both inclusive, relating to jurisdiction and powers of boards of supervisors.

Bill read first time, and referred to Committee on County Government

By Mr. Snyder (by request): Assembly Bill No 774—An act authorizing municipal corporations to acquire public utilities; and to lease or purchase property for the purpose of acquiring public utilities.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No 775—An act to convey all that certain property known as De Laveaga Park to the city of Santa Cruz and the county of Santa Cruz.

Bill read first time, and referred to Committee on State Grounds and Parks.

Also: Assembly Bill No 776—An act to establish a State Art Exhibit and providing for the administration thereof.

Bill read first time, and referred to Committee on Exhibitions and Fairs.

By Mr. Bliss: Assembly Bill No. 777—An act to amend section 597a of the Penal Code, relating to cruelty to animals.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 778—An act to add a new section to the "California Vehicle Act," approved May 30, 1923, as amended, to be known as section 141a, relating to the duty of drivers striking animals.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 779—An act to add a new section to the "California Vehicle Act," approved May 30, 1923, as amended, to be known as section 152a, relating to the transportation of animals on motor vehicles.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 780—An act to add a new section to the Penal Code to be known as section 597h, relating to the keeping of vicious dogs

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Sewell: Assembly Bill No. 781—An act to add a new section to the Political Code to be numbered 625b, relating to bonds and undertakings of corporate sureties.

Bill read first time, and referred to Committee on Judiciary

By Mr. Seofield: Assembly Bill No. 782—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41, and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and

Improvement Act of 1925." approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add new sections to said act to be numbered 2a, 2b, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j, and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds; and providing for the proceedings which shall be affected by the foregoing amendments.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Seawell: Assembly Concurrent Resolution No. 8—Relative to the creation of a committee for the purpose of making a comprehensive study into the subject of grade crossing accidents and delays and reporting thereon to the Legislature of the State of California

Introduced, and referred to Committee on Motor Vehicles.

By Messrs. Williamson and Cronin: Assembly Concurrent Resolution No. 9—Providing for the creation of a Joint Committee of the Senate and Assembly to investigate aviation conditions in the State of California and to the question of safety and prevention of accidents thereto; to prepare and make recommendations concerning changes in existing laws, and the enactment and enforcement of laws relating to the use and operation of aeroplanes, and to prepare and submit with supporting facts, ascertained, a report as to the advisability of the adoption of a uniform law regulating aviation and making appropriation to meet the expenses of said committee necessarily incurred in said work.

Introduced, and referred to Committee on Aviation and Aircraft.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, JANUARY 17, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 13—Approving nine certain amendments to the charter of the city and county of San Francisco, State of California, voted for and ratified by the electors of said city and county of San Francisco at a general election held therein on the sixth day of November, 1928.

J. A. BEEK, Secretary of Senate

By FRANCIS E. DAIN, Assistant Secretary.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Hornblower asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 13 at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER THIRTEEN.

Senate Concurrent Resolution No. 13—Relative to approving nine certain amendments to the charter of the city and county of San Francisco, State of California, voted for and ratified by the electors of said city and county of San Francisco, at a general election held therein on the sixth day of November, 1928.

Mr. Hornblower moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 13 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, DeYoe, Eddy, Emmott, Feeley, Fergenbaum, Flynn, Fry, Gilmote, Harper, Hawes, Heisinger, Holtman, Hornblower, Ingels, Jepsen, Jones, Jost, Kline, Leysel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, James A. Mixer, Morgan, Noyes, Oliva, Patterson, Onigley, Rondollar, Scofield, Scudder, Seawell, Sewell Snyder, Spalding, Stockwell, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 13 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO 13

Approving nine certain amendments to the charter of the city and county of San Francisco, State of California, voted for and ratified by the electors of said city and county of San Francisco, at a general election held thereon on the sixth day of November, 1928.

SENATE MESSAGE

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 17, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Assembly Bill No. 537—An act making an appropriation to be used in effecting adjustment and completion of purchase of lands included within State land settlement projects.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

MOTIONS TO PRINT EXTRA COPIES OF ASSEMBLY BILLS.

Mr. McGinley moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 154 printed.

Motion carried.

Mr. Williamson moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 88 printed.

Motion carried.

Mr. West moved that the Chief Clerk be instructed to have 1000 extra copies of Assembly Bill No. 677 printed.

Motion carried.

RECESS.

At four o'clock and forty minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until eight o'clock p.m. of this day.

REASSEMBLED.

At eight o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

IN COMMITTEE OF THE WHOLE.

Mr. West moved that the Assembly resolve itself in Committee of the Whole for the purpose of considering Assembly Bill No. 677.

Motion seconded by Mr. Jones.

Motion carried.

Members of the Senate sitting jointly with the Assembly for the purpose of considering Assembly Bill No. 677.

RECESS.

At eight o'clock and ten minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess to meet in Joint Convention with the Senate for the purpose of considering Assembly Bill No. 677.

IN JOINT CONVENTION.

ASSEMBLY CHAMBER,

SACRAMENTO, Thursday, January 17, 1929

At eight o'clock and twenty minutes p. m., the Senate and Assembly met in Joint Convention for the purpose of being addressed by Professor R. C. Haig, tax expert, and consultant of the California Tax Commission.

Hon. Edgar C. Levey, Speaker of the Assembly, declared a quorum of the Assembly present.

Senator A. H. Breed, President pro tempore of the Senate, declared a quorum of the Senate present.

CONSIDERATION OF ASSEMBLY BILL NUMBER SIX HUNDRED SEVENTY-SEVEN.

Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

During the consideration of Assembly Bill No. 677 the members of the Senate and the Assembly were addressed by:

Senator H. C. Nelson, chairman of the Committee on Revenue and Taxation of the Senate, and Professor R. C. Haig of Columbia University, New York, tax expert and consultant of the California Tax Commission.

ADJOURNMENT OF JOINT CONVENTION.

There being no further business, at ten o'clock and thirty minutes p. m., the President pro tempore of the Senate adjourned the Joint Convention.

IN COMMITTEE OF THE WHOLE

Speaker Levey in the chair.

Assembly Bill No. 677 considered.

Mr. Jones moved that the committee do now rise.

Motion carried.

IN ASSEMBLY.

Speaker Levey in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

The following report of Committee of the Whole was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, Thursday, January 17, 1929

GENTLEMEN: The Committee of the Whole has considered Assembly Bill No. 677.

LEVEY, Chairman

ADJOURNMENT.

At ten o'clock and forty minutes p. m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a. m., Friday, January 18, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Friday, January 18, 1929.

At ten o'clock a. m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Willamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—78.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Scofield, Mr. Crawford was granted leave of absence for the day.

On motion of Mr. Roland, Mr. Hoffman was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Kline, Mr. Harvey Johnson of Banning, California, supervisor Fourth District, Riverside County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Mr. E. C. Denio, president of Long Beach Republican Club, Long Beach, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Reindollar, Mr. George H. Harlan of Sausalito, California, former member of the Legislature, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Craig, Mr. W. Kee Maxwell, owner Fullerton News-Tribune, Fullerton, California; Mr. Justus F. Craemer, owner Orange News, Orange, California; Mike Maloney, publisher Santa Ana Times, Santa Ana, California; Mr. A. W. McBride and wife, Mr. A. V. Douglass and wife of the La Habra Star, La Habra, California; Miss Edith Allen, Los Angeles; Mr. Frank Rospaw, publisher The Courier, Placentia, California; Mr. F. H. Fowler of the Tustin News, Tustin, California, and Mr. Lotus H. Loudon, publisher of the Anaheim Bulletin, Anaheim, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Anderson, Mr. and Mrs. Wm. Albaugh of McArthur, Shasta County, California, and Mr. Leslie T. Alward of Redding, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Brock, Mr. Paul W. Moore, business manager Redlands Daily Facts, and daughter, Ruth, of Redlands, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Mixer, Mr. and Mrs. Watson S. Clawson of Exeter, California; Mr. and Mrs. Manley M. Maddox of Visalia, California, and Mr. Ford Chatters of Lindsay, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Eddy, Mr. Fred Mitchell of the Carlsbad Champion, Carlsbad, California, and Mr. Percy Evans of the Times Advocate, Escondido, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Jespersen, Mrs. Ben Blow and Miss Elsa Blow, wife and daughter of Mr. Ben Blow of San Francisco, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Roland, Mr. J. C. Holland, clerk, board of supervisors, Alameda County, and Mr. O. F. Snedigar, probation officer, Alameda County, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Leymel, Dr. Thomas F. Joyce, medical superintendent State Narcotic Hospital, Spadra, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Scofield, Mr. L. H. Beason, city editor of the Huntington Park Signal, and Mrs. L. H. Beason of Huntington Park, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Feigenbaum, Mr. Edward Sherburne of Berkeley, California, was extended the privilege of the floor of the Assembly for this day, and his name order printed in the Journal.

Through the courtesy of Mr. Jones, Mr. Richard T. Baldwin of the Upland News, Upland, California, and Mr. Crombie Allen of the Ontario Report, Ontario, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of the San Francisco delegation, Mr. Sylvain Leipzig, assistant city attorney of San Francisco, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Heisinger, Mrs. S. L. Heisinger and Miss Myrtle Heisinger, wife and daughter of Assemblyman Heisinger, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Heisinger, Mr. Thomas Ficon publisher Orange Cove News, Orange Cove, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Heisinger, Mr. E. S. Byfield, publisher of the Selma Irrigator of Selma, California, and Mrs. Byfield were

extended the privilege of the floor of the Assembly for this day and their names ordered printed in the Journal.

Through the courtesy of Mr. Heisinger, Mr. Lowell C. Pratt, editor Selma Enterprise, Selma, California, and Mrs. Pratt were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Kline, the following officers and executives of the California Newspaper Publishers Association: President Tobias Larson; Executive Secretary John B. Long; Vice Presidents Ben H. Read, Justus F. Craemer, E. O. Wickizer and Leo A. Smith; Treasurer H. R. Ling; Executive Committeemen O. M. Cannon, Ford A. Chatters, A. V. Douglass, Paul Moore, Thad N. Shaw, Carroll H. Smith, Fred Weybret, M. D. Witter; Past President Harry S. Webster, Legal Adviser Harlan G. Palmer, in convention at Sacramento, Friday and Saturday, January 18 and 19, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Nielsen, Mr. H. A. Johnson and Mrs. V. Strader, teachers of the North Sacramento School, and the following pupils: Evaline Walker, Louise Porter, Loretta Schueth, Dorothy Callaway, Inez Bell, Mildred Johnson, Gertrude Richardson, Dorothy MacGill, Margaret Pierce, La Verne Carlsen, Josephine Guerrero, Voyla McGrew, Alice Nye, Gertrude Crum, Edna Andersen, Mary Feige, Evelyn Green, Helen Kuck, Bernice Carl, Wilhe Roseork, Robert L. Sornson, Adele Campbell, Shirley Hampton, Dorothy Louise Whitney, George Gibson, Norwood Gott, William George Nabhan, Lloyd Russell, Jack Davis, Norman Green, Carl Jorgensen, Kenneth Clark, Charles Nye, Arnold Schneiter, Charles Jones, Orval Clark, Wiley Forson, George Nelson, Kermit Hurlbert, Glenn Moore, Hale Mason, Wayne Warren, William Murtey, Raymond Schrader, Earl Vellnetz, Adolph Reynoso, Boyd Hickman, Delmas Bagley, Theodore Hansen, Gene Wooden, Sam McConnell, Frank Bava, Denzil Peterson, Ralph Herman, Frances Nickless, Lee Sanders, Roy Whitney, Ray Whitney, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Nielsen, Mr. Nathan F. Coombs, Napa, California, son of Assemblyman Frank L. Coombs, and Mr. Percy King of Napa were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

COMMUNICATIONS.

The following communications were ordered printed in the Journal:
By Mr. Williamson:

DIGEST OF THE REPORT OF THE INVESTIGATION OF THE CALIFORNIA HIGHWAY COMMISSION OF THE CONSTRUCTION AND OPERATION OF TOLL BRIDGES IN CALIFORNIA AS AUTHORIZED AND DIRECTED BY THE STATE LEGISLATURE PURSUANT TO AN ACT APPROVED MAY 19, 1927, 1927 STATUTES, CHAPTER 636

The cost and operation of the privately owned toll bridge is excessive.

Tolls are far in excess of those necessary to operate and amortize the cost of similar State built and operated structures. The rates of tolls on the Carquinez and Antioch bridges "indicate that the cost of public service on the present bridges is at least 88 per cent higher than it would have been on similar bridges constructed and operated by the State."

The State can not acquire private toll structures after their construction at a value consistent with that for which the State or counties can build or operate them.

As an alternative for the privately owned and operated toll bridges, the report recommends that "necessary steps be taken to permit the State or counties to finance or build toll bridges" by the issuance of bonds payable out of the income of such structures.

The conclusions contained in the report are summarized as follows:

1. The expense of promotion and organization of a privately owned toll bridge is in many cases a major item in its cost. The report states that promotion and organization expenses in the case of the Carquinez and Antioch bridges totaled \$1,166,770. Compared with this the organization costs of the same bridges had they been publicly financed and built by the State is estimated at \$153,500. Promotion and organization expenses of the San Mateo-Hayward bridge, including both money and stock allotments, are estimated at \$785,670 as compared with an organization charge of not to exceed \$160,000 for a similar State built structure.

2. Private interests have been quick to recognize the possibility of capitalizing for their own benefit the huge investment made by the public in State and county highways. In the case of the Carquinez bridge it is estimated that private interests anticipated State recognition by at least five years.

3. It is charged that private promoters often build or attempt to build toll bridges on locations where the traffic does not justify them. This is done for the apparent purpose of collecting promotion fees or because the probability of future increase in traffic seems to justify a present investment.

4. The cost of tolls on the San Mateo-Hayward bridge, if the structure had been State financed and built, but operated on a toll basis, is estimated at about 35 per cent of the present authorized toll schedule for the 47-year period that constitutes the life of the franchise.

5. The cost of financing privately owned toll bridges is declared excessive. Thus the report states that the cost of financing the Carquinez and Antioch bridges, owned by the American Toll Bridge Company, includes a stock bonus of 500,000 shares and an item of \$673,853 for bond discount. Computing the stock at par value of \$1 a share, the discount on a \$6,500,000 bond issue totals \$1,173,753. The bonds bear 7 per cent on \$4,500,000 and 8 per cent on \$2,000,000 as compared with 4½ per cent for which State bonds can be sold at par or 6 per cent if bonds secured by the income of the bridge were used. On the San Mateo-Hayward bridge, the interest rate on bond financing, including all charges, is given as 7.7 per cent and for the Dumbarton bridge 7.3 per cent.

6. As far as the investigators were able to ascertain, no actual money was paid for any of the 120,000 shares of common stock issued by the company building the San Mateo-Hayward bridge. On the lowest traffic estimate the stock will have a present worth of \$33 per share with a reasonable possibility that it will go to \$79.50 per share. This stock is held by those directly interested in the bridge. The worth (\$3,960,000 to \$9,540,000) will accrue to the common stock owners without capital investment, other than services rendered prior to the opening of the bridge.

7. The reproduction costs by the State of the Carquinez and Antioch bridges is estimated at \$7,675,900 as compared with the actual cost for the structures of \$9,520,789 to the American Toll Bridge Company. The difference in cost is attributed in part to lack of competitive bidding. In general it is estimated that the cost of constructing a privately owned toll bridge is from 10 per cent to 25 per cent higher than for public structure.

8. The cost of operation of these two bridges is declared excessive as compared with bridges built and operated by the State. The figures are: Combined annual cost of operating Carquinez and Antioch bridges, \$1,176,000; estimated cost if built and operated by State (6 per cent financing) \$918,600.

It is declared that average tolls on the Carquinez bridge until 1948, when the bridge becomes free if built and operated by the State would be 44 cents a vehicle as compared to an average toll of 82 cents, under present conditions. If financed by the State on a 4½ per cent basis, the average State toll would in its turn be cut from 44 cents to 38 cents a vehicle. If the State had financed the San Mateo-Hayward bridge, an average toll of 15 cents for pleasure cars and 58 cents for commercial vehicles would operate and amortize the cost of the structure during the life of the franchise (1930-1977) as compared with the following authorized tolls for the private structure: 1930 to 1950, 60 cents for pleasure cars, \$1.75 for commercial cars; 1950-1957, 56 cents for pleasure cars, \$1.66 for commercial vehicles; 1957 to 1977, 38 cents for pleasure cars, \$1.13 for commercial vehicles.

9. The further construction of all privately owned toll bridges should be prohibited.

Discussing the highway situation generally as it affects toll roads, the report calls attention to the fact that in California 95 per cent of the roads and bridges are owned and operated either by the State or by counties.

"It should not be necessary nor should private capital be allowed," the report continues, "to pick out advantageous points on the highway system and build toll bridges or roads that will take profits that would otherwise tend to lessen the average cost of highway service on the entire public highway system. * * *

The economic construction and operation of the public highway system should be from a standpoint of the entire State or nation rather than from a local point of view as a city or county. * * * The argument that a city or county can make money from a toll bridge is fundamentally wrong. It is not economically sound

that the citizens of one county or city should travel free on the roads of any other county or city or upon the State highway system, and in turn exact a profit from travelers outside of their boundaries using their roads or bridges.

"The present enormous investment by the public in State and county highways is being capitalized by private toll bridge companies."

Specific recommendations included in the report are

Existing laws governing the issuance of franchises for toll bridges, as well as their construction and operation, are obsolete. If it is decided to continue to grant franchises for toll structures to private parties, it is recommended that the right to grant such franchise be vested either in the California Highway Commission or be made subject to the approval of that body, and that the rates of tolls be fixed by the Railroad Commission. The present laws relating to the right to operate toll bridges and the method of granting franchises thereto date back to 1872 and 1881. The report, commenting upon this fact, says "No amendments have been made which change the principle of the application of these laws. They are based upon the principle of delegating their rights to the counties and therefore are found to be more or less incompatible with the existing idea of a State highway system."

It is further recommended that the law vesting authority over franchises in a county on the left bank descending of a stream be amended, if franchises for privately owned and operated structures are to be continued. This provision is declared difficult of determination in the case of San Francisco Bay.

It is suggested that power be given to the Highway Commission or to the Department of Public Works to "locate, design, construct and operate" toll bridges and to finance the same by issuing income bonds "having as their sole security the income from tolls."

If the Legislature has the power to do so, it is recommended that legislation be enacted giving the Highway Commission or the Department of Public Works authority to acquire existing privately owned toll bridges by purchase. Methods of acquiring these bridges are discussed and the conclusion is expressed that condemnation is the only practical proceeding to employ. It is pointed out that there is a wide variance in the value placed upon a structure, depending upon the valuation method employed.

It is estimated that the acquisition of all of the privately owned toll bridges in California, either now operating or which will be operated in California in 1929, will require a capital investment of \$20,156,300, if the price paid is based on the cost of bridges to the toll bridge companies. The total cost of reproduction of all of these bridges by the State is estimated at \$16,250,900.

Computed on State traffic prediction and a 6 per cent reinvestment basis the report finds that the price of the Carquinez and Antioch bridges would be \$11,846,400 and of the San Mateo-Hayward bridge \$14,457,490. Even paying \$11,846,400 for the Carquinez and Antioch bridges and financing their purchase with 6 per cent bonds, the report declares that the present average toll of 82 cents per vehicle on the Carquinez bridge and 84 2 cents per vehicle on the Antioch bridge can be reduced to 52 cents and 61 cents respectively. A substantial reduction can also be made, the report declares, in the tolls that its franchise will permit the San Mateo-Hayward bridge to charge, when that structure is opened to traffic.

The report calls attention to the fact that not all of the toll bridges in the State are located upon the State highway, but that all are more or less important links of highway traffic. Their acquisition would accordingly require additional expenditures for connections with the State system. The report discusses at some length this phase of the subject, and analyzes the bridge locations both with reference to the service that it affords travel, and the service afforded by alternate routes. The same analysis is made of proposed toll bridge projects.

The report is based upon a study and an analysis of the seven privately owned toll bridges in California. These include three bridges owned and operated by the Sears Point Toll Road Company in Solano and Sonoma counties, two bridges over the Sacramento and San Joaquin rivers, owned and operated by the American Bridge Company, one known as the Carquinez bridge, the other as the Antioch bridge, the Dumbarton bridge crossing the southerly arm of the San Francisco Bay, owned and operated by the Dumbarton Bridge Company; a bridge owned and operated by the California-Arizona Bridge Company, crossing the Colorado River about 3 1/2 miles east of Blythe in Riverside County, and known as the Ehrenberg bridge, a bridge now being constructed across San Francisco Bay between San Mateo and Hayward by the San Francisco Toll Bridge Company, and which is to be known as the San Mateo-Hayward bridge. A complete report on the promotion, financing, type of structure, construction and operation of the structure is made. All these bridges, with the exception of the Ehrenberg bridge, are located in the vicinity of San Francisco Bay.

In addition, proposed toll structures for which franchises have been asked are listed. These include:

Bridge across San Pablo Bay, from a point near Richmond to a point near San Rafael; O. H. Klatt, franchise applicant.

Bridge crossing San Francisco Bay from a point opposite Albany, in Alameda County, to a point near Tiburon, in Marin County, franchise granted to T. A. Tomasi by Alameda County.

Thirty-nine applications to bridge San Francisco Bay from San Francisco to some point in the East Bay cities.

Applications to bridge the Golden Gate.

Effort to secure a franchise for a toll bridge across San Diego Bay from San Diego to Coronado.

The report analyzes these various proposed projects. The conclusion is expressed that the San Francisco Bay bridge from San Francisco to Alameda is feasible only if publicly financed and constructed.

By Mr. Leymel:

PRELIMINARY REPORT UPON NEEDED REVISION OF THE LAW

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL,

SACRAMENTO, January 18, 1929.

This report is submitted in accordance with the provisions of the Assembly Concurrent Resolution No. 22, session of 1927, relative to an investigation and report as to needed revision of the statutes of California. (Stats. 1927, page 2296.)

This resolution directs the Legislative Counsel to investigate the methods of statutory revision found useful in other states, to examine the codes and general laws of this State as to needed revision thereof and to report thereon, with reference particularly to:

- (1) The relative merits of codification, compilation and restatement or revision;
- (2) Conditions and interests in California that may tend to make one plan of revision more suitable than another;
- (3) Statutes which have been repealed by implication or which have been declared unconstitutional by the courts but which have not been expressly repealed; and
- (4) Suggestions as to a plan suitable to be followed in maintaining an orderly arrangement of the statutes in the future.

In the course of this investigation we examined the statutes of all the states, as last revised or compiled, with a view to ascertaining the various methods of arrangement of subjects and of designation of parts, chapters and sections, and the use of marginal notes and headnotes.

In each case the scope and extent of the revision was also an object of inquiry, whether a mere compilation, a reenactment of the old provisions with changes merely in the method of arrangement (with or without repeal of the original statutes) or a rearrangement and a restatement of existing statutory provisions, accompanied by express repeal of the original acts.

The type of commission or committee to which the work was entrusted in each state and the cost of accomplishing the task, in so far as that could be ascertained from the statutes, were likewise subjects of inquiry.

A summary of such of these features as appear to be of immediate interest is given below:

As to the method of laying out the work and of proceeding with it to completion, very little is to be derived from an examination of the statutes themselves. Many valuable suggestions upon this subject were furnished by Hon. Adolph J. Rodenbeck, chairman of the New York Board of Statutory Consolidation, and Hon. Walter H. McLendon of the Legislative Reference Service of the Library of Congress.

A list of California statutes which appear to be obsolete has been prepared, but we do not recommend their repeal at this time. We perceive no immediate need or demand for their repeal and believe that could best be undertaken if and when a revision, in whole or in part, is effected, and as an incident thereto.

It does seem that the time is ripe for the Legislature to consider and to adopt or provide for the adoption of a policy in respect to revision of the statutes of this State.

The existing policy, in so far as we have any legislative declaration thereof, is that of incorporating in the appropriate codes at the proper places, all of the provisions of the general laws. This policy is expressed in sections 249 and 250 of the Political Code, declaring that it is the duty of the Judiciary Committee of either house, when it recommends the passage of a bill which is drawn in the form of a general law and which deals with a subject pertinent to one of the codes, to accompany the recommendation with a substitute bill containing the text of the original bill in codified form.

These sections also provide that when any standing committee of the Senate or Assembly other than the Judiciary Committee, favorably report any bill referred thereto, if such bill is in the form of a general law, the same shall be placed on file, retain its place thereon, and be referred to the Judiciary Committee, whereupon such committee must, if the bill relates to and should form part of any subject contained in either one or more of the codes, codify the same and report a substitute therefor in the form of a code amendment.

Our codes were adopted in 1872. It was evidently the hope and intent of the authors of these codes that all laws of a general nature would be incorporated in the codes from time to time. They also contemplated that the principles of law as

enunciated by the judicial branch of the government would be expressed in statutory form and inserted in the codes. In their report of 1874 they state:

"If we now collect all the necessary rules of law found in decided cases and insert them in the codes, and then as cases arise insert them in the codes, we may in the near future have such a system of statute law as will approximate perfection."

Between the years 1895 and 1911 there was in existence in this State a commission known as the "Commission for the Revision and Reform of the Law." (Statutes 1895, page 345, amended Statutes 1903, page 479; Statutes 1905, page 403; Statutes 1907, page 294; Statutes 1909, page 997.)

It was the duty of this commission, among other things, to revise and examine the several codes of the State; to revise and examine all the statutes of the State from time to time passed by the Legislature; to ascertain, determine and designate, according to their best judgment, the statutes in force and those which had been expressly or impliedly repealed; to note and designate errors, defects or omissions and suggest what might be necessary to supply or amend the same, and such improvements as might introduce precision and clearness into the wording of the codes and statutes; to note all decisions of the Supreme Court upon sections of the codes, and to present to the Legislature at each session, all sections of the codes which may have been declared unconstitutional or for any reason declared inoperative, and to suggest such legislation as might remedy defects in the statute law by reason of decisions of the Supreme Court or otherwise; to present to each session of the Legislature a report relating to matters of legislation or which might give information as to legislation in the past and as to plans for future legislation, filing with such report such specific recommendations as they might have to make as to amendment or repeal of statutes.

During the course of the work of this commission, many statutes commonly designated as "General Laws" were incorporated in the several codes.

In 1913 the office of Legislative Counsel was created. It is the duty of this office, among other things, to advise the Legislature from time to time as to needed revision of the statutes and to present to each session of the Legislature a statement calling attention to laws which have been repealed by implication or which have been declared unconstitutional by the courts but which have not been expressly repealed. There is not in the statute creating this office any express indication of a policy as to the form which such suggestions as to revision shall take. It does not appear therefrom that it is the policy of the Legislature to incorporate the provisions of the various general laws in the several codes.

At the present time we find that a large portion of the statutes of this State which are of a general nature exist outside of the codes. These statutes are commonly designated as "General Laws."

The question is pertinent whether it is preferable to revise the codes for the purpose of inserting therein all of the provisions of these general laws or to abandon the code plan entirely and rewrite our statutory law, arranging it according to subjects.

In favor of the former, it may be said that it will involve less interference with the existing arrangement.

In favor of the latter, it is urged by many that by reason of piecemeal amendments our codes have now lost such semblance of orderly arrangement as they may have possessed in 1872.

It is suggested that if the legislative enactments were arranged according to subjects, the statutory provisions upon a given subject would be more conveniently accessible than is now the case. In this connection one member of the bar writes:

"I am inclined to favor the alphabetical arrangement of the statutes according to subject matter rather than any attempt at so-called logical grouping. It is a great advantage in dealing with a subject like corporations, for example, to have all the material brought together. We should like to have the provisions as to dissolution which are now in the Code of Civil Procedure and the penalties which are now in the Penal Code, all compiled with the material of the Civil Code, in one general corporation law."

The Legislature itself has indicated that it favors the latter policy in one field of the law. In 1927 it enacted a statute providing for the codification of the laws relating to public schools of the State. (Statutes 1927, page 654.) By this statute it is made the duty of the School Code Commission to recommend to the Legislature in January, 1929, "An act codifying the laws of the State of California then in effect," relating to the public schools of the State.

The School Code Commission regards this as a mandate directing it to extract all of the provisions of the school law from the various codes and general laws and embody the same in one bill which has been prepared and has been submitted to the Legislature, as directed by the statute creating the commission.

Should the Legislature think well of extending this policy to other subjects, it might be appropriate for it to so indicate, providing from time to time for revision of the statutes pertaining to various specific subjects.

If this policy should be adopted it would be important, we believe, for the Legislature at an early date to adopt or to provide for the preparation and adoption of a classification according to subject, to the end that as and when bills revising

the statute upon particular subjects are adopted, these statutes may be given an appropriate chapter or article number so that when the work is finished, each separate piece of legislation will find its proper place in the revision as a whole.

It seems appropriate to direct particular attention to a feature which is particularly lacking in one field of the statutory law of California. We refer to the lack of uniformity in that which might be termed local administrative procedure.

We have many types of improvement districts among them boulevard districts, drainage districts, garbage disposal districts, irrigation districts, levee districts, mosquito abatement districts, municipal water districts, protection districts, pumping districts, reclamation districts, conservancy districts, water districts, water conservation districts, water storage districts, and numerous other types of public corporations or public quasi-corporations. In each instance the act providing for the district or public corporation of the particular type indicated gives a complete set-up of procedural details, including requirements as to formation, elections on bond issues, annexation and exclusion of territory, and even dissolution of the district. We have not as yet codified those clauses which are more or less common to the several statutes which respectively deal with these various types of districts. There is no sound reason why it might not be done. The form of petition, the form and manner of giving notice of hearing, the requirements as to objections to a petition, the procedure for calling, conducting and declaring the results of elections, the procedure for annexation or exclusion of land and the conditions upon which a district might be dissolved, could be substantially the same for one district as for another.

If these minor procedural provisions were standardized and put in a convenient place in the Political Code properly grouped, they would be available for adoption by reference in the several acts dealing with particular types of districts. Such incorporation could be accomplished by separately amending the existing statutes, eliminating much of the detail such as forms for notices, time for hearings, appeals from hearings, specifications as to the conduct of elections, and procedural requirements in respect to dissolution or in regard to annexation or exclusion of territory.

Particularly would this be of aid in the drafting of bills designed to provide for new types of districts. For example, there are pending during this session legislative measures providing for several new types of districts, which measures, in many particulars, have been copied from existing laws dealing with irrigation districts, conservancy districts or similar public agencies. It would be unnecessary thus to copy, if the procedural details had heretofore been set up in such form that they would now be available for adoption by reference. The bills of which we speak each could contain but a few sections included within a few pages, dealing with substantive features only.

These observations in respect to statutes affecting improvement districts apply with equal force to the numerous street improvement acts.

Like observations may be made in respect to the municipal corporation laws. For example, there is no uniformity governing the form of petition, the form of notice, the period for publication of notice or the conduct of the election when it is proposed to annex territory to or to exclude it from a city. Each statute provides its own procedure and differs in various particulars from all other statutes upon the same subject as to nonessential details. For example, we have one statute for annexation of uninhabited territory, three for inhabited territory, one for exclusion of inhabited territory (which possibly repeals a statute of earlier date), one for exclusion of uninhabited territory, and three for consolidation of cities (one of which may have been impliedly repealed the other two apparently being in full force and effect).

There is no sound reason why local administrative procedure should vary as to minor details. As to municipal corporations, codification of some of those details was in part accomplished in 1907 by the adoption of sections 1822c to 1822f of the Code of Civil Procedure, prescribing the manner in which indebtedness may be adjusted when territory is excluded from a city.

Judicial procedure furnishes a significant illustration. We have a single civil action. The summons is served and return thereof made in a certain manner regardless of the subject matter of the action. The defendant has a certain time within which to appear. The result is that whenever the Legislature creates a new right of recovery it is not necessary in the same statute to enact the procedure for the enforcement of the right granted.

An example of partial codification of common clauses in respect to local administrative procedure, is furnished by those provisions of the Political Code which pertain to reclamation districts. Sections 3446 and following, provide generally for such districts. Section 3492 provides for districts for the repair or completion of existing reclamation works, sections 3472 and 3473, for a special type of district formed by landowners without a board of trustees, section 3482, for new districts carved out of old ones, section 3493, for districts comprised of unsegregated swamp lands or lands uncovered by recession or drainage of inland lakes. In each of the latter instances the procedure prescribed by 3446 of the code is incorporated by reference. Thus, disparity as to minor details and unnecessary prolixity in the statutes themselves, to some extent, are avoided.

Further examples along this line might be given were they necessary to illustrate the point. It seems apparent that if these common clauses were consolidated in the manner indicated, the following results confidently could be expected:

(1) Local officials would be relieved of an unnecessary burden in the administration of statutes affecting counties, cities and districts;

(2) Mistakes that may now occur because of overlapping and duplication of minor provisions might be largely prevented;

(3) The Legislature in considering the policy of adopting or rejecting a new type of improvement or a new type of improvement district, could have before it for examination a short bill presenting only substantive features, unburdened with intricate procedural details.

(4) The procedural details could more readily be perfected from time to time, because proper attention could be focused upon them. Under the prevailing practice of presenting a great mass of procedural items at the same time that a new policy is offered, it is not within reason to expect that any considerable attention may be given to minor administrative details.

There are a number of additional features which well could be incorporated in a complete report as to needed revision of the law in California. Such, however, is not feasible within the limited scope of this preliminary report. We trust we may be permitted to make further suggestions upon this subject during this session of the Legislature. A brief summary of features of the compilations and revisions of other states which appear to be of interest at this time, follows.

OBSERVATIONS AS TO COMPILATION AND REVISION IN OTHER STATES.

An examination of the methods used in other states in keeping the laws up to date and in a form in which they may be most readily accessible has been made.

This examination discloses several main plans, types or methods frequently adopted. Roughly speaking, these methods are commonly known as compilations, revisions or codifications. Unfortunately the legislatures have used these terms almost interchangeably although they have well defined meanings.

The term "compilation" refers to the mere collection and arrangement of the laws in force, excluding only those expressly repealed and without making any changes in the substance or form.

The term "revision" includes compilation and contemplates in addition the omission of laws expressly or impliedly repealed or declared unconstitutional, and such changes in form, but not in substance, as are necessary for clarity and conciseness of expression, such as the elimination of typographical errors, redundancies and inconsistencies and the filling in of omissions.

The term "codification" contemplates, in addition to compilation and revision, changes in substance. A complete codification purports to cover the entire field of jurisprudence or branch thereof dealt with.

This examination of the statutes of the several states discloses that periodic revision is provided for in the constitutions of two states, every twelve years in Alabama, every ten years in South Carolina. Iowa has a statute stating it to be the policy of that state to revise every four years. It is interesting to note that in Michigan the constitution prohibits any general revision of the laws.

"Continuous revision" is also provided for in the laws of Wisconsin and Iowa. The Wisconsin laws provide for an officer known as the "reviser of the statutes," whose duty it is to formulate and prepare a definite plan for the order, classification, arrangement, printing and binding of the statutes and session laws. The statutes and session laws are then to be issued biennially.

In Iowa, the reporter of the Supreme Court is constituted the editor of the code. He edits and compiles "the codes" after each even numbered session of the legislature and prepares them for publication. This compilation is, therefore, both periodic and continuous in character. The same may be said of Wisconsin. It is the duty of the official or officials charged with such work to make recommendations to the legislature, at each session, for the purpose of amending, revising, and codifying such portions of the law as may be conflicting, redundant or ambiguous.

In addition to calling the attention of the legislature to needed changes, the editor of the code of Iowa and the reviser of the statutes of Wisconsin, each is authorized, within certain limits, to correct mistakes in spelling, punctuation and grammar and other clerical errors, and to transpose or divide sections, without making any changes in meaning. With the exception of the states above noted, general revisions or compilations are made only when the Legislature directs.

Certain provisions of the Massachusetts law in regard to compilation are worthy of note. In that state a general counsel for each house of the Legislature is provided for. He is appointed for a term of two years by the committee of rules of the House and of the Senate. In addition to certain other duties, said counsel is directed to annually prepare a table of changes in the general statutes, and an index to the acts and resolves. He is directed to consolidate and incorporate in the general laws all new general statutes, under the direction of the committees on rules. The counsel may, from time to time, submit to the general court such proposed changes and corrections in the general statutes as they deem necessary or advisable.

In some sixteen of the states, notably Iowa, Connecticut, Michigan, Minnesota, Missouri, Nebraska, New Jersey, North Dakota, Utah, Arkansas, Georgia, Territory

of Hawaii, Oregon, Oklahoma, Wisconsin and Wyoming, the work of the code commissioners has taken the form of a mere compilation. It is true that some evidence of codification or revision may be discovered even in the states last mentioned. In fact, it is difficult to enumerate, with any degree of accuracy, the states where there has or has not been an attempt at revision and codification.

In Missouri, for example, the commission was given power to "collate, compile, arrange, classify, and codify the revised statutes for publication," and they shall have power to supply "any obvious mistake in referring to sections," etc. Any error in reference to sections, articles, or chapters, or typographical or clerical errors in words may be corrected, or a section transferred, and such division and subdivision of the law may be made, and such terms and expressions may be used as will best facilitate reference thereto "so that they do not in any case change, modify, or alter the law."

In a few instances the power of the commissioners has been more restricted. In Minnesota, for instance, the commission is given power to supervise the preparation, compilation, and publication of the general statutes. Hence the compiler laments the fact that since neither the commission nor the editor were given power of revision, it was impossible to avoid duplication where acts, relating to strictly different phases of the same subject matter, had to be published in full.

About twenty-one states, as near as can be determined, have undertaken a greater amount of revision. These states include Maine, Massachusetts, Nevada, Montana, New Hampshire, New York, North Carolina, Vermont, Arizona, Alabama, Colorado, Idaho, Kansas, Ohio, Rhode Island, South Dakota, Texas, Virginia, Florida, Delaware and South Carolina. In Delaware and South Carolina the extent of the revision is very slight, while in other cases, notably New York, Florida and Iowa, the work of revision is an attempt to place the statute law in working form, omitting inconsistencies, redundancies and filling in omissions. Acts repealed or declared unconstitutional have been omitted, as have been acts of a temporary or local nature.

It is worthy of note that even in those states where the codifications took the form of placing the general statute law in code form, there was no attempt to embody all the jurisprudence of the state, inasmuch as the common law, and, probably in many cases, judicial decisions on statutes have not been embodied.

In considering the method of adoption from a mechanical standpoint, as distinguished from the legal effect of the adopting act it may be said that twenty-three states have adopted, in some fashion, the respective compilations, revisions or codes as a whole. The states so adopting include Alabama, Colorado, Connecticut, Delaware, Florida, Georgia, Idaho, Kansas, Kentucky, Maine, Maryland, Massachusetts, Mississippi, New Mexico, New Hampshire, North Carolina, Ohio, Rhode Island, South Carolina, South Dakota, Vermont, Virginia and Washington.

Of the twenty-three states adopting their respective compilations, revisions or codes as a whole, only sixteen made the completed work the exclusive expression of the law of the state and repealed all acts not incorporated therein. These states were Alabama, Colorado, Delaware, Florida, Idaho, Kansas, Maine, Massachusetts, New Mexico, New Hampshire, North Carolina, Ohio, Rhode Island, South Dakota and Virginia. The state of Georgia did nothing further than to adopt the code by legislative resolution, and to recommend its use to the courts and to the public. The remainder of the group of twenty-three states, viz., Connecticut, Kentucky, Maryland, Mississippi, Vermont and Washington, expressly provided that the compilations or revisions should be received as *prima facie* evidence in the courts.

Five states adopted the compilations, revisions or codes piecemeal. Arizona adopted by subject; New York by chapter; Iowa accomplished her revision by preparing and adopting certain "code revision bills"; Louisiana and Texas prepared separate "codes," for example, Civil, Practice, Penal, which were then separately adopted.

In fourteen states, notably Michigan, Minnesota, Missouri, Montana, Nebraska, Nevada, New Jersey, Oklahoma, Oregon, Utah, West Virginia, Wyoming, North Dakota and Arkansas, there has been no official adoption of the compilation or revision or codification other than the act authorizing the work.

In Pennsylvania and Indiana, there is no official publication whatever, and in Tennessee and Illinois the private publications have received no official adoption or recognition. Louisiana officially adopted codes in 1870, but since that date the work of keeping the laws up to date in a suitable form has been privately done.

Twenty states officially enacted and adopted the statute law as revised, compiled or codified, and repealed all statutes not included therein—saving, perhaps, certain special or local statutes. The states which followed this procedure are Alabama, Arizona, Colorado, Delaware, Florida, Idaho, Iowa, Kansas, Maine, Massachusetts, New Hampshire, New Mexico, New York, North Carolina, Ohio, Rhode Island, South Carolina, South Dakota, Texas and Virginia.

It may be somewhat inaccurate to unreservedly include New York and Iowa in the list immediately preceding. New York and Iowa, together with Mississippi and Wisconsin, each enacted its completed work as the official expression of the statute law of the state. However, the Legislature declared in the same breath that the session laws were not repealed, and govern in the event of any inconsistency.

In Mississippi, for example, a private compilation was adopted by the Legislature as the official compilation of the statutory law. The Legislature provided, however,

"that any law which may have been repealed, and which may have been included in said code and supplement, and which may have been subsequently repealed, shall not be revived by this act, and any law which may be or would otherwise be in force and which has not been included in said code, and supplement, is not to be affected by this act or by the failure to include the law in said code or supplement."

The New York Legislature, after enacting the consolidated laws, proceeded to lay down rules of construction to the effect that, if in any consolidated law there have been incorporated any provisions of law that have heretofore been superseded or impliedly repealed, the incorporation of such provision shall not be construed as a legislative intent to revive the same. Nor shall such incorporation in such consolidated laws be construed to indicate any legislative approval that such provisions had not been theretofore superseded or repealed. The true purpose and intent of this act is stated to be to prescribe that the statute law of this state shall be of the same force and effect as before the enactment of such consolidated laws or other amendments.

The undesirable effect of such legislation as has just been described is apparent. In Mississippi it is still necessary for strict accuracy to consult all the session laws on a given subject not embraced within the compilation. In New York one has to search back through all the session laws to ascertain whether a given provision had been impliedly repealed in the said session laws, in which case it is not in force.

In twelve states, notably Kentucky, Maryland, Connecticut, Minnesota, Nevada, Oklahoma, Oregon, Vermont, Washington, West Virginia, Wisconsin and Wyoming, the Legislature has directed a compilation to be made, and has provided that upon the certification of some designated state officer, generally the secretary of state, that the work is a true and correct copy of the laws contained therein, the same shall be received as *prima facie* evidence of the existing laws.

In a few of the states, notably Washington, West Virginia, Kentucky, Maryland and Mississippi, the Legislature has sanctioned the compilation originally prepared by private publishers, and has made such compilation *prima facie* evidence of the statutory law. New Mexico actually enacted a private compilation, thus making it the law of the state. In North Dakota and Oklahoma the Legislature authorized the making of a contract with private parties for a revision of the laws.

It has been mentioned before that in Louisiana, Illinois, Indiana, Pennsylvania and Tennessee, the work of keeping the statutory law up to date in a suitable form is done by private publishers. While such publications have received no official legislative sanction, they are received as *prima facie* evidence of the laws.

This leads to a consideration of the form of arrangement, the classification of subject matter, used in the various states. The plan followed in a good many states is that of grouping by subjects alphabetically arranged. Indiana, Maryland and Mississippi follow a pure alphabetical arrangement; Oklahoma and Washington are alphabetically arranged in part. In a number of states the main title or chapter headings are alphabetically arranged while the contents are arranged logically. Such is the arrangement adopted in New York, where there are in excess of sixty chapters, the first of which is entitled "Agricultural Law," the last "Village Law." Other states which have adopted a similar arrangement include Alabama, Arkansas, Illinois, Kansas, Missouri, Nevada, New Mexico, North Carolina, Texas and Utah.

Another plan followed in many states is commonly designated as the "logical" method of arrangement, of which the Massachusetts compilation of 1920 furnishes one of the best illustrations. Her statutes are divided into five main parts dealing respectively with "Administration of the Government," "Real and Personal Property and Domestic Rights," "Courts, Judicial Officers and Proceedings in Civil Cases," "Crimes, Punishments, and Proceedings in Criminal Cases," and "The General Laws and Express Repeal of Certain Acts and Resolves."

Other states which follow the logical form of arrangement throughout include Colorado, Connecticut, Delaware, Florida, Georgia, Territory of Hawaii, Idaho, Iowa, Kentucky, Maine, Massachusetts, Michigan, Minnesota, Montana, New Jersey, New Hampshire, North Dakota, Ohio, Oregon, Rhode Island, South Carolina, South Dakota, Tennessee, Vermont, Virginia, West Virginia, Wisconsin and Wyoming.

In a number of instances a combination of both the logical and alphabetical forms is found. Thus in Nebraska, for example, the statutory law is contained in one volume divided into six parts, viz, "Preliminary Matters," "General Laws," "Civil Administrative Code," "Code of Civil Procedure," "Criminal Code" and "Appendix." In the General Laws and Civil Administrative Code, the chapters are alphabetically arranged, but are logically arranged in the Code of Civil Procedure and Criminal Code. The articles and sections are logically arranged throughout.

Oklahoma and Washington, as before noted, are part logically and part alphabetically arranged. In Arizona the arrangement seems to be neither alphabetical nor logical, while in Pennsylvania where the compilation is privately published, the general plan and arrangement of the work is to make it correspond with the American Digest system.

In considering the structure of the statute laws of the states when viewed as an entire system, as distinguished from the methods used in the internal arrangement of chapters and sections, it might be well to note that the "code" arrangement, such

as is found in California, has been followed, among others, in Georgia, Idaho, North Dakota and Montana. There are, of course, certain distinguishing features.

In Montana, for instance, an act of the Legislature in 1919 provided for the appointment of a code commissioner who was directed to "compile, revise, and arrange" all laws of a permanent and general nature. This act provided for five volumes to be known respectively as the Political Code, Civil Code, Code of Civil Procedure, Penal Code and General Laws. Subsequently, however, the Legislature abandoned the idea of having a separate "code" of General Laws. Accordingly but four codes were prepared, similar to those in California. All the session laws passed subsequent to the adoption of the original codes were embodied in the said four "codes" without making a fifth volume entitled "General Laws." The arbitrary divisions heretofore used in the "codes" has been changed, and each "code" is now divided into parts and chapters, logically arranged. All appropriation acts and resolutions, local, special, and temporary laws are omitted from these "codes."

The policy of providing a separate volume known as "General Laws" has also met with disapproval in Georgia and Idaho. The entire "code" of Georgia is divided into four codes, namely, Political, Civil, Practice and Penal. A system of cross referencing has been devised to refer to appropriate sections elsewhere in a given code or in another code.

A somewhat similar policy was adopted in North Dakota. The statutory law of that State has been divided into codes, namely, the Political, Civil, Code of Civil Procedure, Probate Code, Justices Code, Penal Code, and Code of Criminal Procedure. There is no code of General Laws, these having been fitted into what the compiler considered the proper code.

The method of arrangement adopted by Arizona is more simple. Here the statutes have been placed into what are known as a Civil Code and a Penal Code. The Civil Code contains all those matters which, in California, would be classified in the Political Code, Civil Code and Code of Civil Procedure. Special, local and temporary laws are in this state was probably little more than a mere compilation.

The method of adoption of the "revision" is worthy of note because of the similarity of certain constitutional provisions in California and Arizona, relative to legislation. In Arizona, as in California, the constitution requires each act to deal with but a single subject, hence it was found necessary to submit the proposed revision to the Legislature in separate acts containing only one general subject. The revision was thus prepared and adopted piecemeal by the Legislature and subsequently compiled, classified, and published without further legislative enactments. The "revision" in this State was probably little more than a mere compilation.

The character of arrangement adopted in New York has been spoken of before. Suffice it to say, in brief review, that the substantive law of that state has been revised and then enacted as "Consolidated Laws." For example, there is the "Civil Rights Law," "Debtor and Creditor Law," "Decedent Estate Law," etc. Each of the revision bills as passed constitutes a separate heading which is placed in its alphabetical place in the official consolidation.

So far as the system of chapter and section numbering is concerned, it may be said that the states have uniformly adopted a system of consecutive numbering. There are, of course, slight divergencies. Thus in Nebraska, for example, the chapters are numbered independently under each part and the articles are numbered independently under each chapter. The sections are numbered consecutively throughout the work.

In New Hampshire, on the other hand, the titles and chapters are numbered consecutively throughout the two volumes, while the sections are numbered independently under each chapter. The two states just mentioned are typical of the methods employed in the states.

The systems used in Kansas, Ohio, New Jersey and Wisconsin are distinctive, however and deserve further mention. In Kansas the system of section numbering appears to be novel and to have considerable merit. Each section is a complete reference in itself. For example section 1, of article 16, of chapter 20, is thus numbered 20-1601; section 2 would be indicated 20-1602. In rare instances where the sections in an article exceed 100, they are set off by commas.

In Ohio in using supplemental numbers, the Attorney General gives the original number followed by a dash and the supplemental number, beginning the latter with the figure 1. Letters of the alphabet are not used except for a supplement to a supplemental section.

New Jersey has a volume of compiled statutes and a supplement. The same articles have been retained in the supplement, and new articles added. Each article has been given a "subject" number. Thus "Abatement" being the first article, has a number "1." The next article entitled "Academic Certificates," being a new article in the supplement, is numbered "*1." The third article in the supplement, which is the second in the original work, is numbered "2." The sections are still numbered consecutively under the articles, but with both a subject number and a section number with a - intervening. Thus section 1 of the article "Abatement," that is, the first article, is numbered 1-1. The first section of the new article added in the supplement "Academic Certificates" is numbered *1-1.

In Wisconsin, each section is given a decimal number. This decimal number consists of the chapter number with a decimal point followed by the number of the section, the first section being numbered 01. Apparently the sections are renumbered by the "reviser" in editing the statutes after each session, so that there is no occasion for further subdivision in numbering, as by the use of a letter or a figure. However, it also appears that when a new section is placed in the work, the reviser often uses an additional figure. Thus after section 14 of chapter 20, numbered 20.14, we find a section numbered 20.145. The next section is then 20.15, et seq.

A number of the states have found marginal notations or headnotes desirable. These notations indicate the source of the particular section, and, in some instances, reference is given to court decisions construing the same. A rather extensive system is found in Georgia. In that state explanatory notes are divided into two kinds, namely, notes following a section, and general notes on whole subjects instead of specific sections. A general note following a section which is divided into subsections usually contains only notes on the section as a whole, cases construing any particular subsection being annotated under that subsection.

The methods of repeal followed in the various states may be illustrated by a few examples. Florida, Texas and Idaho expressly repealed all acts not embraced in the revision. In Colorado the act which authorized the revision provided that said revision should contain no acts which had theretofore been expressly repealed, or had been declared invalid by the courts. Maine passed an act entitled "An act to repeal the acts consolidated in the revised statutes in the year 1916." This act contained a schedule of the acts repealed by their insertion in the revision, and provided that no other acts than those contained in the schedule were repealed.

Massachusetts, New York and Ohio also prepared schedules of acts repealed, which schedules were attached to the statutes compiled and adopted. New York, for example, attached to each of the consolidated laws which were adopted an exhaustive schedule of repeals, embracing statutes consolidated in the text and statutes theretofore repealed, and obsolete statutes not consolidated in the text, going back to the earliest legislation in the state. In order to avoid error and confusion, the board adopted the rule of repealing in each consolidated law only such matters as were pertinent to the law.

New Hampshire provided that all acts and parts of acts the subjects of which are repugnant to the provisions therein contained shall be repealed. There is a saving clause as to accruing rights and penalties. It is also provided that "no act heretofore repealed shall be revived by the repeal contained in this chapter." There is a general provision "subject to the foregoing provisions of this chapter, all other public acts passed since the year 1889 and heretofore in force in this state are hereby repealed, excepting special acts and acts contained in the following schedule."

The procedure in Rhode Island was similar to that in New Hampshire, while the Virginia "code" contains a provision that "all acts and parts of acts of a general nature in force at the time of the adoption of this code shall be repealed" from and after a given date "with such limitations and exceptions as are hereinbefore or hereafter expressed."

An examination of the type of commission entrusted with the work of compilation, revision or codification, discloses that a commission of more than one member has been preferred in a majority of the states. Eleven states placed the responsibility upon a single commissioner. In Arizona and Florida the commissioner was appointed by the Governor. In Idaho, Montana, Oregon and Vermont, the Supreme Court appointed the commissioner. In Maine, the act of the Legislature which authorized the work also designated the commissioner. In Arkansas, the commissioner was appointed by the Governor with the approval of the Supreme Court, and in Alabama by the Governor, Chief Justice of the Supreme Court and Presiding Justice of the Court of Appeals acting together. In South Carolina and Wisconsin a permanent reviser or commissioner is provided for by law.

A commission of two members was appointed by the Governor in Utah and Wyoming. In Colorado also, a commission of two members appointed by the Governor was provided for, and, in addition, a judge of the Supreme Court and two from the District Court were to serve in an advisory capacity. In Delaware the commission might consist of from two to four members.

In the remaining states the commission consists of three or more members. In Massachusetts, Michigan, Territory of Hawaii, New Hampshire, Ohio, Rhode Island, Texas and Virginia the commission of three members was appointed by the Governor; in Missouri there are sixteen members, viz, the President of the Senate, Speaker of the House, seven Senators and seven Assemblymen. In North Carolina the commission was also composed of a joint legislative committee. In New York a commission of five members was designated by the act providing for the work.

In North Dakota and Oklahoma the work of revision or of compilation was to be done by way of contract with private parties. In New Jersey a commission composed of the Governor, Chancellor and Chief Justice of the Supreme Court was given power to so contract.

In some states, commissions composed of certain state officers serving ex officio were designated. In Iowa, the commission is composed of three members, two appointed by the Governor, while the Supreme Court reporter, serving ex officio,

constitutes the third member. In Minnesota the "code" commission consists of the Governor, Chief Justice of the Supreme Court, and the Attorney General, all acting ex officio. In Nevada the justices of the Supreme Court compose the commission. In Nebraska the clerk of the Supreme Court, the reporter of the Supreme Court, and the Attorney General act as an ex officio commission.

An exhaustive account of the methods employed by the various commissions in compiling, revising and codifying and consolidating the laws can not be made. The system devised in New York was most elaborate. There a card system was originated which would enable the board to bring together kindred statutes when the examination of the session laws was completed. Upon these cards the substance of general provisions in the session laws was actually pasted to eliminate every possible chance for error in copying the material and also to facilitate the performance of the work, and upon each card appropriate annotations were made. The cards were of different colors and were numbered and tabbed separately to assist in distinguishing the material placed upon them.

In Virginia, also, a very thorough plan was followed. Preparatory to the work of revision, each section of the work of revision, each section of the former code and all acts of a general nature since 1887 were cut and pasted on separate sheets of paper in loose leaf books. The commissioners determined that it was better not to assign different portions of the work to the several members of the commission, but that each commissioner should revise each section of the code, make notes thereon, and furnish the same to the other commissioners before a time for conference thereon. In this way an independent expression of opinion was obtained from each commissioner. For a few instances sections were adopted by a majority vote instead of a unanimous vote, but these instances were of a very rare occurrence, and were not of such a serious nature as to warrant a written dissent. As to what may be designated "Departmental Statutes," a given department was assigned to a given reviser and the head of each department was asked for any suggestions.

The amount of money appropriated for such work varies greatly, depending upon the scope contemplated. Massachusetts leads the field with a total of some \$184,000, to be used for the editing and publishing of the revision and for the compensation of the commissioners. The only thing that can be said to be at all uniform is the compensation given the code commissioners. This has been set, in the majority of cases, at \$5,000 per annum, but does not apply to ex officio members.

MOTION TO SUSPEND RULE.

Mr. Williamson moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

MOTIONS TO PRINT EXTRA COPIES OF ASSEMBLY BILLS.

Mr. Arnold moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 422 printed.

Motion carried.

Mr. Baum moved that the Chief Clerk be instructed to have 2500 extra copies of Assembly Bill No. 459 printed.

Motion carried.

Mr. Sewell moved that the Chief Clerk be instructed to have 250 extra copies each of Assembly Bills Nos. 593 to 600, inclusive, printed.

Motion carried.

Mr. Easley moved that the Chief Clerk be instructed to have 250 extra copies of Assembly Bill No. 566 printed.

Motion carried.

Mr. Anderson moved that the Chief Clerk be instructed to have 250 extra copies of Assembly Bill No. 678 printed.

Motion carried.

Mr. Reindollar moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 563 printed.

Motion carried.

Mr. Williamson moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 565 printed.

Motion carried.

Mr. Eddy moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 28 printed.

Motion carried.

Mr. Brock moved that the Chief Clerk be instructed to have 250 extra copies of Assembly Bill No. 174 printed.

Motion carried.

Mr. Crittenden moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bill No. 395 printed.

Motion carried.

MOTION TO APPOINT SELECT COMMITTEE.

Mr. West moved that a committee of five be appointed to arrange for memorial exercises for the late Elijah C. Hart, Associate Justice of the Third District Court of Appeal.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker appointed Messrs. West, Coombs, Anderson, Adams and Roland as such select committee.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 151—An act to amend sections 4 and 8 of an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification, and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the returns and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations, and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act," approved May 25, 1921, as amended, relating to the suspension, withholding or denial of the right or privilege of applying or bidding for, receiving, obtaining or being granted permits or leases to prospect for or take oil, gas or other minerals in, upon or from tide, overflowed or submerged lands of the State—and reports that the same has been correctly enrolled, and presented to the Governor on this seventeenth day of January, 1929, at nine o'clock and thirty minutes p.m.

SPALDING, Chairman.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, January 17, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Concurrent Resolution No. 6—Relative to appointing a committee to investigate the methods of controlling and regulating investment securities.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Assembly Concurrent Resolution No. 6 ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, January 17, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as an urgency measure Assembly Bill No. 324—An act making an appropriation to meet the deficiency in the appropriation for the mileage of members of the Assembly for the eightieth and eighty-first fiscal years.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Badham (by request): Assembly Bill No. 783—An act regulating the hours of business when and the place of business where uncooked and uncooked meats are sold, offered for sale, received or delivered, and prescribing a penalty for the violations thereof.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Meeker: Assembly Bill No. 784—An act to amend the California Irrigation District Act, approved March 31, 1897, by adding thereto a new section to be numbered 35a, defining the term "assessment book," and by amending section 42 thereof, relating to the publication of the delinquent list.

Bill read first time, and referred to Committee on Irrigation

By Messrs. Sewell and Williamson: Assembly Bill No. 785—An act to amend sections 1184, 1184a and 1184b of the Code of Civil Procedure, relating to mechanics' liens.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 786—An act to amend section 1183 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 787—An act to amend sections 1187 and 1188 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 788—An act to amend section 1192 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read first time, and referred to Committee on Judiciary

Also: Assembly Bill No. 789—An act to amend section 1197 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read first time, and referred to Committee on Judiciary

Also: Assembly Bill No. 790—An act to amend section 564 of the Code of Civil Procedure, relating to the appointment of receivers

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 791—An act to amend section 701 of the Code of Civil Procedure, relating to who may redeem real property from sale under a lien.

Bill read first time, and referred to Committee on Judiciary

By Mr. Deuel: Assembly Bill No. 792—An act to abandon and discontinue the operation of the State land settlement project at Durham, California, known as the State Land Settlement of Durham, provided for in an act entitled "An act creating a State Land Settlement Board and defining its powers, duties, and making an appropriation in aid of its operation," approved June 1, 1917, providing for equalization of loss, empowering the Division of Land Settlement of the Department of Agriculture to act and making an appropriation to carry out the provisions herein contained.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Collier: Assembly Bill No 793—An act to amend section 4245 of the Political Code, relating to salaries and fees of county and township officers, and organization of townships in counties of the sixteenth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Leymel: Assembly Bill No. 794—An act providing for the payment of retirement salaries to public school nurses, school attendance officers and secondary school registrars.

Bill read first time, and referred to Committee on Education.

Also (by request): Assembly Bill No. 795—An act to amend section 689 of the Code of Civil Procedure, relating to writ of execution in civil cases.

Bill read first time, and referred to Committee on Judiciary.

Also (by request): Assembly Bill No 796—An act to amend section 1238 of the Civil Code, relating to homesteads.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Lyons: Assembly Bill No 797—An act amending the Political Code by adding a new section thereto to be known as section 3261 thereof fixing the standard time in this State and providing for daylight savings time.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Mixer: Assembly Bill No 798—An act authorizing and providing for an investigation and report upon the methods of financing irrigation, reclamation and other public improvement districts in agricultural regions, providing for a commission therefor, and defining the duties and powers of such commission in respect thereto, and making an appropriation therefor

Bill read first time, and referred to Committee on Irrigation

Also: Assembly Bill No 799—An act to amend the California Irrigation District Act by amending section 18 thereof, relating to the distribution of water, so as to provide for the sale or lease of surplus water.

Bill read first time, and referred to Committee on Irrigation.

By Mr. Young: Assembly Bill No. 800—An act to amend section 2a of an act entitled "An act to divide the State of California into fish and game districts, and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 19, 1915," approved May 28, 1917, as amended, relating to Fish and Game District 1 $\frac{1}{2}$.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 801—An act to amend section 139 of the Code of Civil Procedure, relating to proceedings in case of absence of judge.

Bill read first time, and referred to Committee on Judiciary.

Also, Assembly Bill No. 802—An act to amend section 4279 of the Political Code, relating to officers in counties of the fiftieth class and the salaries, fees and expenses thereof.

Bill read first time, and referred to Committee on County Government.

By Messrs Ingels and Jost: Assembly Bill No. 803—An act to amend section 384c of the Penal Code, relating to hunting, injuring animals and penalty.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 804—An act to amend section 602 of the Penal Code, relating to malicious injury to real property.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Emmett: Assembly Bill No. 805—An act to amend section 90 of an act entitled "California Vehicle Act," approved May 30, 1923, as amended

Bill read first time, and referred to Committee on Motor Vehicles

Also: Assembly Bill No. 806—An act to amend section 4149a of the Political Code, relating to the duties of the live stock inspector.

Bill read first time, and referred to Committee on Live Stock and Dairies

By Mr. Patterson: Assembly Bill No. 807—An act to amend section 633b of the Political Code, relating to insurance

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 808—An act to amend section 633aa of the Political Code, relating to insurance

Bill read first time, and referred to Committee on Insurance

By Mr. Roland (by request): Assembly Bill No. 809—An act to amend section 15 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings, to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act." approved June 2, 1913, as amended

Bill read first time, and referred to Committee on Medical and Dental Laws

Also: Assembly Bill No. 810—An act to amend section 3 of the "Street Improvement Act of 1913," approved June 16, 1913, relating to notice.

Bill read first time, and referred to Committee on Municipal Corporations

Also (by request): Assembly Bill No. 811—An act to amend section 1444 of the Code of Civil Procedure, relating to the appointment of appraisers

Bill read first time, and referred to Committee on Judiciary.

By Mr. Fry: Assembly Bill No. 812—An act to levy a tax on sales of shares of the capital stock of domestic and foreign corporations, and on the sale of bonds, debentures or other evidences of indebtedness, and providing penalties for violations thereof.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Sewell: Assembly Bill No. 813—An act to amend section 702 of the Code of Civil Procedure of the State of California by adding thereto a provision relating to redemption from sales under foreclosure of mortgages.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 814—An act to amend sections 11, 12 and 16 of an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy"; approved March 20, 1905, as amended, relating to the practice of pharmacy.

Bill read first time, and referred to Committee on Medical and Dental Laws.

Also: Assembly Bill No. 815—An act to amend section 5a of an act entitled "An act to regulate the sale of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to the sale of poisons.

Bill read first time, and referred to Committee on Medical and Dental Laws.

By Mr. Easley: Assembly Bill No. 816—An act to add a new section to Penal Code to be numbered 374b, and relating to the depositing of garbage, swill and refuse on public highways.

Bill read first time, and referred to Committee on Crime Problems.

Also: Assembly Bill No. 817—An act to amend section 4 of an act entitled "An act to provide for the organization and government of Public Cemetery District," approved June 1, 1921

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 818—An act to amend section 4242 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirteenth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Heisinger: Assembly Bill No. 819—An act relating to the use of school busses owned by high school districts.

Bill read first time, and referred to Committee on Education.

By Mr. Witter: Assembly Bill No. 820—An act to amend an act entitled "An act to authorize irrigation districts to cooperate and contract with the United States under the provisions of the federal reclamation laws for a water supply, or the construction, operation or

maintenance of works, including drainage works, or for the assumption by the district of indebtedness to the United States on account of district land, and to provide the manner and method of payments to the United States under such contract, and for the apportionment of assessments, and levy thereof, upon the lands of the district to secure revenue for such payments and to provide for the judicial review and determination of the validity of the proceedings in connection with such contract," approved May 5, 1917, as amended, by adding a new section thereto numbered section 10, relating to contracts of irrigation districts for construction of public works.

Bill read first time, and referred to Committee on Irrigation

By Mr. Wright: Assembly Bill No. 821—An act relating to maximum rates of tax for school district purposes.

Bill read first time, and referred to Committee on Education

By Mr. Williamson: Assembly Bill No. 822—An act relating to the exchange of teachers in the elementary and secondary schools of this State or teachers in schools of corresponding grade in other states or territories of the United States or in foreign countries.

Bill read first time, and referred to Committee on Education.

By Mr. Cloudman: Assembly Bill No. 823—An act directing the Regents of the University of California to gather data for studying and writing the history of the people of California, and making an appropriation therefor.

Bill read first time, and referred to Committee on Universities

By Mr. Brock: Assembly Bill No. 824—An act providing for the employment of home teachers by governing boards of school districts

Bill read first time, and referred to Committee on Education

By Mr. Stockwell: Assembly Bill No. 825—An act to amend section 73 of the California Vehicle Act, approved May 30, 1923, as amended, and to add a new section thereto to be numbered 72a, relating to the revocation of licenses of operators and chauffeurs.

Bill read first time, and referred to Committee on Motor Vehicles

By Mr. Ingels: Assembly Bill No. 826—An act to add a new section to the Penal Code to be numbered as section 417a, providing for the prohibiting the discharge of firearms on the public highway, and declaring such an act to be a misdemeanor

Bill read first time, and referred to Committee on Crime Problems

By Mr. Roland (by request) Assembly Bill No. 827—An act to allow pupils in the elementary and high schools of this State to be excused from attendance thereon for the purpose of receiving dental attention.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 828—An act to amend section 4 of an act entitled "An act to provide for work upon streets, avenues, lanes, alleys, courts and places forming the exterior boundaries of any municipality, whether partly, or wholly, within or without said boundaries, and providing for the construction of sewers, drains and sidewalks

thereon and in connection therewith," approved April 21, 1911, relating to notice.

Bill read first time, and referred to Committee on Municipal Corporations.

Also (by request) · Assembly Bill No. 829—An act to amend section 16 of the Inheritance Tax Act, approved June 3, 1921, as amended, relating to the appraisement of estates.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Coombs. Assembly Bill No. 830—An act to amend section 19.31 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions, establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended, said section relating to the salaries of probation officers," and assistant

Bill read first time, and referred to Committee on County Government.

By Mr. Sewell: Assembly Bill No. 831—An act to amend the title and section 3 of an act entitled "An act to regulate the sale and issuance of licenses to hunt, take, pursue, or kill wild birds or mammals and/or to angle for, take, catch, or kill game fishes for purposes other than sale or profit in order to provide revenue therefrom for fish and game preservation, protection and restoration; defining game fishes, providing a penalty for the violation of this act, and repealing all acts and parts of acts inconsistent or in conflict with this act," approved May 27, 1927.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. West · Assembly Bill No. 832—An act to amend section 323 of the Political Code, relating to the time when statutes take effect.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Leymel: Assembly Bill No. 833—An act relating to the election of teachers in the public schools.

Bill read first time, and referred to Committee on Education.

Also (by request) · Assembly Bill No. 834—An act providing for the maintenance of State highways which pass through municipalities, and providing for an apportionment of taxes therefor.

Bill read first time, and referred to Committee on Roads and Highways

Also (by request): Assembly Bill No. 835—An act empowering boards of school trustees, high school boards, junior college boards and

boards of education to provide for the purchase of public liability insurance on school busses.

Bill read first time, and referred to Committee on Education.

By Mr. Bishop: Assembly Bill No. 836—An act to amend section 1607e of the Political Code, relating to cafeterias in schools.

Bill read first time, and referred to Committee on Education.

By Mr. Dillinger: Assembly Bill No. 837—An act declaring the county road in El Dorado County, extending from the Marshall monument to Mother Lode State highway, both in El Dorado County, to be a State highway.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Anderson: Assembly Bill No. 838—An act to amend section 11 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended, relating to refunds

Bill read first time, and referred to Committee on Oil Industries.

By Mr. Craig: Assembly Bill No. 839—An act to provide for the organization of certain elementary school districts into union or joint union high school districts.

Bill read first time, and referred to Committee on Education.

By Mr. Harper: Assembly Bill No. 840—An act conveying certain tidelands, situate in the bay of San Diego, to the city of San Diego, upon certain trusts therein specified.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Little: Assembly Bill No. 841—An act to amend section 604a of the Civil Code, relating to corporations.

Bill read first time, and referred to Committee on Corporations.

Also: Assembly Bill No. 842—An act to regulate and control insurance assumed by partnerships, unincorporated associations, individuals, or aggregations of individuals, as underwriters, prescribing penalties for violation thereof.

Bill read first time, and referred to Committee on Insurance.

By Mr. Deuel: Assembly Bill No. 843—An act providing for the disposition of profits resulting from the operation of cafeterias and dormitories at State teachers colleges.

Bill read first time, and referred to Committee on Teachers Colleges.

By Mr. Snyder: Assembly Bill No. 844—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Kline: Assembly Bill No. 845—An act establishing certain additional State highways and classifying them as secondary State highways.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Assembly Bill No. 846—An act to amend section 476a of the Penal Code, relating to defrauding by means of checks, drafts or orders, and to the evidence thereof, and establishing the penalty therefor.

Bill read first time, and referred to Committee on Crime Problems.

Also: Assembly Bill No. 847—An act to amend section 1 of an act entitled "An act to provide for the acquisition of rights of way for and the construction, maintenance and improvement of State highways, classifying the highways in the State system and allocating and directing the expenditure of funds for the construction, maintenance and improvement of State highways," approved May 26, 1927, relating to classification of highways.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Assembly Bill No. 848—An act to establish a State Prison; to provide for purchase of land therefor; and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor.

Bill read first time, and referred to Committee on Prisons and Reformatories.

Also: Assembly Bill No. 849—An act to amend section 16x15 of the Weights and Measures Act, approved June 16, 1913, as amended, relating to compensation of the sealer of weights and measures in counties of the fifteenth class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 850—An act to amend section 2322 of the Political Code, relating to county horticultural commissioners.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 851—An act to amend section 737gg of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Riverside.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 852—An act to amend section 1 of an act entitled "An act to provide a stenographer and typist for judges of superior courts, and providing for their salaries and the payments thereof," approved May 31, 1927, relating to stenographers for judges of the superior court in and for counties of the fifteenth class.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Snyder: Assembly Bill No. 853—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Kline. Assembly Bill No. 854—An act relating to the maintenance of schools.

Bill read first time, and referred to Committee on Education.

By Mr. Crittenden. Assembly Bill No. 855—An act to amend section 1238 of the Code of Civil Procedure, relating to the exercise of the right of eminent domain.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 856—An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 857—An act to add two new sections to the Code of Civil Procedure, to be numbered 1244 and 1244b, relating to proceedings in eminent domain.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Roberts. Assembly Bill No. 858—An act to amend section 271 of the Penal Code, relating to children.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Nielsen. Assembly Bill No. 859—An act to amend section 19f of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the probation officer and assistants in counties of the seventh class and the salaries thereof.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 860—An act to amend section 4307 of the Political Code, relating to county charges.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 861—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Easley: Assembly Bill No. 862—An act declaring a certain public highway extending from the south bank of the San Joaquin River at or near the Antioch bridge via Antioch, Pittsburg, Bay Point, Concord, Walnut Creek and to the Alameda County line via Tunnel road, to be a State highway and providing for the construction of the same.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Kline: Assembly Bill No. 863—An act to add a new section to the Political Code, to be numbered 3628a, relating to the taxation of water rights.

Bill read first time, and referred to Committee on Irrigation.

By Mr. Jespersen: Assembly Bill No. 864—An act to amend section 2322r30 of the Political Code, relating to the salary of the horticultural commissioner of counties of the thirtieth class.

Bill read first time, and referred to Committee on County Government.

Also. Assembly Bill No. 865—An act to amend section 737nn of the Political Code, relating to the salary of the judge of the superior court in and for the county of San Luis Obispo.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 866—An act authorizing the board of supervisors in any county to provide for the education of graduates of the elementary schools of such county at the California Polytechnic School and to pay the costs thereof.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 867—An act relating to the opening and closing of polls at school elections.

Bill read first time, and referred to Committee on Education.

By Mr. Bernard: Assembly Bill No. 868—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of grand and trial jurors in such counties.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 869—An act to create a fund to be known as the county highway construction fund.

Bill read first time, and referred to Committee on Governmental Revenues and Expenditures.

Also: Assembly Bill No. 870—An act providing for the inclusion of certain county highway systems in the State highway system.

Bill read first time, and referred to Committee on Roads and Highways

By Mr. Byrne: Assembly Bill No. 871—An act to amend section 29 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the powers and jurisdiction of municipal courts, and of the judges and other officers thereof and creating a night court in the city of Los Angeles.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Sewell: Assembly Bill No. 872—An act to amend section 1 of an act entitled "An act empowering the board of trustees of the Whittier State School to sell all or any portion of the property heretofore acquired for the use of the Whittier State School, and to appropriate the proceeds for the purpose of reestablishing the said school

elsewhere," approved May 27, 1919, as amended, relating to the disposition of the proceeds of sale.

Bill read first time, and referred to Committee on Public Charities and Corrections.

By Mr. Ingels: Assembly Bill No. 873—An act to amend an act entitled "An act to provide for the registration of brands and earmarks, the licensing and regulation of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof."

Bill read first time, and referred to Committee on Live Stock and Dairies.

By Mr. Williamson: Assembly Bill No. 874—An act to amend section 2777 of the Civil Code, relating to person indemnifying liability jointly and severally with person indemnified.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 875—An act to regulate the conduct of bottled beverage manufacturing and bottling plants, potable water bottling plants, and any and all places manufacturing, producing, preparing, compounding or offering for sale within the State of California, any beverage, still or carbonated, any potable water, still or carbonated, to create an Inspection Department to carry on such regulation and to provide rules regulating the proper sanitation of such places, under the State Department of Public Health.

Bill read first time, and referred to Committee on Manufactures.

By Mr. Adams: Assembly Bill No. 876—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended, by amending section 21.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

Also: Assembly Bill No. 877—An act to amend section 4266 of the Political Code, relating to salaries, fees and expenses of officers in counties of the thirty-seventh class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 878—An act to amend section 11 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, or the construction of sewers, septic tanks,

and other sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919, as amended.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Assembly Bill No. 879—An act to amend sections 4256, 4256*a* and 4256*b* of the Political Code, relating to the salaries and fees of county officers in counties of the twenty-seventh class.

Bill read first time, and referred to Committee on County Government.

Also: Assembly Bill No. 880—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands other than swamp and overflowed lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 12 and 17 thereof, relating to directors, and by adding a new section thereto to be numbered 19*a*, relating to nomination of candidates for office, and by amending section 20 thereof, relating to elections, section 41 thereof, relating to assessments, and section 58 thereof, relating to actions to determine the validity of bonds.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Mr. Young: Assembly Bill No. 881—An act to amend sections 1 and 5 of an act entitled "An act to provide for the formation, management and dissolution of county fire protection districts, and annexations thereto, setting forth the powers of such districts and providing for levying and collecting taxes on property in such districts to defray the expenses thereof," approved May 23, 1923, and to add a new section thereto to be numbered section 5*a*.

Bill read first time, and referred to Committee on Insurance.

By Mr. Jost: Assembly Bill No. 882—An act to amend subdivision seven of section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Keaton: Assembly Bill No. 883—An act to amend section 3817 of the Political Code, relating to redemption of property from delinquent taxes.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Assembly Bill No. 884—An act to repeal sections 452*a* and 453 of the Civil Code, relating to the formation of and levying assessments in benefit, mutual and life associations.

Bill read first time, and referred to Committee on Insurance.

By Mr. Hawes: Assembly Bill No. 885—An act to amend section 1587 of the Political Code, relating to the treatment of prisoners

Bill read first time, and referred to Committee on Prisons and Reformatories.

By Mr. Keaton: Assembly Bill No. 886—An act creating a new division in the Department of Public Works to be known as Division of State Police providing for the administration of the division and defining the powers, duties and jurisdiction thereof.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Williams (by request): Assembly Bill No. 887—An act to regulate sanitation and maintenance of auto camps; to provide for the licensing, inspection and supervision of the same; and to provide penalties for the violation of provisions hereof.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Messrs. Williams and Crittenden: Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor

Bill read first time, and referred to Committee on Irrigation.

By Mr. Williams: Assembly Bill No. 889—An act to regulate the construction and maintenance of auto camps; to provide for the inspection and supervision of same and to provide penalties for the violations of the provisions hereof.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Cronin: Assembly Bill No. 890—An act making appropriation to pay the claim of Douglas Tilden against the State of California.

Bill read first time, and referred to Committee on Claims.

By Mr. Feigenbaum: Assembly Bill No. 891—An act to amend sections 373*a*, 373*b*, 373*c*, 373*d*, 373*e*, 373*f*, 373*g* and 373*h* of the Political Code, relating to the Department of Natural Resources

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

Also: Assembly Bill No. 892—An act granting to the city and county of San Francisco certain lands heretofore dedicated for park purposes by the Legislature of the State of California.

Bill read first time, and referred to Committee on State Grounds and Parks.

By Mr. Roland (by request): Assembly Bill No. 893—An act to amend sections 37 and 39 of an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts,' and to repeal an act entitled 'An act to divide the State of

California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 19, 1915,' approved May 28, 1917, as amended, relating to fish and game districts.

Bill read first time, and referred to Committee on Fish and Game.

Also: Assembly Bill No. 894—An act providing for the payment of traveling expenses of rural supervisors.

Bill read first time, and referred to Committee on Judiciary.

Also (by request): Assembly Bill No. 895—An act to amend section 1103 of the Political Code, relating to registration of voters.

Bill read first time, and referred to Committee on Elections.

By Mr. Keaton: Assembly Bill No. 896—An act authorizing the conveyance to the county of Los Angeles, State of California, of lands and rights of way for road purposes along, in, through or across property of the State known as the Norwalk State Hospital grounds.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Mr. Bernard: Assembly Bill No. 897—An act to amend sections 3, 4, 5, 6 and 8 of an act entitled "An act to promote the development of the California canned fruit industry and to prevent deception in the packing and sale of canned fruit by establishing and defining certain standards for canned fruit of the varieties herein named, defining the powers and duties of the Director of the Department of Agriculture in relation hereto, including the collection of fees, creating a Board of Appeal and defining its powers and duties in relation hereto and fixing the compensation of the members thereof, prescribing penalties for violations hereof and making an appropriation to carry out the provisions hereof," approved May 23, 1925.

Bill read first time, and referred to Committee on Manufactures.

By Mr. Scofield: Assembly Bill No. 898—An act to amend an act entitled "An act to provide for the apportionment and assessment upon the district or districts benefited of the cost or a portion of the cost of the separation of the crossing of a railroad or street railroad by a street, highway or public way and for the letting of contracts for the said work and for the enforcement and collection of such assessments, and providing for the issuance and effect of bonds therefor, whether said street or highway or the district to be benefited, lies entirely within the unincorporated territory of a county or entirely within a municipality, or within such unincorporated territory and one or more municipalities, or within two or more municipalities, or where such highway or street forms a portion of the boundary of a municipality; and providing for the payment of a portion of the expenses for such improvement by counties or municipalities at their election," approved May 21, 1927, by adding thereto a new section to be known as section 13a authorizing the inclusion in one proceeding for the separation of grades under the provisions of said act the separation or elimination of two or more grade crossings.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Parkman: Assembly Bill No. 899—An act increasing the number of judges of the superior court of the State of California, in and for the county of San Mateo, and providing for the appointment of an additional judge and for his compensation.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 900—An act to amend sections 5 and 19 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, to provide for the collection of such assessments the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 901—An act to amend section 1 of an act entitled "An act to provide for the establishment within municipalities of districts or zones within which the use of property, height of improvements and requisite open spaces for light and ventilation of such buildings, may be regulated by ordinance," approved May 31, 1917, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Feigenbaum: Assembly Bill No. 902—An act to add a new section to an act entitled "An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof," approved May 14, 1927, to be numbered 15, relating to the transference of the powers and duties of the Secretary of State to the Department of Professional and Vocational Standards.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 903—An act to add a new section to the Reclamation Board Act, as amended, to be numbered 5a, relating to the Reclamation Board.

Bill read first time, and referred to Committee on Conservation.

By Mr. Gilmore: Assembly Bill No. 904—An act to amend section 9 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, relating to compensation

Bill read first time, and referred to Committee on Insurance.

By Mr. Wright: Assembly Bill No. 905—An act appropriating money to pay the claim of Mr. S. W. Moore against the State of California.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 906—An act appropriating money to pay the claim of Grove J. Fink against the State of California.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 907—An act appropriating money to pay the claim of Fred A. Taylor against the State of California.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 908—An act to appropriate money to pay the claim of C. E. Skidmore against the State of California.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 909—An act appropriating money to pay the claim of E. E. Purrington against the State of California.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 910—An act to pay the claim of L. A. Norton against the State of California.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 911—An act appropriating money to pay the claim of the disbursing officer of the Division of Highways, State Department of Public Works, against the State of California.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 912—An act appropriating money to pay the claim of Will C. Wood against the State of California.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 913—An act to pay the claim of Hans Hansen against the State of California.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 914—An act appropriating money to pay the claim of the city controller of the city of Los Angeles against the State of California.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 915—An act appropriating money to pay the claim of H. L. Preston against the State of California.

Bill read first time, and referred to Committee on Claims.

Also: Assembly Bill No. 916—An act appropriating money to pay the claim of Harold E. Smith against the State of California.

Bill read first time, and referred to Committee on Claims.

By Mr. Patterson: Assembly Bill No. 917—An act to add a new section to the Political Code, to be known as section 1616a, relating to the maintenance of kindergartens.

Bill read first time, and referred to Committee on Education.

By Mr. Bishop: Assembly Bill No. 918—An act to amend section 3817 of the Political Code, relating to redemption of real estate on sale for taxes, designating who may redeem and fixing the penalties, interest and costs incident thereto.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Jewett: Assembly Bill No. 919—An act to amend sections 2, 7, and 9 of and to add a new section to be numbered 12a to the "Cali-

fornia Meat Inspection Law," relating to the inspection of animals and meat and making an appropriation therefor.

Bill read first time, and referred to Committee on Live Stock and Dairies.

Also: Assembly Bill No. 920—An act to amend the "California Vehicle Act" approved May 30, 1923, as amended, by adding thereto two new sections to be numbered 36*a* and 36*b*, relating to the registration of motor vehicles.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 921—An act regulating the quality of dried fruit by establishing and defining certain standards for dried fruit of the varieties therein named, providing for violations thereof and making an appropriation to carry out the provisions thereof.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Jost: Assembly Bill No. 922—An act to amend an act entitled "An act to create a police relief, health and life insurance, and pension fund in the several counties, cities and counties, cities and towns of the State," approved March 4, 1899, as amended, by adding a new section to be entitled "section 17" and making said act inapplicable to cities of the fifth and sixth class.

Bill read first time, and referred to Committee on Insurance.

Also: Assembly Bill No. 923—An act providing for the creation, maintenance and operation of police relief, life insurance and pension funds in the cities and towns of the fifth and sixth class.

Bill read first time, and referred to Committee on Insurance.

By Mr. Nielsen: Assembly Bill No. 924—An act making an appropriation to pay the claim of George T. Gunston against the State of California.

Bill read first time, and referred to Committee on Claims.

By Mr. Cronin: Assembly Bill No. 925—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county, or city is a party.

Bill read first time, and referred to Committee on Judiciary.

By Miss Miller: Assembly Bill No. 926—An act to amend section 3714 of the Political Code of the State of California, relating to a budgetary system for counties and the levy of taxes therein.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Feeley: Assembly Bill No. 927—An act to amend section 1612*a* of the Political Code of the State of California, relating to the time of preparing and filing school budgets.

Bill read first time, and referred to Committee on Education.

By Mr. Leymel: Assembly Bill No. 928—An act to create a State University to be known as the University of Central California and to

provide for the government, management and control thereof and for an appropriation and a site therefor.

Bill read first time, and referred to Committee on Universities.

Also: Assembly Bill No. 929—An act to provide for the building, equipping, and furnishing of an armory to be used for the National Guard and National Guard purposes in the city of Fresno, State of California, and to provide for the purchase of a site therefor and to make an appropriation for the same.

Bill read first time, and referred to Committee on Military Affairs.

Also (by request): Assembly Bill No. 930—An act empowering boards of school trustees, high school boards, junior college boards and boards of education to provide for the purchase of public liability insurance on school buses.

Bill read first time, and referred to Committee on Education.

By Messrs. Reindollar, Scudder, Luttrell, McGuinness and Williamson: Assembly Bill No. 931—An act to validate the Golden Gate Bridge and Highway District, confirm its boundaries and all proceedings relative to the formation and incorporation thereof.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Cronin: Assembly Bill No. 932—An act to amend section 3 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes and adopting those provisions, not inconsistent herewith, of an act entitled 'An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing the penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith,' approved May 30, 1923, as amended, and approved May 23, 1925" as approved May 26, 1927.

Bill read first time, and referred to Committee on Oil Industries.

Also: Assembly Bill No. 933—An act to amend sections 1, 11, and 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing the penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended, abrogating the reimbursement or repayment of license taxes for motor vehicle fuels used in aircraft operated or intended to be operated in the State of California and making an annual appropriation from the motor vehicle fund for the construction of airports.

Bill read first time, and referred to Committee on Oil Industries.

By Mr. Byrne: Assembly Bill No. 934—An act to amend section 14 of an act entitled "An act to provide for the acquisition, installation, construction, reconstruction, extension, repair and maintenance by municipalities of water works, electric power works, gas works, lighting works and other public works and utilities; for the assessment of the

costs and expenses thereof upon the property benefited; and for the issuance of improvement bonds to represent such assessments, and to repeal an act entitled 'An act to provide for the lighting of public streets, lanes, alleys, courts and places in municipalities, and for the assessment of the costs and expenses thereof upon the property benefited thereby,' approved March 21, 1905," approved June 6, 1913, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 935—An act to amend section 15 of an act entitled "An act to provide for the maintenance by municipalities of lighting systems along public streets, alleys and other public places and for the lighting thereof by electric current, gas or other illuminating agent; and for the assessment of the cost and expense thereof upon the property benefited and the manner of collecting assessments," approved May 16, 1919.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Easley: Assembly Bill No. 936—An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons, fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read first time, and referred to Committee on County Government

By Mr. Crowley (by request): Assembly Bill No. 937—An act to amend an act entitled "An act authorizing and requiring boards or commissions having the management and control of paid fire departments to grant the members thereof yearly vacations," approved March 26, 1895, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Easley: Assembly Bill No. 938—An act to amend section 2322r13 of the Political Code, relating to salary and expenses of the county horticultural commissioner in counties of the thirteenth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Coombs: Assembly Bill No. 939—An act to establish a Bureau of Vocational Education in the State Department of Education and making an appropriation therefor.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Kline: Assembly Bill No. 940—An act authorizing and empowering the Department of Natural Resources to act under the provisions of section 3897a of the Political Code.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. McGuinness: Assembly Bill No. 941—An act to amend section 2322r54 of the Political Code, relating to the horticultural commissioner of counties of the fifty-fourth class.

Bill read first time, and referred to Committee on County Government.

By Messrs. Scudder and Luttrell: Assembly Bill No. 942—An act to increase the number of judges of the superior court of the county of Sonoma, and for the appointment of such additional judge.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Seofield: Assembly Bill No. 943—An act to amend the California Vehicle Act approved May 30, 1923, as amended, by amending section 145 of said act, relating to the powers of legislative bodies of incorporated cities and towns to provide for the regulation of traffic and the enforcement of the provisions of said act.

Bill read first time, and referred to Committee on Motor Vehicles.

By Mr. Patterson: Assembly Bill No. 944—An act to amend section 37 of the "Workmen's Compensation, Insurance and Safety Act," approved May 26, 1913, as amended, relating to the State Compensation Insurance Fund.

Bill read first time, and referred to Committee on Insurance.

By Mr. Dillinger: Assembly Bill No. 945—An act making appropriation for the establishment of a water supply and the development of electrical power at the Preston School of Industry.

Bill read first time, and referred to Committee on Public Charities and Corrections.

By Messrs. Scudder and Stockwell: Assembly Bill No. 946—An act to repeal section 1188 of the Political Code, relating to elections.

Bill read first time, and referred to Committee on Elections.

Also: Assembly Bill No. 947—An act to amend section 5 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all

other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

Bill read first time, and referred to Committee on Elections.

By Mr. Kline: Assembly Bill No. 948—An act creating the California Crime Commission, defining its duties, and making an appropriation for its expenses, and repealing all acts and parts of acts in conflict with this act.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Crittenden: Assembly Bill No. 949—An act to amend sections 3, 4, 5, 6, 7, 10, 11, 12, 13 and 14 of an act entitled "An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof," approved May 14, 1927, as amended, relating to collection agencies.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Noyes: Assembly Bill No. 950—An act to amend the California Vehicle Act, approved May 30, 1923, as amended and approved May 16, 1925, and as amended, by adding a new section thereto, to be numbered 99½, relating to lights.

Bill read first time, and referred to Committee on Motor Vehicles.

Also: Assembly Bill No. 951—An act to amend the California Vehicle Act, approved May 30, 1923, as amended and approved May 16, 1925, and as amended, by repealing section 104 of said act.

Bill read first time, and referred to Committee on Motor Vehicles.

By Mr. Byrne: Assembly Bill No. 952—An act to amend section 3½ of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children: providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics; providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to the employment of children in street trades and public places.

Bill read first time, and referred to Committee on Education.

By Mr. Keaton: Assembly Bill No. 953—An act to amend section 3664a of the Political Code, relating to taxation of public service and other corporations for the benefit of the State.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Assembly Bill No. 954—An act to amend section 3664aa of the Political Code, relating to taxation of highway transportation companies for State purposes.

Bill read first time, and referred to Committee on Public Utilities.

By Mr. Hornblower: Assembly Bill No. 955—An act to amend section 832 of the Civil Code, relating to lateral and subjacent support.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Coombs: Assembly Bill No. 956—An act to amend section 4260 of the Political Code, relating to the salaries, fees and expenses of officers, their clerks, deputies, stenographers and assistants, in counties of the thirty-first class.

Bill read first time, and referred to Committee on County Government.

By Mr. Woolwine: Assembly Bill No. 957—An act to add a new section to the Political Code to be numbered 594*b*, relating to burial contracts and certificates.

Bill read first time, and referred to Committee on Insurance.

By Mr. Cloudsley: Assembly Bill No. 958—An act amending sections 2 and 14 of an act entitled "An act to provide for a general system based on investigation as to merit, efficiency, and fitness for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers, and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act and to make appropriation therefor," approved June 16, 1913, as amended, relating to the appointment of the State Civil Service Commission and its powers and duties.

Bill read first time, and referred to Committee on Civil Service.

By Mr. Feeley: Assembly Bill No. 959—An act to add a new section to the Penal Code, to be numbered 472*a*, relating to the use of reproductions or facsimiles of the great seal of the State of California.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Cloudsley: Assembly Bill No. 960—An act to amend section 1238 of the Code of Civil Procedure, relative to the right of eminent domain.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 961—An act to amend section 10 of an act entitled "An act authorizing the board of supervisors or other governing body of any incorporated city, or city and county, having a population of more than one hundred thousand persons, to order the disinterment and removal of all human bodies interred in any cemetery of more than five acres in extent, or from a part thereof, situate within the boundaries of such city, or city and county, and directing the reinterment of such bodies in cemeteries outside the limits of such city, or city and county, or the depositing of the same in a mausoleum or columbarium, whenever the further maintenance of such cemetery or part thereof as a burial place for the human dead threatens or endangers the health, safety, comfort or welfare of the public, and providing a mode of procedure under and by which such removals may, when so ordered, be made by the cemetery corporation, association, corporation sole or other person governing or controlling such cemetery lands, or by the relatives or friends of those whose bodies are buried therein, and providing for the sale, mortgage or pledge of cemetery lands from which the human bodies are removed."

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 962—An act to add a new section to the Political Code to be numbered 686, relating to the creation of a Division of Personnel and Organization in the Department of Finance and the transference of the work, affairs and functions of the State Civil Service Commission to said department and providing for the performance and discharge of said duties by said department through the Civil Service Commission.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Leymel (by request): Assembly Bill No. 963—An act to amend section 2185c of the Political Code, relating to inebriates and drug habitues.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Feeley: Assembly Bill No. 964—An act to be known as the Loan Brokers Act, to regulate the fees, charges, commissions or compensation of real estate and personal loan brokers, and providing penalties for violations thereof.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Harper (by request): Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns.

Bill read first time, and referred to Committee on Elections.

By Mr. Adams: Assembly Bill No. 966—An act to add a new section to the Penal Code to be numbered 603, providing a penalty for trespass on the premises of another with intent to commit theft.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Roland: Assembly Bill No. 967—An act establishing certain inferior courts, to be known as county juvenile courts, in counties of the third class; determining the jurisdiction of such courts, the number of judges thereof, and their qualifications and compensation; fixing the powers, duties and responsibilities of such courts and of the judges thereof; and prescribing the practice and procedure applicable to such courts, and for appeals therefrom.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Kline: Assembly Constitutional Amendment No. 14—Proposed amendment to article I of the constitution, relative to rights of persons accused of crime.

Introduced, and referred to Committee on Constitutional Amendments.

Also: Assembly Constitutional Amendment No. 15—Proposed amendment to article I of the constitution, relative to the prosecution of offenses.

Introduced, and referred to Committee on Constitutional Amendments.

RESOLUTION.

The following resolution was offered:

By Mr. Reindollar:

Resolved, That the Chief Clerk of the Assembly be and he is hereby ordered and directed to prepare, during the constitutional recess, for use of the members of the

Legislature, a complete and comprehensive Legislative Manual or Handbook of the size and style uniform with similar publications of previous sessions, same to contain list of State officers, members and officers of both houses of the Legislature, lists of committees and rules of both houses and joint rules, together with indexes to the same; also to prepare for the use of members of the Legislature a semi-final calendar containing a history of all bills introduced to date, together with a complete index and cross-index to the same, to be printed and distributed during the constitutional recess, and the Chief Clerk is hereby empowered to employ such expert assistants, indexers, etc., as he may find necessary, and the Controller is hereby ordered and directed to draw his warrant on the contingent fund of the Assembly in favor of the Chief Clerk of the Assembly in the sum of three hundred dollars to pay for such services, and the Treasurer is hereby ordered and directed to pay the same. The Chief Clerk of the Assembly is further directed to furnish the Controller with vouchers for all expenditures made by him in pursuance of the work set forth above, during the said constitutional recess.

Mr. Reindollar moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Bliss, Cloudman, Cloudsley, Collier, Coombs, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Noyes, Quigley, Reindollar, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker.—53.

NOES—None.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ATTACHES

WHEREAS, During the constitutional recess services of the officers, attaches and employees of the Assembly will not be required with the exceptions hereinafter noted; and

WHEREAS, There is a great deal of exacting details pertaining to this session of the Legislature to be taken care of; and

WHEREAS, It will be necessary to retain a certain amount of help to assist in the performance of this work; therefore, be it

Resolved, That the name of each of the officers, attaches and employees heretofore employed by the forty-eighth session of the Assembly for the positions at the per diem provided by law, be, and they are hereby stricken from the roll to begin and include the nineteenth day of January, 1929, save and except the following:

Arthur A. Ohnimus, Chief Clerk.....	\$10 00
Madge Cross, Chief Stenographer.....	6 00
Arthur Ferguson, Sergeant-at-Arms.....	8 00

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bishop, Bliss, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker.—60.

NOES—None.

RESOLUTIONS.

The following resolutions were offered :

By Mr. Snyder :

Resolved, That the Controller be, and he is, hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the Bureau of Purchases and Bancroft-Whitney Company for the amounts of money itemized below, and the State Treasurer is hereby authorized to pay the same :

Bureau of Purchases.....	\$833 44
Bancroft-Whitney Company.....	2,614 50
	<hr/>
	\$3,447 94

Referred to Committee on Contingent Expenses.

By Mr. Spalding :

Resolved, That the Chief Clerk be authorized and directed to receipt for any warrants for members, officers or attaches of the Assembly during the constitutional recess.

Resolution read, and on motion adopted.

By Mr. Coombs :

Resolved, That the Legislative Counsel Bureau compile such of the revenue and tax laws pertaining to State taxes as are contained in Amendment No. 1, 1910, and that the State Printer print the same, with 1000 copies of Assembly Bill No. 677, heretofore ordered, relating to revenue and taxation; and

Resolved further, That a transcript of the stenographic notes taken at the tax hearing held in this chamber January 17th be printed, and that all of the aforesaid data together with the report of the Tax Commission, relative to proposed amendments to Amendment No. 1, be mailed to all the members of the Assembly as soon as possible.

Resolution read, and on motion adopted.

By Mr. Parkman :

Resolved by the Assembly, That there shall be printed 1000 copies of a chart compiled showing the salaries of the various county officers of the several counties;

Resolved further, That the Chief Clerk of the Assembly be directed to have the same printed.

Resolution read, and on motion adopted.

SENATE MESSAGE.

The following message from the Senate was taken up and read :

SENATE CHAMBER, SACRAMENTO, January 18, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Assembly Bill No. 749—An act to add a new section to be numbered 7a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, and terms of office, qualification and compensation and for the selection of jurors therein" approved May 3, 1925, as amended, relating to the number of clerks, officers and attaches of municipal courts and their deputies; and to fix the compensation therefor

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment

RESOLUTION.

The following resolution was offered :

By Messrs. West, Adams, Coombs, Roland and Anderson :

RESOLUTION.

WHEREAS, At an early hour this morning, January 18, 1929, the Honorable Elijah C. Hart, Associate Justice of the Third District Court of Appeal, suddenly was called to the bar of the Supreme Judge of us all; and

WHEREAS, In the passing of Justice Hart there has been taken from this world one of California's foremost jurists, one of California's most honored citizens and one of the most beloved residents of the city of Sacramento; and

WHEREAS, Justice Hart, for more than half a century, had strewn his path of life with kindness, charitableness and sympathetic helpfulness to all with whom he came in contact, while at the same time exemplifying all the virtues of one of exceptionally high character; and

WHEREAS, During a long life of service to his city, county, State and nation, he had served in numerous positions of trust, among them, membership in both houses of this Legislature, and it was he who, for many sessions past had sworn in the members of this body, his last service in this way being in this Assembly on the opening day of this, the forty-eighth session of the California Legislature; and

WHEREAS, The removal of Justice Hart from this earthly realm causes this body to solemnly reflect upon the loss of such an esteemed friend and adviser; therefore, be it

Resolved, That when this Assembly adjourns on this date, it do so out of respect to the memory of the Honorable Elijah C. Hart, and be it further

Resolved, That this Assembly send a suitable floral piece to the bier of our departed friend, and that Assemblymen Percy G. West and Roy J. Nielsen be designated as representatives of this Assembly at the funeral of Justice Hart, which will be held at 3:30 p. m. Saturday from the chapel at East Lawn Cemetery, Sacramento.

WEST, Chairman.
ADAMS.
COOMBS.
ROLAND.
ANDERSON.

Mr. West moved the adoption of the resolution.

Resolution unanimously adopted.

MOTION TO PRINT MEMORIAL ADDRESS.

On motion of Mr. Roland, the eulogy of the late Justice Hart, delivered by Hon. Frank Coombs, was ordered printed in the Journal.

MEMORIAL ADDRESS BY HON. FRANK COOMBS

"And nothing we can call our own but death."

Thus lamented a king who had lost his sword and his crown; the lament over the loss of a vanity merely: ours is the sorrow over the loss of a friend.

At the hour of one o'clock and fifteen minutes in the morning of the eighteenth day of January, 1929, the Honorable Elijah Carson Hart was taken by the Ultimate Messenger from his family and his friends. He was born in Nevada, near the banks of the River Carson, in a covered wagon, on the eighteenth day of December, 1856, and his parents continued westward with the course of empire, and the child of this romance became destined to assist in the fulfilling of the prophecies of the pioneer.

California was then in her infancy and her civilization was that of a border State, alive with every vice, yet, happily, moved by every impulse to exalt.

These surroundings were to impress him at the most impressionable time of life, and the strength or weakness of his own nature was to determine what was to be the dominant force of his development. Existence was colored with adventures which might make or mar, yet, out of some immortal rule of progress, the best could be found in the building of a life and a State.

It was largely, as it must ever be with the boy, for him to seek the highest ideals, and he turned from the wreck of lives so often found in a new State, and shaped his aspirations after the best, rather than after the weakest examples, and in this the home influence played the immortal part.

While the State had been admitted to the Union, yet it was still in the making, and the art and purpose of government was the theme of the wise. Profound jurists argued upon great questions, and illustrated the truth that a college degree was not an essential in learning, nor in the equipment of a great lawyer.

Lawyers, orators, statesmen, poets of a romantic age and the lovers of nature helped to shape the career which was destined to become noted.

He was without the advantages of a collegiate training, for circumstances, so often the mother of human destiny, denied him this, but his fondness for reading more than sufficed for the advantages which circumstances denied. These circumstances gave him, however, what are lacking in books, the deep insight into character, the ancient as well as the modern mold of governments and of civilizations.

The finer qualities beneath the rough exterior; memories of the early life, the harvest and the field, the romanticism of a romantic time, legends which go to the generous impulses of human life—these impressions were deep upon him, and his friends often gathered about him to listen to some story taken from life's perils and how it affected society.

It is true, that the culture of what we call society, the courtesies of debate in courts and legislative halls, invest men with poise, but with these alone they are without the character to stand the severe tests of the upward march.

He held honored positions in public life: city attorney of Sacramento and a judge of the superior court; a member of the Legislature of the State, having been in the Assembly in the eighteenth session and in the Senate in the thirtieth and thirty-first sessions.

He was an Associate Justice of the Court of Appeal for the Third Judicial District at the time of his death, having held this position for the last ten years.

He was courageous in taking and maintaining a position, studious and attentive in the discharge of duty. In life he was companionable, courteous; firm in his friendship; true to his friends, and they were legion.

Such was the love of the members of this House in the past, and as it is today, that the calling him in to administer the oath of office to its members had become a loved tradition.

His life was rounded and complete, and his legion of friends remember his noble qualities as a man; his purity and learning as a judge, and the examples of his great friendships, cherished by us all.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON JUDICIARY

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred the resolution of Mr. Arnold, relating to the investigation of charges against Judge Carlos S. Hardy, has had the same under consideration, and respectfully reports the same back, with the recommendation that it be not adopted for the reason that said resolution is not the proper procedure in the premises.

SEWELL, Chairman.

RESOLUTION.

The following resolution was offered:

By Messrs. Arnold, Badham, Baum, Byrne, Crawford, Keaton, Little, Lyons, McGinley, Roberts, Scofield, Sewell, Stockwell and Woolwine and Miss Miller.

Resolved, That Carlos S. Hardy, judge of the superior court of the State of California, in and for the county of Los Angeles, be impeached for misdemeanor in office; and be it further

Resolved, That Messrs. Woolwine, Sewell and Little, be and they are hereby elected managers, who shall prepare articles of impeachment and present the same at the bar of the Senate and prosecute the same, the trial thereon to be had before the Senate sitting as a court of impeachment

Mr. Little moved the adoption of the resolution.

The question being on the adoption of the resolution.

MOTION TO DEFER ACTION.

On motion of Mr. Hornblower, further consideration of the resolution was deferred until after recess.

RECESS.

At one o'clock and twenty-five minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

RESOLUTION.

The following resolution was offered:

By Mr. Reindollar:

WHEREAS, The loud speaker temporarily installed in the Assembly Chamber has been found to be of great convenience to the members of this body in hearing its proceedings; and

WHEREAS, The acoustics of the Assembly Chamber is such that the members sitting in the rear of the Assembly room have difficulty in hearing all the proceedings of this body; now, therefore, be it

Resolved, That the sum of \$1,250, or whatever may be necessary of that sum, be appropriated out of the contingent expense fund of the Assembly to purchase and install in the Assembly Chamber, during the legislative recess, a loud speaker

with three microphones, such microphones to be placed as follows: One thereof upon the Speaker's desk, one at the reading desk and one upon a stand in front of the reading desk, for the use of the members of the Assembly.

Resolved further. That the Chief Clerk of the Assembly be, and is hereby authorized and directed, during the legislative recess of this body, to purchase and have installed such loud speaker and microphones, not to exceed in cost the sum of \$1,250.

Mr. Reindollar moved the adoption of the resolution

The question being on the adoption of the resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Arnold, Baum, Bernard, Bliss, Brock, Cloudman, Collier, Craig, Crittenden, Cronin, Crowlev, Deuel, DeVoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Jespersen, Jewett, Jones, Kline, Leymel, Little, Luttrell, Lyons, McGinley, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Riendollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—56.

NOES—Clowd-ley, Feigenbaum, Heisinger, and Wright—4.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, JANUARY 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 7—Joint rules of Senate and Assembly.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Assembly Concurrent Resolution No. 7 ordered to enrollment.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated:

By Mr. Byrne: Assembly Bill No. 968—An act to amend section 5 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations for municipal improvements, and regulating the acquisition, construction, or completion thereof," which became a law under constitutional provision without Governor's approval, February 25, 1901.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 969—An act to add two new sections to be numbered 7a and 7b to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the number of clerks, marshals and other officers and attaches of municipal courts and their deputies; to fix the compensation therefor.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 970—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks, and other attaches of such courts, their terms of office, qualification and

compensation and for the selection of jurors therein," as amended, approved May 23, 1925, by adding a new section to be designated as section——, relating to pension for marshals and deputy marshals of cities of the first and one-half class.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 971—An act to amend section 1 of an act entitled "An act to provide for the burial of soldiers, sailors and marines in this State who may hereafter die without leaving sufficient means to defray funeral expenses," approved March 15, 1889, as amended.

Bill read first time, and referred to Committee on Soldiers and Sailors Affairs.

Also: Assembly Bill No. 972—An act to provide for compilation of real estate tax and special assessment lien information, a public record thereof, prior notice before enforcement of such liens, and administration thereof in each county.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Parkman: Assembly Bill No. 973—An act to amend an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department and to assess and collect taxes, from time to time, for such purpose, and to create a board of fire commissioners," approved March 4, 1881, as amended, by adding certain new sections thereto to be numbered 27, 28, 29, and 30, providing for the organization and reorganization of districts to be formed thereunder.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Scofield: Assembly Bill No. 974—An act to amend an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals, to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; to repeal acts or parts of acts in conflict herewith; to provide for an appropriation to defray the cost of administering this act," as approved May 25, 1921, and as amended, by amending section 18 thereof relative to fixing boundary lines of oil or gas fields.

Bill read first time, and referred to Committee on Mines and Mining.

Also: Assembly Bill No. 975—An act to amend section 1239 of the Code of Civil Procedure of the State of California, so as to add thereto a paragraph relative to the condemnation of permanent or temporary set back easements.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Crittenden: Assembly Bill No. 976—An act creating a commission to investigate and report upon the government and financial structure of irrigation and reclamation districts, providing for the

appointment of the members thereof, prescribing their powers and duties and making an appropriation for the purposes thereof.

Bill read first time, and referred to Committee on Irrigation.

By Mr. Kline: Assembly Bill No. 977—An act to amend section 1168 of the Penal Code, relating to terms of imprisonment, credits to prisoners for good behavior and parole of prisoners, and to repeal sections 18, 18a and 1588 of the Penal Code relating to terms of imprisonment.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Adams: Assembly Bill No. 978—An act to amend the California Fruit, Nut and Vegetable Standardization Act of 1927, approved June 2, 1928, as amended, by amending section 35 thereof, relating to standards for sweet potatoes.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Nielsen: Assembly Bill No. 979—An act to provide for the payment of traveling expenses of superintendents of schools of counties attending national conventions of superintendents of schools.

Bill read first time, and referred to Committee on Education.

Also: Assembly Bill No. 980—An act providing for the payment of the traveling expenses of supervisors of attendance and supervisors of rural schools.

Bill read first time, and referred to Committee on Education.

By Mr. Morrison: Assembly Bill No. 981—An act to provide for the protection of certain employees of cities, city and counties, incorporated or unincorporated cities, towns or districts, against personal liability incurred while acting within the course of their duty.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Assembly Bill No. 982—An act to repeal an act entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the State Fire Marshal, providing ways and means for enforcement and providing penalties for violations.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Bliss: Assembly Bill No. 983—An act to amend sections 2176, 2180 and 2192 of the Political Code and to add a new section to said code to be numbered 2176a, all relating to the Department of Institutions.

Bill read first time, and referred to Committee on Governmental Revenues and Expenditures.

By Mr. Eddy: Assembly Bill No. 984—An act declaring portions of the lands conveyed to the city of Chula Vista under the provisions of a certain act herein specified unavailable for navigation, commerce and fisheries, and excluding such portions for use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of Chula Vista and county of San Diego.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Coombs: Assembly Bill No. 985—An act to fix and increase the salaries and compensation of county engineers and other officers employed in the repair and construction of highways in and upon the public highways of counties of the thirty-first class.

Bill read first time, and referred to Committee on County Government

By Mr. Adams: Assembly Bill No. 986—An act providing for the allowance of traveling expenses of members of the State Curriculum Commission.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Badham: Assembly Bill No. 987—An act to amend section 1238 of the Code of Civil Procedure, relating to the exercise of the right of eminent domain.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Adams: Assembly Bill No. 988—An act to amend an act entitled "An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition therefor by the land owners; providing for the joint government and control thereof by the land owners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing for the transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water; providing for the approval of the State Superintendent of Banks of such contracts or transfers; providing that said bonds and contracts or transfers may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds and such transfers or contracts providing therefor by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased, or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power," approved June 13, 1913, as amended, by amending section 7 thereof and adding new sections thereto to be numbered 37 to 59 inclusive, relating to the powers and duties of water districts and the boards of directors thereof and providing for the drainage and reclamation of lands within such districts and for the annexation of lands to and the exclusion of lands from such districts.

Bill read first time, and referred to Committee on Irrigation.

By Mr. Woolwine: Assembly Bill No. 989—An act to amend section 1983 of the Code of Civil Procedure, relating to the burden of proof in certain cases.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 990—An act to add two new sections to the Code of Civil Procedure to be numbered 1021*a* and 1021*b*, respectively, relating to judgments for damages, collector's and attorney's fees.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 991—An act to amend section 537 of the Code of Civil Procedure, relating to undertakings on attachment.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 992—An act to amend section 539 of the Code of Civil Procedure, relating to undertakings on attachment.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Crittenden: Assembly Bill No. 993—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by amending section 11 thereof, relating to projects which may be declared a single enterprise and unit.

Bill read first time, and referred to Committee on Irrigation.

Also: Assembly Bill No. 994—An act to provide for the investigation of the economic problems of agriculture, and the appointment of a commission and the making of an appropriation therefor.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Oliva: Assembly Bill No. 995—An act to amend section 632 of the Penal Code, relating to protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Crittenden: Assembly Bill No. 996—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by adding thereto a new section to be numbered 19*a*, relating to progress towards and completion of use by a permittee.

Bill read first time, and referred to Committee on Irrigation.

By Mr. Kline: Assembly Bill No. 997—An act to amend section 19 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act

approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915.

Bill read first time, and referred to Committee on County Government.

By Mr. Crittenden: Assembly Bill No. 998—An act to amend section 32 of the "Water Commission Act," approved June 16, 1913, as amended, relating to fees payable by water claimants who file proofs of appropriation.

Bill read first time, and referred to Committee on Irrigation.

By Mr. McGuinness: Assembly Bill No. 999—An act declaring the present highway from Calor on the Oregon state line and leading therefrom via Dorris to Weed, California, to be a State highway.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Jewett: Assembly Bill No. 1000—An act to amend section 68 of the Penal Code, relating to bribes.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Hornblower: Assembly Bill No. 1001—An act to amend sections 3692, 3693 and 3701 of the Political Code, relating to the powers and duties of the State Board of Equalization.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Fry: Assembly Bill No. 1002—An act to provide for the payment to hospitals by municipalities and counties all charges and expenses incurred in the handling of emergency hospital cases, providing rules as to the service to be rendered in order to come within the provisions of this act and providing penalties for any violation of this act.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Mr. Bishop: Assembly Bill No. 1003—An act to amend section 1 of an act entitled "An act providing for the creation of county boards of trade and county chambers of commerce in the several counties of the State by the boards of supervisors thereof; providing for the appointment of the members of such boards; providing for the powers and duties of such boards and providing for the compensation and expenses of the members thereof," approved May 25, 1921.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Gilmore: Assembly Bill No. 1004—An act to add a new section to the Political Code, to be numbered 2524*b*, relating to the property over which the Board of State Harbor Commissioners have possession and control and relating to the powers of said board.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Williamson: Assembly Bill No. 1005—An act to add a new section to the Code of Civil Procedure to be numbered 603*u*, relating to challenges where an insurance carrier is an interested party.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Cloudman: Assembly Bill No. 1006—An act making an appropriation for the rehabilitation and construction of a building for the University of California.

Bill read first time, and referred to Committee on Universities.

By Mr. Brock (by request): Assembly Bill No. 1007—An act to amend section 3611 of the Political Code, relating to the exemption of buildings and real property used exclusively for religious worship.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Bernard: Assembly Bill No. 1008—An act to amend sections 737*k* and 737*zz* of the Political Code, relating to the salary of judges of the superior court in counties of the thirty-eighth and thirty-sixth class.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Morgan (by request): Assembly Bill No. 1009—An act relating to the adoption of textbooks for use in the public high schools of the State and to the furnishing of such textbooks for the use of the pupils of such schools.

Bill read first time, and referred to Committee on Education.

By Mr. Sewell: Assembly Bill No. 1010—An act permitting municipalities to invest their surplus funds in the investment certificates of building and loan associations having assets over \$5,000,000.

Bill read first time, and referred to Committee on Building and Loan Associations.

By Mr. Keaton: Assembly Bill No. 1011—An act to amend section 3821 of the Political Code, relating to seizure and sale of personal property for unpaid taxes.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Assembly Bill No. 1012—An act to add a new section to the Penal Code, to be numbered 531*a*, relating to fraudulent conveyances.

Bill read first time, and referred to Committee on Crime Problems.

Also: Assembly Bill No. 1013—An act to amend section 8 of an act entitled "An act to define the duties of and to license land surveyors, and to repeal an act entitled 'An act to define the duties of and to license land surveyors,' approved March 31, 1919," approved March 16, 1907 (Stats. 1907, page 310), relating to duty of surveyors.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Cronin (by request): Assembly Bill No. 1014—An act to amend section 1 of an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical or mercantile establishment, laundry, hotel or restaurant or telegraph or telephone establishment or office, or by any express or transportation company;

compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other mercantile establishment employing any female to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act,' approved March 22, 1911, as amended.

Bill read first time, and referred to Committee on Labor and Capital.

By Mr. Coombs: Assembly Bill No. 1015—An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Hawes: Assembly Bill No. 1016—An act relating to certain funds of inmates of State prisons and reformatories and the expenditure thereof.

Bill read first time, and referred to Committee on Prisons and Reformatories.

By Mr. Little: Assembly Bill No. 1017—An act providing for the formation, government, and operation of harbor districts, for the improvement and development of harbors, for the acquisition and improvement, government and operation of lands and works in connection therewith or appurtenant thereto, whether lying entirely within unincorporated territory, etc.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Luttrell: Assembly Bill No. 1018—An act enabling counties, cities and/or counties, cities and/or road districts to construct toll bridges and providing for the issuance of bonds therefor.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Assembly Bill No. 1019—An act relating to salmon fishing within the boundaries of the State.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Bernard: Assembly Bill No. 1020—An act to amend section 410 of the Political Code, relating to the distribution of the laws, resolutions and journals of Legislature; of reports of Supreme Court.

Bill read first time, and referred to Committee on Revision and Printing.

By Mr. Scudder: Assembly Bill No. 1021—An act to amend section 2322:14 of chapter 4b of part III, title V of the Political Code of the State of California.

Bill read first time, and referred to Committee on County Government.

By Mr. Snyder: Assembly Bill No. 1022—An act to amend section 2322.26 of chapter 4b of part III, title V of the Political Code of the State of California.

Bill read first time, and referred to Committee on County Government.

By Mr. Hornblower: Assembly Bill No. 1023—An act to amend section 1557 of the Penal Code, relating to extradition.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Noyes: Assembly Bill No. 1024—An act to add a new section to the Political Code, to be numbered section 3819a, restricting the use of injunctions to enjoin any collection of taxes, licenses or fees levied, assessed or to be collected by the State or any political subdivision thereof.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Little: Assembly Bill No. 1025—An act to amend section 737v of the Political Code, relating to salaries of superior court judges in the county of Los Angeles.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Williams: Assembly Bill No. 1026—An act to prevent all persons not eligible to citizenship in the State of California, or in the United States of America, from catching or taking fish or shellfish in the waters of the State of California.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Bishop: Assembly Bill No. 1027—An act to amend an act entitled "An act to form agricultural districts, to provide for the formation, organization and powers, of agricultural associations therein and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act," approved April 17, 1909, by amending section 1 thereof.

Bill read first time, and referred to Committee on Agriculture.

By Messrs. Scudder and Luttrell: Assembly Bill No. 1028—An act to amend section 4143 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Jewett: Assembly Bill No. 1029—An act authorizing and directing the California Highway Commission to acquire necessary rights of way, and to construct and maintain a highway which is hereby declared to constitute and be a State highway extending from the city of Fresno in the county of Fresno to appoint commissioners selected by the California Highway Commission at Moro Beach in San Luis Obispo County.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Lyons (by request): Assembly Bill No. 1030—An act relating to written leases of real estate or a part thereof and to provide penalties for the violation thereof.

Bill read first time, and referred to Committee on Judiciary.

Also (by request): Assembly Bill No. 1031—An act to regulate the hours of labor in smelting refineries.

Bill read first time, and referred to Committee on Labor and Capital.

By Mr. Brock: Assembly Bill No. 1032—An act to prescribe a procedure for the acquisition of property by the State, counties and municipalities of property under the provisions of section 14½ of the constitution of California and the reservation of rights therein and the sale or other disposition and conveyance thereof.

Bill read first time, and referred to Committee on Municipal Corporations.

By Messrs. Gilmore, Flynn, Quigley: Assembly Bill No. 1033—An act to add a new section to the Penal Code to be numbered 1618, relating to county and city jails and medical care of persons therein.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Patterson (by request): Assembly Bill No. 1034—An act to amend section 330a of the Penal Code, relating to gambling by the use of slot machines or card dice, or other dice having more than six faces or bases each.

Bill read first time, and referred to Committee on Public Morals.

Also (by request): Assembly Bill No. 1035—An act to amend section 330 of the Penal Code, relating to gambling.

Bill read first time, and referred to Committee on Public Morals.

By Mr. Gilmore: Assembly Bill No. 1036—An act to add a new section to the Penal Code to be numbered 321a relating to lotteries.

Bill read first time, and referred to Committee on Public Morals.

By Mr. Scudder: Assembly Bill No. 1037—An act to amend an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act' approved May 23, 1925," approved June 2, 1927, by adding a section 15a, and to repeal "An act to establish standards for the packing, marketing and sale of apples, forbidding the sale of certain infected and diseased apples, providing for the inspection and certification thereof, and for its enforcement, fixing penalties for its violation, and repealing an act entitled 'The Standard Apple Act of 1917,' approved May 7, 1917," as amended, approved June 3, 1921, Stats. 1921, p. 1169. Amended Stats. 1923, p. 472; amended Stats. 1925, p. 131; amended Stats. 1927, chapter 250, and to provide for the necessary transfer of funds.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Bernard: Assembly Bill No. 1038—An act to amend section 1446 of the Penal Code, relating to imprisonment for nonpayment of fines.

Bill read first time, and referred to Committee on Crime Problems.

Also: Assembly Bill No. 1039—An act to amend section 1382 of the Penal Code, relating to dismissal of actions.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Roberts: Assembly Bill No. 1040—An act to amend section 1 of an act entitled "An act to provide whole family protection for members of fraternal benefit societies," approved April 20, 1917, as amended, relating to benefits upon the lives of children.

Bill read first time, and referred to Committee on Insurance.

By Mr. McGuinness: Assembly Bill No. 1041—An act to amend sections 2½ and 2a of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith," approved May 19, 1915, as amended, relating to fish and game districts.

Bill read first time, and referred to Committee on Fish and Game.

By Mr. Noyes: Assembly Bill No. 1042—An act making an appropriation for the rehabilitation and construction of a building for the University of California.

Bill read first time, and referred to Committee on Universities.

By Mr. West: Assembly Bill No. 1043—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article XVIa, embracing sections 636 to 636j, relating to hospital associations.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Roberts: Assembly Bill No. 1044—An act to add a new section to the Political Code to be numbered 1981, relating to the National Guard.

Bill read first time, and referred to Committee on Military Affairs.

Also: Assembly Bill No. 1045—An act to amend section 647 of the Penal Code, relating to vagrancy.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Leymel: Assembly Concurrent Resolution No. 10—Relative to revision of the laws of California.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Leymel asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 10, at this time, without reference to committee or printer, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TEN.

Assembly Concurrent Resolution No. 10—Relative to revision of the laws of California.

Resolution read and on motion adopted.

Title read and approved.

Assembly Concurrent Resolution ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 10.

Relative to revision of the laws of California.

WHEREAS, It is desirable that a committee of the Legislature meet during the constitutional recess of the forty-eighth legislative session for the purpose of considering the subject of needed revision of the statutes and of making recommendations thereon to the Legislature at this session; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That a committee of five members, consisting of three members of the Assembly to be appointed by the Speaker of the Assembly, and two members of the Senate to be appointed by the President of the Senate, be appointed to consider and report upon the subject of revision of the laws of the State, submitting its recommendations thereon to this Legislature upon the reconvening thereof after the constitutional recess.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with Assembly Concurrent Resolution No. 10, the Speaker appointed Messrs Leymel, Roland and Cronin as such Select Committee.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 324—An act making an appropriation to meet the deficiency in the appropriation for the mileage of members of the Assembly for the eightieth and eighty-first fiscal years;

Also: Assembly Bill No. 537—An act making an appropriation to be used in effecting adjustment and completion of purchase of lands included within State land settlement projects;

And reports that the same have been correctly enrolled, and presented to the Governor on this eighteenth day of January, 1929, at twelve o'clock and thirty minutes p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 6—Relative to appointing a committee to investigate the methods of controlling and regulating investment securities—and reports that the same has been correctly enrolled, and presented to the Governor on this eighteenth day of January, 1929, at two o'clock and fifty-five minutes p.m.

SPALDING, Chairman.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with Assembly Concurrent Resolution No. 6 the Speaker appointed Messrs. Keaton, Williamson and Reindollar as such select committee.

ON CONTINGENT EXPENSES.

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1929.

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred the following resolution by Mr. Snyder:

Resolved, That the Controller be, and he is, hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the Bureau of Purchase and Bancroft-Whitney Company for the amounts of money itemized below, and the State Treasurer is hereby authorized to pay the same:

Bureau of Purchases	-----	\$833 44
Bancroft-Whitney Company	-----	2,614 50
		\$3,447 94

Has had the same under consideration, and respectfully reports the same back with the recommendation that it be adopted.

(Signed out)

SNYDER, Chairman.
COLLIER.
NIELSEN.
GILMORE.
WILLIAMS.

Mr. Snyder moved the adoption of the report.
The question being on the adoption of the report

The roll was called, and the report adopted by the following vote:

AYES—Arnold, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Lyons, McGinley, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, January 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 10, relative to revision of the laws of California

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Assembly Concurrent Resolution No. 10 ordered to enrollment.

FURTHER CONSIDERATION OF RESOLUTION.

At this time the Assembly resumed consideration of the resolution introduced by the Los Angeles delegation, which was under discussion at the time of recess.

MOTION TO DEFER ACTION.

Mr. Little moved that further consideration of the resolution be deferred until after the constitutional recess.

The question being on the motion to defer action.

AMENDMENT TO MOTION.

Mr. Hornblower moved as an amendment to Mr. Little's motion: That the resolution be re-referred to Committee on Judiciary.

Amendment adopted.

The question being on the motion as amended.

Motion carried.

Resolution re-referred to Committee on Judiciary.

RESOLUTION.

The following resolution was offered:

By the Los Angeles delegation:

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1929.

WHEREAS, It is the duty of the Assembly to preserve the integrity of the judiciary by instituting actions of impeachment for removal from office whenever and wherever it appears that such action is necessary and justified; and

WHEREAS, One Carlos S. Hardy, a judge of the superior court of the county of Los Angeles, has been charged with receiving a fee of \$2,500 for legal advice during his present term of office, from one Aimee Semple McPherson, and has admitted receiving such amount from her subsequent to June 22, 1926; and

WHEREAS, Such acceptance of said amount of money constitutes a violation of article VI, section 22, of the constitution of the State of California, which reads as follows: "No judge of a court of record shall practice law in any court of this State during his continuance in office"; and

WHEREAS, The Supreme Court of this State of California, in 1922, in the case of *The People vs. Merchants' Protective Corporation*, has construed that the constitution of the State of California as aforementioned would apply under the circumstances as asserted to have occurred in the McPherson case; and

WHEREAS, Acceptance of such money by the said Judge Carlos S. Hardy apparently constitutes a violation of the constitution of this State which governs his tenure in office thereby placing him within the jurisdiction of this Assembly; now, therefore, be it

Resolved, That the Speaker of the Assembly appoint a committee of five members of the Assembly to investigate during the statutory recess the reported receipt of the aforementioned sum of money by the said Judge Carlos S. Hardy from the said Aimee Semple McPherson as a legal fee. It shall be the duty of said committee so

appointed to conduct all investigations made hereunder, and for this purpose said committee shall have the power to administer oaths, take testimony, subpoena witnesses, and compel any witnesses so subpoenaed to attend and testify before the committee. Any person who refuses to obey a subpoena issued from this committee shall be certified by the chairman of said committee to the superior court in and for the county wherein such act was committed, to be punished therefor in the manner provided by law. It shall be the further duty of the committee to report to this body following the refusal if sufficient grounds for an action of impeachment lies.

Resolution read.

The question being on the adoption of the resolution.

AMENDMENT TO RESOLUTION.

The following substitute resolution was offered as an amendment to the resolution introduced by the Los Angeles delegation:

By Messrs. Cloudsley, Roland and Hornblower:

WHEREAS, It has been proposed that this Assembly impeach Carlos S. Hardy, a judge of the superior court of the State of California in and for the county of Los Angeles, for misdemeanor in office; and

WHEREAS, It is the duty of this Assembly to take full cognizance of any and all charges made on the floor of this body concerning the integrity of the judiciary of this State and to establish the truth or falsity of such charges by full and impartial investigation to the end that justice may be done both to the accused judge and to the people of the State of California; and

WHEREAS, After such investigation this body should either vindicate said judge or proceed to an impeachment against him; now, therefore, be it

Resolved, That a committee of five members of this Assembly be appointed by the Speaker and be authorized to investigate and report to this Assembly during the first week after reconvening for the second half of the forty-eighth session, whether the said judge has acted properly in his judicial capacity, or has acted so as to require the exercise of the constitutional power of this Assembly to impeach said judge; and

Resolved, further, That for the purpose of such investigation the said committee is hereby authorized and empowered to issue process requiring the attendance of witnesses and the production of papers, to administer oaths and to take and transcribe testimony, and the said committee while so employed shall have full power to enforce all its orders and process.

Mr. Roland moved the adoption of the substitute resolution.

The question being on the adoption of the substitute resolution.

The roll was called, and the substitute resolution adopted by the following vote:

AYES—Bernard, Bliss, Cloudsley, Collier, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Hornblower, Jespersen, Jewett, Jones, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, James A., Nielsen, Noyes, Parkman, Quigley, Roland, Scudder, Seawell, Spalding, West, Williamson, Wright, and Young—39.

NOES—Anderson, Arnold, Baum, Bishop, Brock, Byrne, Cloudman, Craig, Dillinger, Easley, Emmett, Feigenbaum, Fry, Heisinger, Jost, Keaton, Little, Lyons, McGinley, Miller, Eleanor; Mixer, Morgan, Morrison, Patterson, Reindollar, Roberts, Scofield, Sewell, Snyder, Stockwell, Williams, Witter, Woolwine, and Mr. Speaker—34.

Mr. Cloudsley moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—Bernard, Coombs, Crowley, Emmett, Jespersen, and McGinley—6.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with the above resolution the Speaker appointed Messrs. Little, Sewell, Woolwine, Cloudsley and Hornblower as such select committee.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1929

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 749—An act to add a new section to be numbered 74 to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, and terms of office, qualification and compensation and for the selection of jurors thereon," approved May 3, 1925, as amended, relating to the number of clerks, officers and attaches of municipal courts and their deputies; and to fix the compensation therefor—and reports that the same has been correctly enrolled, and presented to the Governor on this eighteenth day of January, 1929, at two o'clock and fifty-five minutes p. m.

SPALDING, Chairman.

Also:

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 7—Relative to the joint rules of Senate and Assembly,

Also Assembly Concurrent Resolution No. 10—Relative to the revision of the laws of California:

And reports that the same have been correctly enrolled, and presented to the Governor on this eighteenth day of January, 1929, at two o'clock and fifty-five minutes p. m.

SPALDING, Chairman.

MOTION TO WITHDRAW BILL.

Mr. Young asked for and was granted unanimous consent to withdraw Senate Joint Resolution No. 1 from the Committee on Federal Relations.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER ONE.

Senate Joint Resolution No. 1—Relative to memorializing Congress for federal aid in the control of the western pine bark beetle.

Mr. Young moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 1 adopted by the following vote:

AYES—Anderson, Baum, Bishop, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jewett, Jones, Kline, Leymel, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 1 ordered transmitted to the Senate.

SENATE JOINT RESOLUTION No. 1.

Relative to memorializing Congress for federal aid in the control of the western pine bark beetle.

WHEREAS, Timber constitutes one of the greatest resources of California and other western states where the lumber industry gives employment to over half of the wage earners of the Pacific coast; and

WHEREAS, The forests of western United States now contain two-thirds of the remaining virgin timber resources of the country and the entire nation is dependent upon these forests for its supply of timber and other forest products; and

WHEREAS, Bark beetles and other forest insects are annually destroying hundreds of millions of board feet of virgin timber each year, and such losses by insects

exceed the total annual growth of young timber in this region, and the losses in the pine region of the west caused by beetles is greater than the loss by fire; and

Whereas, Such losses are resulting in a too-rapid exploitation of the timber resources of this region in an effort to salvage timber before it is killed by insects; and

WHEREAS, These insect depredations have become a serious threat to the timber resources comparable to the activities of the boll weevil and corn borer in other parts of the nation; and

WHEREAS, It is impossible to control bark beetle infestations on private lands unless control work is also conducted upon adjoining federally owned lands; and

WHEREAS, A very large proportion of all timber in the west is owned by the United States government; now, therefore, be it

Resolved by the Senate and Assembly, jointly, That the Legislature of the State of California respectfully urge and request adequate federal assistance in the control of this great forest menace, and the adoption by the Congress of the United States of appropriate legislation for the appropriation of the requisite funds for the purpose of meeting this emergency; and

Be it further resolved, That the Secretary of the Senate be, and he is hereby directed to transmit copies of these resolutions to the President of the United States, to the Secretary of Agriculture, to the Secretary of the Interior, and to each of the members of the Senate and House of Representatives.

MOTIONS TO PRINT EXTRA COPIES OF ASSEMBLY BILLS.

Mr. Patterson moved that the Chief Clerk be instructed to have 500 extra copies of Assembly Bills Nos. 357 and 489 printed.

Motion carried.

Mr. Patterson moved that the Chief Clerk be instructed to have 200 extra copies of Assembly Bill No. 666 printed.

Motion carried.

RESOLUTION.

The following resolution was offered:

By Mr. Fry:

Resolved, That the Speaker appoint a committee of three to wait upon His Excellency, Governor C. C. Young, and inform His Excellency that the Assembly is ready to adjourn for the constitutional recess, and awaits his further pleasure.

Resolution read, and on motion adopted.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with the above resolution, the Speaker appointed Messrs. Fry, Spalding and Wright as such Select Committee.

RESOLUTION.

The following resolution was offered:

By Mr. Little:

Resolved, That a committee of three be appointed by the Speaker to wait upon the Senate and inform that body that the Assembly is ready for the constitutional recess, and ask if the Senate has any further communication to make to the Assembly.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with the above resolution, the Speaker appointed Messrs. Little, Lyons and Parkman as such Select Committee.

REPORT OF SELECT COMMITTEE.

The committee appointed to wait upon the Senate appeared before the bar of the Assembly and reported that the instructions of the Assembly had been carried out, and that the Senate would communicate its wishes through a committee from that body.

COMMITTEE FROM THE SENATE.

Senators Handy, Crowley and McCormack appeared before the bar of the Assembly and informed the Assembly that the Senate was ready

to adjourn, and asked if the Assembly had any further message to convey to the Senate.

The Speaker replied that the Assembly had concluded its labors and was ready to adjourn, and had no further communication to make to the Senate.

REPORT OF SELECT COMMITTEE.

The committee appointed to wait upon the Governor appeared before the bar of the Assembly and reported that it had waited upon the Governor, and that he had no further communication to make to the Assembly.

ADJOURNMENT.

At three o'clock p.m., Friday, January 18, 1929, in accordance with the provisions of Senate Concurrent Resolution No. 11, Hon. Edgar C. Levey, Speaker of the Assembly, announced that the time for the adjournment for the constitutional recess of the forty-eighth session of the Legislature of the State of California had arrived, and thereupon declared the Assembly adjourned until eleven o'clock a.m., Monday, February 18, 1929, out of respect to the memory of the late Elijah C. Hart, Associate Justice of the Third District Court of Appeal.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Monday, February 18, 1929.

At eleven o'clock a.m., pursuant to the requirements of section 2, article IV of the constitution of the State of California, and to the provisions of Senate Concurrent Resolution No. 11, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Williamson, its further reading was dispensed with.

CHIEF CLERK OHNIMUS READING.

LEAVES OF ABSENCE.

On motion of Mr. Emmett, Mr. Bliss was granted leave of absence for this day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Miss Miller, Mr. R. C. McAllister, city attorney of Pasadena, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal

Through the courtesy of Mr. Scofield, Mr. C. R. Leslie of Los Angeles, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Mr. W. C. Hayes, assistant marshal, municipal court, Long Beach, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

PRESENTATION OF PETITION.

The following petition was presented, and ordered printed in the Journal:

By Mr. Speaker:

WHEATLAND, CALIFORNIA, February 12, 1929.

DEAR SIR: At a meeting of the Bear River Canning Peach Growers Association the following resolution was adopted:

"WHEREAS, The price to the grower of canning peaches for the past few years has been below the cost of production; and

"WHEREAS, We believe the State trade-mark as proposed by the Sacramento Region Citizens Council and as proposed by Assemblyman Van Bernard will materially relieve the situation; now, therefore, be it

"Resolved, By us, the canning peach growers of the Bear River District, representing an annual production of 40,000 tons or 1,600,000 cases, do hereby endorse the said Trade-mark Bill as proposed by Assemblyman Van Bernard; and be it further

"Resolved, That copies of this resolution be sent to the Governor and to every member of the Legislature, and to the Sacramento Region Citizens Council, and to the executive committee of the California Farm Bureau Federation."

T. D. URBAHNS, Chairman.

D. H. BLOOD, Secretary.

COMMUNICATIONS.

The following communications were read, and ordered printed in the Journal:

By Mr. Speaker:

BRAWLEY, CALIFORNIA, February 17, 1929.

Hon. Edgar Levey,

Speaker, Assembly, Sacramento, California.

Regret sudden attack appendicitis Saturday holds me flat on back. Hope to avoid operation and return Sacramento in few days.

MYRON D. WITTER.

By Mr. West:

Honorable Percy West,

State Assemblyman,

Sacramento, California.

MY DEAR MR. WEST: We wish to express our appreciation and deep gratitude to the Assembly of the State of California for their expressions of sympathy and their representation at the services of our beloved husband and father.

Sincerely yours,

MRS. E. C. HART AND FAMILY.

By Chief Clerk:

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1929.

MR. SPEAKER: Pursuant to your instructions, the following named persons have filed their credentials and are duly recognized as representatives of the newspapers set opposite their respective names:

The Pacific Dairy Review—G. H. Rothe and Robert E. Jones.

Sacramento Union—Neill M. Toohy.

Redwood City Times Gazette—Mona L. Christensen.

ARTHUR. A. OHNIMUS, Chief Clerk.

RESOLUTIONS.

The following resolutions were offered :

By Mr. Lyons :

Resolved, That the Speaker appoint a committee of three to notify the Senate that the Assembly has reconvened, pursuant to Senate Concurrent Resolution No. 11, adopted on January 17, 1929, and is ready to proceed with the business of the State, with all officers heretofore elected present, to wit :

Speaker, Honorable Edgar C. Levey.
Speaker pro tempore, Honorable William M. Byrne.
Chief Clerk, Arthur A. Ohnimus.
Minute Clerk, Louis F. Erb.
Chaplain, Reverend William H. Hermitage.
Sergeant-at-Arms, Arthur Ferguson.

Resolution read, and on motion adopted.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with the above resolution, the Speaker appointed Messrs. Lyons, Snyder and Crittenden as such select committee.

By Mr. Quigley :

Resolved, That a committee of three be appointed by the Speaker to wait upon His Excellency Governor C. C. Young, and inform him that the Assembly has reconvened after the constitutional recess, and awaits any communication that he may wish to make to it.

Resolution read, and on motion adopted.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with the above resolution, the Speaker appointed Messrs. Quigley, Spalding and Kline as such select committee.

By Mr. Snyder :

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant upon the contingent expense fund in favor of Arthur A. Ohnimus, Chief Clerk, and the State Treasurer is hereby directed to pay the same, for the sum of one hundred dollars (\$100), said amount being for the payment of postage, telegraphing, expressage and incidental expenses of the Chief Clerk's office.

The above resolution ordered referred to Committee on Contingent Expenses.

Also :

Resolved, That the Controller be, and he is hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the persons or firms listed below, and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same :

Cascade Towel Supply Company (towel service)-----	\$19 86
Bert Woodall (floral wreath for Judge Hart)-----	25 00
Bancroft-Whitney Company (SI sets Treadwell's Constitutions ; SI sets Robert's Rules of Order)-----	405 00
Carithers Sign Company (lettering on doors)-----	11 15
Pacific States Electric Company (green shades)-----	13 61

The above resolution ordered referred to Committee on Contingent Expenses.

REPORT OF COMMITTEE FROM THE SENATE.

Senators Weller, Cleveland and Rochester appeared before the bar of the Assembly and announced that pursuant to the provisions of Senate Concurrent Resolution No. 11, adopted January 17, 1929, the Senate had reconvened and was ready to proceed with the business of the State, with all officers elected heretofore present, to wit :

President, Hon. H. L. Carnahan.
President pro tempore, Hon. A. H. Breed.
Secretary, Joseph A. Beek.
Sergeant-at-Arms, Joseph F. Nolan.
Chaplain, Rev. Bryant Wilson.
Minute Clerk, H. J. Powers.

REPORT OF SELECT COMMITTEE.

The committee appointed to wait upon the Governor appeared before the bar of the Assembly, and reported that they had waited upon the Governor, and His Excellency had informed them that he had no communication to convey to the Assembly at this time.

REPORT OF SELECT COMMITTEE.

The committee appointed to wait upon the Senate appeared before the bar of the Assembly, and reported that the instructions of the Assembly had been carried out.

ASSISTANT CLERK GLOSS READING.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was read, and ordered printed in the Journal:

ON MILEAGE.

ASSEMBLY CHAMBER, SACRAMENTO, February 18, 1929.

MR SPEAKER: Your Committee on Mileage begs leave to report that it has computed the mileage according to section 209 of the Political Code, as follows:

District.....	Name	Address	Distance from seat.....	Distance from Co. seat, more or less	Mileage one way	Total mileage....	Amount at 5 cents per mile
1	Herry McGinness.....	Dunsmuir, Siskiyou County.....	295	45	250	500	\$25 00
2	Robert F. Fisher.....	Carlotta, Humboldt County.....	312	20	292	584	29 20
3	Roscoe J. Anderson.....	Redding, Shasta County.....	171			342	17 10
4	Forrest R. Young.....	Quincy, Plumas County.....	136			272	13 60
5	Van Bernard.....	Butte City, Glenn County.....	88	15	103	206	10 30
6	R. R. Ingels.....	R. F. D. 2, Ukiah, Mendocino County.....	150			300	15 00
7	Charles H. Deuel.....	Chico, Butte County.....	86	28	114	228	11 40
8	Fred B. Noyes.....	Yuba City, Sutter County.....	50			100	5 00
9	Jerrold L. Seawell.....	Roseville, Placer County.....	37	19	18	36	1 80
10	Ernest C. Crowley.....	Suisun, Solano County.....	40			80	4 00
11	Frank L. Coombs.....	Napa, Napa County.....	61			122	6 10
12	Hubert B. Souder.....	Sebastopol, Sonoma County.....	90	7	97	194	9 70
13	Frank W. Luttrell.....	Santa Rosa, Sonoma County.....	90			180	9 00
14	Roy J. Nielsen.....	Sacramento, Sacramento County.....					
15	Percy G. West.....	Sacramento, Sacramento County.....					
16	H. E. Dullinger.....	Placerville, El Dorado County.....	60			120	6 00
17	Chas. F. Reindollar.....	San Rafael, Marin County.....	105		105	210	10 50
18	Robert P. Easley.....	Antioch, Contra Costa County.....	62	18	80	160	8 00
19	Bradford S. Crittenden.....	Tracy, San Joaquin County.....	48	20	68	136	6 80
20	F. C. Clewdsley.....	Stockton, San Joaquin County.....	48			96	4 80
21	Fred G. Hawes.....	San Francisco, San Francisco County.....	90			180	9 00
22	James C. Flynn.....	San Francisco, San Francisco County.....	90			180	9 00
23	Joseph P. Gilmore.....	San Francisco, San Francisco County.....	90			180	9 00
24	James L. Quigley.....	San Francisco, San Francisco County.....	90			180	9 00
25	Wm. B. Hornblower.....	San Francisco, San Francisco County.....	90			180	9 00
26	Ray Williamson.....	San Francisco, San Francisco County.....	90			180	9 00
27	Melvin J. Cronin.....	San Francisco, San Francisco County.....	90			180	9 00
28	Edgar C. Levey.....	San Francisco, San Francisco County.....	90			180	9 00
29	Harry F. Morrison.....	San Francisco, San Francisco County.....	90			180	9 00
30	Robert B. Fry.....	San Francisco, San Francisco County.....	90			180	9 00
31	B. J. Feigenbaum.....	San Francisco, San Francisco County.....	90			180	9 00
32	James A. Miller.....	San Francisco, San Francisco County.....	90			180	9 00
33	Charles A. Oliva.....	San Francisco, San Francisco County.....	90			180	9 00
34	Wm. P. Jost.....	Hayward, Alameda County.....	84	14	98	196	9 80
35	Rov Bishop.....	Alameda, Alameda County.....	84	5	89	178	8 90
36	William W. Hoffman.....	Oakland, Alameda County.....	84			168	8 40
37	Eugene W. Roland.....	Oakland, Alameda County.....	84			168	8 40
38	Walter W. Feeley.....	Oakland, Alameda County.....	84			168	8 40
39	M. J. McDonough.....	Oakland, Alameda County.....	84			168	8 40
40	Harold C. Cloudman.....	Berkeley, Alameda County.....	84			168	8 40
41	Albert Henry Morgan, Jr.....	Berkeley, Alameda County.....	84			168	8 40
42	Harv. L. Parkman.....	San Mateo, San Mateo County.....	119			238	11 90
43	Bert B. Snyder.....	Santa Cruz, Santa Cruz County.....	198			396	19 80
44	T. M. Wright.....	San Jose, Santa Clara County.....	128			256	12 80
45	C. C. Spalding.....	Sunnyvale, Santa Clara County.....	128	10	138	276	13 80

District	Name	Address	Distance from seat	Distance from Co seat, more	Distance from Co seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile	Amount at 10 cents per mile
46	Frank B. Collier	Modesto, Stanislaus County	77				154	\$7 70	
47	Dan E. Williams	Chinese Camp, Tuolumne County	125	20		145	290	14 50	
48	Rvc C. DeYoe	Carmel, Monterey County	208	23		231	462	23 10	
49	E. G. Adams	Livingston, Merced County	114		14	100	200	10 00	
50	M. S. Meeker	Kerman, Fresno County	199				398	19 90	
51	Z. S. Leymel	Fresno, Fresno County	169				338	16 90	
52	S. L. Heisinger	Selma, Fresno County	169	16		185	370	18 50	
53	Chris N. Jespersen	Paso Robles, San Luis Obispo County	343		10	333	666	33 30	
54	Augustus F. Jewett, Jr.	Hanford, Kings County	214				428	21 40	
55	Frank W. Mixer	Exeter, Tulare County	206	10		216	432	21 60	
56	Robert Lincoln Patterson	Taft, Kern County	278	38			556	27 80	
57	Isaac Jones	Ontario, San Bernardino County	508		24	484	968	48 40	
58	Archibald E. Brock	Redlands, San Bernardino County	508	12		520	1,040	52 00	
59	George R. Blass	Carpinteria, Santa Barbara County	460	12		472	944	47 20	
60	Dan W. Emmett	Santa Paula, Ventura County	490	15		505	1,010	50 50	
61	James C. Crawford	Burbank, Los Angeles County	447		11	456	872	43 60	
62	Walter J. Little	Hermosa Beach, Los Angeles County	447	22		469	938	46 90	
63	Clare Woolwine	Los Angeles, Los Angeles County	447				894	44 70	
64	Harry Lyons	Los Angeles, Los Angeles County	447				894	44 70	
65	William M. Baum	Los Angeles, Los Angeles County	447				894	44 70	
66	William M. Byrne	Los Angeles, Los Angeles County	447				894	44 70	
67	Eleanor Miller	Pasadena, Los Angeles County	447	13		460	920	46 00	
68	Harry E. Sewell	Los Angeles, Los Angeles County	447				894	44 70	
69	Jerome V. Scofield	Huntington Park, Los Angeles County	447	6		453	906	45 30	
70	Morgan Keaton	Long Beach, Los Angeles County	447	22		469	938	46 90	
71	Frank McGinley	Wilmington, Los Angeles County	447	20		467	934	46 70	
72	W. E. Badham	Los Angeles, Los Angeles County	447				894	44 70	
73	James E. Stockwell	Los Angeles, Los Angeles County	447				894	44 70	
74	F. M. Roberts	Los Angeles, Los Angeles County	447				894	44 70	
75	Emory J. Arnold	Los Angeles, Los Angeles County	447				894	44 70	
76	Edward Craig	Brea, Orange County	481		14	467	934	46 70	
77	Chester M. Kline	San Jacinto, Riverside County	512	38		550	1,100	55 00	
78	Myron D. Witter	Brawley, Imperial County	661	18		679	1,358	67 90	
79	William E. Harper	San Diego, San Diego County	573				1,146	57 30	
80	Crowell D. Eddy	National City, San Diego County	573	6		579	1,158	57 90	
		OFFICERS							Amount at 10 cents per mile
	Louis F. Erb	San Francisco, San Francisco County	90				180	\$18 00	

FLYNN, Chairman.

MESSAGES FROM THE GOVERNOR.

The following messages from the Governor were read, and ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, February 18, 1929.

To the Assembly of the State of California.

Pursuant to the provisions of section 312 of the Political Code of the State of California, you are hereby notified that on the thirtieth day of January, 1929, at five o'clock and forty minutes p. m., Assembly Bill No 749 was returned without my approval, and, together with a statement of my objections thereto, was delivered to Arthur A. Ohnimus, Chief Clerk of the Assembly.

Respectfully submitted.

C. C. YOUNG, Governor.

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, January 30, 1929.

To the Assembly of the State of California.

Assembly Bill No. 749 is herewith returned without my approval.

Both the Legislative Counsel's and the Attorney General's offices agree that the bill is not limited to cities of the first and one-half class (Los Angeles), as intended by the author, but applies to all cities that now have or may hereafter have municipal courts.

Furthermore, as an urgency measure it is probably in conflict with section 1 of article IV of the constitution, since it creates new deputies in the office of the clerk of the municipal court and invests him with additional duties of appointment.

The author, Mr. Byrne, has introduced other bills amendatory of the Municipal Court Act, amongst them Assembly Bill No. 969, which may be amended to include all of the essential features intended to be included in this bill, except only the urgency clause.

Respectfully submitted.

C. C. YOUNG, Governor.

ADJOURNMENT.

At eleven o'clock and twenty minutes a.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Tuesday, February 19, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Tuesday, February 19, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—74.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Williamson, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Emmett, Mr. Bliss was granted leave of absence for the day.

On motion of Messrs. Feigenbaum, Cronin and Williamson, Mr. Fry was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Spalding, Mr. W. L. Gillham, San Jose, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Crittenden, Mr. J. W. Struckenbruck and Mr. C. E. Steinegul, members of board of supervisors of San Joaquin County, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

COMMUNICATIONS.

The following communications were read, and ordered printed in the Journal:

By Mr. Speaker:

SANTA BARBARA, CALIFORNIA, February 18, 1929.
Edgar C. Levey, Elks Club, Sacramento, California.

Detained at home by illness. Expect return to Sacramento soon.

GEORGE R. BLISS.

By Mr. Nielsen:

SACRAMENTO, CALIFORNIA, February 18, 1929.
*Hon. Roy J. Nielsen,
State Capitol, Sacramento, California.*

DEAR MR. NIELSEN: The California State Employees Association has directed me to extend through you an invitation to the members of the Assembly and their friends to attend a grand ball to be given in honor of the California Legislature at the Sacramento Memorial Auditorium during the first week of March of this year.

This is to be a strictly invitational affair. Extra invitations are to be furnished on request. We intend to make this affair one of the outstanding social events of the year. This ball is given strictly as a social affair for the pleasure of the present Legislature.

Yours very truly,

J. M. WELSH.

Chairman, Advisory Board State Employees Association.

JOHN T. STAFFORD,

President, California State Employees Association.

By Chief Clerk:

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1929.

MR. SPEAKER: Pursuant to your instructions, the following named person has filed his credentials and is duly recognized as representative of the newspaper set opposite his name:

The Placer Herald—James D. Stewart.

ARTHUR A. OHNIMUS, Chief Clerk.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

LOS ANGELES, CALIFORNIA, February 14, 1929.
To the Honorable, the Senate, State of California.

GREETINGS: At a regular session of the Anti-Elevated Association of Los Angeles, the following resolution was adopted and ordered sent to the Senate of the State of California, the press and the individual members of the Senate.

WHEREAS, There has been a bill known as No. 748 submitted to the Senate of the State of California by Senator Weller for the purpose of construction of rapid transit in the State of California; and

WHEREAS, The bill provides for the construction of this proposed rapid transit system by special assessment district, to be constructed and financed by the property owners of a certain assessment district; and

WHEREAS, The people of the city of Los Angeles object to the construction of any rapid transit system to be financed by special assessment district; and

WHEREAS, The bill provides that proceedings can be started by the petition of 10 per cent of the property of the area affected or by 10 per cent of the assessed valuation of the area affected; and

WHEREAS, If this bill is passed by the legislators of the State of California, every piece of property on the proposed special assessment district will be affected, and will have a tendency to depreciate the property value throughout the State of California; therefore, be it

Resolved, The Anti-Elevated Association of the city of Los Angeles, California, petition your honorable body to first consider the effect of the proposed rapid transit on the people at large; that your honorable body be encouraged to first submit the matter to the popular vote of the people of the State of California, as the bill affects the entire State and not any particular city, as outlined in the bill, and that your honorable body consider the effect of the plan submitted by Senator Weller and the few benefited and many affected.

C. H. ROBERTS.

Also :

February 18, 1929.

To the Members of the Legislature.

Attached hereto is Senate Bill No. 123, by Senator Allen, a companion to Assembly Bill No. 129, by Assemblyman McGuinness. We invite your consideration of this bill. It provides for the payment of expenses of trustees of union and joint union high school districts.

The purpose of the bill is to relieve a situation that exists in these high school districts that lie in the rural and mountain counties where, in many cases, the high school district is almost coextensive with the county and fairness demands that each section of the district be represented on the board. The law requires monthly meetings and annual visits to schools of the district by such high school boards, and we know of instances where board members must travel over one hundred miles and consume two or three days of their time in performing their duties. Although public spirited men will serve without pay, the sacrifice of time and money is too great to ask busy, capable and prominent men of rural and small town sections where we rarely find the man of leisure and of means able to serve. Therefore, to at least insure a man that his public service will not be at a personal loss, and to draw into service men who would otherwise have to shun such service, we must at least reimburse them for expenses incurred. The bill provides for this and it should receive support.

It is analogous to the act providing for mileage to members of boards of education, supervisors and other boards when the members must travel from their place of residence to attend meetings.

It has the sanction of all taxpayers who have considered same, and has the approval and recommendation of the grand jury and board of supervisors in those districts where it has been considered.

The authors will be glad to explain the bill further to any person interested.

Yours very truly,

JAMES M. ALLEN, Senator.
HENRY MCGUINNESS, Assemblyman.

SENATE BILL No. 123.

An act to add a new section to the Political Code, to be numbered 1740a, relating to secondary schools

The people of the State of California do enact as follows :

SECTION 1. A new section is hereby added to the Political Code to be numbered 174a and to read as follows :

174a. Each member of a union high school district, or joint union high school district, board of trustees shall be allowed for travel necessary to attend annual, regular monthly, and special meetings of the high school board of trustees the same rate of mileage, and for service the same per diem, as allowed members of the county board of education under section 1770 (3) of this code. Warrants for such traveling expenses and per diem shall be drawn upon the general fund of the district and signed by a majority of the high school board other than the payee.

Also :

LOS ANGELES, CALIFORNIA, January 18, 1929.

*To the Members of the Assembly, California Legislature,
Sacramento, California.*

HONORABLE SIRS: The Woman's Christian Temperance Union of Southern California, representing 15,000 members, in executive session, earnestly request the passage of the infancy and maternity aid measure in the interests of mothers and children in which we are vitally interested. We are also urging the passage of the bill which provides for separate institutions for women offenders.

Respectfully,

EVA C. WHEELER, President.

ANNA B. HAIL, Corresponding Secretary.

Also :

SALINAS, CALIFORNIA, January 21, 1929.

As our State legislator will be asked to change the school system of California and adopt what is known as the County Unit plan, which is very indefinite and not known to the majority of the residents of California :

WHEREAS, We think there should be more time allowed to investigate this bill, therefore, be it

Resolved, That Community Grange Number 388 is not in favor of said bill as proposed and that a copy of this resolution be sent our Senator and Representative, also our State Master, asking them to use their influence to defeat the bill.

[SEAL]

LILLIAN E. MILLS, Secretary.

Also:

SANTA BARBARA, CALIFORNIA, January 17, 1929.

Relative to the board of supervisors of Santa Barbara County.

(Signed)

DR. M. M. YATES.

Also:

SANTA PAULA, CALIFORNIA, January 16, 1929.

To the California Legislature, Sacramento, California.

Relative to compensation insurance.

(Signed)

S. W. WILLIAMSON.

Also:

ALTADENA, CALIFORNIA, January 19, 1929.

Committee on Old Age Pension.

The Legislative Assembly, Sacramento, California.

GENTLEMEN: I note that some effort is being made to establish an old age pension in California.

I am the head of the International Order of Service, with headquarters at London. The American headquarters are at Altadena, California. I was authorized at convention of last year at Brussels to do anything in my power to assist in the inauguration of old age pensions in all countries where we operate, forty-three in all.

I therefore wish the committee to know that this body is heartily in favor of old age pensions for indigent and helpless people.

Sincerely yours,

MAX WARDELL,

International Secretary, Theosophical Order of Service.

By Chief Clerk:

WATSONVILLE, CALIFORNIA, February 16, 1929.

Mr. Arthur A. Ohnimus, Chief Clerk of the Assembly,
State Capitol, Sacramento, California.

Inclosed is a copy of the statement setting forth the attitude of the board of trustees of the Watsonville School District, relative to the county unit measure for school administration.

Sincerely,

T. S. MACQUIDDY.

February 4, 1929.

We, the undersigned school trustees of the Watsonville School District, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Tax Payers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes.

EVA E. LUTHER.

H. A. HYDE.

FRANK RODGERS.

By Mr. Crittenden:

WHEREAS, Due to the present intensive irrigation and increasing need of irrigation of farm lands in the Sacramento and San Joaquin valleys, coupled with United States government activities in aid of navigation, fresh water that would ordinarily flow down the Suisun Bay and Carquinez Straits has been and will continue to be otherwise diverted, causing the salt water tides to encroach miles up stream, measured in accordance with the particular season; and

WHEREAS, Located in Contra Costa County on said bay, straits and upper San Francisco Bay, are manufactories producing \$550,000,000 annually, which sum exceeds the total annual agricultural production of our entire State of California; and

WHEREAS, The encroachment by salt water up said straits, bay and rivers, due to said water diversion in said valleys, is seriously menacing (a) the productivity of said manufactories, and (b) the irrigation of the farms of the great delta lands, the annual agricultural production of which lands alone equals one-third of the annual agricultural production of the whole State; and

WHEREAS, Legally, said manufactories are entitled (as land and riparian owners) to the uninterrupted flow of said rivers, and said manufactories have, with the welfare of the farmers of said great valleys at heart, held in abeyance legal action in the belief that the people of the State of California would, after investigation was duly made, provide a remedy for the acute situation confronting said industries; and

WHEREAS, Over a period of years, exhaustive investigation by federal, State and district engineers of (a) control of flood waters, (b) control of salinity, (c) means of irrigating lands now threatened with reversion to desert, and (d) the effect of all three on navigation, has been made with the result that the construction of a barrier in or near Carquinez Straits, for the exclusion of salt water from the fresh waters of said rivers, has been recommended by said engineers and reported to be feasible in all particulars, and to be the only certain solution in preventing said salt water encroachment; and

WHEREAS, California Legislative Water Resources Committee, having made its investigation, is now to recommend to the Legislature of the State of California, a practicable, permanent solution of the water problem of this State; now, therefore, be it

Resolved, That we advocate the construction of said barrier and urge said legislative committee to retain said barrier as a unit in the comprehensive plan that said committee recommends to the 1929 Legislature and the people; and be it further

Resolved, That a copy of this resolution be forwarded to the press in order that the people of the State of California may become more thoroughly acquainted with the above condition that so directly affects the welfare of the whole of the State of California.

MARTINEZ CHAMBER OF COMMERCE

ROBT. B. BORLAND, President.

L. E. MULLEN, Chairman of Committee.

By Mr. Williams:

LONE PINE, CALIFORNIA, November 3, 1928

Be it resolved, That this annual meeting of the Eastern Sierras Packers' Protective Association, in session at Independence, California, this third day of November, 1928, unanimously approve the proposed amendments to the fish and game laws for District 4½ as proposed by the Rainbow Club of Bishop; and be it further

Resolved, That this association heartily endorse the proposed changes, and be it further

Resolved, That this association extend to the Rainbow Club and its president, Mr. Roy Boothe, thanks for their cooperation in endeavoring to improve the existing fish and game regulations; and be it further

Resolved, That a copy of these resolutions be forwarded to the Rainbow Club to be attached to the proposed changes, together with any other statements of endorsement they may have.

EASTERN SIERRAS PACKERS' PROTECTIVE ASSOCIATION.

(Signed)

FRANK CHRYSLER, President.

R. R. HENDERSON, Secretary.

Also:

BISHOP, CALIFORNIA.

At the regular meeting of the Chamber of Commerce of Bishop, California, the following resolution was introduced and unanimously adopted:

Resolved, That the Bishop Chamber of Commerce endorse the program outlined by the Rainbow Club as to proposed amendments of fish and game laws pertaining to District 4½, attached hereto, and that a copy of this resolution be spread upon the minutes of this body.

That the Bishop Chamber of Commerce further urge and request that the amendments referred to be adopted at the next regular session of the Legislature of the State of California.

Dated at Bishop, California, September 19, 1928.

BISHOP CHAMBER OF COMMERCE.

D. E. LUTZ, Secretary.

Also:

INDEPENDENCE, CALIFORNIA, November 5, 1928.

Be it resolved, And it is hereby ordered that the board of supervisors of Inyo County hereby endorse the attached recommendations of the Rainbow Club of Bishop, as approved by the Mono County board of supervisors, with the following exceptions: The board believes the opening and closing of the season on golden trout should be the same as on other trout, as this species is so widely distributed as to make it impracticable to have the opening or closing on different dates, as a difference in the season would only lead to a confusion among fishermen and a tendency toward violation of the game laws.

[SEAL]

GEO. W. NAYLOR,

Chairman Board of Supervisors, Inyo County.

Attest: LOUIS H. BODLE, Clerk.

Also :

To the Honorable Legislature of California Convening in Session, 1929.

We, the undersigned sportsmen of California, believe that the maintenance of closed season on trout during the month of May in District 44 is not necessary for the protection of the fish therein, and hereby petition your earnest consideration of a change back to the former open season, May 1 to October 31, on all species except golden trout, which should remain from June 15 to October 15.

F. L. LOGAN,

And 680 others.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, February 16, 1929.

MR SPEAKER: Your Committee on Attaches respectfully begs leave to report that it has carefully considered the applications for the various positions and desires to submit the following resolution:

Resolved, That the following named persons be and they are hereby appointed and employed for the position and per diem set opposite their respective names.

The appointment of the following named persons to date from and include the eighteenth day of February, 1929:

C. William Booth, First Assistant Clerk.....	\$9 00
Lena Sorensen, File Clerk.....	7 00
R. W. Gloss, Assistant Clerk.....	7 00
Howard S. McIntire, Assistant Clerk.....	7 00
Fred J. Desch, History Clerk.....	7 00
Charles Erb, Assistant Clerk.....	7 00
Beth Rice, Assistant History Clerk.....	5 00
Arthur Ferguson, Sergeant-at-Arms.....	8 00
G. S. Scannell, Assistant Sergeant-at-Arms.....	5 00
Lee Richardson, Assistant Sergeant-at-Arms.....	5 00
W. H. Murphy, Assistant Sergeant-at-Arms.....	5 00
O. J. Coppersmith, Assistant Sergeant-at-Arms.....	5 00
W. I. Gunlock, Assistant Sergeant-at-Arms.....	5 00
B. J. Cohn, Assistant Sergeant-at-Arms.....	5 00
Madge Cross, Chief Stenographer.....	6 00
May E. Allen, Stenographer.....	5 00
Myrtle Dwyer, Stenographer.....	5 00
Martha Jane Clarke, Stenographer.....	5 00
Theodosia Hunter, Stenographer.....	5 00
Lucille Grady, Stenographer.....	5 00
Robert Hageman, Engrossment Clerk.....	7 00
Irene Flynn, Stenographer.....	5 00
Louis Harris, Page.....	2 50
Charles Spear, Page.....	2 50
Jack A. Pettis, Page.....	2 50
Jack Win-Jow, Page.....	2 50
Joe Anderson, Page.....	2 50

The appointment of the following named persons to date from and including the nineteenth day of February, 1929:

Dorothy Wilson, Stenographer.....	\$5 00
Lydia C. Williams, Journal Clerk.....	7 00
Mrs. W. A. Feeley, Assistant Journal Clerk.....	5 00

Said per diem to be paid out of the fund for the payment of officers and employees of the Assembly, and the Controller is hereby authorized and directed to draw warrants from said funds in favor of the above named persons for said per diem, and the said Treasurer is hereby authorized to pay the same.

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Heisinger, Hoffman, Hofmann, Ingels, Jewett, Jones, Jost, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer,

Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Wright, Young, and Mr. Speaker—65.
 NOES—None.

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 57—An act to amend section 540 of the Code of Civil Procedure, relating to the form of the writ of attachment;

Also: Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered re-referred to Committee on Judiciary.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 450—An act to amend section 4236b, 4236c, 4236d, 4236f, 4236g, 4236h, 4236j, 4236k, inclusive, of the Political Code, relating to county and township officers in counties of the seventh class, the assistants, deputies, and other employees of said officers, and provided for the compensation of said officers and said assistants, deputies, and other employees.

Also: Assembly Bill No. 850—An act to amend section 19f of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the probation officer and assistants in counties of the seventh class and the salaries thereof;

Also: Assembly Bill No. 143—An act to amend section 4272 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-third class.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 773—An act to amend section 4041 of the Political Code and to add twenty-five new sections to said code, to be numbered 4041.1 to 4041.25, both inclusive, relating to jurisdiction and powers of boards of supervisors.

Also: Assembly Bill No. 877—An act to amend section 4266 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-seventh class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON MILEAGE.

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1929.

MR. SPEAKER: Your Committee on Mileage begs leave to report that it has computed the mileage according to section 208 of the Political Code, and recommends the adoption of the resolution herewith:

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrant upon the proper fund in favor of the following named officers and members of the Assembly for the amounts set opposite their names, and the State Treasurer is hereby directed and ordered to pay the same:

Henry McGinness -----	\$25 00
Robert F. Fisher -----	29 20
Roscoe J. Anderson -----	17 10
Forrest R. Young -----	13 60
Van Bernard -----	10 30
R. R. Ingels -----	15 00
Charles H. Deuel -----	11 40
Fred B. Noyes -----	5 00
Jerrold L. Seawell -----	1 80
Ernest C. Crowley -----	4 00
Frank L. Coombs -----	6 10
Hubert B. Scudder -----	9 70
Frank W. Luttrell -----	9 00
Roy J. Nielsen -----	-----

Percy G. West	-----	-----
H. E. Dullinger	-----	\$6 00
Chas. F. Reindollar	-----	10 50
Robert P. Easley	-----	8 00
Bradford S. Crittenden	-----	6 80
F. C. Cloudsley	-----	4 80
Fred C. Hawes	-----	9 00
James C. Flynn	-----	9 00
Joseph P. Gilmore	-----	9 00
James L. Quigley	-----	9 00
Wm. B. Hornblower	-----	9 00
Ray Williamson	-----	9 00
Melvyn I. Cronin	-----	9 00
Edgar C. Levey	-----	9 00
Harry F. Morrison	-----	9 00
Robert B. Fry	-----	9 00
B. J. Feigenbaum	-----	9 00
James A. Miller	-----	9 00
Charles A. Oliva	-----	9 00
Wm. P. Jost	-----	9 80
Roy Bishop	-----	8 90
William W. Hoffman	-----	8 40
Eugene W. Roland	-----	8 40
Walter W. Feeley	-----	8 40
M. J. McDonough	-----	8 40
Harold C. Cloudman	-----	8 40
Albert Henry Morgan, Jr.	-----	8 40
Harry L. Parkman	-----	11 90
Bert B. Snyder	-----	19 80
T. M. Wright	-----	12 80
C. C. Spalding	-----	13 80
Frank B. Collier	-----	7 70
Dan E. Williams	-----	14 50
Ray C. DeYoe	-----	23 10
E. G. Adams	-----	10 00
M. S. Meeker	-----	16 90
Z. S. Leymel	-----	16 90
S. L. Heisinger	-----	18 50
Chris N. Jespersen	-----	33 30
Augustus F. Jewett	-----	21 40
Frank W. Mixer	-----	21 60
Robert Lincoln Patterson	-----	31 60
Isaac Jones	-----	48 40
Archibald E. Brock	-----	52 00
George R. Bliss	-----	47 20
Dan W. Emmett	-----	50 50
James C. Crawford	-----	43 60
Walter J. Little	-----	46 90
Clare Woolwine	-----	44 70
Harry Lyons	-----	44 70
Willis M. Baum	-----	44 70
William M. Byrne	-----	44 70
Eleanor Miller	-----	46 00
Harry F. Sewell	-----	44 70
Jerome V. Scofield	-----	45 30
Morgan Keaton	-----	46 90
Frank McGinley	-----	46 70
W. E. Badham	-----	44 70
James E. Stockwell	-----	44 70
F. M. Roberts	-----	44 70
Emory J. Arnold	-----	44 70
Edward Craig	-----	46 70
Chester M. Kline	-----	55 00
Meron D. Witter	-----	67 90
William E. Harper	-----	57 30
Crowell D. Eddy	-----	57 90
OFFICERS.		
Louis F. Erb	-----	18 00

FLYNN, Chairman.

Mr Flynn moved the adoption of the report and resolution.
The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote :

AYES—Adams, Anderson, Arnold, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Cronin, Crowley, Denel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Kline, Leymel, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Williamson, Wright, and Mr. Speaker—58.

NOES—None.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented :
By Mr. Byrne :

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows :

An act providing for the protection and assistance of aged persons under certain conditions in the State of California, and prescribing penalties for violation of the provisions hereof and making an appropriation for the carrying out of its purposes.

Referred to Committee on Introduction of Bills.

CONSIDERATION OF GOVERNOR'S VETO OF ASSEMBLY BILL NUMBER
SEVEN HUNDRED FORTY-NINE.

Assembly Bill No. 749—An act to add a new section to be numbered 7a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, and terms of office, qualification and compensation and for the selection of jurors therein," approved May 3, 1925, as amended, relating to the number of clerks, officers and attaches of municipal courts and their deputies; and to fix the compensation therefor.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto of the Governor sustained by the following vote :

AYES—Arnold, and Stockwell—2.

NOES—Adams, Anderson, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Williams, Williamson, Wright, Young, and Mr. Speaker—63

RESOLUTION.

The following resolution was offered :

By Mr. Jones :

SACRAMENTO, CALIFORNIA, February 18, 1929.

Be it Resolved, That the members of the Assembly, and each of them, may absent themselves from the State of California, from the nineteenth day of February, 1929, up to and including the twenty-fourth day of February, 1929.

Resolution read, and on motion adopted.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, February 19, 1929.

*To the Senate and Assembly of the State of California,
Sacramento, California.*

Assembly Bill No. 30 makes appropriation to meet the deficiency in the appropriation for the construction and equipment of building at Chico State Teachers College.

In my opinion the appropriation necessary for such expenditure during the remainder of the eightieth fiscal year constitutes an emergency within the meaning of article IV, section 34 of the constitution, and I therefore recommend the passage of this bill as an emergency measure.

Respectfully submitted,

C. C. YOUNG, Governor.

MOTION TO WITHDRAW BILL.

Mr. Deuel asked for, and was granted unanimous consent to withdraw Assembly Bill No. 30 from Committee on Teachers Colleges.

CONSIDERATION OF ASSEMBLY BILL NUMBER THIRTY.

Assembly Bill No. 30—An act making an appropriation to meet the deficiency in the appropriation for the construction and equipment of building at Chico State Teachers College.

RESOLUTION.

The following resolution was offered:

By Mr. Deuel:

Resolved, That Assembly Bill No. 30 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Deuel moved the adoption of the resolution.

The question being on the adoption of the resolution

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Klue, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Qungley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williamson, Wright, Young, and Mr. Speaker—62.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Assembly Bill No. 30.

SECOND READING OF ASSEMBLY BILL NUMBER THIRTY.

Assembly Bill No. 30—An act making an appropriation to meet the deficiency in the appropriation for the construction and equipment of building at Chico State Teachers College.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—64.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER THIRTY.

Assembly Bill No. 30—An act making an appropriation to meet the deficiency in the appropriation for the construction and equipment of building at Chico State Teachers College.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 30 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

RESOLUTION.

The following resolution was offered :

By Messrs. Little, Woolwine, Sewell, Cloudsley and Hornblower :

SACRAMENTO, CALIFORNIA, February 18, 1929.

Resolved, That the sum of five thousand dollars (\$5,000.00), or whatever may be necessary of that sum, be appropriated out of the contingent fund of the Assembly, for the purpose of paying the expenses of the select committee, composed of Messrs. Little, Sewell, Woolwine, Cloudsley and Hornblower, appointed by the Speaker, pursuant to the resolution adopted by the Assembly on the eighteenth day of January, 1929, for the purpose of investigating the judicial conduct of Judge Carlos S. Hardy, a judge of the superior court of the State of California in and for the county of Los Angeles; and be it further

Resolved, That the Controller is hereby authorized and directed to draw warrants from said funds in favor of the members of the committee for their expenses incurred in said investigation in such amounts as said committee may by resolution determine.

The above resolution ordered referred to Committee on Contingent Expenses.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read :

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1929.

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WEST, Chairman.

REQUEST FOR UNANIMOUS CONSENT.

Mr. West asked for and was granted unanimous consent to take up Assembly Bill No. 677, at this time, without reference to file.

SECOND READING OF ASSEMBLY BILL NUMBER SIX HUNDRED SEVENTY-SEVEN.

Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, substitute the words "doing business" for "located".

AMENDMENT NUMBER TWO.

On page 2, line 19, of the printed bill, substitute the word "hereinafter" for the word "herein" and insert the word "national" after the word "include".

AMENDMENT NUMBER THREE.

On page 3, line 13, of the printed bill, substitute the word "during" for the word "for".

AMENDMENT NUMBER FOUR.

On page 3, line 16, of the printed bill, substitute the words "with the consent" for the words "in the discretion".

AMENDMENT NUMBER FIVE.

On page 3, line 51, of the printed bill, strike out the words "used in the business".

AMENDMENT NUMBER SIX.

On page 4, between lines 11 and 12, of the printed bill, insert the following paragraph

"The basis upon which depletion is to be allowed in respect of any property shall be as provided in sections 113 and 114 of the said revenue act of 1928."

AMENDMENT NUMBER SEVEN.

On page 4, line 41, of the printed bill, after the word "received" insert "during the taxable year".

AMENDMENT NUMBER EIGHT.

On page 4, line 42, of the printed bill, strike out the words following "state", strike out lines 43 and 44, strike out line 45 to and including the word "state"; and in line 47 strike out the words "by a corporation or bank".

AMENDMENT NUMBER NINE.

On page 4, line 52, of the printed bill, strike out all of line 2 beginning with the word "already"; strike out lines 1, 2 and 3, page 5, and substitute in lieu thereof "been received from income arising out of business done in this state".

AMENDMENT NUMBER TEN.

On page 5 of the printed bill, insert between lines 40 and 41 an additional paragraph to section 8 reading as follows:

"(1) In the case of other associations, organized and operated in whole or in part on a cooperative or a mutual basis, all income resulting from or arising out of business activities for or with their members, or with nonmembers, done on a non-profit basis."

AMENDMENT NUMBER ELEVEN.

On page 5 of the printed bill, insert the following at the end of paragraph (1) which is to be inserted by Amendment No. 10:

"If any deduction provided for in this section is finally adjudged discriminatory against a national banking association contrary to section 5219 of the Revised Statutes of the United States, or is for any reason invalid, in that event the tax of the favored taxpayer shall be recomputed by the tax commissioner, as of the time of the allowance of the deduction, by disallowing the deduction, and any difference between the amount of the tax as recomputed and the amount of the tax as originally computed shall be subject to the provisions hereof relating to original computations."

AMENDMENT NUMBER TWELVE.

On page 6, line 14, of the printed bill, substitute for the words "seems to him best" the words "is fairly", and in line 16 substitute for the word "void" the word "avoid".

AMENDMENT NUMBER THIRTEEN.

On page 6, line 43, of the printed bill, strike out the words "seventy-five" in lines 42 and 43 and substitute therefor the words "two months and fifteen", and insert a comma after the word "year" in line 50 on said page and a comma after "1928" in line 52 on said page.

AMENDMENT NUMBER FOURTEEN.

On page 6, line 44, of the printed bill, substitute the word "return" for the word "report".

AMENDMENT NUMBER FIFTEEN.

On page 7, line 12, of the printed bill, strike out all that follows the word "banks", and all of lines 13 and 14 and insert in lieu thereof as a separate paragraph of section 14 the following:

"An affiliated group of banks or corporations, or of one or more banks and one or more corporations shall, subject to the provisions of this section, have the privilege of making a consolidated return for any taxable year in lieu of separate returns. In the case of a bank or corporation which is a member of the affiliated group for a fractional part of the year the consolidated return shall include the income of such bank or corporation for such part of the year as it is a member of the affiliated group. As used in this section an affiliated group means one or more banks or corporations connected through stock ownership with a common parent bank or corporation if, (a) at least ninety-five per centum of the stock of each of the banks or corporations, except the common parent bank or corporation, is owned directly by one or more of the other banks or corporations, and the common parent bank or corporation owns directly at least ninety-five per centum of the stock of at least one of the other banks or corporations; or (b) at least ninety-five per centum of the stock of two or more banks or corporations is owned by the same interest. As used in this section the term "stock" does not include nonvoting stock which is limited and preferred as to dividends."

AMENDMENT NUMBER SIXTEEN.

On page 7, lines 15 17, 20, 26, 37, 38, 43 and 49, of the printed bill, substitute the word "return" for the word "report".

AMENDMENT NUMBER SEVENTEEN.

On page 1, line 39, of the printed bill, strike out the words "of not less than three hundred dollars", and in line 40, strike out "\$300" and".

AMENDMENT NUMBER EIGHTEEN.

On page 7, line 37, of the printed bill, insert immediately preceding the word "or" the words "or failing or refusing to furnish a supplemental return or other data,".

AMENDMENT NUMBER NINETEEN.

On page 8, line 20, of the printed bill, substitute the word "recognized" for "realize".

AMENDMENT NUMBER TWENTY.

On page 8 of the printed bill, strike out all of lines 37 to 52, inclusive, and on page 9, strike out all of lines 1 to 31, inclusive, and insert in lieu thereof the following:

"Sec. 23. One-half the total amount of tax disclosed by the return shall be due and payable on or before the fifteenth day of the third month following the close of the taxable year, as defined in section 11 hereof. The balance of the tax shall be due and payable on or before the fifteenth day of the ninth month following the close of the taxable year. A tax imposed by this act or any installment thereof may be paid at the election of the taxpayer, prior to the date prescribed for its payment.

Where an extension of time for filing returns has been granted by the commissioner under the provisions of section 15 of this act, the first installment shall be said prior to the expiration of such extension.

If one-half of the tax is not paid on or before its due date, or the due date as extended by the commissioner, it shall be delinquent and a penalty of fifteen per cent added thereto. If the balance is not paid at the time it is due and payable, it shall be delinquent and a penalty of five per cent added thereto. At the time of the delinquency of the second installment an additional penalty of five per cent shall be added to the first installment unless that installment has theretofore been paid.

All taxes and interest imposed under this act must be paid to the controller of the state at Sacramento and shall by him be ordered into the state treasury. The controller must give a receipt to the taxpayer for every payment.

Sec. 24 (a) Interest upon the amount determined as a deficiency under the provisions of section 25 of this act shall be assessed at the same time as the deficiency, shall be paid upon notice and demand from the commissioner, and shall be collected as a part of the tax, at the rate of six per centum per annum from the date prescribed for the payment of the tax (or, if the tax is paid in installments, from the date prescribed for the payment of the first installment) to the date the deficiency is assessed.

(b) If the time for the payment of the tax or any installment thereof has been extended, under the provisions of section 23 of this act, there shall be collected as part of such tax, interest thereon at the rate of six per centum per annum from the date when such payment should have been made if no extension had been granted, until the expiration of the period of the extension.

(c) If the amount determined by the taxpayer as the tax imposed by this act, or any installment thereof, or any part of such amount or installment is not paid on or before the date prescribed for its payment, there shall be collected as a part of the tax, interest upon such unpaid amount at the rate of one per centum a month from the date prescribed for its payment until it is paid.

(d) Where an extension of time for payment of the amount so determined as the tax by the taxpayer, or any installment thereof, has been granted, and the amount the time for payment of which has been extended, and the interest thereon determined as provided hereinabove, is not paid in full prior to the expiration of the period of the extension, then, in lieu of the interest provided for in subsection (b) of this section, interest at the rate of one per centum a month shall be collected on such unpaid amount from the date of the expiration of the period of the extension until it is paid.

(e) Where a deficiency, or any interest or penalties assessed under this act have not been paid in full within ten days from the date of notice and demand from the commissioner, there shall be collected as part of the tax, interest upon the unpaid amount at the rate of one per centum a month from the date of such notice and demand until such assessment is paid.

Sec. 25. As soon as practicable after the return is filed the commissioner shall examine it and shall determine the correct amount of the tax. If the commissioner determines that the tax disclosed by the original return is less than the tax disclosed by his examination he shall mail notice to the taxpayer at its post-office address (which must appear on its report) of the additional tax proposed to be assessed against it. Such notice shall set forth the details of the proposed additional assessment and of computing said tax.

Within sixty days after the mailing of said notice the taxpayer may file with the commissioner a written protest against the levy of the proposed additional tax, as computed by the commissioner, specifying therein the grounds upon which the protest is based. The protest must be under oath.

If no such protest is so filed the amount of the tax shall be final upon the expiration of said sixty-day period. If a protest is so filed it shall be the duty of the commissioner to reconsider the computation and levy the tax complained of, and if the taxpayer has so requested in his protest, it shall be the duty of the commissioner to grant said taxpayer, or his authorized representatives, an oral hearing. After consideration of the protest and the evidence adduced in the event of such oral hearing, the commissioner's action upon the protest shall be final upon the expiration of the thirty days from the date when he mails to the taxpayer notice of his action, unless within that thirty-day period the taxpayer appeals in writing from the action of the commissioner to the state board of equalization. The appeal must be addressed and mailed to the state board of equalization at Sacramento, and a copy of the appeal addressed and mailed at the same time to the commissioner at Sacramento. The determination by said board upon said appeal of the amount of the tax shall be final unless set aside by a court of competent jurisdiction in an action filed by the taxpayer in the manner hereinafter provided. The controller of the state must be notified by the commissioner or by said board, as the case may be, of the final amount of the tax.

A certificate by the commissioner of the mailing of the notices specified in this section shall be prima facie evidence of the computation and levy of the deficiency in tax and of the giving of said notices."

AMENDMENT NUMBER TWENTY-ONE.

On page 9 of the printed bill, strike out all of lines 32 to 46, inclusive, and insert in lieu thereof the following:

"Sec. 26. A corporation subject to the tax herein provided for, shall receive an offset against said tax, up to ninety per cent thereof, for such personal property taxes paid by it to the state, or to any county, city and county, city, town or other political subdivision thereof, as has been paid during the taxable year. At the time of payment of first installment of tax under the provisions of section 23 of this act, each taxpayer claiming an offset against the tax shall submit to the controller of the state evidence in such form as such controller shall prescribe in support of such claims. At the request of said controller, the commissioner shall assist him in the determination of the proper amount of said offset.

Where a consolidated return has been made under section 14 hereof the offset allowable against the tax liability of the consolidated group include said personal property taxes paid during said period by all corporations which are included in the consolidated group, subject to said ninety per cent limitation.

If a corporation in payment the tax provided for in this act has been allowed an offset in the computation of its tax, the commissioner shall apply the four per cent rate to such offset and the amount so computed shall be added to and included in the tax of the corporation under section 23 hereof."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

INTRODUCTION AND REFERENCE OF BILL.

The following concurrent resolution was introduced, and referred as indicated :

By Mr. Leymel: Assembly Concurrent Resolution No. 11—Relative to the suppression of traffic in narcotic drugs, and authorizing the appointment of a committee for the purpose of considering and recommending the enactment of effective and uniform laws governing traffic in narcotic drugs and related matters.

Introduced, and referred to Committee on Medical and Dental Laws

REQUEST TO USE ASSEMBLY CHAMBER.

By unanimous consent, the Boy Scouts of America were granted the use of the Assembly Chamber for Washington's Birthday, February 22, 1929.

ADJOURNMENT.

At eleven o'clock and fifteen minutes a.m. on motion of Mr. Jones the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Wednesday, February 20, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Wednesday, February 20, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgau, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Emmett, Mr. Bliss was granted leave of absence for the day.

GUEST ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Messrs. Wright and Spalding, Prof. Henry Meade Bland, San Jose State Teachers College, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

MOTION TO SUSPEND RULE.

Mr. Williamson moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

MALIN, OREGON, February 14, 1929.

To the California Legislature, Sacramento, California.

The members of The Malin Commercial Club, in regular convention assembled, on February 11, 1929, by a large majority vote passed a resolution approving and endorsing passage of a bill recently introduced in the California Legislature by Assemblyman Forrest R. Young making the road from the State line near Malin, Oregon, to Susanville, California, a part of the State highway system of California and urging the early construction of a highway over this road, this road being considered one of the most important roads for improvement in the State.

F. M. TROUT, President.
By A. E. STREET, Secretary.

Also:

LOS ANGELES, February 19, 1929.

To the California Legislature, Sacramento, California.

Relative to signal device for motor vehicles.
(Signed)

H. G. TUTHILL.

Also:

MALIN, OREGON, February 13, 1929.

To the California Legislature.

The members of Tule Lake Post No. 164, The American Legion, Department of California, in regular convention assembled on February 12, 1929, unanimously adopted a resolution approving and recommending passage of a bill introduced in the California Legislature recently by Assemblyman Forrest R. Young, making the road from the State line near Malin, Oregon, to Susanville, California, a part of the highway system of the State of California, and urging the early construction of a highway over this road.

JOE ZUMPF, Commander.

Attest: F. E. JOHNSON, Adjutant.

By Mr. Easley:

MARTINEZ, CALIFORNIA, February 18, 1929.

*Hon. E. G. Adams,
Secretary California Legislative Water Resources Committee,
Sacramento, California.*

DEAR SIR: Enclosed herewith please find resolution of board of supervisors of Contra Costa County recommending the inclusion in your report of the construction of a bay barrier to stop the inflow of saline waters into the upper streams of the San Joaquin and Sacramento rivers.

Yours very truly,

J. H. WELLS,
Clerk of the Board of Supervisors of
Contra Costa County, California.

IN THE MATTER OF CONSERVATION OF WATER RESOURCES OF CALIFORNIA.

WHEREAS, The county of Contra Costa is a manufacturing county, bordering on the bay of San Francisco, Carquinez Straits, Suisun Bay, and Sacramento and San

Joaquin rivers, with seventy miles of water front available for industrial development; and

WHEREAS, The industries of said county are dependent on fresh water for their existence; and

WHEREAS, Said industries bordering on the Suisun Bay and Sacramento and San Joaquin rivers were dependent upon and used fresh waters from said bay and rivers prior to the diversion of said waters by government and private irrigation and reclamation projects; and

WHEREAS, The county of Contra Costa has many acres of available delta lands which are subject to and irrigated from the waters of the San Joaquin and Sacramento rivers; and

WHEREAS, The diversion of said waters from the said streams by government and private irrigation and reclamation projects, has allowed the salt waters of the ocean to back up in said streams to such an extent as to impair the use of said waters for industrial and irrigation purposes; and

WHEREAS, It appears to this board that the only solution of said problem of restoring said fresh waters to the use of the manufacturing and irrigation districts in the county of Contra Costa, is the location of a bay barrier or barriers at points that will stop the inflow of the saline waters into said streams; therefore, be it

Resolved, That this board hereby urges and recommends to the California Legislative Water Resources Committee that they include within their report, a recommendation to the Legislature for the erection and construction of a bay barrier to stop the inflow of saline waters into the upper streams, as a part of the coordinated program of development and conservation of water resources.

The foregoing resolution was presented by Supervisor Havden and seconded by Supervisor Trembath, and adopted by the unanimous vote of the board.

[SEAL]

J. H. WELLS, Clerk.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

By Chief Clerk:

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Pursuant to your instructions, the following named person has filed his credentials and is duly recognized as representative of the newspaper set opposite his name

San Francisco Business—Richard W. Barrett.

ARTHUR A. OHNIMUS, Chief Clerk.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 821—An act relating to maximum rates of tax for school district purposes—has had the same under consideration, and respectfully reports the same back, without recommendation, as amended.

BYRNE, Chairman

The above reported bill ordered on file for second reading.

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 873—An act to amend an act entitled "An act to provide for the registration of brands and earmarks the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof," approved June 3, 1921—has had the same under consideration, and respectfully reports the same back, without recommendation, as amended.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

ON FEDERAL RELATIONS

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 3—Relative to memorializing Congress to adopt a bill

to provide compensation in lieu of taxes for the several states with respect to certain lands of the United States within the borders of said states, and for other purposes—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

BAUM, Vice Chairman.

The above reported joint resolution ordered to engrossment.

ON PRISONS AND REFORMATORIES.

ASSEMBLY CHAMBER, SACRAMENTO, February 19, 1929.

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 91—An act to amend section 1576 of the Penal Code, relating to salaries of prison employees;

Also: Assembly Bill No. 885—An act to amend section 1587 of the Political Code, relating to the treatment of prisoners;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

HAWES, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 374—An act making an appropriation for the construction and equipment of quarters for prison guards at San Quentin Prison;

Also: Assembly Bill No. 375—An act to amend an act entitled "An act to amend an act entitled 'An act to amend section 1 of an act entitled "An act amending an act making an appropriation for the establishment of a permanent fund for the purchase of jute to be manufactured at the State Prison at San Quentin, approved March 9, 1885," approved March 10, 1889, and to provide for the disposition and use of the surplus money received from the sale of jute goods and not needed for the "revolving fund" provided for in said act,' approved March 24, 1911, as amended, approved May 23, 1925, as amended.";
Has had the same under consideration, and respectfully reports the same back, and recommends that they be re-referred to Committee on Ways and Means.

HAWES, Chairman.

The above reported bills ordered re-referred to Committee on Ways and Means.

ON MOTOR VEHICLES.

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 448—An act making an appropriation for the purchase of a land site and the construction and equipment of a warehouse thereon, for the use of the Division of Motor Vehicles, and such other State uses as may be approved by the Director of Finance; transferring certain moneys to the general fund and abolishing the transfer and operators' license fund—has had the same under consideration, and respectfully reports the same back, and recommends that the same be re-referred to Committee on Ways and Means.

NIELSEN, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 777—An act to amend section 597a of the Penal Code, relating to cruelty to animals—has had the same under consideration, and respectfully reports the same back, and recommends that the same be re-referred to Committee on Live Stock and Dairies.

NIELSEN, Chairman.

The above reported bill ordered re-referred to Committee on Live Stock and Dairies.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Concurrent Resolution No. 8—Relative to the creation of a committee for the purpose of making a comprehensive study into the subject of grade crossing accidents and

delays and reporting thereon to the Legislature of the State of California—has had the same under consideration, and respectfully reports the same back, without recommendation, as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 158—An act to regulate and control aircraft and navigation in the air between points within the State of California in the interest of public safety and providing for the registration and identification of aircraft, and for the rating, examination, and licensing of same, etc.—has had the same under consideration, and respectfully reports the same back, and recommends that the same be re-referred to Committee on Aviation and Aircraft.

NIELSEN, Chairman.

The above reported bill ordered re-referred to Committee on Aviation and Aircraft.

ON CONTINGENT EXPENSES.

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred the following resolution by Messrs. Little, Woolwine, Sewell, Cloudsley and Hornblower:

SACRAMENTO, CALIFORNIA, February 18, 1929.

Resolved, That the sum of five thousand dollars (\$5,000), or whatever may be necessary of that sum, be appropriated out of the contingent fund of the Assembly, for the purpose of paying the expenses of the select committee, composed of Messrs. Little, Sewell, Woolwine, Cloudsley and Hornblower, appointed by the Speaker, pursuant to the resolution adopted by the Assembly on the eighteenth day of January, 1929, for the purpose of investigating the judicial conduct of Judge Carlos S. Hardy, a judge of the superior court of the State of California, in and for the county of Los Angeles; and be it further

Resolved, That the Controller is hereby authorized and directed to draw warrants from said funds in favor of the members of the committee for their expenses incurred in said investigation in such amounts as said committee may by resolution determine. Has had the same under consideration, and respectfully reports the same back, and recommends that the same be adopted.

SNYDER, Chairman.

Mr. Snyder moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Harper, Hayes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Levmel, Luttrell, McDonough, McGinley, Mc Guinness, Meeker, Miller, Eleanor; Myxer, Morgan, Nielsen, Naves, Parkman, Patterson, Reindollar, Roland, Scofield, Scudder, Senwell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—59.

NOES—None.

Also:

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred the following resolution by Mr. Snyder:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the persons or firms listed below, and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same:

Cascade Towel Supply Company (towel service)-----	\$19 86
Bert Woodall (floral wreath for Judge Hart)-----	25 00
Bancroft-Whitney Company (81 sets Treadwell's constitutions; 81 sets Robert's Rules of Order)-----	405 00
Carithers Sign Company (lettering on doors)-----	11 15
Pacific States Electric Company (green shades)-----	13 61

Has had the same under consideration, and respectfully reports the same back, and recommends that the same be adopted.

SNYDER, Chairman.

Mr. Snyder moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixter, Morgan, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—61.

NOES—None.

Also:

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred the following resolution by Mr. Snyder:

Resolved, That the Controller be, and he is hereby, authorized and directed to draw his warrant upon the contingent expense fund in favor of Arthur A. Ohnimus, Chief Clerk, and the State Treasurer is hereby directed to pay the same, for the sum of one hundred (\$100) dollars, said amount being for the payment of postage, telegraphing, expressage and incidental expenses of the Chief Clerk's office.

Has had the same under consideration, and respectfully reports the same back, and recommends that the same be adopted.

SNYDER, Chairman.

Mr. Snyder moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, McGinley, McGuinness, Meeker, Miller, Eleanor, Mixter, Morgan, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—59.

NOES—None.

ON LIVE STOCK AND DAIRIES

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 225—An act to amend section 11 of an act entitled "An act to regulate the public service of stallions and jacks in the State of California," approved May 1, 1911, as amended, relating to the disposition of fees:

Also: Assembly Bill No. 226—An act to amend section 4 of an act entitled "An act to regulate the preparation, manufacture, care and marketing of milk products, to prevent fraud and to protect the public health in the preparation and marketing of said milk products, to prohibit the introduction of foreign fats into milk products, providing for the enforcement and prescribing penalties for the violation hereof," approved May 29, 1923, as amended:

Also: Assembly Bill No. 806—An act to amend section 4149a of the Political Code, relating to the duties of the live stock inspector;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

BERNARD, Chairman.

The above reported bills ordered on file for second reading.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Keaton.

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

Referred to Committee on Introduction of Bills.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to whom was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Byrne: An act providing for the protection and assistance of aged persons under certain conditions in the State of California and prescribing penalties for violation of the provisions hereof and making an appropriation for the carrying out of its purposes.

By Mr. Keaton: An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, Williams, Williamson, Wright, Young, and Mr. Speaker—63.

NOES—None.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, February 19, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Assembly Bill No. 30—An act making an appropriation to meet the deficiency in the appropriation for the construction and equipment of building at Chico State Teachers College.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Byrne: Assembly Bill No. 1046—An act providing for the protection and assistance of aged persons under certain conditions in the State of California and prescribing penalties for violation of the provisions hereof and making an appropriation for the carrying out of its purposes.

Bill read first time, and referred to Committee on Pensions.

By Mr. Keaton: Assembly Bill No. 1047—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

Bill read first time, and referred to Committee on Revenue and Taxation.

MOTION.

Mr. Keaton moved that the following comment relative to Assembly Bill No. 1047 be printed in the Journal.

Motion carried.

COMMENT RELATIVE TO THE PROPOSED ACT TO CARRY INTO EFFECT THE PROVISIONS OF SECTION 16 OF ARTICLE XIII OF THE CONSTITUTION RELATING TO BANK AND CORPORATION TAXES.

It has been attempted to make this act concise and directly to the point as possible. Section 1 contains its short title and section 2 contains the definition of all the essential terms of the law such as bank, corporation, doing business, taxable year, dividend and net income. Included within the definition of net income is an adequate formula for the allocation of the receipts of banks or corporations doing business in more than one state.

In sections 3, 4 and 5 of the act is provision for the taxing of all banks and other financial corporations "according to or measured by" their net income. In section 6 there is provision for the taxation of all other corporations in the same manner as they are now taxed with reference to their general corporate franchises. In other words, the only change is in the method of taxing banks and other financial corporations and there is no further upset in our existing revenue system.

There is no necessity to tax all corporations in the State on a net income basis simply because we are using the fourth alternative provided in section 5219 of the United States Revised Statutes relating to the taxation of national banks on such a basis. All that is necessary is that the burden on national banks taxed "according to or measured by" their net income shall not be greater than the burden on other financial corporations, nor greater than the greatest burden on manufacturing, mercantile and business corporations. The decisions of the United States Supreme Court, under the share method of taxing national banks have permitted the taxation of "other moneyed capital" by different methods from those employed in the taxation of national bank shares, as long as the ultimate tax burden was not discriminatory as regards national bank shares. The law is forcefully stated by Mr. Justice Miller in *Davenport National Bank vs. Board of Equalization*, 123 U. S. 83, and this decision has been followed in many other cases.

Dr. Roger J. Traynor of the Department of Political Science of the University of California in an opinion to Mr. Von T. Ellsworth, head of the Tax Research Department of the California Farm Bureau Federation, under date of February 9, 1929, said:

"If the court construes the words of the condition attached to the income tax method of national bank taxation, 'the rate shall not be higher,' as it has construed the words of the condition attached to the share tax method, 'the tax shall not be at a greater rate,' and I know of no reason why it should not, it would seem that if national banks are taxed according to or measured by net income, the tax on the other corporations mentioned need not be the same in form as that imposed upon national banks, as long as the ultimate burden is not discriminatory as regards national banks. It is, therefore, my opinion that in so far as section 5219 of the United States Revised Statutes is concerned, if the ultimate tax burden is not discriminatory as regards national banks when compared with the ultimate burden upon other corporations mentioned the Legislature need not impose the same specific rate upon financial, mercantile, manufacturing and business corporations doing business within the limits of the State, that it imposes upon national banks located within its limits."

It should be observed that Dr. Traynor has made an extensive study of the problem of national bank taxation in California and has written a scholarly article on the subject, the first installment of which appeared in the January, 1929, California Law Review, published by the faculty and students of the School of Jurisprudence of the University of California. It is interesting to note also that in Massachusetts, where a somewhat similar method of taxing national banks is employed, that the rate is adjusted on the basis of a burden comparison.

That there can be no cause for complaint on the part of the banks with reference to discrimination in favor of mercantile, manufacturing and business corporations is apparent from the data contained in table 5 on page 35 of the Special Report of the California Tax Commission, published under date of August 10, 1928. In that table it is shown that the relationship of the personal property taxes of oil companies to their net income is 6.7 per cent, while the average of all kinds of corporations, excluding banks and public utilities, is 4.4 per cent. All that is necessary is that the rate on the banks shall not be higher than the highest rate on these

corporations. Obviously, the 4 per cent rate on banks is substantially lower than the highest rate, which is on oil companies.

Because so-called "financial corporations" appear to have been taxed lower than the 4 per cent rate under the general corporate franchise tax as heretofore administered, it is deemed wise to place them in the same class with banks, particularly in view of the fact that section 5219 appears to make the comparison between banks and other financial corporations a direct one, indicating that Congress considered such corporations as more or less competitive with banks.

It will be observed that the basis of net income for the purposes of this tax is "the net income for the taxable year as required to be returned by the bank or corporation to the government of the United States." There are but minor modifications, such as the addition of net losses, interest on tax exempt securities, certain dividends, taxes paid on bank shares and franchises or under the new constitutional amendment and the amount of taxes which have been allowed as an offset in computing the net income tax. There are deductions from the federal net income to the extent of federal income taxes and interest paid on funds borrowed for the purpose of investment in tax exempt securities. (Such interest is taxed by the federal government.)

There is a change in the basic date from February 28, 1913, to January 1, 1928, for the purpose of ascertaining the gain derived or loss sustained in case of sale or other distribution of property.

As subdivision 5 of section 16 of article XIII of the constitution requires that the Legislature shall provide for the allocation of income, it has been thought unwise to leave the matter entirely to the discretion of an administrative officer as is attempted in Senate Bill No 509. Such procedure looks like an unconstitutional delegation of legislative authority.

Therefore, a formula adopted from the Massachusetts rule which is said to work with satisfaction has been devised. Under this formula three factors are used in the apportionment of net income. One-third weight is given to the value of tangible property in and out of the State, and another third to the pay roll in and out and a third to the gross receipts in and out. There is provision that where only two of the factors can be used, then equal weight shall be given to each. Otherwise the division shall be entirely in accordance with one factor, if that only is available.

Because there may be unusual cases, provision is made to take care of them under special administrative rules. However, this is quite another thing from delegating the whole allocation to some administrative official.

It will be observed that the taxes levied against banks and other financial corporations are to be administered by the State Board of Equalization, billed by the State Controller and paid to the State Treasurer in the same manner that other State taxes are handled. There is no good reason why this should not be done. If the State Board of Equalization is to be entrusted with the administration of other taxes aggregating in excess of \$85,000,000 annually, it is preposterous to suggest that its organization is incapable of administering these taxes which will in all likelihood not exceed seven or eight million dollars. The Board of Equalization has the staff available to handle the routine work, all files and other necessary equipment, so that with the addition of possibly one or two experts in the matter of income taxation, preferably men selected from the ranks of federal government agents, there is no reason to apprehend that the matter could not be handled by them with entire satisfaction at an additional cost to the State probably not in excess of \$15,000 or \$20,000 annually.

When this moderate sum is added to the already small appropriation of the Board of Equalization, their total annual appropriation would not exceed \$100,000 a year, and they would be administering taxes in excess of \$90,000,000 a year, which seems to be quite satisfactory efficiency in government.

It is openly reported that it is the intention of the Tax Commission to recommend the appropriation of at least \$100,000 annually for the defrayment of the expenses of the so-called "Bank and Franchise Tax Commissioner." It is submitted that this is an inexcusable waste of public funds and that there is no reason why the administration of the law should not be entrusted to the Board of Equalization, already established for the purpose of administering the taxes of the State and thereby save at least \$85,000 annually to the already overburdened taxpayers of California.

It will be observed in subdivision (h) of section 8 of Senate Bill No. 509 that it is proposed to place the burden of determining what portion of dividends paid by one corporation to another has been taxed already under the laws of this State relating to taxation of corporations. It is submitted that this is an unreasonable requirement as a corporation holding stock in another has no ready means of determining to what extent the dividends have already been taxed through levies on the corporation paying them.

Moreover, it will be observed that the dividends paid to a California corporation by a foreign corporation are wholly taxable at 4 per cent under this provision. Thus, if a San Francisco company has an Oregon subsidiary (owning all but the qualifying shares) and derives a return of 8 per cent on the fair market value of the shares placed at \$125,000, then this \$10,000 income will be taxed at 4 per cent by the State or \$400. The same shares will be subject to taxation by the assessor of the city and county of San Francisco under the last part of the new constitutional

amendment ostensibly at the three mill rate, resulting in a burden of \$375. Thus, the total burden on the \$10,000 income will be \$775 or 7 3/4 per cent. This is so obviously unfair and discriminatory and so plainly double taxation that no further comment should be necessary.

It will be observed that such a situation is avoided through the language of (a) (3) in the definition of net income under the proposed law, since it is there provided that dividends from stocks taxable under the laws of this State shall not be included in net income if such stocks were taxed in this State as of the first Monday in March of the taxable year. Thus, if the corporation owning stock in a foreign company pays the millage tax to the local assessor, it will not be required to include the income from such stock in its tax base for State purposes.

It will be observed that section 26 of Senate Bill No. 509 provides for the production of tax receipts on personal property taxes to the Controller. This is an unreasonable requirement as the taxpayer should not be compelled to surrender such receipts. There is no more reason why the State can not take the corporation's word for the amount of tax paid on personal property than for the amount of its net income. The matter should be handled as indicated in section 13 of the proposed law.

Moreover, it will be observed that section 26 of Senate Bill No. 509 provides for credit for personal property taxes paid to the State. This will include the 1928 franchise taxes, as these are personal property taxes paid to the State under the positive declaration of the Supreme Court in the case of *People vs. Alaska Pacific Steamship Company*, 182 Cal. 202. See also article on Corporations, 7 Cal. Juris 238, et seq. In effect then Senate Bill No. 509 will permit corporations to pay 1929 franchise taxes with 1928 tax receipts for the same kind of taxes up to 90 per cent of the 1929 tax. As a producer of revenue, Senate Bill No. 509 promises to be a total fizzle for the first year. Indeed it is hard to see how any other conclusion could be drawn.

Nor would it be possible to correct this difficulty without a two-thirds vote of the Legislature since the constitutional provision states that the tax shall be subject to offset in the amount of personal property taxes "paid by such corporations to the State or political subdivisions thereof." It is only by changing the nature of the offset by confining it to tangible personal property that this dilemma can be avoided and it is impossible to change the nature of the offset except by authority of subdivision 3 of section 16, requiring a two-thirds vote of all the members elected to each of the two houses. This situation is met by section 13 of the proposed act, which confines the offset to taxes paid on "tangible personal property."

It will be observed that the proposed act provides that any bank or corporation may indicate on its return to the State Board of Equalization its calculations of tax liability and must be notified by the board concerning any difference in the levy in ample time so that it may appear before the board in connection therewith should it so desire.

It will be observed that the taxes are to be paid to the State Treasurer as are all other taxes. There is no good reason to deviate from this practice. The only reason which has been assigned is that the Controller is supposed to scrutinize the tax receipts for personal property taxes. Such procedure is unnecessary and should be avoided in the first place.

It is submitted that the proposed act is much more understandable than Senate Bill No. 509, is much fairer in its distribution of the tax burden, will cause less economic confusion and is entirely adequate to meet any emergency which may have arisen in connection with bank taxes.

RESOLUTIONS

The following resolutions were offered:

By Mr. Jones:

WHEREAS, It is the desire of the Senate of the State of California to adjourn from the hour of adjournment on Thursday, February 21, 1929, until the hour of eleven o'clock a.m., Monday, February 25, 1929; now, therefore, be it

Resolved by the Assembly of the State of California, That the consent of the Assembly be and the same is hereby granted to the Senate of the State of California to adjourn the session thereof from such hour on Thursday, February 21, 1929, as may be determined by its members, until the hour of eleven o'clock a.m. on Monday, February 25, 1929, such consent being given for the purpose of complying with the requirements of section 14 of article IV of the constitution of the State of California.

Mr. Jones moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Brock, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeToe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hoffman,

Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Wright, Young, and Mr. Speaker—61.

NOES—None.

By Mr. Snyder:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Assembly in favor of Hon. T. M. Wright, chairman of the Ways and Means Committee, in the sum of \$90.96 to cover expenses incurred during the legislative recess in connection with the work of said committee, and the State Treasurer is hereby authorized to pay the same.

The above resolution ordered referred to Committee on Contingent Expenses.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 143—An act to amend section 4272 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-third class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 15, of the printed bill, strike out the words "shall be and there hereby is allowed to the county recorder."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 450—An act to amend sections 4236*b*, 4236*c*, 4236*d*, 4236*f*, 4236*g*, 4236*h*, 4236*j*, 4236*l*, inclusive, of the Political Code, relating to county and township officers in counties of the seventh class, the assistants, deputies, and other employees of said officers, and provided for the compensation of said officers and said assistants, deputies, and other employees.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 47, of the printed bill, strike out all of said line; strike out all of lines 48, 49, 50, 51 and 52, and on page 4 strike out all of line 1 and insert in lieu thereof the following: "annum; and such emergency assistants as shall be required and who shall receive for his or their services six dollars per diem each; and such emergency copyists as shall be required and who shall receive for his or their services five dollars per diem each; and such emergency clerks as shall be required and who shall receive for his or their services four dollars per diem each; *provided, however*, that the aggregate pay of such emergency assistants, copyists or clerks shall not exceed in the aggregate four thousand five hundred dollars per annum. The salaries and compensations of each of said deputies, cashiers, bookkeepers, assistants, copyists and clerks shall be paid out of the".

AMENDMENT NUMBER TWO.

On page 6 of the printed bill, after line 47, insert a new section as follows:
 "Sec. 8. Section 4236*l* of the Political Code is hereby amended to read as follows: 4236*l*. For the purpose of regulating the compensation of township justices and constables in counties of the seventh class, townships shall be classified on the basis of population, said population to be determined by the board of supervisors by multiplying by three the number of registered voters at the last general election next preceding the date of such determination, said census so taken shall be known and shall become the official census of the township in which the same is taken, and the population therein determined shall be and become the official population of such township. Incorporated cities having a population of twenty thousand or

more, shall be known as townships of the first class; townships having a population of five thousand and less than twenty thousand shall be known as townships of the second class; townships having a population of more than two thousand and less than five thousand shall be known as townships of the third class; *provided*, that no township shall contain less than two thousand population; *provided, further*, that the number of townships shall not exceed eight in counties of this class. It shall be the duty of the board of supervisors to fix the boundaries of townships, so that all the territory in counties of the seventh class, shall be comprised within the above limitations of population, and where the boundary line of any township is changed they shall take the census of said township or townships in the manner as in this section provided and the population therein determined shall be and become the official population of the township.

Townships of the second and third classes shall each have one justice and one constable.

Townships of the first class shall have one justice and two constables; *provided, however*, that in all such townships having a population of twenty thousand or more, there shall be one clerk to be appointed by the justice of the peace, such clerk to receive a salary of one hundred seventy-five dollars per month, payable monthly in the same manner as salaries of county officers are paid. All fees chargeable and collectible by justices of the peace in criminal and civil cases for services rendered by them shall be collected by them and by them paid monthly into the county treasury. All fees and mileage collected by constables in civil cases shall be deposited in the county treasury monthly.

In townships containing twenty thousand or more inhabitants the board of supervisors shall furnish the justice of the peace and the constables of such township an office to be occupied by such justice and constables jointly. In such townships the constables shall be allowed one clerk at a salary of one hundred twenty-five dollars per month. In any township or townships of the second or third class when, in the opinion of the board of supervisors, it is necessary for the proper conduct of the business of the justices of the peace of any of the township courts, the supervisors shall have the power to provide court room space and the rental thereof shall be a proper charge against the county.

The compensation of justices of the peace in counties of the seventh class is hereby fixed as follows: Class one townships, three thousand six hundred dollars per annum; class two townships, one thousand eight hundred dollars per annum; class three townships, one thousand five hundred dollars per annum. The salaries shall be payable monthly in the same manner as county officers are paid.

The compensation of constables in counties of the seventh class is hereby fixed as follows: Class one townships, two thousand four hundred dollars per annum; class two townships, one thousand eight hundred dollars per annum; class three townships, one thousand five hundred dollars per annum. The salaries shall be payable monthly in the same manner as county officials are paid."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 859—An act to amend section 19f of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the probation officer and assistants in counties of the seventh class and the salaries thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out the word "two", and insert the word "three".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, strike out the word "seven".

AMENDMENT NUMBER THREE.

On page 1, line 8, of the printed bill, strike out the word "two" preceding the word "hundred", and insert in lieu thereof the word "four".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 773—An act to amend section 4041 of the Political Code and to add twenty-five new sections to said code, to be numbered 4041.1 to 4041.25, both inclusive, relating to jurisdiction and powers of boards of supervisors.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 877—An act to amend section 4266 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-seventh class.

Bill read second time, ordered to engrossment, and third reading.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

REQUEST FOR UNANIMOUS CONSENT.

Mr. West asked for and was granted unanimous consent to take up Assembly Bill No. 677, at this time, without reference to file, for the purpose of amending.

THIRD READING OF ASSEMBLY BILL NUMBER SIX HUNDRED SEVENTY-SEVEN.

Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Mr. West:

AMENDMENT NUMBER ONE.

On page 6, line 35, of the amended bill, after the word "taxation" add a new paragraph as follows:

"Upon the written request of a taxpayer the commissioner shall disclose to the taxpayer the basis upon which the net income of the taxpayer has been allocated."

AMENDMENT NUMBER TWO.

On page 7, line 23, of the amended bill, after the word "banks" insert the following: "or of one or more banks and one or more corporations".

AMENDMENT NUMBER THREE.

On page 8, line 28, of the amended bill, after the word "data" insert "required by the commissioner,".

AMENDMENT NUMBER FOUR.

On page 9, line 2, of the amended bill, after the word "act" insert an additional paragraph as follows:

"In the case of installment sales the taxpayer may elect to proceed in the manner provided in section 44 of the said revenue act of 1928. If the taxpayer elects to proceed otherwise, the transaction will be deemed to have been closed when the sale was made."

AMENDMENT NUMBER FIVE.

On page 13, line 40, of the amended bill, strike out the balance of line 40 after the period and all of lines 41 and 42.

AMENDMENT NUMBER SIX.

On page 14, line 14, of the amended bill, strike out the words "computed and levied"; and in line 15, strike out the word "hereunder".

AMENDMENT NUMBER SEVEN.

On page 15, line 43, of the amended bill, strike out the entire section and insert in lieu thereof the following:

"If any tax hereunder is finally adjudged illegal in whole or in part, it shall be the duty of the commissioner, and he shall have the power, to cause the tax to be recomputed for and as of the taxable year for which the illegal tax was computed; and the provisions hereof relating to original computations shall apply to the tax as recomputed."

AMENDMENT NUMBER EIGHT.

On page 16, line 2, of the amended bill, strike out the word "reports" and insert in lieu thereof the word "returns", and in line 3 strike out the comma after the word "public" and insert in lieu thereof a semicolon; and in line 3 thereof after the word "public" strike out the balance of line 3 and all of lines 4, 5 and 6 and insert in lieu thereof the following: "provided, further, that such returns may be examined, with the consent of the governor, by tax officers of another state or the federal government, if a reciprocal arrangement exists"

AMENDMENT NUMBER NINE.

On page 4, line 3, of the amended bill, after the word "herein", strike out the period and insert a comma in lieu thereof and add the following: "or upon the basis provided in section 19 hereof."

AMENDMENT NUMBER TEN.

On page 7, line 22, of the amended bill, after the word "year" add a new paragraph and substitute in lieu thereof a comma and add the following: "or upon the basis provided in section 19 hereof."

AMENDMENT NUMBER ELEVEN.

On page 7, line 22, of the amended bill, after the word "year" add a new paragraph as follows:

"A bank which locates or commences to do business within the limits of this state, and a corporation which commences to do business in this state, after the effective date of this act, shall thereupon prepay the minimum tax hereunder, and upon the filing of its return within two months and fifteen days after the close of its taxable year its tax for that year shall be adjusted upon the basis of the net income received during that taxable year. Said return shall also, in accordance with sections 23 to 26, inclusive, be the basis for the tax of said bank or corporation for its second taxable year.

The tax liability imposed under this act shall attach whether a bank or corporation has a taxable year of twelve months or of lesser duration."

AMENDMENT NUMBER TWELVE.

On page 7, line 43, of the amended bill, strike out the comma after the word "if" and the letter "(a)" in parentheses; on page 7, line 49, strike out the "(b)" in parentheses; on page 7, line 50, strike out the words "two or more" and substitute the words "each of the"; on page 7, line 51, strike out the period after the word "interest" and insert in lieu thereof the following words "or by the same stockholders."

AMENDMENT NUMBER THIRTEEN.

On page 14, line 9, of the amended bill, after the word "founded" add the following sentence: "Such action must be filed within ninety days from the date of mailing the notice of final determination of the tax under section 25 hereof, and must be preceded by a reconsideration of the commissioner as provided in said section."

AMENDMENT NUMBER FOURTEEN.

On page 14, line 40, of the amended bill, after the word "public" insert a new sentence as follows: "The suspension or forfeiture herein provided for shall become effective in each county at the time it is recorded therein by the county recorder."

AMENDMENT NUMBER FIFTEEN.

On page 15, line 13, of the amended bill, after the word "any" and before the word "year" insert the word "taxable"; on page 15, line 13, after the word "the" and before the word "year" insert the word "taxable"; on page 15, line 16, after the word "the" and before the word "year" insert the word "taxable".

AMENDMENT NUMBER SIXTEEN.

On page 16 of the amended bill, strike out all of section 36 and insert in lieu thereof a new section as follows:

"Sec. 36 Upon the request of a taxpayer under this act, it shall be the duty of the tax-collecting officer of a county, city and county, city, town, or other political subdivision of this state, to furnish an official receipt for personal property taxes paid to him setting forth a description of such property, the assessed valuation thereof, the rate of tax, the amount of taxes paid, and the beginning and ending of the year for which the taxes are paid."

AMENDMENT NUMBER SEVENTEEN.

On page 16 of the amended bill, strike out all of section 37 and in lieu thereof insert a new section as follows:

"Sec. 37. This act shall be known as the bank and corporation franchise tax act."

AMENDMENT NUMBER EIGHTEEN.

On page 9, lines 6 and 7, of the amended bill, strike out the words "that certain act of the congress of the United States known as the" and in lieu thereof insert the word "said".

AMENDMENT NUMBER NINETEEN.

On page 10, line 38, of the amended bill, strike out the word "total"; on line 39 insert a comma after the word "return" and add the following: "after allowing the offset herein provided for,".

AMENDMENT NUMBER TWENTY.

On page 11, lines 1, 3 and 5 of the amended bill, strike out the word "cent" and in lieu thereof insert the word "centum".

AMENDMENT NUMBER TWENTY-ONE.

On page 11 of the amended bill, strike out all of lines 9, 10 and 11 and insert in lieu thereof the following: "to the commissioner at Sacramento in the form of remittances payable to the treasurer of the State of California, and he shall transmit said payments daily to the state treasurer. All moneys received by the state treasurer shall be deposited by him in a special fund in the state treasury, to be designated the bank and corporation franchise tax fund, and moneys in said fund shall, upon the order of the state controller, be transferred into the general fund of the state, or drawn therefrom for the purpose of refunding to taxpayers hereunder."

AMENDMENT NUMBER TWENTY-TWO.

On page 12, line 6, of the amended bill, strike out the word "report" and insert in lieu thereof the word "return".

AMENDMENT NUMBER TWENTY-THREE.

On page 12, line 13, of the amended bill, after the word "based" strike out the period and in lieu thereof insert a comma and add the following: "and must be accompanied by payment of said additional tax."

AMENDMENT NUMBER TWENTY-FOUR.

On page 12, line 17, of the amended bill, after the word "levy" insert the word "of".

AMENDMENT NUMBER TWENTY-FIVE.

On page 12, line 37, of the amended bill, after the word "commissioner" insert the following: "or of said board, as the case may be,".

AMENDMENT NUMBER TWENTY-SIX.

On page 12, line 49, of the amended bill, strike out the words "controller of the state" and in lieu thereof insert the word "commissioner"; and on same line strike out the words "such controller" and insert in lieu thereof the word "he"; on line 50 strike out the words "at the" and strike out all of lines 51 and 52.

AMENDMENT NUMBER TWENTY-SEVEN.

On page 13, lines 17 and 18, of the amended bill, strike out the words "a credit" and insert in lieu thereof the word "refunded"; and in line 18 strike out the words "in the succeeding taxable year or years".

AMENDMENT NUMBER TWENTY-EIGHT.

On page 13, line 24, of the amended bill, strike out the words "credited to" and substitute the word "refunded"; and on line 25 after the word "taxpayer" insert a period and strike out the balance of line 25 and lines 26, 27 and 28.

AMENDMENT NUMBER TWENTY-NINE.

On page 13, lines 32 and 33, of the amended bill, strike out the words "and the state controller".

AMENDMENT NUMBER THIRTY.

On page 13, line 7, of the amended bill, strike out the word "payment" and insert in lieu thereof the word "paying"; and in line 8, strike out the words "has been allowed" and insert in lieu thereof the words "desires to claim"; and in lines 8 and 9, strike out the words "the commissioner shall apply", and in line 9 after the word "rate" insert the words "shall be applied".

AMENDMENT NUMBER THIRTY-ONE.

On page 8, line 29, of the amended bill, after the word "fine" insert the word "of" and in line 31 strike out the word "or" and insert in lieu thereof the word "for".

AMENDMENT NUMBER THIRTY-TWO.

On page 12, line 23, of the amended bill, strike out the word "the" between the words "of" and "thirty".

AMENDMENT NUMBER THIRTY-THREE.

On page 13, line 11, of the amended bill, strike out the words "under section 23 hereof".

AMENDMENT NUMBER THIRTY-FOUR.

On page 12, line 45, of the amended bill, strike out the word "has" and insert in lieu thereof the word "have".

AMENDMENT NUMBER THIRTY-FIVE.

On page 13, line 18, of the amended bill, strike out all of said line after the word "taxpayer", insert a comma and the following words: "or its successor through reorganization, merger, or consolidation, or to its stockholders upon dissolution."

Amendments adopted.

Bill ordered to reprint, re-engrossment, and on file for passage.

REPORT OF SELECT COMMITTEE.

The following report of select committee appointed to investigate the charges against Judge C. S. Hardy was read, and ordered printed in the Journal:

MR. SPEAKER: Your select committee appointed for the purpose of investigating the judicial conduct of Carlos S. Hardy, a judge of the superior court of the State of California, in and for the county of Los Angeles, begs leave to report as follows:

That we have, during the constitutional recess, taken testimony and examined all available witnesses, and we respectfully recommend that Carlos S. Hardy, a judge of the superior court of the State of California, in and for the county of Los Angeles, be impeached for misdemeanors committed in office.

Respectfully submitted,

LITTLE, Chairman.
WOOLWINE.
SEWELL.
HORNBLOWER.

Admitting that Judge Hardy has acted most foolishly and in a manner so unbecoming a member of the judiciary as to merit popular disapproval, I do not feel that the evidence is conclusive enough to warrant impeachment.

I am convinced that he has not violated the constitutional provision against "practicing law in any court of this state" as that section should be interpreted. His other activities are more open to censure, but the evidence leaves me so uncertain of his guilt that I desire to give him the benefit of the doubt in my vote.

In thus voting differently than the majority of the committee, I desire to state that their opinion merits respect. All of the members have worked earnestly to further the ends of justice and their decision is earnestly and honestly the conviction arrived at after an exhaustive investigation.

The investigation most certainly shows that the constitution should be amended to prohibit judges from practicing law in or out of court and from receiving money from any source whatsoever except by devise or from investment and similar sources not open to question.

CLOUDSLEY.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Little asked for and was granted unanimous consent to consider the following resolution, at this time, without reference to committee:

RESOLUTION.

The following resolution was offered:

By Messrs. Little, Sewell, Woolwine and Hornblower:

Resolved, That Carlos S. Hardy, judge of the superior court of the State of California, in and for the county of Los Angeles, be impeached for misdemeanor in office; and, be it further

Resolved, That said impeachment shall be conducted by five managers to be elected by this Assembly and that said managers shall prepare articles of impeachment, present them at the bar of the Senate and prosecute the same, the trial thereon to be had before the Senate sitting as a court of impeachment.

Mr. Little moved the adoption of the resolution.

The question being on the adoption of the resolution.

MOTION TO DEFER ACTION.

On motion of Mr. Little, further consideration of the resolution was deferred until after recess.

RECESS.

At twelve o'clock m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m., of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Booth reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

MOTION TO RE-REFER.

Mr. West moved that Assembly Bill No. 677 be withdrawn from the file, and ordered re-referred to Committee on Revenue and Taxation.

The question being on re-referring Assembly Bill No. 677 to Committee on Revenue and Taxation.

Motion carried.

FURTHER CONSIDERATION OF RESOLUTION BY MESSRS. LITTLE, SEWELL,
WOOLWINE AND HORNBLOWER CONTINUED.

At this time further consideration of resolution by Messrs. Little, Sewell, Woolwine and Hornblower, under consideration at the time of recess, was continued.

Resolved, That Carlos S. Hardy, judge of the superior court of the State of California, in and for the county of Los Angeles, be impeached for misdemeanor in office; and, be it further

Resolved, That said impeachment shall be conducted by five managers to be elected by this Assembly and that said managers shall prepare articles of impeachment, present them at the bar of the Senate and prosecute the same, the trial thereon to be had before the Senate sitting as a court of impeachment.

Mr. Little moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Brock, Cloudman, Collier, Craig, Crawford, Crittenden, Cronun, Deuel, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Stockwell, Williams, Wright, and Mr. Speaker—57.

NOES—Adams, Bernard, Byrne, Cloudsley, Coombs, Crowley, DeYoe, Eddy, Fry, Harper, Jespersen, Kline, Lyons, Reindollar, Scudder, Spalding, Williamson, and Young—18

NOMINATION OF BOARD OF MANAGERS.

In accordance with the resolution offered by the select committee appointed to investigate the charges against Judge C. S. Hardy and

adopted by the Assembly, and pursuant to the terms of section 738 of the Penal Code, the following members of the Assembly were nominated as managers to prepare articles of impeachment, and present them at the bar of the Senate, and prosecute the same:

Mr. Feigenbaum placed in nomination Messrs. Little, Sewell, Woolwine, Hornblower and Cronin.

Mr. Easley placed in nomination Mr. Cloudsley.

NOMINATIONS CLOSED.

On motion of Mr. Oliva, the nominations were closed.

ADJOURNMENT.

At five o'clock and five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, February 21, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Thursday, February 21, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Wright, Young, and Mr. Speaker—75.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVE OF ABSENCE.

On motion of Mr. Miller, James A., Mr. Williamson was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Roberts, Rev. E. R. Driver of Los Angeles was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roberts, Rev. Paul B. Franklin of Roseville was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Crittenden, Mrs. Semira and Miss Vergia Crittenden, wife and daughter of Mr. Crittenden, were extended

the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Nielsen, Mr. Edwin C. Lynch of the United States Veterans Bureau at San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Bernard, Mr. L. J. Custer was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Eddy, Rev. Watson Brown, Chaplain of the Assembly of the 1927 session, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Cloudsley, Judge Geo. Frioux, Judge Cyril Kenyon; Hon. Tom Louttit, former member of the Legislature, and Mr. A. P. Hayne were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Ingels, Mr. A. A. Lord of Fort Bragg was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON GOVERNMENTAL EFFICIENCY AND ECONOMY

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 730—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered title *II_m*, embracing sections 376 to 376*n*, inclusive, relating to a Department of Professional and Vocational Standards—has had the same under consideration, and respectfully reports the same back, without recommendation, as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 506—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article *III*, embracing sections 375 to 375*d*, inclusive, relating to a Department of Investment Regulation—has had the same under consideration, and respectfully reports the same back, without recommendation, as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, February 21, 1929

MR. SPEAKER. Your Committee on Fish and Game, to which was referred Assembly Bill No. 303—An act to amend section 626*m* of the Penal Code, relating to fishing at night;

Also: Assembly Bill No. 337—An act to amend section 637½ of the Penal Code, relating to protection of fish and game; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass

SCUDDER, Chairman.

The above reported bills ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 21, 1929.

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 3—Relative to memorializing Congress to adopt a bill to provide compensation in lieu of taxes for the several states with respect to certain lands of the United States within the borders of said states, and for other purposes—and reports that the same has been correctly engrossed

SPALDING, Chairman.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day adopted the following resolution:

WHEREAS, It is the desire of the Assembly of the State of California to adjourn from the hour of adjournment on Thursday, February 21, 1929, until the hour of eleven o'clock a. m., Monday, February 25, 1929; now, therefore, be it

Resolved by the Senate of the State of California, That the consent of the Senate be, and the same is hereby granted to the Assembly of the State of California to adjourn the session thereof from such hour on Thursday, February 21, 1929, as may be determined by its members, until the hour of eleven o'clock a. m. on Monday, February 25, 1929, such consent being given for the purpose of complying with the requirements of section 14 of article IV of the constitution of the State of California.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 15—Relative to the publication of a new edition of the constitution of the State of California, the constitution of the United States, and other documents for use in the public schools of the State.

J. A. BEEK, Secretary of Senate

By FRANCIS E. DALIN, Assistant Secretary

REQUEST FOR UNANIMOUS CONSENT.

Mr. Quigley asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 15, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER FIFTEEN.

Senate Concurrent Resolution No. 15—Relative to the publication of a new edition of the constitution of the State of California, the constitution of the United States, and other documents for use in the public schools of the State.

Mr. Quigley moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor, Mixer, Morgan, Morrison, Noves, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Wright, Young, and Mr. Speaker—58.

NOES—Adams, Anderson, Dillinger, Heisinger, Ingels, Jespersen, and Meeker—7.

Title read and approved.

Senate Concurrent Resolution No. 15 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 15

Relative to the publication of a new edition of the constitution of the State of California, the constitution of the United States, and other documents for use in the public schools of the State.

WHEREAS, It has been customary for many years for the State to print and distribute, free of cost to the students in the schools and to others copies of the constitutions of the State of California, and of the United States and other documents; and

WHEREAS, The course of study in the schools of the State require a study of the constitution; and

WHEREAS, The constitution of the State of California and the constitution of the United States and other historical documents are of great use in the teaching of civics in the public schools and in the teaching of Americanization; and

WHEREAS, It is to the benefit of the State of California that the constitution of the State and other similar documents be readily available to the students in public schools and colleges and for use in the teaching of Americanization; and

WHEREAS, The last edition of such constitutions and documents is now exhausted and there are numerous unfilled requests from the schools and others for copies of such constitutions and other documents; and

WHEREAS, It is customary for the Legislature to provide for such publication and to pay the cost of such publication from the contingent funds of the Senate and Assembly; therefore, be it

Resolved by the Senate, the Assembly concurring. That the Secretary of the Senate and the Chief Clerk of the Assembly be and they are hereby directed to compile or arrange for the compilation and publication in a revised form of an edition of the constitution of the State of California and the constitution of the United States and certain other constitutional documents for use in the schools and for distribution to the public; and be it further

Resolved. That the Controller be and he is hereby directed to draw his warrants in favor of the Secretary of the Senate and the Chief Clerk of the Assembly in the sum of \$1,000 upon the contingent fund of the Senate and \$1,000 upon the contingent fund of the Assembly for the purpose of carrying out the provisions of this resolution and the Treasurer is hereby directed to pay the same; and be it further

Resolved. That the cost of printing such constitutions and other documents be charged to legislative printing.

UNFINISHED BUSINESS.

At this time the election of the board of managers pursuant to the terms of section 738 of the Political Code, under consideration at the time of adjournment yesterday, was declared the present order of business.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Cloudsley asked for and was granted unanimous consent to have his name withdrawn as a nominee for the Board of Managers to prepare articles of impeachment in the case of Judge C. S. Hardy.

ELECTION OF BOARD OF MANAGERS.

The roll was called, and the following members of the Assembly were elected as a Board of Managers to prepare articles of impeachment and present them at the bar of the Senate, by the following vote:

For MR. WALTER J. LITTLE—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Wright, Young, and Mr. Speaker—61.

For MR. HARRY F. SEWELL—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Wright, Young, and Mr. Speaker—61.

For MR. CLARE WOOLWINE—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline,

Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Wright, Young, and Mr. Speaker—61.

For MR. WM. B. HORNBLOWER—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Wright, Young, and Mr. Speaker—61.

For MR. MELVYN I. CRONIN—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Wright, Young, and Mr. Speaker—61.

INTRODUCTION AND REFERENCE OF BILL.

The following concurrent resolution was introduced, and referred as indicated:

By Mr. Keaton: Assembly Concurrent Resolution No. 12—Relative to approving a certain amendment to the charter of the city of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the sixth day of November, 1928.

Introduced, and referred to Committee on Municipal Corporations.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 821—An act relating to maximum rates of tax for school district purposes.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, strike out the word "sixty", and insert in lieu thereof the word "seventy".

AMENDMENT NUMBER TWO.

On page 1, line 18, of the printed bill, strike out the word "forty", and insert in lieu thereof the word "thirty".

AMENDMENT NUMBER THREE.

On page 1, line 19, of the printed bill, following the period, strike out all of the remaining matter in lines 19, 20, 21 and 22.

AMENDMENT NUMBER FOUR

On page 1, in lines 24 and 25, of the printed bill, following the word "increased", strike out the comma and the following "but in no event shall be diminished".

AMENDMENT NUMBER FIVE.

On page 2, line 2, of the printed bill, following the period, strike out all of the matter in lines 2, 3 and 4.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 873—An act to amend an act entitled "An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof."

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 6, of the printed bill, after the word "brands", add the words "or brands".

On page 2, line 28, of the printed bill, substitute word "duplicate" for word "duplicated".

On page 2, line 35, of the printed bill, after the word "brand", add the words "or brands".

On page 2, line 39, of the printed bill, after the word "brand", add the words "or brands".

On page 2, line 40, of the printed bill, strike out the word "and", in place of which add word "or", and after second word "said", add words "brand or".

On page 2, line 45, of the printed bill, after first word "brand", add words "or brand"; after last word "brand", add words "or brands".

On page 4, line 39, of the printed bill, after the word "any", strike out words "one else", in place of which, add words "other person".

On page 4, line 40, of the printed bill, strike out word "themselves", in place of which, add word "himself", and after word "unless", strike out words "they have a license", in place of which, add the words "he be licensed".

On page 6, line 16, of the printed bill, after the word "brand", add the words "or brands".

On page 6, line 38, of the printed bill, after the word "inspector", add words "of this department".

On page 6, line 49, of the printed bill, after the word "cattle", add words "with hide on".

On page 7, line 3, of the printed bill, after the word "brands", add words "or brands".

On page 7, line 16, of the printed bill, after word "agriculture", add words "but such cattle shall be inspected en route or at destination".

On page 7, line 29, of the printed bill, after word "brands", add words "or brands".

On page 7, line 42, of the printed bill, after word "name", add word "present". After word "address", strike out word "or", in place of which, add word "and".

On page 8, line 2, of the printed bill, after word "brands", add words "or brands and".

On page 8, line 14, of the printed bill, after word "brand", add words "or brand".

On page 8, line 43, of the printed bill, strike out word "public".

On page 8, line 47, of the printed bill, after word "hold", strike out remainder of paragraph, and add words "same for thirty days pending an investigation. Any expense incurred thereby to be paid by whoever proves to be owner. The cost for caring for such property so held shall be a lien upon the property."

On page 9, line 28, of the printed bill, after the word "brand", add words "or brand".

On page 10, line 13, of the printed bill, after the word "thereto", strike out words "Under the approved provisions of the Act of May 26, 1917".

Amendment adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 91—An act to amend section 1576 of the Penal Code, relating to salaries of prison employees.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 885—An act to amend section 1587 of the Political Code, relating to the treatment of prisoners.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 225—An act to amend section 11 of an act entitled "An act to regulate the public service of stallions and jacks in the State of California," approved May 1, 1911, as amended, relating to the disposition of fees.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 226—An act to amend section 4 of an act entitled "An act to regulate the preparation, manufacturing, care and marketing of milk products, to prevent fraud and to protect the public health in the preparation and marketing of said milk products, to prohibit the introduction of foreign fats into milk products, providing for the enforcement and prescribing penalties for the violation hereof," approved May 29, 1923, as amended.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 806—An act to amend section 4149a of the Political Code, relating to the duties of the live stock inspector.

Bill read second time, ordered to engrossment, and third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Joint Resolution No. 3—Relative to memorializing Congress to adopt a bill to provide compensation in lieu of taxes for the several states with respect to certain lands of the United States within the borders of said states, and for other purposes.

Mr. Dillinger moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 3 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Eastey, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGinness, Meeker, Miller, Eleauor; Mixer, Morgan, Morrison, Noyes, Oliva, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Wright, Young, and Mr. Speaker—43.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 3 ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION No. 3.

Relative to memorializing Congress to adopt a bill to provide compensation in lieu of taxes for the several states with respect to certain lands of the United States within the borders of said states, and for other purposes.

WHEREAS, There has been introduced a bill in the House of Representatives of the United States, which provides: "That the United States government hereby assumes, subject to the conditions of this act or any subsequent act of Congress, the payment to the several states of sums of money equivalent to the amounts which such states would receive from the taxation of said lands of the United States within their respective borders if such lands were owned by individuals"; and

WHEREAS, Under an act of Congress of the United States approved March 3, 1891, large areas of territory with the timber and other resources thereon and therein were "set apart, reserved, and withdrawn from entry" in the states of California, Oregon, Washington, Idaho, Montana, Wyoming, Colorado, Utah, Nevada, Arizona and New Mexico and in a lesser degree in several of the other states of the Union; and

WHEREAS, The United States government has withdrawn, set apart and reserved within permanent national forests 18,891,161 acres of land within the State of California, approximately one-fifth of the total land area of the State, said lands being set apart, withdrawn from entry and reserved for the purpose of conserving the resources thereof and particularly the standing timber thereon for the benefit of future generations of mankind; and

WHEREAS, The lands of the United States above referred to, comprise in several of the counties upwards of one-half of the area within the borders of the counties, and, although exempt from annual taxation, are being put to commercial and industrial uses for the benefit of all the people of the United States, which fact places these lands on the same basis, as to use, as privately owned lands used for the same purpose, and said lands of the United States are in competition with said privately owned lands, and the setting aside, reserving and withdrawing from entry of these large areas of territory in the sparsely settled forest counties and on which the

United States pays no taxes, results in throwing a heavy tax burden on privately owned property in the same political subdivision of government thus making the financing of local government a difficult problem indeed; and

WHEREAS, This area is not and can not be taxed by any of the 39 counties of California wherein this vast domain is situated, although each of said counties is required to and do perform therein and thereon all necessary and requisite police powers, equip, maintain and operate schools; equip, maintain and operate courts for the punishment of offenders against the forest and other laws; construct, repair and maintain trails, roads and bridges and to do and perform such other acts, duties and powers as may be necessary to the enjoyment of such forests by the people of the United States as well as of other nations; and

WHEREAS, When state government was instituted and the several states admitted into the Union they were divided into counties, and townships and each of the states, counties and townships were guaranteed the full right of enjoyment of all the territory and resources within their respective borders and the declared policy of the United States government being to dispose of all the public domain, and article X of the declaration of rights, which formed the basis for the union of the states provides, that "No state shall be deprived of territory for the benefit of the United States." In setting apart, reserving and withdrawing from entry 19,000,000 acres of land for national forest purposes within the boundaries of a single state, surely territory has been taken from that state for the benefit of the United States; and

WHEREAS, The following clause is contained in the enabling act of every state admitted into the Union, beginning with Ohio in 1803: "The state when admitted shall be on a basis of equality with the original states in all respects whatever." Therefore all political subdivisions of government should be on a basis of equality, which makes it necessary for all to contribute on a basis of equality to the solution of all problems of national necessity (and we deem the national forests to be such a problem), and if in so doing it becomes necessary to take territory and resources from some of the subdivisions of government and "set apart, reserve or withdraw" the same from entry for the benefit of all the others, then those benefited should join in reimbursing the subdivisions of government from which the territory and resources were taken, otherwise there can be no basis of equality; and

WHEREAS, The Congress of the United States has enacted legislation known as the "exchange bills," and under the provisions of said law, private owners are enabled to exchange cut-over lands for standing timber on the lands of the United States, and since said law has become operative, private owners have availed themselves of the right granted to them under said law and have conveyed hundreds of thousands of acres of such lands to the United States and have received in exchange, hundreds of millions of feet of standing virgin timber from the United States, and as a result of the operation of such legislation, counties in which such exchange have been made or in which such exchanges may hereafter be made, have had or will have taken from them and removed from the assessment rolls of such counties, many thousands of dollars in assessed valuation, and in addition to this loss of assessed valuation such counties are losing the percentage which they would receive were a sale made instead of an exchange, and as Colonel Greeley, Chief Forester of the United States, has said of this law, "The forest counties lose both going and coming"; and

WHEREAS, The Congress of the United States has enacted the so-called Clark-McNary Law, and under the provisions of section 7 of said law, private owners are enabled to donate or devise to the United States lands chiefly valuable for the growing of forests, the private owner reserving the timber, mineral, grazing and other rights and when so conveyed become a part of the national forest reserve and not open to entry or taxation, and should timber owners in some of the counties in several of the western states exercise their just right under this law, and convey their said lands to the United States, thus taking from the assessment rolls of the counties the immense valuation involved and the right of taxation, it will result in putting many of the forest counties of the west out of business, because such counties will be unable to raise sufficient revenue to maintain county government, and if such counties are annexed to a nonforest county in the same state the county to which it is annexed will receive not an asset but a liability; and

WHEREAS, It is only just and right that a heavy burden of local taxation should not be placed annually on the people of any state, in which, and by reason of the fact that, extensive areas of territory having great natural resources, guaranteed to them in the beginning and later legislated from them, have been set apart, reserved and withdrawn from entry for the economic use and benefit of all of the people of the United States, and we believe that if the government of the United States can not afford to finance its national forests, then in right and justice it should not expect the sparsely settled forest counties to do so for it; now, therefore, be it

Resolved by the Assembly and Senate, jointly. That the Legislature of the State of California approves of the purpose of the bill referred to and respectfully requests its support and adoption, by the Congress of the United States at the earliest possible date; and be it further

Resolved, That any moneys to be paid to the State of California, by the United States under the provisions of any law enacted by the Congress of the United States, based on forest values of the forest counties of California, shall be divided among said forest counties in proportion to the forest values fixed by the United States Bureau of Public Roads; *provided*, that by the term "forest counties" is meant those counties of California, a part of which are in the present national forests; *and provided, further*, that any portion of the timber sale, grazing or other receipts of national forests returned by the federal government to the State of California, are excepted herefrom; and be it further

Resolved, That the Chief Clerk of the Assembly of the State of California be authorized and directed to transmit copies of this resolution by mail to the governors of the states of Oregon, Washington, Idaho, Montana, Wyoming, Utah, Nevada, Colorado, New Mexico and Arizona with the request that similar action be taken by their respective legislatures; and be it further

Resolved, That the Chief Clerk of the Assembly of the State of California be authorized and directed to transmit copies of this resolution by mail, to all the members of the Congress and Senate of the United States.

Assembly Concurrent Resolution No. 8—Relative to the creation of a committee for the purpose of making a comprehensive study into the subject of grade crossing accidents and delays and reporting thereon to the Legislature of the State of California.

COMMITTEE AMENDMENTS.

During reading of Assembly Concurrent Resolution No. 8, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the word "eight", and insert in lieu thereof the word "nine".

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, after the word "California", insert the words "the National Automobile Club".

Amendments adopted.

Assembly Concurrent Resolution No. 8 ordered to reprint, engrossment, and on file for adoption.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 21, 1929.

MR SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WEST, Chairman.

The above reported bill ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

Bill read third time.

COMMITTEE AMENDMENTS.

During third reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 11, line 25, of the printed bill, strike out the comma after the word "based" and insert in lieu thereof a period, and strike out the words "and must be accompanied by payment of" in line 25, and strike out the words "certain additional tax" in line 26.

AMENDMENT NUMBER TWO.

On page 9, line 12, of the printed bill, strike out the period after the figure "8" and insert in lieu thereof a comma and insert after the comma the following: "In which case the taxpayer shall account for profits on installments received subsequent to December 31, 1927, on sales made prior thereto."

AMENDMENT NUMBER THREE.

On page 6, line 15, of the printed bill, after the word "policy", strike out the period and insert in lieu thereof a comma and insert the following: "But the amount received under such a policy paid by reason of the death of the insured and amounts received under life insurance, endowment and annuity contracts of the type whose premiums are disallowed, equal to the total amount of premiums paid thereon, shall not be included in gross income."

AMENDMENT NUMBER FOUR.

On page 5, line 40, of the printed bill, strike out the figure "1", make a new paragraph to be designated as "Paragraph (1)" to include all matter from the word "in" in line 40 to and include the word "basis" in line 44, and commencing with the word "if" in line 45, commence a new paragraph.

AMENDMENT NUMBER FIVE.

On page 7, line 10, of the printed bill, strike out the period after the word "act", insert in lieu thereof a comma and the following: "provided that there shall be granted a general extension of time of two months in the case of returns required to be filed March 15, 1929, and of one month in the case of returns required to be filed April 15, 1929."

AMENDMENT NUMBER SIX.

On page 7, line 11, of the printed bill, strike out the word "March", and insert in lieu thereof the word "May".

AMENDMENT NUMBER SEVEN.

On page 1, line 5, of the printed bill, strike out the word "cent", and insert in lieu thereof the word "centum".

On page 1, line 15, of the printed bill, strike out the word "cent", and insert in lieu thereof the word "centum".

On page 2, line 1, of the printed bill, strike out the word "cent", and insert in lieu thereof the word "centum".

On page 2, line 9, of the printed bill, strike out the word "cent", and insert in lieu thereof the word "centum".

On page 4, line 25, of the printed bill, strike out the word "cent", and insert in lieu thereof the word "centum".

On page 4, line 39, of the printed bill, strike out the word "cent", and insert in lieu thereof the word "centum".

On page 4, line 41, of the printed bill, strike out the word "cent", and insert in lieu thereof the word "centum".

On page 12, line 5, of the printed bill, strike out the word "cent", and insert in lieu thereof the word "centum".

On page 12, line 20, of the printed bill, strike out the word "cent", and insert in lieu thereof the word "centum".

On page 12, line 25, of the printed bill, strike out the word "cent", and insert in lieu thereof the word "centum".

AMENDMENT NUMBER EIGHT.

On page 7 of the printed bill, make a new paragraph out of the matter commencing with the words "a bank" in line 19 and ending with the word "year" in line 29.

AMENDMENT NUMBER NINE.

On page 8, line 1, of the printed bill, strike out the character after the word "if", on page 8, line 7, after the word "or" and before the word "at" insert the word "if"; on page 8, line 9, strike out the character after the word "interest"; on page 8, line 36, strike out the comma after the word "data"; on page 10, line 15, after the word "California" insert a comma; on page 12, line 27, after the word "corporation" insert a period, on page 12, line 43, after the word "refunded" insert the word "to"; on page 12, line 43, after the word "taxpayer" insert a period, on page 12, line 50, after the word "commissioner" insert a period; on page 15, line 33, strike out the character after the word "public", and insert in lieu thereof a semicolon, on page 15, line 36, strike out the semicolon immediately preceding the word "provided" on page 15, line 48, on page 15, line 48, make the abbreviation "SEC." read "Sec."; on page 16, line 15, make the abbreviation "SEC." read "Sec."; on page 16, line 15, make a capital out of the letter "b" in the word "bank" and "c" in "corporation"; on line 16, make a capital out of the letter "f" in "franchise", "t" in "tax" and "a" in "act".

AMENDMENT NUMBER TEN.

On page 16 of the printed bill, strike out all of lines 4, 5, 6, 7, 8, 9 and 10.

AMENDMENT NUMBER ELEVEN.

On page 13, line 29, of the printed bill, strike out the word "a", and insert in lieu thereof the word "the".

Amendments adopted.

Bill ordered to reprint, engrossment, and third reading.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON MINES AND MINING.

ASSEMBLY CHAMBER, SACRAMENTO, February 21, 1929.

MR. SPEAKER: Your Committee on Mines and Mining, to which was referred Assembly Bill No. 529—An act to add a new section, to be numbered 17a, to an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers, fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation, providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, relating to the use of safety measures during well drilling operations—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Oil Industries.

DILLINGER, Chairman.

The above reported bill ordered re-referred to Committee on Oil Industries.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 21, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 101—An act to amend section 19x11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of the probation officer of counties of the eleventh class;

Also: Assembly Bill No. 102—An act amending section 4240 of the Political Code, relating to salaries and compensation of officers in counties of the eleventh class;

Also: Assembly Bill No. 198—An act to amend section 19x12 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twelfth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON CONTINGENT EXPENSES

ASSEMBLY CHAMBER, SACRAMENTO, February 21, 1929.

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred the following resolution:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Assembly in favor of Hon. T. M. Wright chairman of the Ways and Means Committee, in the sum of \$90.06 to cover expenses incurred during the legislative recess in connection with the work of said committee, and the State Treasurer is hereby authorized to pay the same; Has had the same under consideration, and respectfully reports the same back, with the recommendation that it be adopted.

(Signed out)

SNYDER, Chairman.
WILLIAMS
GILMORE.
COLLIER.
NIELSEN.

Mr. Snyder moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Basley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heringer, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Kline, Leymel, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Sewell, Snyder, Stockwell, West, Young, and Mr. Speaker.—61.

NOES—None.

ON JUDICIARY

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 204—An act to amend section 307 of the Civil Code, relating to corporations;

Also: Assembly Bill No. 208—An act to amend section 1581 of the Code of Civil Procedure, relating to powers and duties of executors and administrators;

Also: Assembly Bill No. 210—An act to amend section 1386 of the Code of Civil Procedure, relating to the administration of decedent's estates;

Also: Assembly Bill No. 212—An act to amend section 1492 of the Code of Civil Procedure, relating to notice to creditors;

Also: Assembly Bill No. 214—An act to amend section 1304 of the Code of Civil Procedure, relating to notice of application for probate of will;

Also: Assembly Bill No. 215—An act to amend section 1307 of the Code of Civil Procedure, relating to the contest of a will;

Also: Assembly Bill No. 524—An act to amend section 84 of the Civil Code, relating to children of annulled marriages;

Also: Assembly Bill No. 742—An act to amend section 137 of the Civil Code, relating to alimony, support and maintenance and costs of suit in actions for divorce and permanent support and maintenance;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 21, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 30—An act making an appropriation to meet the deficiency in the appropriation for the construction and equipment of building at Chico State Teachers College—and reports that the same has been correctly enrolled, and presented the same to the Governor on this twenty-first day of February at eleven o'clock and thirty minutes, a.m.

SPALDING, Chairman.

MOTION TO RE-REFER.

Mr. Bernard moved that Assembly Bill No. 685 be withdrawn from Committee on Live Stock and Dairies, and be re-referred to Committee on Agriculture.

Motion carried.

MOTION TO RE-REFER.

Mr. Bernard moved that Assembly Bill No. 897 be withdrawn from Committee on Manufactures, and be re-referred to Committee on Agriculture.

Motion carried.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Noyes:

ASSEMBLY CHAMBER, SACRAMENTO, February 21, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add eleven new sections to be numbered 55 to 65, both inclusive, to an act entitled "An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers," approved May 31, 1921, as amended, relating to the leasing and sale of the properties of public utility districts in unincorporated territory and the dissolution of such districts, the ascertainment of their indebtedness and the distribution of their assets.

Referred to Committee on Introduction of Bills.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 21, 1929.

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 678—An act to amend section 3627a of the Political Code, carrying into effect section 16 of article XIII of the constitution of the State of California, relating to the taxation of securities and solvent credits—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WEST, Chairman.

The above reported bill ordered on file for second reading.

ON INTRODUCTION OF BILLS

ASSEMBLY CHAMBER, SACRAMENTO, February 21, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it. The title of said bill is as follows:

By Mr. Noyes: An act to add eleven new sections to be numbered 55 to 65, both inclusive, to an act entitled "An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers," approved May 31, 1921, as amended, relating to the leasing and sale of the properties of public utility districts in unincorporated territory and the dissolution of such districts, and ascertainment of their indebtedness and the distribution of their assets.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Crag, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Helsing, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Remdollar, Roberts, Roland, Seefeld, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Wright, Young, and Mr. Speaker—63.

NOES—None.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Noyes: Assembly Bill No. 1048—An act to add eleven new sections to be numbered 55 to 65, both inclusive, to an act entitled "An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers," approved May 31, 1921, as amended, relating to the leasing and sale of the properties of public utility districts in unincorporated territory and the dissolution of such districts, and ascertainment of their indebtedness and the distribution of their assets.

Bill read first time, and referred to Committee on Municipal Corporations.

REQUEST FOR UNANIMOUS CONSENT.

Mr. West asked for and was granted unanimous consent to take up Assembly Bill No. 677, at this time, without reference to file.

THIRD READING OF ASSEMBLY BILL NUMBER SIX HUNDRED SEVENTY-SEVEN.

Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes

Bill read third time.

The question being on the passage of the bill.

MOTION.

Mr. West moved that further consideration of Assembly Bill No. 677 be made a special order of business for Monday, February 25, 1929, at two p.m.

AMENDMENT TO MOTION.

Mr. Keaton moved as an amendment, that the special order of business be made for Tuesday, February 26, 1929, at two o'clock p.m.

The question being on the motion to amend.

REQUEST FOR ROLL CALL.

On request of Messrs. Keaton, Badham, Lyons, Heisinger and Scofield, the Speaker ordered a roll call taken on the motion to amend.

The roll was called, and the motion to amend by Mr. Keaton lost by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Cloudman, Crawford, Emmett, Feeley, Flynn, Gilmore, Heisinger, Horublower, Keaton, Little, Luttrell, Lyons, McGinley, Mixer, Morgan, Morrison, Oliva, Patterson, Quigley, Roberts, Scofield, Scudder, Sewell, Stockwell, and Williams—29.

NOES—Adams, Bernard, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Hawes, Hoffman, Ingels, Jaspersen, Jewett, Jones, Jost, Leymel, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Noyes, Parkman, Reindollar, Roland, Seawell, Snyder, West, Wright, Young, and Mr. Speaker—43.

SPECIAL ORDER.

Further consideration of Assembly Bill No. 677 was made a special order of business for Monday, February 25, 1929, at two o'clock p.m.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committee were received and read:

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, February 20, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 334—An act entitled "An act to amend section 4268 of the Political Code, relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirty-ninth class"—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on County Government.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 211—An act to amend section 1454 of the Code of Civil Procedure, relating to obtaining money and other personal property by heirs without administration;

Also: Assembly Bill No. 453—An act to amend section 1517 of the Code of Civil Procedure, relating to the return of sales of property of decedents;

Also: Assembly Bill No. 708—An act to amend section 241 of the Code of Civil Procedure, relating to the impaneling of grand juries;

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ADJOURNMENT.

At twelve o'clock and twenty minutes p.m., on motion of Mr. Sewell, the Speaker declared the Assembly adjourned this day until eleven o'clock a.m., Monday, February 25, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Monday, February 25, 1929.

At eleven o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Cloudsley, Mr. Jewett was granted leave of absence for the day.

On motion of Mr. Emmett, Mr. Bliss was granted leave of absence for the day.

MOTION TO SUSPEND RULE.

Mr. Fisher moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Jespersen, Mrs. John Driscoll of San Luis Obispo was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Miller, James A., Mr. Richard M. Lyman of Oakland, former member of the Legislature, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Miller, James A., Mr. Paul F. Collins of the War Veterans' League was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Seawell, Mrs. Herrington, teacher of the Ackerman School at Bowman, California, and the following pupils: Addie Richardson, Mary Ragesdale, Cosma Seager, Alfred Petroni, Jack Snider, John Liebenguth, Mary Lou Cavigli, Emily Ragesdale, Carlos Stephens, Theresa Petroni, Robert Marshall, Robert Richardson, Amelia Petroni, Allen Tofanelli, Dudley Thrower, Albert Pardini, Mary Herrington, and Mrs. Ragesdale, Mrs. Burtsche and Mrs. Richardson were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

SAN FRANCISCO, February 20, 1929.

*To the Members of the San Francisco Delegation,
Senate and Assembly, Sacramento, California*

GENTLEMEN: At the meeting of the board of supervisors Monday, February 18, 1929, the following motion was adopted:

Resolved, That the board of supervisors indorse and favor, and ask for the passage of the bill now pending in the California State Legislature, having for its purpose the establishment of the reclamation district in the so-called South Basin and South Basin Canal District.

Respectfully yours,

J. S. DUNNIGAN, Clerk.

Also:

LOS ANGELES, February 20, 1929.

Relative to Senate Bill No. 509.

(Signed)

SUN REALTY COMPANY.

I. ISNER, President.

Also:

LOS ANGELES, CALIFORNIA, February 22, 1929.

*Secretary of the Assembly,
Capitol Building, Sacramento, California.*

DEAR SIR: The California Progressives, of which I am chairman, at its regular meeting, held in Los Angeles, February 19, have authorized me to address you in

opposition to the passage of Assembly Constitutional Amendment No. 2, introduced by Mr. Scudder January 9, 1929.

First, we are of the opinion that the measure is contemplated to assess a type of double taxation against such publicly owned utilities as are in operation in this State;

Second, we believe the amendment is aimed to discredit public ownership in the State of California and is a carefully concealed maneuver to accomplish this objective; and

Third, we oppose any proposition of any kind placing unfair obstacles in the way of successfully owned and operated utilities that now belong to the public, already too severely handicapped by the onerous necessity of asking the people to vote bonds for their extension, as long as privately owned utilities have the privilege of issuing bonds by a mere vote of the directors.

The California Progressives are firmly committed to the principal of public ownership and operation whenever and wherever the people, by their decision, desire to enter into public enterprises for their own benefit. We are, therefore, unequivocally opposed to any legislation that impedes public ownership, while, on the contrary, we are favorable, at all times, to the passage of legislation that makes public ownership as easy as private ownership now is, under the law.

Thanking you for giving proper consideration to the protest, I am pleased to remain,

Cordially yours,

LEW HEAD,
Chairman California Progressives.

Also:

LOS ANGELES, CALIFORNIA, February 20, 1929.
Relative to three-day marriage notice law.

ROSE ROY,
President, Council of Catholic Women.

Also:

LOS ANGELES, CALIFORNIA, February 20, 1929.
Relative to impeachment of Judge C. Hardy.

(Signed)

STEPHEN DEXTER.

Also:

LOS ANGELES, February 21, 1929.
Relative to Senate Bill No. 748.

(Signed)

MERCHANTS PLUMBERS ASSOCIATION,
THOMAS W. HOGAN, President.

Also:

IN THE MATTER OF CONSERVATION OF WATER RESOURCES OF CALIFORNIA.

WHEREAS, The county of Contra Costa is a manufacturing county, bordering on the bay of San Francisco, Carquinez Straits, Suisun Bay, and Sacramento and San Joaquin rivers, with seventy miles of water front available for industrial development; and

WHEREAS, The industries of said county are dependent on fresh water for their existence; and

WHEREAS, Said industries bordering on the Suisun Bay and Sacramento and San Joaquin rivers were dependent upon and used fresh waters from said bay and rivers prior to the diversion of said waters by government and private irrigation and reclamation projects; and

WHEREAS, The county of Contra Costa has many acres of available delta lands which are subject to and irrigated from the waters of the San Joaquin and Sacramento rivers; and

WHEREAS, The diversion of said waters from the said streams by government and private irrigation and reclamation projects has allowed the salt waters of the ocean to back up in said streams to such an extent as to impair the use of said waters for industrial and irrigation purposes; and

WHEREAS, It appears to this board that the only solution of said problem of restoring said fresh waters to the use of the manufacturing and irrigation districts in the county of Contra Costa is the location of a bay barrier or barriers at points that will stop the inflow of the saline waters into said streams; therefore, be it

Resolved, That this board hereby urges and recommends to the California Legislative Water Resources Committee that they include within their report a recommendation to the Legislature for the erection and construction of a bay barrier to stop the inflow of saline waters into the upper streams, as a part of the coordinated program of development and conservation of water resources.

The foregoing resolution was presented by Supervisor Hayden and seconded by Supervisor Trembath, and adopted by the unanimous vote of the board.

I hereby certify that the foregoing is a true and correct copy of an order entered on the minutes of said board of supervisors on the date aforesaid.

Witness my hand and the seal of said board of supervisors, affixed this eighteenth day of February, 1929.

[SEAL]

J. H. WELLS, Clerk.

Also:

Relative to equal suffrage.
(Signed)

OAKLAND, February 22, 1929.

MRS. SARAH E. FINLEY.

By Mr. Anderson:

HAYFORK, CALIFORNIA.

*To the Honorable Members of the Legislature of the State of California,
Sacramento, California.*

We, the undersigned officers of the Hayfork Valley Chamber of Commerce, respectfully bring to your attention the matter of the Peanut-Douglas City lateral, the connecting link between the Peanut State Highway and the Trinity River Highway.

To further this project we wish to petition the Legislature of the State of California to endorse Bill No. 585, introduced by Assemblyman Roscoe J. Anderson at the present session of the Legislature.

The early completion of this project is of vital importance to Trinity, Humboldt and Shasta counties and is important to the State as a whole.

In witness whereof, the executive committee of the Hayfork Valley Chamber of Commerce have hereunto affixed their signatures at Hayfork, Trinity County, California, this eighteenth day of February, 1929.

JOHN B. ENOS, Vice President.
HELEN WOOD TAYLOR, Secretary.
HARRY EVEREST, Director.

ANNOUNCEMENT.

Mr. Reindollar announced that Mr. J. C. Hobrecht, radio dealer in Sacramento, who installed the loud speaking apparatus in the Assembly Chamber, will have a radio receiving set installed in the Assembly Chamber for the benefit of the members of the Assembly and the Senate desiring to listen in to the inaugural ceremonies of President-elect Herbert Hoover at Washington, D. C., on Monday, March 4, 1929, at eight thirty a.m.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON JUDICIARY

ASSEMBLY CHAMBER, SACRAMENTO, February 21, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 508—An act to amend section 1469 of the Code of Civil Procedure, relating to setting aside estates not exceeding \$2,500 in value—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 91—An act to amend section 1576 of the Penal Code, relating to salaries of prison employees;

Also: Assembly Bill No. 143—An act to amend section 4272 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-third class;

Also: Assembly Bill No. 225—An act to amend section 11 of an act entitled "An act to regulate the public service of stallions and jacks in the State of California," approved May 1, 1911, as amended, relating to the disposition of fees;

Also: Assembly Bill No. 226—An act to amend section 4 of an act entitled "An act to regulate the preparation, manufacture, care and marketing of milk products, to prevent fraud and to protect the public health in the preparation and marketing of said milk products, to prohibit the introduction of foreign fats into

milk products, providing for the enforcement and prescribing penalties for the violation hereof," approved May 29, 1923, as amended;

Also: Assembly Bill No. 450—An act to amend sections 4236b, 4236c, 4236d, 4236f, 4236g, 4236h, 4236j, 4236l, inclusive, of the Political Code, relating to county and township officers in counties of the seventh class, the assistants, deputies, and other employees of said officers, and provided for the compensation of said officers and said assistants, deputies, and other employees;

Also: Assembly Bill No. 773—An act to amend section 4041 of the Political Code and to add twenty-five new sections to said code, to be numbered 4041.1 to 4041.25, both inclusive, relating to jurisdiction and powers of boards of supervisors;

Also: Assembly Bill No. 806—An act to amend section 4149a of the Political Code, relating to the duties of the live stock inspector;

Also: Assembly Bill 859—An act to amend section 19f of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the probation officer and assistants in counties of the seventh class and the salaries thereof;

Also: Assembly Bill No. 877—An act to amend section 4266 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-seventh class;

Also: Assembly Bill No. 885—An act to amend section 1587 of the Penal Code, relating to the treatment of prisoners.

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Spalding:

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add a new section to the Political Code, to be numbered 1617c, relating to dedication of real property for street or highway purposes by governing bodies of school districts.

Referred to Committee on Introduction of Bills.

By Mr. Parkman:

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 1621 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in the process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures, to provide penalties for the violation of the provisions of this act, for the admission in evidence of copies of the State's standards of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including the State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers, and making an appropriation to carry this act into effect," approved June 16, 1913, as amended, relating to the salary of the sealer and deputies of counties of the twenty-first class.

Referred to Committee on Introduction of Bills.

By Mr. Cronin:

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 612 of the Political Code, relating to statements required to be made by insurance companies other than life insurance companies.

Referred to Committee on Introduction of Bills.

RESOLUTION.

The following resolution was offered :

By Mr. Reindollar :

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Assembly in favor of J. C. Hobrecht Company for the amount of money itemized below, and the State Treasurer is hereby authorized to pay the same :

J. C. Hobrecht Company, public address system----- \$1,200 00

The above resolution ordered referred to Committee on Contingent Expenses.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 303—An act to amend section 626*m* of the Penal Code, relating to fishing at night.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 337—An act to amend section 637½ of the Penal Code, relating to protection of fish and game.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 101—An act to amend section 19*x*11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of the probation officer of counties of the eleventh class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 102—An act amending section 4240 of the Political Code, relating to salaries and compensation of officers in counties of the eleventh class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 198—An act to amend section 19*x*12 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twelfth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 204—An act to amend section 307 of the Civil Code, relating to corporations.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 208—An act to amend section 4300*e* of the Political Code, relating to fees of justices, powers and duties of executors and administrators.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 210—An act to amend section 1386 of the Code of Civil Procedure, relating to the administration of decedent's estates.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 212—An act to amend section 1492 of the Code of Civil Procedure, relating to notice to creditors.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 214—An act to amend section 1304 of the Code of Civil Procedure, relating to notice of application for probate of will.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 215—An act to amend section 1307 of the Code of Civil Procedure, relating to the contest of a will.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 524—An act to amend section 84 of the Civil Code, relating to children of annulled marriages.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 742—An act to amend section 137 of the Civil Code, relating to alimony, support and maintenance and cost of suit in actions for divorce and permanent support and maintenance.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 678—An act to amend section 3627a and to repeal section 3627b of the Political Code, carrying into effect section 16 of article XIII of the constitution of the State of California, relating to the taxation of securities and solvent credits.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, after the word "section" insert the figures "3617" and the word "and"; in line 2 of the title strike out the word "section" and insert in lieu thereof the word "sections"; in line 3 of the title after the word "to" strike out the word "the" and after the word "taxation" strike out the word "of" and insert a period; strike out all of line 4 of the title

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, strike out all of lines 38, 39 and 40 and substitute in lieu thereof the following paragraph:

"The tax imposed herein shall become due and payable at noon on the first Monday in March, 1929, and on the first Monday in March annually thereafter unless the same be made a lien upon real estate under other provisions of this code all of which are made applicable to the tax levied under the provisions of this section."

AMENDMENT NUMBER THREE.

Add a new section as follows:

"Sec. 2. Section 3617 of the Political Code is hereby amended to read as follows: 3617. Whenever the terms mentioned in this section are employed in this act, they are employed in the sense hereafter affixed to them.

First—The term "property" includes money, credits, bonds (except railroad or quasi-public corporations), stocks, dues, franchises, and all other matters and things, real, personal, and mixed, capable of private ownership.

Second—The term "real estate" includes:

1. The possession of, claim to, ownership of, or right to, the possession of land.

2. All mines, minerals, and quarries in and under the land, all timber belonging to individuals or corporations, growing or being on the lands of the United States, and all rights and privileges appertaining thereto.

3. A mortgage, deed of trust, contract or other obligation by which a debt is secured, when land within this state is pledged for the payment and discharge thereof, shall, for the purpose of assessment and taxation, be deemed and treated as an interest in the land so pledged.

4. Improvements.

Third—The term "improvements" includes:

1. All buildings, structures, fences, and improvements erected upon or affixed to the land, except telephone and telegraph lines; also including fixtures, but excepting trade fixtures, machinery, equipment, and fixtures regardless of how affixed to buildings or land where the same are necessary for the conduct of a business, trade, or manufacture and are removable in whole or in part without material injury to any permanent building or structure in which the same are housed.

2. All fruit, nut-bearing, or ornamental trees and vines, not of natural growth, excepting date palms under eight years of age and fruit and nut-bearing trees under four years of age, and grape vines under three years of age.

3. Alfalfa, after the first year's planting.

Fourth—The term "personal property" includes everything which is the subject of ownership, not included within the meaning of the term "real estate" or "improvements."

Fifth—The terms "value" and "full cash value" mean the amount at which the property would be taken in payment of a just debt from a solvent debtor.

Sixth—The term "credits" means those solvent debts, not secured by mortgage, deed of trust, contract or other obligation, where land situated within this state is pledged as security therefor, owing to the person, firm, corporation, or association assessed. The term "debt" means those liabilities, unsecured by mortgage, deed of trust, contract or other obligation, where land situated within this state is pledged as security therefor, owing by the firm, person, corporation, or association assessed to bona fide residents of this state, or firms, associations or corporations doing business therein; but credits, claims, debts, and demands due, owing or accruing for or on account of money deposited with savings and loan corporations or with building and loan association, shall, for the purpose of taxation, be deemed and treated as an interest in the property of such corporation, and shall not be assessed to the creditor or owner thereof."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 211—An act to amend section 1454 of the Code of Civil Procedure, relating to obtaining money and other personal property by heirs without administration.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 6, of the printed bill, after the comma following the word "decendent" and before the word "has", insert the following: "if such person".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, strike out the word "and".

AMENDMENT NUMBER THREE.

On page 1, line 12, of the printed bill, strike out the word "testator" and substitute in place thereof the word "depositor".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 453—An act to amend section 1517 of the Code of Civil Procedure, relating to the return of sales of property of decedents.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 6, of the printed bill, strike out the period after the word "passes" and add the following: ", except as provided in section 1523 of this code."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 708—An act to amend section 241 of the Code of Civil Procedure, relating to the impaneling of grand juries.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, after the word "may", insert the following: ", in his discretion."

AMENDMENT NUMBER TWO.

On page 1, line 18, of the printed bill, after the word "year", insert the following: " , naming them,".

AMENDMENT NUMBER THREE.

On page 1, line 18, of the printed bill, after the word "summoned", strike out the word "drawn".

AMENDMENT NUMBER FOUR.

On page 1, line 18, of the printed bill, after the word "impaneled", strike out the words "upon the grand jury", and insert the following: "as grand jurymen who, together with sixteen others duly drawn and impaneled shall constitute the grand jury to be impaneled".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 739—An act to add a new chapter 3 of title I of part III of the Political Code, to be numbered title II*m*, embracing sections 376 to 376*n*, inclusive, relating to a Department of Professional and Vocational Standards.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 41, of the printed bill, after the word "may" insert a comma and add the following. "except as otherwise provided in section 376*h* of this code,".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 506—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 375 to 375*c*, inclusive, relating to a Department of Investment Regulation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, strike out all of lines 31 to 52, inclusive.

AMENDMENT NUMBER TWO.

On page 3 of the printed bill, strike out all of lines 1 to 15, inclusive.

AMENDMENT NUMBER THREE.

On page 3, line 16, of the printed bill, after the figures "375", strike out the letter "d" and insert in lieu thereof the letter "c".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 143—An act to amend section 4272 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-third class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 143 passed by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley,

Deuel, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Kline, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—69.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 773—An act to amend section 4041 of the Political Code, and to add twenty-five new sections to said code, to be numbered 4041.1 to 4041.25, both inclusive, relating to jurisdiction and powers of boards of supervisors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 773 passed by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williamson, Woolwine, Wright, Young, and Mr. Speaker—69.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Roland gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 773 was this day passed.

Assembly Bill No. 885—An act to amend section 1587 of the Political Code, relating to the treatment of prisoners

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 885 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—67.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 225—An act to amend section 11 of an act entitled "An act to regulate the public service of stallions and jacks in the State of California," approved May 1, 1911, as amended, relating to the disposition of fees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 225 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 226—An act to amend section 4 of an act entitled “An act to regulate the preparation, manufacturing, care and marketing of milk products, to prevent fraud and to protect the public health in the preparation and marketing of said milk products, to prohibit the introduction of foreign fats into milk products, providing for the enforcement and prescribing penalties for the violation hereof,” approved May 29, 1923, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 226 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 806—An act to amend section 4149a of the Political Code, relating to the duties of the live stock inspector.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 806 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—68.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 859—An act to amend section 19f of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the probation officer and assistants in counties of the seventh class and the salaries thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Mr. Nielsen:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the engrossed bill, strike out the word "hundred."

AMENDMENT NUMBER TWO.

On page 1, line 8, of the engrossed bill, strike out the word "twenty."

Amendments adopted.

Bill ordered to reprint, re-engrossment, and on file for passage.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 183—An act to add a new section to the Political Code, to be numbered 4300m, relating to fees of interpreters, and to repeal conflicting acts and parts of acts:

Also: Senate Bill No. 751—An act to amend section 1238 of the Code of Civil Procedure, relating to the exercise of the right of eminent domain.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 183 and 751 read first time, and referred to Committee on Judiciary.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Cloudsley: Assembly Constitutional Amendment No. 16—Proposed amendment to article VI of the constitution, relative to practice of law and the acceptance of remuneration other than salary by judges.

Introduced, and referred to Committee on Constitutional Amendments.

Also: Assembly Constitutional Amendment No. 17—Proposed amendment to article VI of the constitution, relative to the ineligibility of judges to hold other offices or to accept remuneration other than their salary.

Introduced, and referred to Committee on Constitutional Amendments.

REQUESTS FOR USE OF ASSEMBLY CHAMBER.

Mr. Byrne asked for and was granted the use of the Assembly Chamber for Tuesday evening, March 19, 1929, for the purpose of considering Assembly Bill No. 459.

Mr. Bernard asked for and was granted the use of the Assembly Chamber for Thursday evening, February 28, 1929, for the purpose of considering Assembly Bill No. 410.

Mr. Kline asked for and was granted the use of the Assembly Chamber for Wednesday evening, March 6, 1929, for the purpose of meeting jointly with the Senate committee and consider pending capital punishment legislation.

RECESS.

At twelve o'clock m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.
Speaker Levey in the chair
Assistant Clerk McIntire reading

RESOLUTION.

The following resolution was offered:
By Mr. Reindollar:

Resolved, That all persons appearing, or being, or desiring to appear, or be, at or in the Assembly Chamber, or at or in any committee room of the Assembly for the purpose of advocating the adoption, or defeat of any bill, measure or resolution, introduced in, pending before, or being considered by the Assembly, or by any committee thereof, or for the purpose of soliciting the vote of any member of the Assembly upon any such bill, measure, or resolution or upon any anticipated or proposed bill, measure or resolution, shall register with the Sergeant-at-Arms, his name and address, together with a statement of the person or persons, corporation or corporations, or interest represented by or intended to be represented by him, and has filed with the Sergeant-at-Arms his written authority to represent such person, corporation or interest, and thereupon the Sergeant-at-Arms issue to such person a certificate that he has so registered in conformity with this resolution, which certificate shall be exhibited to the chairman of a committee upon request. A complete record of all persons so registered, together with their respective addresses, and the persons, corporations or interest represented by them, shall be kept, and preserved by the Sergeant-at-Arms, and shall be open at all times to public inspection.

No person shall appear at or enter the Assembly Chamber, or any committee room of the Assembly, for the purpose of advocating the adoption or defeat of any bill, measure or resolution, without first having registered and secured the certificate as herein provided.

MOTION TO REFER.

Mr. Hornblower moved that the above resolution be referred to Committee on Judiciary.

Motion carried.

SPECIAL ORDER.

The hour of two o'clock p.m. having arrived, the special order heretofore set for this hour was taken up for consideration.

CONSIDERATION OF ASSEMBLY BILL NUMBER SIX HUNDRED SEVENTY-SEVEN.

Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

SPECIAL ORDER SET.

On motion of Mr. West the consideration of Assembly Bill No. 677 was made a special order for Tuesday at eleven o'clock a.m.

RESOLUTION.

The following resolution was offered:
By Mr. Little:

WHEREAS, The California Tax Commission constituted in accordance with an act of the forty-seventh session of the Legislature of the State of California, approved May 12, 1927, has now been functioning for more than one year; and

WHEREAS, Pursuant to section 2 of said act, the Governor has authorized the employment of an expert in the person of Robert Murray Haig, professor, School of Business, Columbia University in the city of New York; and

WHEREAS, It is understood that such expert and his technical assistants have investigated the systems of revenue and taxation in force in this State and other

states and particularly have examined into matters appertaining to the subjects of revenue and taxation in this State; and

WHEREAS, Section 2 of said act provides that "the findings and conclusions of such investigations and recommendations as to necessary changes in the existing system in this State shall be reported to the Governor with recommendation to the Legislature at its session in January, 1929,"; and

WHEREAS, It is now the twenty-fifth day of February, 1929, and the Legislature of California has had no report from the Governor or said commission concerning its investigations and recommendations other than with reference to bank and corporation taxation as submitted at a special session held on September 4, 1928; and

WHEREAS, It has come to our attention that the report of said commission containing its recommendations at the forty-eighth session of the Legislature has been completed fully for some time past and has been available for the perusal of certain parties; and

WHEREAS, It appears that tax legislation now pending involves a radical departure from existing forms of revenue and taxation in the State of California; and

WHEREAS, It has come to our attention that wherever systems for bank and corporation taxation similar to that proposed for this State by said commission have been in use elsewhere, they have been employed only in connection with a state-wide income tax; and

WHEREAS, We, the members of the Assembly of the forty-eighth session of the Legislature of the State of California, feel that we are entitled to be informed of the entire program of said tax commission before attempting to vote upon the measures now pending; and

WHEREAS, We apprehend that it will be inimical to the best interests of the State of California should we attempt to vote upon such propositions without first knowing all of the facts in the premises; now, therefore, be it

Resolved, That the Assembly of the forty-eighth session of the California Legislature do hereby request the Governor of the State of California and the California Tax Commission, by him appointed, to furnish forthwith to the Assembly the complete report of said commission as required by the act under which it was created; now, therefore, be it further

Resolved, That a copy of this resolution be transmitted forthwith to the Honorable C. C. Young, Governor of California, and to the Honorable Irving Martin, Chairman of the California Tax Commission.

Resolution read.

The question being on the adoption of the resolution.

MOTION TO REFER.

Mr. Jones moved that the above resolution be referred to Committee on Revenue and Taxation.

The question being on the motion to refer.

AMENDMENT TO MOTION.

Mr. Stockwell moved as an amendment that the Assembly resolve itself into the Committee of the Whole for the purpose of considering the resolution.

Motion lost.

The question being on the motion to refer resolution to Committee on Revenue and Taxation.

Motion carried.

Resolution by Mr. Little ordered referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 8—Relative to the creation of a committee for the purpose of making a comprehensive study into the subject of grade crossing accidents and delays and reporting thereon to the Legislature of the State of California—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

MOTION TO RE-REFER.

Mr. Seawell moved that Assembly Concurrent Resolution No. 8 be re-referred to Committee on Motor Vehicles.

Motion carried.

ON INTRODUCTION OF BILLS

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Cronin: An act to amend section 612 of the Political Code, relating to statements required to be made by insurance companies other than life insurance companies.

By Mr. Spalding: An act to add a new section to the Political Code, to be numbered 1617c, relating to dedication of real property for street or highway purposes by governing bodies of school districts.

By Mr. Parkman: An act to amend section 16x21 of an act entitled "An act to establish a standard of weights and measures in the State of California: to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in the process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standards of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including the State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, as amended, relating to the salary of the sealer and deputies of counties of the twenty-first class.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Cronin: Assembly Bill No. 1049—An act to amend section 612 of the Political Code, relating to statements required to be made by insurance companies other than life insurance companies.

Bill read first time, and referred to Committee on Insurance.

By Mr. Spalding: Assembly Bill No. 1050—An act to add a new section to the Political Code, to be numbered 1617c, relating to dedication of real property for street or highway purposes by governing bodies of school districts.

Bill read first time, and referred to Committee on Education.

By Mr. Parkman: Assembly Bill No. 1051—An act to amend section 16x21 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in the

process of delivery; to prevent the sale of goods, wares and merchandise by false weights, and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standards of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act including the State Superintendent of Weights and Measures and his deputy; sealers of weights and measures and their deputies; defining the powers and duties of such officers and making an appropriation to carry this act into effect," approved June 16, 1913, as amended, relating to the salary of the sealer and deputies of counties of the twenty-first class.

Bill read first time, and referred to Committee on County Government.

RECESS.

At three o'clock and thirty minutes p.m., on motion of Mr. Fry, the Assembly was declared at recess until five o'clock p.m., of this day.

REASSEMBLED.

At five o'clock p.m., the Assembly reconvened.
Speaker Levey in the chair.
Assistant Clerk Gloss reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill 509—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 509 ordered referred to Committee on Revenue and Taxation.

Also:

SENATE CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 5—Relative to reports of the Department of Encampment of the Grand Army of the Republic.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Concurrent Resolution No. 5 ordered referred to Committee on Revision and Printing.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON STATE GROUNDS AND PARKS.

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: Your Committee on State Grounds and Parks, to which was referred Assembly Bill No. 343—An act to transfer and set over certain State land known as Iron Mountain in Mendocino County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources, and providing for the use thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

CRAWFORD, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on State Grounds and Parks, to which was referred Assembly Bill No. 342—An act to transfer and set over certain State land known as Mount Zion in Amador County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CRAWFORD, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on State Grounds and Parks, to which was referred Assembly Bill No. 341—An act to amend section 2 of an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California, gifts or donations of lands for forest and watershed purposes," approved April 5, 1927, relating to gifts or donations of land to the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CRAWFORD, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on State Grounds and Parks, to which was referred Assembly Bill No. 332—An act relating to the transfer by the county of San Benito of certain lands to the government of the United States—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CRAWFORD, Chairman.

The above reported bill ordered on file for second reading.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Bill No. 544—An act to amend sections 5 and 8 of an act entitled "An act to define the boundary, provide for the care, strengthening and repairing of the levee, and for the payment of the indebtedness of Levee District No. 1 of Sutter County," approved March 20, 1874, as amended, relating to the election of directors and the levy and collection of taxes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Bill No. 545—An act to amend section 2 of an act entitled "An act creating a reclamation district to be called and known as 'Reclamation District No. 1500'; providing for the management and control thereof and dissolving all levee districts, swamp land districts and reclamation districts, lying wholly within the boundaries of said Reclamation District No. 1500; providing for the liquidation and winding up of said dissolved districts, and excluding from any levee district, swamp land district and reclamation district any land lying within the boundaries of said Reclamation District No. 1500," approved April 30, 1913, as amended, relating to the election, appointment, powers, and duties of the trustees of said district, and to the office and principal place of business of the said district, and relating to the management and control thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 101—An act to amend section 19r11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of the probation officer of counties of the eleventh class:

Also: Assembly Bill No. 102—An act amending section 4240 of the Political Code, relating to salaries and compensation of officers in counties of the eleventh class;

Also: Assembly Bill No. 198—An act to amend section 19212 of the "Juvenile Court Law" approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twelfth class;

Also: Assembly Bill No. 204—An act to amend section 307 of the Civil Code, relating to corporations.

Also: Assembly Bill No. 208—An act to amend section 1581 of the Code of Civil Procedure, relating to powers and duties of executors and administrators;

Also: Assembly Bill No. 210—An act to amend section 1386 of the Code of Civil Procedure, relating to the administration of decedent's estates;

Also: Assembly Bill No. 212—An act to amend section 1492 of the Code of Civil Procedure, relating to notice to creditors;

Also: Assembly Bill No. 214—An act to amend section 1304 of the Code of Civil Procedure, relating to notice of application for probate of will;

Also: Assembly Bill No. 215—An act to amend section 1307 of the Code of Civil Procedure, relating to the contest of a will;

Also: Assembly Bill No. 303—An act to amend section 626m of the Penal Code, relating to fishing at night;

Also: Assembly Bill No. 524—An act to amend section S4 of the Civil Code, relating to children of annulled marriages;

Also: Assembly Bill No. 742—An act to amend section 137 of the Civil Code, relating to alimony, support and maintenance and costs of suit in actions for divorce and permanent support and maintenance;

Also: Assembly Bill No. 821—An act relating to maximum rates of tax for school district purposes;

Also: Assembly Bill No. 873—An act to amend an act entitled "An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the department of agriculture in relation thereto, and penalties for the violation hereof," approved June 3, 1921;

Also: Assembly Bill No. 337—An act to amend section 637½ of the Penal Code, relating to protection of fish and game.

And reports that the same have been correctly engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Coombs:

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation to supply books, magazines and papers for the library of the Veterans Home of California, and to equip the barracks there constructed under the provisions of "An act making an appropriation for the support of the government of the State of California, and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922," approved April 14, 1927.

Referred to Committee on Introduction of Bills.

ADJOURNMENT.

At five o'clock and ten minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Tuesday, February 26, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Tuesday, February 26, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feelev, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—79.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Fisher, Mr. Anderson was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Nielsen, Miss Orpha Milroy, teacher of the Robla School, and the following pupils: Frances Benning, Grace Baker, Tommy Matranga, Marie Decker, Orman Haenggi, Charles Tershy, James Lonigro, Jack Unden, Richard Entrican, Lorraine Rorman, Anna May Lawson, Tony Columbo, Irene Battles, Mary Lonigro, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. West, Mrs. Thelma Johnson, teacher of the seventh and eighth grades, Sheldon School, and the following pupils: Amy Shaw, Mary Matsumoto, Masaye Kumano, Audrey Rey, Angelina Fernandez, Helen Schied, Alice Hoshino, John Jensen, Marian Shaw, Frank Matsumoto, Lena Yori, George Yamada, James Matsumoto, Frank Yamada and Andrew Yori were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. West, Mary F. Tracy, teacher of the Fremont School, and Norman Koivunen, Edwin Elmore, Donald Owen, Arthur McGraw, June Rice, Vivian Hunter, Lola Billoh, Martha Fenn, Maxine Hunter, Billie Sullivan, Nancy Beedle, Helen Bateman, Virginia Arthur, Mary Pfeifferle, Ivan Holford, Lenard Satler, Houston Keehner, Austin Wahrhaftig, Doris Zizuella, Marie Smith, Charlotte Braynard, Genevieve Sturtevant, Myrtle Gorman, Jean Young, Margaret Sebastian, Joye Coley and Fredaura Clingan were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Jost, Mr. J. Scannell of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mr. James C. Holland, clerk of the board of supervisors of Alameda County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Eddy, Mr. C. O. Smith of El Cajon was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mr. William H. Parker, city commissioner of the city of Oakland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Reindollar, Mr. George H. Harlan of San Rafael was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Reindollar, Mr. Fred Dickie of Fairfax was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Reindollar, Mr. Andrew A. Devoto of Fairfax was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Reindollar, Mr. George G. McLaughlin of San Rafael was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Byrne, Mr. Walter E. Jones of San Francisco, Mr. Gus D. Fugett of San Francisco and Mr. A. H. Connelly of Dunsmuir, representatives of the Brotherhood of Locomotive Firemen and Engineers, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

WHEREAS, There have been introduced at the present session of the State Legislature measures providing for the construction, maintenance and operation of a precooling and icing plant by the State Board of Harbor Commissioners on the San Francisco waterfront; and

WHEREAS, There is an evident intent to erect aforesaid precooling and icing plant on property now in private ownership, which said property it is proposed to sell to the State Board of Harbor Commissioners, which said board is thereupon to build a pier so as to include such private property with public property now under State control; and

WHEREAS, There are now efficient refrigerator plants situated within a few hundred feet of the waterfront of San Francisco, having more than sufficient available space to cater to the needs of California products requiring precooling and icing prior to shipment by either rail or water to domestic or foreign ports; now, therefore, be it

Resolved, That the Civic League of Improvement Clubs and Associations of San Francisco does hereby disapprove and condemn the proposals made as hereinabove stated, for the following reasons, to wit:

First—That no active public demand exists for the acquisition by the State Board of Harbor Commissioners of any private property along the present developed portion of San Francisco's waterfront;

Second—That no active public demand for precooling and icing of California products prior to shipment abroad exists at the present time that is not, or can not, be better served by existing facilities, having ample space with complete and efficient equipment installed and now operating under State regulation as to service and rates;

Third—That no complaint of inadequate service or exorbitant rates has been filed with the State Board of Railroad Commissioners, having full control and supervision of such rates and service;

Fourth—That the State Board of Harbor Commissioners has no funds available for the purposes hereinabove outlined and that all funds at its command are properly allocated to increasing and extending harbor facilities;

Fifth—That the proposed legislation is unjust and iniquitous in that it proposes to place the State in a commercial enterprise in competition with like establishments operating under State control and regulation and contributing considerable sums of taxation to support the State government and its political subdivisions;

Sixth—That the purpose of precooling and icing of agricultural and horticultural products can be more economically and advantageously accomplished by using existing facilities, with their possible extension to the few wharves or docks now used by steamship companies whose vessels contain refrigeration holds, and that

Finally—We condemn this and any other proposal made to incur public debt for the purpose of competing with or superseding private initiative in conducting commercial enterprises and furthering industrial activities.

Also:

CITY OF PITTSBURG, CALIFORNIA.

WHEREAS, It is proposed to construct a bay barrier across one of the upper arms of the San Francisco Bay, thus restoring the natural supply of fresh water, and to prevent the further influx of the salt water into the Sacramento and San Joaquin rivers, and as an aid to irrigation, and

WHEREAS, By the construction of such a barrier a fresh water lake would be formed, thereby providing an adequate source of supply of fresh water for agriculture and industry in Contra Costa County and adjacent counties; and

WHEREAS, Engineering investigations during the past six years by government and others have demonstrated that the construction of such a barrier is not only possible but practical; and

WHEREAS, We believe that the construction of such a barrier is a public necessity, would inure to the best interests of all California and in particular the entire San Francisco Bay District, and would aid in the solution of water problems, both domestic and industrial, for the people of Contra Costa, Solano, Sacramento and San Joaquin counties, now, therefore, be it

Resolved, By the city council of the city of Pittsburg that it heartily endorses the bay barrier project and particularly urges the 1929 California Legislature to include the bay barrier construction in their program; be it further

Resolved, That a copy of this resolution be mailed to the California Legislative Water Resources Committee, to the members of the forty-eighth session of the California Legislature for 1929, to the Governor of the State of California, C. C. Young, and that a copy be spread upon the minutes of this meeting.

I hereby certify that the above is an exact copy of the resolution passed by the city council of the city of Pittsburg at its regular meeting held on the nineteenth day of February, 1929.

(Signed)

JAMES FITZGERALD, City Clerk.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR SPEAKER Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 94—An act granting in trust to the city and county of San Francisco the interest of the State in and to, and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 793—An act to amend section 4245 of the Political Code, relating to salaries and fees of county and township officers, and organization of townships in counties of the sixteenth class:

Also: Assembly Bill No. 540—An act to amend section 4263 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the thirty-fourth class;

Also: Assembly Bill No. 542—An act to amend section 4270 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the forty-first class;

Also: Assembly Bill No. 879—An act to amend sections 4256, 4256a and 4256b of the Political Code, relating to the salaries and fees of county officers in counties of the twenty-seventh class;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 345—An act to amend section 4014 of the Political Code, relating to township officers;

Also: Assembly Bill No. 142—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors;

Also: Assembly Bill No. 556—An act to amend section 2322r27 of the Political Code, relating to the salary and expenses of the horticultural commissioner, his deputies, and employees, in counties of the twenty-seventh class;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON TEACHERS COLLEGES.

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: Your Committee on Teachers Colleges, to which was referred Assembly Bill No. 436—An act making an appropriation for permanent improvements at the San Francisco State Teachers College—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

DEUEL, Chairman

The above reported bill ordered re-referred to Committee on Ways and Means

Also:

MR. SPEAKER: Your Committee on Teachers Colleges, to which was referred Assembly Bill No. 843—An act providing for the disposition of profits resulting from the operation of cafeterias and dormitories at State teachers colleges—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

DEUEL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Teachers Colleges, to which was referred Assembly Bill No. 614—An act relating to the establishment and maintenance of dormitories at State teachers colleges—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

DEUEL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Teachers Colleges, to which was referred Assembly Bill No. 615—An act providing for the establishment and maintenance of cafeterias in State teachers colleges—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

DEUEL, Chairman

The above reported bill ordered on file for second reading.

ON IRRIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 193—An act to provide for the standardization of cement pipe sold for irrigation purposes and providing for the enforcement thereof—has had the same under consideration, and respectfully reports the same back, without recommendation, as amended.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 500—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WEST, Chairman.

The above reported bill ordered on file for second reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Lyons:

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act," approved June 12, 1915, as amended, relating to powers of the district.

Referred to Committee on Introduction of Bills.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 736a of the Political Code, relating to the salaries of the justices of the district courts of appeal.

Referred to Committee on Introduction of Bills.

By Mr. Little:

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 736 of the Political Code, relating to the salaries of Supreme Court justices.

Referred to Committee on Introduction of Bills.

By Mr. Meeker:

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER. I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to accept the provisions and benefits of an act passed by the Senate and House of Representatives of the United States of America in Congress assembled and approved February 5, 1929, to provide for the further development of vocational education; to create a vocational education fund and making an appropriation therefor.

Referred to Committee on Introduction of Bills.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Roland moved that the vote whereby Assembly Bill No. 773 was passed be reconsidered.

The roll was called, and Assembly Bill No. 773 reconsidered by the following vote:

AYES—Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—68.

NOES—Arnold—1.

CONSIDERATION OF ASSEMBLY BILL NUMBER SEVEN HUNDRED
SEVENTY-THREE.

Assembly Bill No. 773—An act to amend section 4041 of the Political Code and to add twenty-five new sections to said code, to be numbered 4041.1 to 4041.25, both inclusive, relating to jurisdiction and powers of boards of supervisors.

Bill read third time

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Stockwell moved that Assembly Bill No. 773 be re-referred to Committee on County Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 508—An act to amend section 1469 of the Code of Civil Procedure, relating to setting aside estates not exceeding \$2,500 in value.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out the word "widow", and substitute the words "surviving spouse."

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, after the word "representative", add the words "or surviving spouse."

AMENDMENT NUMBER THREE.

On page 1, line 7, of the printed bill, strike out the words "or of his widow", and substitute in place thereof a comma.

AMENDMENT NUMBER FOUR.

On page 1, line 8, of the printed bill, strike out the word "his", and substitute the word "the".

AMENDMENT NUMBER FIVE.

On page 1, line 8, of the printed bill, after the word "them" and preceding the comma, insert the following: "of such deceased person."

AMENDMENT NUMBER SIX.

On page 1, line 22, of the printed bill, strike out the word "widow", and substitute the words "surviving spouse"

AMENDMENT NUMBER SEVEN.

On page 1, line 23, of the printed bill, strike out the word "widow" in the two places where the same appears in said line, and substitute the words "surviving spouse" in said two places.

AMENDMENT NUMBER EIGHT.

On page 2, line 2, of the printed bill, strike out the word "widow", and substitute the words "surviving spouse."

AMENDMENT NUMBER NINE.

On page 2, line 3, of the printed bill, strike out the word "widow" in the two places where the same appears in said line, and substitute the words "surviving spouse" in said two places.

AMENDMENT NUMBER TEN.

On page 2, line 8, of the printed bill, strike out the word "widow", and substitute in the place thereof the words "surviving spouse."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 343—An act to transfer and set over certain State land known as Iron Mountain in Mendocino County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 342—An act to transfer and set over certain State land known as Mount Zion in Amador County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 341—An act to amend section 2 of an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California, gifts or donations of lands for forest and watershed purposes," approved April 5, 1927, relating to gifts or donations of land to the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 332—An act relating to the transfer by the county of San Benito of certain lands to the government of the United States.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 544—An act to amend sections 5 and 8 of an act entitled "An act to define the boundary, provide for the care, strengthening and repairing of the levee, and for the payment of the indebtedness of Levee District No. 1 of Sutter County," approved March 20, 1874, as amended, relating to the election of directors and the levy and collection of taxes.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 545—An act to amend section 2 of an act entitled "An act creating a reclamation district to be called and known as 'Reclamation District No. 1500,' providing for the management and control thereof and dissolving all levee districts, swamp land districts and reclamation districts, lying wholly within the boundaries of said Reclamation District No. 1500; providing for the liquidation and winding up of said dissolved districts, and excluding from any levee district, swamp land district and reclamation district any land lying within the boundaries of said Reclamation District No. 1500," approved April 30, 1913, as amended, relating to the election, appointment, powers, and duties of the trustees of said district, and to the office and principal place of business of the said district, and relating to the management and control thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 2, of the printed bill, strike out the words "number one thousand five hundred", and insert in lieu thereof the following: "No. 1500."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 509—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 6, in line 12, of the printed bill, after the word "reason", insert the words "finally adjudged".

AMENDMENT NUMBER TWO

On page 6, line 44, of the printed bill, strike out the words "by the commissioner".

AMENDMENT NUMBER THREE.

On page 7 of the printed bill, strike out lines 1, 2 and 3, substituting therefor the following:

"If the commissioner reallocates net income upon his examination of any return, he shall, upon the written request of the taxpayer, disclose to him the basis upon which his reallocation has been made".

AMENDMENT NUMBER FOUR.

On page 8, line 34, of the printed bill, change the word "interest" to "interests".

AMENDMENT NUMBER FIVE

On page 9 of the printed bill, transfer that portion of section 19 beginning with the words "In the case" in line 36, and extending through line 42 to the end of section 20, between lines 48 and 49, setting it up as a separate paragraph.

AMENDMENT NUMBER SIX.

On page 12 of the printed bill, change the word "his" in lines 2 and 3 to "its"; on page 12, in line 16, insert a comma after the word "final," strike out remainder of that paragraph, substituting therefor the words "and said board shall forthwith notify the taxpayer and the commissioner of its determination

When a deficiency has been determined and the tax has become final under the provisions of this section, the commissioner shall mail notice and demand to the taxpayer for the payment thereof, and such tax shall be due and payable at the expiration of ten days from the date of such notice and demand."

AMENDMENT NUMBER SEVEN.

On page 13, line 15, of the printed bill, substitute a comma for the period after the word "taxpayer", and add "but no such refund shall be made unless a claim therefor is filed by the taxpayer with the commissioner."; and then add between lines 15 and 16, on page 13, a separate paragraph as follows:

"Interest on refunds shall be allowed and paid at the rate of 6 per centum per annum from the date of the overpayment to a date preceding the date of the refund warrant by not more than thirty days, such date to be determined by the commissioner."

AMENDMENT NUMBER EIGHT.

On page 13, line 40, of the printed bill, substitute for the word "his" the word "its"; on page 13, line 46, strike out the word "and", strike out lines 47 and 48, and substitute in lieu thereof the following: "provided that no action shall be filed unless the taxpayer has made protest to the commissioner of the computation and levy complained of under the provisions of section 25 hereof."; and add thereto the following:

"When a refund claim has been filed under the provisions of section 27 hereof, and the same has been denied or no action thereon has been taken by the commissioner within six months from the filing thereof, the taxpayer may bring an action against the state treasurer on the grounds set forth in such claim for the recovery of the whole or any part of the amount claimed as an overpayment, but such action must be brought within ninety days from the date of the commissioner's final action upon such claim."

AMENDMENT NUMBER NINE.

On page 13 of the printed bill, strike out lines 49, 50 and 51, substituting in lieu thereof the following:

"Whenever under the provisions of this section an action is commenced against the state treasurer, a copy of the complaint and the summons must be served upon the treasurer, or his deputy. At the time the treasurer demurs or answers, he may demand that the action be tried in the superior court of the county of Sacramento, which demand must be granted. The attorney general must defend the

action. The provisions of the Code of Civil Procedure, relating to pleadings, proofs, trials, and appeals, are applicable to the proceedings herein provided for. A failure to begin such action within the time herein specified shall be a bar against the recovery of such taxes. In any such action the court shall have power to render judgment for plaintiff for any part or portion of the tax, interest, penalties or costs found to be void and so paid by plaintiff upon such assessment.

In any judgment of any court rendered for any overpayment in respect of any tax imposed by this act, interest shall be allowed at the rate of 6 per centum per annum upon the amount of the overpayment, from the date of the payment or collection thereof to a date preceding the date of the refund warrant by not more than thirty days, such date to be determined by the commissioner."

AMENDMENT NUMBER TEN.

On page 14, line 19, of the printed bill, strike out the words "within twelve months after it is due and payable," and insert after the word "paid" the following: "before six o'clock p.m. on the last day of the twelfth month after the date of delinquency of the first installment thereof".

AMENDMENT NUMBER ELEVEN.

On page 14 of the printed bill, strike out lines 25 to 33, inclusive, and substitute therefor the following.

"The controller shall transmit the name of each such corporation to the secretary of state, who shall immediately record the same in such manner that it may be available to the public. The suspension or forfeiture herein provided for shall become effective immediately such record is made, and the certificate of the secretary of state shall be prima facie evidence of such suspension or forfeiture."

AMENDMENT NUMBER TWELVE.

On page 14, line 51, of the printed bill, after the word "and" add the words "the interest and"; and at the end of line 12 on page 15 add the following:

"The certificate of revivor shall be prima facie evidence of the revivor. Any certificate provided for in this section may be recorded in the office of the county recorder in any county of this state."

AMENDMENT NUMBER THIRTEEN.

On page 6, line 33, of the printed bill, after the word "under", insert the word "other".

AMENDMENT NUMBER FOURTEEN.

On page 3, line 13, of the printed bill, after the word "taxes", insert the words "or licenses".

AMENDMENT NUMBER FIFTEEN.

On page 6, line 34, of the printed bill, after the word "insurance", insert a comma.

AMENDMENT NUMBER SIXTEEN.

On page 2, between lines 29 and 30, of the printed bill, insert a new paragraph, as follows:

"Taxes under this section and under sections 1 and 2 of this act shall accrue on the first day after the close of the "taxable year," as defined in section 11 hereof"

Amendments adopted.

Bill read second time, ordered to reprint, and third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 859—An act to amend section 19f of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the probation officer and assistants in counties of the seventh class and the salaries thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Adams:

AMENDMENT NUMBER ONE.

On page 2, line 49, of the printed bill, strike out the words "four thousand", and insert in lieu thereof the words "two thousand seven hundred".

Amendment adopted.

Bill read, ordered to reprint, and re-engrossment.

Assembly Bill No 821—An act relating to maximum rates of tax for school district purposes

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER

Mr. Wright moved that Assembly Bill No 821 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 821 ordered re-referred to Committee on Education.

Assembly Bill No 873—An act to amend an act entitled "An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof."

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Ingels moved that Assembly Bill No. 873 be withdrawn from the file, and ordered re-referred to Committee on Live Stock and Dairies.

Motion carried.

Assembly Bill No 873 ordered re-referred to Committee on Live Stock and Dairies

Assembly Bill No. 303—An act to amend section 626*m* of the Penal Code, relating to fishing at night.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 303 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—73.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 337—An act to amend section 637½ of the Penal Code, relating to protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 337 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, James A.,

Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—70.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 101—An act to amend section 19x11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of the probation officer of counties of the eleventh class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 101 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—68.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

SPECIAL ORDER.

The hour of eleven o'clock a. m. having arrived, the special order heretofore set for this hour was taken up for consideration.

CONSIDERATION OF ASSEMBLY BILL NUMBER SIX HUNDRED SEVENTY-SEVEN.

Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Mr. West:

AMENDMENT NUMBER ONE.

On page 6, line 5, of the printed bill, after the word "taxpayer" insert the words "for the taxable year in question"; and in line 4, after the word "reason," insert the words "finally adjudged."

AMENDMENT NUMBER TWO.

On page 6, line 36, of the printed bill, strike out the words "by the commissioner". Strike out lines 43, 44 and 45, substituting therefor the following:

"If the commissioner reallocates net income upon his examination of any return, he shall, upon the written request of the taxpayer, disclose to him the basis upon which his reallocation has been made".

AMENDMENT NUMBER THREE.

On page 8, line 26, of the printed bill, change the word "interest" to "interests".

AMENDMENT NUMBER FOUR.

On page 9 of the printed bill, transfer that portion of section 19 beginning with the words "In the case" in line 26 and extending through line 32 to the end of section 20, between lines 38 and 39, setting it up as a separate paragraph.

AMENDMENT NUMBER FIVE.

On page 11 of the printed bill, change the word "his" in lines 46 and 47 to "its"; on page 12, in line 8, insert a comma after the word "final", strike out

remainder of that paragraph, substituting therefor the words "and said board shall forthwith notify the taxpayer and the commissioner of its determination.

When a deficiency has been determined and the tax has become final under the provisions of this section, the commissioner shall mail notice and demand to the taxpayer for the payment thereof, and such tax shall be due and payable at the expiration of ten days from the date of such notice and demand".

AMENDMENT NUMBER SIX.

On page 13, line 2, of the printed bill, substitute a comma for the period after the word "taxpayer" and add "but no such refund shall be made unless a claim therefor is filed by the taxpayer with the commissioner."; and then add between lines 2 and 3 on page 13 a separate paragraph as follows:

"Interest on refunds shall be allowed and paid at the rate of six per centum per annum from the date of the overpayment to a date preceding the date of the refund warrant by not more than thirty days, such date to be determined by the commissioner."

AMENDMENT NUMBER SEVEN.

On page 13, line 27, of the printed bill, substitute for the word "his" the word "its"; on page 13, line 33, strike out the word "and," strike out lines 34 and 35 and substitute in lieu thereof the following: "provided that no action shall be filed unless the taxpayer has made protest to the commissioner of the computation and levy complained of under the provisions of section 25 hereof."; and add thereto the following:

"When a refund claim has been filed under the provisions of section 27 hereof, and the same has been denied or no action thereon has been taken by the commissioner within six months from the filing thereof, the taxpayer may bring an action against the state treasurer on the grounds set forth in such claim for the recovery of the whole or any part of the amount claimed as an overpayment, but such action must be brought within ninety days from the date of the commissioner's final action upon such claim."

On page 13 of the printed bill, strike out lines 36, 37 and 38, substituting in lieu thereof the following:

AMENDMENT NUMBER EIGHT.

"Whenever under the provisions of this section an action is commenced against the state treasurer, a copy of the complaint and the summons must be served upon the treasurer, or his deputy. At the time the treasurer demurs or answers, he may demand that the action be tried in the superior court of the county of Sacramento, which demand must be granted. The attorney general must defend the action. The provisions of the Code of Civil Procedure relating to pleadings, proofs, trials, and appeals are applicable to the proceedings herein provided for. A failure to begin such action within the time herein specified shall be a bar against the recovery of such taxes. In any such action the court shall have power to render judgment for plaintiff for any part or portion of the tax, interest, penalties or costs found to be void and so paid by plaintiff upon such assessment.

In any judgment of any court rendered for any overpayment in respect of any tax imposed by this act, interest shall be allowed at the rate of six per centum per annum upon the amount of the overpayment, from the date of the payment or collection thereof to a date preceding the date of the refund warrant by not more than thirty days, such date to be determined by the commissioner."

AMENDMENT NUMBER NINE.

On page 14, line 5, of the printed bill, strike out the words "within twelve months after it is due and payable", and insert after the word "paid" the following: "before six o'clock p.m. on the last day of the twelfth month after the date of delinquency of the first installment thereof."

AMENDMENT NUMBER TEN.

On page 14 of the printed bill, strike out lines 11 to 19, inclusive, and substitute therefor the following:

"The controller shall transmit the name of each such corporation to the secretary of state, who shall immediately record the same in such manner that it may be available to the public. The suspension or forfeiture herein provided for shall become effective immediately such record is made, and the certificate of the secretary of state shall be prima facie evidence of such suspension or forfeiture."

AMENDMENT NUMBER ELEVEN.

On page 14, line 44, of the printed bill, after the word "and" add the words "the interest and"; and at the end of line 50 add the following:

"The certificate of revivor shall be prima facie evidence of the revivor. Any certificate provided for in this section may be recorded in the office of the county recorder in any county of this state."

AMENDMENT NUMBER TWELVE.

On page 6, line 25, of the printed bill, after the word "under" insert the word "other".

AMENDMENT NUMBER THIRTEEN.

On page 3, line 1, of the printed bill, after the word "taxes" insert the words "or licenses".

AMENDMENT NUMBER FOURTEEN.

On page 2 of the printed bill, between lines 16 and 17, insert a new paragraph, as follows:

"Taxes under this section and under sections 2 and 4 of this act shall accrue on the first day after the close of the "taxable year," as defined in section 11 hereof."

AMENDMENT NUMBER FIFTEEN

On page 6, line 25, of the printed bill, after the word "insurance" insert a comma.

Amendments adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for passage.

RESOLUTION.

The following resolution was offered.

By Mr. West:

Resolved, That Senate Bill No. 509 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. West moved the adoption of the resolution.

The question being on the adoption of the resolution

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gulmore, Harper, Hawes, Hoftman, Hornblower, Ingels, Jepsersen, Jewett, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wuter, Wright, Young, and Mr. Speaker—71

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 509.

THIRD READING OF SENATE BILL NUMBER FIVE HUNDRED NINE.

Senate Bill No. 509—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

Bill read third time.

The question being on the passage of the bill,

The roll was called, and Senate Bill No 509 finally passed by the following vote :

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—79.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

EXPLANATIONS OF VOTES.

By Mr. Keaton :

In voting for Senate Bill No. 509, I am doing so solely as a matter of expediency, because the time limit between now and March 4th creates an emergency, and some tax measure must be passed. Therefore the responsibility for this bill lies in the executive department of this government, and in my vote I am not giving my tax views but voting under protest because I have no other alternative

By Mr. Stockwell :

I voted "Aye" on Senate Bill No. 509 under protest. I consider the bill restricts the authority of the State Board of Equalization unnecessarily, causing increased administrative expense. Bill is in many ways impractical from viewpoint of accounting.

RECESS.

At twelve o'clock and thirty minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened

Speaker Levey in the chair.

Assistant Clerk Gloss reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ATTACHES

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER: Your Committee on Attaches respectfully begs leave to report that it has carefully considered the various reports for applications and desires to submit the following resolution :

Resolved, That the following named persons be and they are hereby employed for the position and per diem set opposite their respective names. The appointment of the following named persons to date from and including the twentieth day of February, 1929 :

Norma McAtee, Judiciary Clerk.....	\$6 00
C. E. Whiteside, Assistant Sergeant-at-Arms.....	5 00
Thomas W. Myles, Assistant Sergeant-at-Arms.....	5 00
L. L. Martel, Assistant Engraving and Enrolling Clerk.....	5 00

The payment of the following named persons to date from and including the twenty-fifth day of February, 1929 :

Hildur Nelson, Stenographer.....	\$5 00
Wanda Durkee, Stenographer.....	5 00
Gladys Seabury, Stenographer.....	5 00
Doris Wolfe, Stenographer.....	5 00
Margaret Bessey, Stenographer.....	5 00
Berry Lawson, Stenographer.....	5 00
E. V. Luttrell, Bookkeeper to Sergeant-at-Arms.....	5 00
V. Arnold, Assistant Sergeant-at-Arms.....	5 00
Cameron Brown, Assistant Sergeant-at-Arms.....	5 00

Walter Bloise, Assistant Sergeant-at-Arms.....	\$5 00
Harry O. Johnson, Assistant Sergeant-at-Arms.....	5 00
H. E. Wales, Assistant Sergeant-at-Arms.....	5 00
Lena Heisinger, Assistant Engrossing and Enrolling Clerk.....	5 00
Estelle Scofield, Assistant Engrossing and Enrolling Clerk.....	5 00
Georgia Crowley, Assistant Sergeant-at-Arms.....	5 00
Arthur Eddy, Page.....	2 50
John Stockwell, Page.....	2 50

The payment of the following named persons to date from and including the twenty-sixth day of February, 1929:

Andrew Duncan, Assistant Sergeant-at-Arms.....	\$5 00
Margaret Quigley, Stenographer.....	5 00

That the name of Louis Harris, Page, be stricken from the list of employees as of the date of February 19, 1929.

Said per diem to be paid out of the fund for the payment of officers and employees of the Assembly, and the Controller is hereby authorized and directed to draw warrants from such funds in favor of the above named persons for said per diem and the said Treasurer is hereby authorized to pay the same

Respectfully submitted.

REINDOLLAR, Chairman.

Mr. Fry moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudsley, Collier, Coombs, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixter, Morgan, Morrison, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—56.

NOES—None.

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Coombs: An act making an appropriation to supply books, magazines and papers for the library of the Veterans' Home of California, and to equip the barracks there constructed under the provisions of "An act making an appropriation for the support of the government of the State of California, and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922," approved April 14, 1927.

By Mr. Meeker: An act to accept the provisions and benefits of an act passed by the Senate and House of Representatives of the United States of America in Congress assembled and approved February 5, 1929, to provide for the further development of vocational education; to create a vocational education fund and making an appropriation therefor.

By Mr. Lyons: An act to amend section 736a of the Political Code, relating to the salaries of the justices of the district courts of appeal.

By Mr. Lyons: An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act," approved June 12, 1915, as amended, relating to powers of the district.

By Mr. Little: An act to amend section 736 of the Political Code, relating to the salaries of Supreme Court justices

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Coombs: Assembly Bill No. 1052—An act making an appropriation to supply books, magazines and papers for the library of the Veterans' Home of California, and to equip the barracks there constructed under the provisions of "An act making an appropriation for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922," approved April 14, 1927

Bill read first time, and referred to Committee on Soldiers and Sailors Affairs.

By Mr. Meeker: Assembly Bill No. 1053—An act to accept the provisions and benefits of an act passed by the Senate and House of Representatives of the United States of America in Congress assembled, and approved February 5, 1929, to provide for the further development of vocational education; to create a vocational education fund and making an appropriation therefor

Bill read first time, and referred to Committee on Ways and Means

By Mr. Lyons: Assembly Bill No. 1054—An act to amend section 736a of the Political Code, relating to the salaries of the justices of the district courts of appeal.

Bill read first time, and referred to Committee on Judiciary.

Also: Assembly Bill No. 1055—An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act," approved June 12 1915, as amended, relating to powers of the district.

Bill read first time, and referred to Committee on Conservation.

By Mr. Little: Assembly Bill No. 1056—An act to amend section 736 of the Political Code, relating to the salaries of Supreme Court justices.

Bill read first time, and referred to Committee on Judiciary.

REQUEST FOR PERMISSION TO INTRODUCE A BILL

The following request for permission to introduce a bill was presented:

By Mr. Feeley:

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend the Penal Code by adding thereto a new section to be numbered 327, relating to reporting or publishing fictitious transactions in securities, and prohibiting false statements or advertising as to securities, and relating to the manipulation of prices of securities, and prohibiting the hypothecation of customers' securities and requiring delivery to the customers of memorandum of transactions by brokers.

Referred to Committee on Introduction of Bills.

MOTION TO SUSPEND RULE.

Mr. Wright moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

MOTION TO APPROVE JOURNALS.

Mr. Jones moved that the Journals of Friday, January 18, 1929; Monday, February 18, 1929; Tuesday, February 19, 1929; Wednesday, February 20, 1929, and Thursday, February 21, 1929, be approved as corrected by the Minute Clerk.

Motion carried.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 102—An act amending section 4240 of the Political Code, relating to salaries and compensation of officers in counties of the eleventh class.

Bill read third time

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 102 passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jones, Keaton, Leymel, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 198—An act to amend section 19x12 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twelfth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 198 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 204—An act to amend section 307 of the Civil Code, relating to corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 204 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder,

Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 208—An act to amend section 1581 of the Code of Civil Procedure, relating to powers and duties of executors and administrators.

Bill read third time

The question being on the passage of the bill

The roll was called, and Assembly Bill No 208 passed by the following vote :

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Kline, Leymel, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 210—An act to amend section 1386 of the Code of Civil Procedure, relating to the administration of decedent's estates.

Bill read third time

The question being on the passage of the bill

The roll was called, and Assembly Bill No 210 passed by the following vote :

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, Williams, Williamson, Wright, and Mr. Speaker—57.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

HON. RAY WILLIAMSON IN THE CHAIR.

At three o'clock p.m., Hon. Ray Williamson, member of the Assembly from the Twenty-sixth District, in the chair.

Assembly Bill No. 212—An act to amend section 1492 of the Code of Civil Procedure, relating to notice to creditors

Bill read third time

The question being on the passage of the bill

The roll was called, and Assembly Bill No 212 passed by the following vote :

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Deuel, DeYoe, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman,

Quigley, Reindollar, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, and Mr Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 214—An act to amend section 1304 of the Code of Civil Procedure, relating to notice of application for probate of will.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 214 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Emmett, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Klue, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williamson, Witter, and Wright—58.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 215—An act to amend section 1307 of the Code of Civil Procedure, relating to the contest of a will.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 215 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Emmett, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Klue, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

THE SPEAKER IN THE CHAIR.

At three o'clock and fifteen minutes p.m., Hon Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 524—An act to amend section 84 of the Civil Code, relating to children of annulled marriages.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 524 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Klue, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Roberts, Roland, Scofield, Scudder, Seawell,

Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—64.

NOES—Little—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 742—An act to amend section 137 of the Civil Code, relating to alimony, support and maintenance and cost of suit in actions for divorce and permanent support and maintenance

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 742 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Deuel, DeYoe, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

RESOLUTION

The following resolution was offered:

By Messrs. Woolwine, Sewell, Hornblower, Cronin and Little:

Resolved, That the sum of five thousand dollars (\$5,000.00), or whatever may be necessary of that sum, be appropriated out of the contingent fund of the Assembly, for the purpose of paying the expenses of the Board of Managers, composed of Messrs. Woolwine, Sewell, Hornblower, Cronin and Little, elected by the Assembly on the twenty-first day of February, 1929, for the purpose of prosecuting impeachment proceedings against one Carlos S. Hardy, judge of the superior court of the State of California, in and for the county of Los Angeles; and be it further

Resolved, That the Controller is hereby authorized and directed to draw warrants from said funds, in favor of the members of said Board of Managers, for their expenses incurred in such prosecution, in such amounts as said board may by resolution determine.

The above resolution ordered referred to Committee on Contingent Expenses.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 145—An act to amend section 1274b of the Code of Civil Procedure, relating to unclaimed money of missing persons;

Also Assembly Bill No. 146—An act to amend section 4153 of the Political Code, relating to the duties of the district attorney;

Also: Assembly Bill No. 737—An act to amend section 13 of the Juvenile Court Law, approved June 5, 1915, relating to transfers of cases from one county to another;

Also: Assembly Bill No. 757—An act to amend the Political Code by adding thereto a new section to be numbered 4310, providing a special fund for the sheriff, for the manner of making disbursements thereunder, for the use of the fund, and for the manner of accounting therefor;

Also: Assembly Bill No. 354—An act to amend section 226 of the Civil Code relating to proceedings on adoption;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 183—An act to add a new section to the Political Code, to be numbered 4300m, relating to fees of interpreters, and to repeal conflicting acts and parts of acts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 49—An act to amend section 873 of the Code of Civil Procedure, relating to the time of trial in justices' courts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 458—An act to amend section 737dd of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Orange:

Also: Assembly Bill No. 871—An act to amend section 29 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the powers and jurisdiction of municipal courts, and of the judges and other officers thereof, and creating a night court in the city of Los Angeles;

Has had the same under consideration, and respectfully reports the same back, without recommendation as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 652—An act granting certain overflowed lands, marsh lands, tidelands, and submerged lands of the State of California to the Carmel Sanitary District—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 13—An act to amend section 3 of an act entitled "An act to provide for the protection of lands from overflow other than lands recognized as swamp lands," approved April 15, 1880, as amended, relating to the organization of levee districts and for the conduct of elections therein, and for the canvass of election returns of such elections and for the compensation of trustees of such districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 316—An act granting to the city and county of San Francisco lands known as "Channel" or "Channel street" southwesterly from the northeasterly line of Seventh street in said city and county; and authorizing said city and county of San Francisco to dispose of portions of said street, or otherwise deal with or improve said portion of said street as said city and county may deem proper; and repealing all acts in conflict therewith—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 341—An act to amend section 2 of an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California, gifts or donations of lands for forest and watershed purposes," approved April 5, 1927, relating to gifts or donations of land to the State of California;

Also: Assembly Bill No. 342—An act to transfer and set over certain State land known as Mount Zion in Amador County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof;

Also: Assembly Bill No. 343—An act to transfer and set over certain State land known as Iron Mountain in Mendocino County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof;

Also: Assembly Bill No. 506—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 375 to 375*d*, inclusive, relating to a Department of Investment Regulation;

Also: Assembly Bill No. 544—An act to amend sections 5 and 8 of an act entitled "An act to define the boundary, provide for the care, strengthening and repairing of the levee, and for the payment of the indebtedness of Levee District No. 1 of Sutter County," approved March 20, 1874, as amended, relating to the election of directors and the levy and collection of taxes;

Also: Assembly Bill No. 739—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered title II*m*, embracing sections 376 to 376*n*, inclusive, relating to a Department of Professional and Vocational Standards;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

ADJOURNMENT.

At three o'clock and forty minutes p. m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a. m., Wednesday, February 27, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Wednesday, February 27, 1929.

At ten o'clock a. m., pursuant to adjournment, the Assembly was called to order

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnnumus, and the following members answered to their names:

Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—78

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Fisher, Mr. Anderson was granted leave of absence for the day.

On motion of Mr. McDonough, Mr. Feeley was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Williamson, Mr. Thomas Ryan, brother-in-law of Assemblyman Williamson, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Cloudsley, Tom H. Louttit, former Assemblyman, and Mrs. Louttit were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Judge Harry W. Pulcifer of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Herbert D. Wise of Brooklyn township, Oakland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, County Clerk D. G. Clayton and wife of Riverside, California, and J. E. Wherrell, former Assemblyman of Riverside, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Mixer, Jas. J. Lushaugh of Dinuba and A. Iverson of Dinuba were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Witter, Chas. L. Childers of El Centro and M. G. Dowd of El Centro were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Coombs, Clyde E. Brown, superintendent of San Francisco, Napa and Calistoga Railway Co., and Mrs. Clyde E. Brown of Napa were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Kline, A. E. Bottel, horticulture commissioner of Riverside, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Mr. George Bigelow of Riverside was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Miss Miller, Mrs. Eva C. Wheeler, president of Women's Christian Temperance Union of Southern California, Los Angeles, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

By Chief Clerk:

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929

MR. SPEAKER Pursuant to your instructions, the following named persons have filed their credentials and are duly recognized as representatives of the newspapers set opposite their names:

Tax Digest—James Mussatti.
Lindsay Gazette—Ford A. Chatters.

ARTHUR A. OHNIMUS, Chief Clerk.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON AGRICULTURE

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes, produced by another in the State of California—has had the same under consideration, and respectfully reports the same back, without recommendation as amended.

JOST, Chairman

The above reported bill ordered on file for second reading.

MOTION TO SUSPEND RULE.

Mr. Sewell moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

PRESENTATION OF PETITION.

The following petition was presented, and ordered printed in the Journal:

By Mr. Hornblower:

WHEREAS, It is vital to the future commercial prosperity of San Francisco that the harbor be under municipal management and control, which the people of this city have approved by charter amendment formerly enacted; therefore be it

Resolved, That the legislative committee of the board of supervisors is authorized and directed to prepare the necessary bill for submission to the Legislature by which the harbor may be transferred to this municipality and request the Legislature to act promptly thereon; and be it further

Resolved, That the members of the Senate and Assembly of San Francisco be requested to use every honorable means to promote the passage of the proposed act.

Adopted by the following vote:

AYES—Supervisors Audriano, Colman, Gallagher, Havenner, Hayden, Kent, McSheehy, Powers, Roncovieri, Schmidt, Shannon, Stanton, Suhr, Todd, Toner.

Absent—Supervisors Deasy, McGovern, Marks

I, J. S. Dunnigan, clerk of the board of supervisors, of the city and county of San Francisco, do hereby certify that the annexed Resolution No. 30,031 (New Series) is a full, true and correct copy of the original thereof on file in this office.

In witness whereof, I have hereunto set my hand, and affixed the official seal of the city and county this twenty-sixth day of February, 1929.

[SEAL]

J. S. DUNNIGAN,
Clerk of the Board of Supervisors,
City and County of San Francisco.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Harper:

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act declaring portions of the lands conveyed to the city of San Diego by an act entitled "An act conveying certain tidelands and lands lying under inland navi-

gable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, approved May 1, 1911, as amended, unavailable for navigation, commerce and fisheries and excluding such portions from use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of San Diego, and county of San Diego.

Referred to Committee on Introduction of Bills.

By Mr. Brock:

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend sections 851, 863, 874, 882 and 883 of an act entitled, "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class.

Referred to Committee on Introduction of Bills.

By Mr. Williams:

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER. I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 159 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to appropriations to the several counties from the motor vehicle fund.

Referred to Committee on Introduction of Bills.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Feeley. An act to amend the Penal Code by adding thereto a new section, to be numbered 327, relating to reporting or publishing fictitious transactions in securities, and prohibiting false statements or advertising as to securities, and relating to the manipulation of prices of securities, and prohibiting the hypothecation of customers' securities and requiring delivery to the customers of memorandum of transactions by brokers.

By Mr. Brock. An act to amend sections 851, 863, 874, 882 and 883 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class.

By Mr. Harper. An act declaring portions of the lands conveyed to the city of San Diego by an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911, as amended, unavailable for navigation, commerce and fisheries and excluding such portions from use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of San Diego and county of San Diego.

By Mr. Williams: An act to amend section 159 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to appropriations to the several counties from the motor vehicle fund.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Jost, Leymel, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Feeley: Assembly Bill No. 1057—An act to amend the Penal Code by adding thereto a new section to be numbered 327, relating to reporting or publishing fictitious transactions in securities, and prohibiting false statements or advertising as to securities, and relating to the manipulation of prices of securities, and prohibiting the hypothecation of customers' securities and requiring delivery to the customers of memorandum of transactions by brokers.

Bill read first time, and referred to Committee on Crime Problems

By Mr. Brock: Assembly Bill No. 1058—An act to amend sections 851, 863, 874, 882 and 883 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Harper: Assembly Bill No. 1059—An act declaring portions of the land conveyed to the city of San Diego by an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911, as amended, unavailable for navigation, commerce and fisheries and excluding such portions from use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of San Diego and county of San Diego.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Williams: Assembly Bill No. 1060—An act to amend section 159 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to appropriations to the several counties from the Motor Vehicle Fund.

Bill read first time, and referred to Committee on Motor Vehicles.

HON. CHARLES F. REINDOLLAR IN THE CHAIR.

At ten o'clock and fifteen minutes a.m. Hon. Charles F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 94—An act granting in trust to the city and county of San Francisco the interest of the State in and to and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 793—An act to amend section 4245 of the Political Code, relating to salaries and fees of county and township officers, and organization of townships in counties of the sixteenth class.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 24, of the printed bill, strike out the word "nine", and insert in lieu thereof the word "fifteen".

AMENDMENT NUMBER TWO.

On page 7, of the printed bill, strike out all of lines 1 and 2 and the word "annum" on line 3.

AMENDMENT NUMBER THREE.

On page 7, line 3, of the printed bill, strike out the word "other", and insert in lieu thereof the words "members of the board of".

AMENDMENT NUMBER FOUR.

On page 7, line 4, of the printed bill, strike out the words "one thousand nine hundred twenty", and insert in lieu thereof the words "twenty-one hundred".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 540—An act to amend section 4263 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the thirty-fourth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 2, of the printed bill, after the words "as follows:" insert the following:

"4263. In counties of the thirty-fourth class, the county officers shall receive as compensation for the services required of them by law, or by virtue of their office, the following salaries, to wit:

1. The county clerk, three thousand six hundred dollars per annum, and when a new great register of voters is required by law to be made, he shall receive his actual expense in making said register and the index thereto, and ten cents per name for every name registered. In counties of this class the county clerk may appoint one deputy county clerk at a salary of one thousand eight hundred dollars per annum and one typist at a salary of nine hundred dollars per annum, which offices are hereby created and said salaries fixed, to be paid out of the county treasury at the same time, in the same manner and out of the same fund as salaries of county officers are paid. It is hereby found as a fact that the salary provided for in this subsection does not work an increase in compensation and it is intended that the same shall apply immediately to the present incumbent.

2. The sheriff, four thousand five hundred dollars per annum. In addition to the fees and expenses allowed by law as set forth in section 4300b of the Political Code, the sheriff shall be allowed his actual and necessary traveling expenses incurred in pursuing criminals and his actual and necessary traveling expenses incurred in the investigation of crimes committed in his jurisdiction. In counties of this class the sheriff may appoint one deputy sheriff at a salary of one thousand five hundred dollars per annum, which office is hereby created and salary fixed, to be paid out of the county treasury at the same time, in the same manner and out of the same fund as salaries of county officers are paid.

3. The recorder, three thousand four hundred dollars per annum. In counties of this class the recorder may appoint one typist at a salary of one thousand two hundred dollars per annum, which office is hereby created, payable at the same time and out of the same fund as salaries of county officers are paid.

4. The auditor, two thousand dollars per annum and in lieu of fees heretofore paid him under the provisions of section 4099a of the Political Code he shall receive an additional sum of five hundred dollars per annum as compensation for the extra duties imposed by said section 4099a. In counties of this class the auditor may appoint one deputy auditor at a salary of one thousand two hundred dollars per annum, which office is hereby created and salary fixed, to be paid out of the

county treasury at the same time, in the same manner and out of the same fund as salaries of county officers are paid.

5. The treasurer, two thousand dollars per annum. In counties of this class the treasurer may appoint one deputy treasurer at a salary of one thousand dollars per annum, which office is hereby created and salary fixed, to be paid out of the county treasury at the same time, in the same manner and out of the same fund as salaries of county officers are paid.

6. The tax collector, two thousand seven hundred dollars per annum. In counties of this class, the tax collector shall be allowed to employ clerical assistance when needed, at not to exceed eight hundred dollars in any one year.

7. The assessor, three thousand five hundred dollars per annum, and his actual and necessary traveling expenses when engaged in assessing the property of his county; *provided*, such traveling expenses shall not in any one year, exceed the sum of three hundred dollars.

8. The district attorney, three thousand six hundred dollars per annum; *provided, however*, that in counties of this class there shall be and there is hereby allowed to the district attorney one clerk which office is hereby created. Said clerk shall receive a salary of one thousand dollars per annum which shall be paid at the same time, in the same manner and out of the same funds as the salary of the district attorney is paid.

9. The coroner, such fees as are now or may be hereafter allowed by law.

10. The public administrator, such fees as are now or may be hereafter allowed by law.

11. The superintendent of schools, one thousand eight hundred dollars per annum, and actual traveling expenses when visiting the schools of this county. In counties of this class the secretary of the county board of education shall receive the sum of five hundred dollars per annum, said salary to be paid by said county in monthly installments at the same time and in the same manner and out of the same fund as the salary of the superintendent of schools. The compensation of the secretary of the county board of education of this county hereby provided is in lieu of the fees heretofore allowed under the provisions of section 170 of this code. It is hereby found as a fact that the salary provided for in this section does not work an increase in compensation and it is intended that the same shall apply immediately to the present incumbent. In counties of this class the superintendent of schools may appoint one deputy superintendent of schools, at a salary of one thousand two hundred dollars per annum, which office is hereby created and salary fixed, to be paid out of the county treasury at the same time, in the same manner and out of the same fund as the salary of the superintendent of schools.

12. The county surveyor, one thousand five hundred dollars per annum, he to furnish all necessary instruments, but transportation charges for field work shall be allowed him. He shall not be required to perform county work more than two-thirds of the working days in any month, except on payment of fees now allowed by law.

13. Justices of the peace, the following salaries to be paid each month as county officers are paid, which shall be in full for all services rendered by them as such justices of the peace. In townships having a population of five thousand and more, one hundred dollars, in townships having a population of two thousand five hundred and less than five thousand, sixty-five dollars, in townships having a population of one thousand five hundred and less than two thousand five hundred, forty dollars; in townships having a population of one thousand and less than one thousand five hundred, twenty-five dollars, in townships having a population of less than one thousand, ten dollars. Each justice must pay into the county treasury, once a month, all fees and all fines collected by him. In all townships having a population of less than five thousand, if there be more than one justice, the compensation or salary allowed herein shall be equally divided between them so that the sum total of their compensation shall not exceed the salary allowed herein for a single justice in such township.

14. Constables, the following salaries, which shall be paid monthly as salaries of county officers are paid, and shall be in full for all services rendered by them in criminal cases, to wit: In townships having a population of two thousand five hundred or more, seventy dollars; in townships having a population of one thousand five hundred and less than two thousand five hundred, forty-five dollars; in townships having a population of one thousand and less than fifteen hundred, thirty dollars; in townships having a population of less than one thousand, fifteen dollars. In addition to the monthly salary allowed herein, each constable may receive and retain for his own use, such fees as are now or may hereafter be allowed by law for all the services performed by him in civil actions. In all townships having a population of less than two thousand five hundred, if there be more than one constable, the compensation herein allowed shall be equally divided between them, so that the sum total of their monthly compensation shall not exceed the salary allowed herein for a single constable in each township. The board of supervisors shall, during each and every year, ascertain and determine the population of the several townships of the county for the purpose of ascertaining the compensation of township officers regulated by this section, in proportion to their duties.

In addition to the fees and expenses allowed by law as set forth in section 4300d of the Political Code, constables shall be allowed the necessary and actual traveling expenses incurred by them in the investigation of a felony committed within the township of which they are officers, and the necessary and actual traveling expenses incurred by them in pursuing criminals charged with the commission of a felony.

15. Each supervisor, one thousand two hundred dollars per annum, for all services performed by him as supervisor, member of the board of equalization and road commissioner.

16. The county librarian, two thousand four hundred dollars per annum, payable at the same time and out of the same fund as salaries of other county officers are paid.

17. Grand jurors, and trial jurors in the superior court in civil and criminal cases, shall receive, as compensation for each day's attendance, per day three dollars and for each mile actually and necessarily traveled in attendance as such, in going only, per mile twenty-five cents.

18. It is hereby found as a fact that the provisions herein made for expenses of the sheriff and constables of counties of the thirty-fourth class do not work an increase in compensation and it is intended that the same apply immediately to the present incumbents.

19. It is hereby found and declared that all deputies, assistants, and other subordinate officers provided for herein are additional deputies and assistants necessary and proper to be allowed to the incumbent principals and shall be effective at once during their present terms of office."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 542—An act to amend section 4270 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the forty-first class

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, after the words "as follows" insert the following:

"4270. In counties of the forty-first class the county officers shall receive, as compensation of the services required of them by law or by virtue of their offices, the following compensation and salaries, to wit:

1. County clerk, three thousand dollars per annum; and in counties of this class there shall be one deputy clerk who shall be appointed by the county clerk, and who shall receive a salary of one thousand eight hundred dollars per annum, payable out of the treasury of the county at the same time and in the same manner as the salaries of county officers are paid.

2. Sheriff, three thousand dollars per annum and actual traveling expenses in the pursuit or arrest of criminals, either in or out of his county; *provided*, that in counties of this class there shall be one deputy sheriff who shall be appointed by the sheriff, and who shall receive a salary of one thousand eight hundred dollars per annum, payable out of the treasury of the county at the same time and in the same manner as the salaries of county officers are paid.

3. Recorder, two thousand five hundred dollars per annum; and in counties of this class there shall be one chief deputy recorder who shall be appointed by the recorder and who shall receive a salary of one thousand eight hundred dollars per annum, and two deputy recorders who shall be appointed by the recorder and who shall receive a salary of one thousand two hundred dollars per annum each, payable out of the county treasury at the same time and in the same manner as the salaries of county officers are paid.

4. Auditor, five hundred dollars per annum.

5. Treasurer, two thousand two hundred dollars per annum; and in counties of this class the treasurer shall appoint such assistants, as may be necessary for the transaction of the business of his office, whose salaries shall not in any one calendar year exceed the sum of three thousand dollars. Said salaries to be paid upon verified claims filed with and allowed by the board of supervisors.

6. Tax collector, eight hundred dollars per annum; and in counties of this class there shall be one deputy tax collector, who shall be appointed by the tax collector, and who shall receive a salary of one thousand eight hundred dollars per annum, said salary to be paid at the same time and in the same manner as the salaries of county officers are paid.

7. Assessor, three thousand dollars per annum; and in counties of this class there shall be one chief deputy assessor, who shall be appointed by the assessor, and who shall receive a salary of one thousand eight hundred dollars per annum, and the assessor may appoint such other deputies, as may be necessary for the proper discharge of the duties of his office, whose compensation shall not for any one calendar year exceed the sum of one thousand five hundred dollars. The salary of said chief deputy assessor shall be paid at the same time and in the same manner as the salaries of county officers are paid, and the salaries of other deputies shall be paid upon verified claims filed and allowed by the board of supervisors.

8. District attorney, two thousand four hundred dollars per annum; and in counties of this class the district attorney shall appoint a clerk or stenographer who shall receive a salary of one thousand two hundred dollars per annum, said salary to be paid at the same time and in the same manner as the salaries of county officers are paid.

9. Coroner, five hundred dollars per annum and the actual traveling and other expenses that he incurs while discharging the duties of his office.

10. Public administrator, such fees as are now or may be hereafter allowed by law.

11. Surveyor, two thousand one hundred dollars per annum, and his actual traveling and other expenses while engaged in the performance of the duties of his office and while on the business of the county by order of the board of supervisors; and provided, that whenever the board of supervisors shall direct the surveyor to perform engineering or surveying work for the county he shall have the power to employ such office and field assistants as shall be necessary for the performance of such work, such office and field assistants to be paid upon verified claims filed with and allowed by the board of supervisors. The surveyor shall also be allowed his actual and necessary expenses incurred while traveling to and from and while attending the annual convention of the association of county surveyors; provided, that in no event shall such expense exceed the sum of fifty dollars in any one calendar year.

12. Superintendent of schools, two thousand four hundred dollars per annum and his actual traveling expenses in visiting the schools of his county; and in counties of this class there shall be one deputy superintendent of schools who shall be appointed by the superintendent of schools, and who shall receive a salary of one thousand five hundred dollars per annum, payable at the same time and in the same manner as the salaries of county officers are paid. The salary hereby fixed for the superintendent of schools includes compensation for his services as secretary of the board of education as provided in section 1770 of the Political Code and is in lieu of the compensation provided for his services as such secretary of the board of education.

13. Supervisor. Each supervisor shall receive one hundred dollars per month and his actual expenses when attending to the business of the county by the order of the board of supervisors and mileage at the rate of twenty cents per mile, one way, for traveling from his residence to the county seat to attend regular, special and adjourned sessions of the board of supervisors, and mileage at the rate of twenty cents per mile, one way, for all actual distances traveled by him in the performance of his duties as road commissioner.

14. Classification of townships. In counties of this class the township officers shall receive the following compensation. For the purpose of fixing their compensation according to their duties, townships in counties of this class are hereby classified according to their population as follows: Townships having a population of eight thousand or more shall belong to and be known as townships of the first class; townships having a population of two thousand five hundred or more and less than eight thousand shall be known as townships of the second class; and townships having a population of less than two thousand five hundred shall belong to and be known as townships of the third class. For the purpose of determining the population of townships, the population shall be determined by the United States census taken in the year 1920.

15. Justices of the peace shall receive the following salaries: In townships of the first class one hundred dollars per month; in townships of the second class forty dollars per month; and in townships of the third class twenty dollars per month. Such salaries shall be paid at the same time and in the same manner as the salaries of county officers are paid. All fees received by justices of the peace shall be paid into the county treasury each month.

16. Constables shall receive the following salaries: In townships of the first class one hundred dollars per month; in townships of the second class forty dollars per month; and in townships of the third class twenty dollars per month; and constables shall also receive their actual traveling and other necessary expenses incurred in the performance of the duties of their offices and in pursuit and arrest of criminals and in the investigation of criminal offenses; and provided, that said constables, for their services in civil cases, shall be entitled to retain for their own use the mileage fee in civil cases, and all other fees received by them shall be paid into the county treasury each month.

17. Grand jurors and jurors in the superior court shall receive for each day's attendance three dollars; for each mile actually traveled in attending court as a juror, one way, twenty-five cents. Mileage shall be paid for each time a regular empaneled jury or grand jury shall be called in separate session.

18 Librarian, two thousand dollars, and *provided*, said librarian may appoint such assistants as shall be necessary for the expeditious transaction of the duties of his office, and the compensation of such assistants shall be paid out of the county library fund and upon verified claims filed with and allowed by the board of supervisors, and shall not exceed in any one calendar year the sum of five thousand dollars.

19 The compensation provided in this section shall be in full compensation, exclusive of expenses, for all services of every kind and nature rendered by the assessor, clerk, treasurer, tax collector, superintendent of schools, auditor, and recorder, their deputies and assistants, either as officers or ex officio officers, unless in this section otherwise expressly provided; and all fees provided by section 4290 of the Political Code, all fees paid to the county clerk for the issuance of fishing or hunting licenses, all naturalization fees provided to be retained by the county clerk, all inheritance tax fees provided to be retained by the treasurer, all fees for the registration of birth or death certificates, any compensation paid to any of said officers by any reclamation or drainage district, and any and all other compensation or fees provided to be retained for their own use by any of the officers in this subdivision named, shall not be so retained, but shall be received by them, and then paid into the county treasury to the credit of the salary fund: *provided, however*, that any salary, compensation or fee provided by law to be paid to any county officer as officers or ex officio officers of levee district number one in said county of Sutter, shall be retained by such officer for his own use and not be paid into the county treasury.

The compensation provided in this section for the treasurer and his assistants is in place of the clerk or clerks employed by reclamation or swamp-land districts and working under the direction of the treasurer as provided in section 3480½ of the Political Code, or any other provision of law, and it is hereby provided that the treasurer and his assistants hereby provided, shall do the work of such clerk or clerks and shall not receive any compensation therefor other than the compensation in this section provided for said treasurer.

20 The salaries of the clerk, treasurer, superintendent of schools, assessor, and recorder are hereby changed from a partial fixed salary and per diem or fee basis, to a flat salary basis, and it is hereby expressly found that the salaries fixed for said clerk, treasurer, superintendent of schools, assessor, and recorder, do not constitute an increase in the compensation for such officers."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 879—An act to amend sections 4256, 4256a and 4256b of the Political Code, relating to the salaries and fees of county officers in counties of the twenty-seventh class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the comma and the following: "~~4256a and 4256b~~".

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the second period in said line and insert in lieu thereof the following

"4256 of the Political Code is hereby amended to read as follows:

4256. In counties of the twenty-seventh class the county officers shall receive as compensation for the services required of them by law or by virtue of their offices the following salaries, fees and expenses, to wit

1. The county clerk, three thousand dollars per annum, and in any year when a new and complete or supplemental registration of voters is required by law to be made, he shall receive the sum of fifteen cents for each elector registered, which shall be allowed by the board of supervisors at the close of registration preceding a general election, and paid from the general fund of the county. The county clerk shall be allowed one deputy at a salary of two thousand one hundred dollars per annum, and one deputy at a salary of one thousand five hundred dollars per annum.

The county clerk shall also be allowed one copyist at a salary of one thousand five hundred dollars per annum, and one copyist during each even numbered year at a salary of one hundred dollars per month, said deputies and copyists to be appointed by the county clerk; *provided*, that in counties of this class there shall be and is hereby allowed to the county clerk such additional assistants and copyists as the clerk may require, and whose compensation in the aggregate shall not exceed five hundred dollars in any one year.

The county clerk shall appoint all necessary deputies for the registration of voters, said deputies to be paid by the county clerk.

2. The sheriff, five thousand dollars per annum, and necessary expenses for pursuing criminals or transacting any other necessary and proper business. The sheriff shall be allowed one deputy, who shall be the jailer, at a salary of two thousand four hundred dollars per annum; one deputy at a salary of two thousand one hundred dollars per annum; two deputies at a salary of one thousand eight hundred dollars per annum, and one deputy at a salary of one thousand five hundred dollars per annum; said deputies to be appointed by the sheriff.

3. The recorder, three thousand dollars per annum, *provided*, that in counties of this class there shall be and there is hereby allowed the recorder the following deputies and copyists who shall be appointed by the recorder of said county and shall be paid salaries and compensation as follows:

One chief deputy who shall receive a salary of one thousand eight hundred dollars per annum, and three additional deputies for indexing and comparing, each of whom shall receive a salary of one thousand five hundred dollars per annum.

Said recorder may also appoint such copyists, not to exceed three as may be required for the recording of all papers, notices and documents in his office, who shall receive as compensation for their services the sum of six cents per folio for actual work done in copying any instrument to be recorded (except maps and plats) and for making copies of any records or papers.

The salaries and compensations of all deputies and copyists herein provided for shall be paid by said county in monthly installments at the same time and in the same manner and out of the same fund as the salary of the county recorder is paid; *provided*, that the recorder shall file monthly with the auditor a verified statement showing in detail the persons employed as such copyists and the amount due to each for such copying. All fees collected by said recorder for filing and recording of instruments and other documents, maps and plats, or for copies made from records shall be paid in to the county treasurer.

4. The auditor, three thousand dollars per annum. The auditor shall be allowed one deputy at a salary of one thousand eight hundred dollars per annum; said deputy to be appointed by the auditor; *and provided, further*, that the said auditor shall be allowed one deputy who shall hold office for a period not to exceed four months of each year, at a salary of one hundred twenty-five dollars per month; said deputy to be appointed by the auditor; *provided*, that in counties of this class there shall be and is hereby allowed to the county auditor such additional clerks and assistants as the county auditor may require at a salary of not to exceed five dollars per day each, and whose compensation in the aggregate shall not exceed one thousand dollars in any one year.

As compensation for keeping records of orphan and half-orphan and the auditor shall receive a commission of five per cent of the amount expended for such aid, said commission to be paid from the same fund as the orphan and half-orphan aid.

When required by the board of supervisors to compile an annual statistical report, the auditor shall receive three hundred dollars from the general fund of the county as compensation for compiling such report.

5. The treasurer, three thousand dollars per annum. The treasurer shall be allowed one deputy at a salary of one thousand five hundred dollars per annum; said deputy to be appointed by the treasurer.

6. The tax collector, three thousand dollars per annum. The tax collector shall be allowed one deputy at a salary of one thousand eight hundred dollars per annum; said deputy to be appointed by the tax collector; *and provided, further*, that the said tax collector shall be allowed one deputy who shall hold office during the months of September, October, November and December at a salary of one hundred twenty-five dollars per month; said deputy to be appointed by the tax collector; *provided, further*, that in counties of this class there shall be and is hereby allowed to the tax collector such additional clerks and assistants as the tax collector may require, and whose compensation shall in the aggregate not exceed five hundred dollars in any one year.

7. The assessor, three thousand six hundred dollars per annum and necessary traveling expenses in the performance of the duties of his office; *provided*, that in counties of this class there shall be, and there hereby is allowed to the assessor the following deputies, who shall be appointed by the assessor and who shall be paid salaries as follows: One assistant assessor who shall receive a salary of two thousand four hundred dollars per annum, one deputy assessor who shall receive a salary of one thousand eight hundred dollars per annum; one deputy who shall receive a salary of one thousand five hundred dollars per annum; one copyist at a salary of one thousand five hundred dollars per annum; such additional deputies as may be necessary to carry on the work of his office for a length of time not to exceed three months for each deputy and the aggregate compensation to be paid all of such deputies shall not exceed the sum of six thousand fifty dollars in any fiscal year. The deputies herein provided for shall be paid at the same time and in the same manner, and out of the same fund as the salary of the county assessor is paid; *provided*, the assessor shall be allowed a draftsman who shall annually revise the plats in the office of the assessor, for which he shall receive a sum not to exceed six hundred dollars in any one year. It is hereby found as a fact that the changes provided for in

this section do not work an increase in compensation and it is intended that the same shall apply to the present incumbents.

8. The district attorney, three thousand six hundred dollars per annum. The district attorney shall be allowed one deputy at a salary of two thousand five hundred and twenty dollars per annum; one deputy at a salary of one thousand five hundred dollars per annum; also a stenographer at a salary of one thousand six hundred twenty dollars per annum; said deputies and stenographer to be appointed by the district attorney.

9. The coroner, such fees as are now or may hereafter be allowed by law.

10. The public administrator, such fees as are now or may hereafter be allowed by law.

11. The superintendent of schools, three thousand dollars per annum; and shall also be allowed the compensation allowed by law for services on the board of education and actual traveling expenses when visiting in his (or her) county. The superintendent of schools shall be allowed one deputy at a salary of one thousand eight hundred dollars per annum, and one deputy at a salary of one thousand five hundred dollars per annum, said deputies to be appointed by superintendent of schools.

12. The surveyor, such fees as are now or may hereafter be allowed by law.

13. For the purpose of regulating the compensation of justices of the peace and constables, townships in counties of the twenty-seventh class are hereby classified according to population to be determined by the board of supervisors at the time of the formation of any new judicial township or townships in the manner prescribed by section 4055 of the Political Code. Townships having a population of six thousand five hundred or more shall belong to and be known as townships of the first class. Townships having a population of less than six thousand five hundred and more than five thousand shall belong to and be known as townships of the second class. Townships having a population of less than five thousand and more than one thousand six hundred shall belong to and be known as townships of the third class. Townships having a population of less than one thousand six hundred shall belong to and be known as townships of the fourth class. Justices of the peace shall receive the following salaries for all services rendered by them: in townships of the first class, one hundred seventy-five dollars per month; in townships of the second class, one hundred twenty-five dollars per month; in townships of the third class, ninety dollars per month; in townships of the fourth class, fifty dollars per month.

14. Constables in counties of this class shall receive the following salaries for all services rendered by them in criminal cases: in townships of the first class, one hundred twenty-five dollars per month, in townships of the second class, one hundred ten dollars per month; in townships of the third class, ninety dollars per month; in townships of the fourth class, fifty dollars per month; constables shall also receive for their own use and benefit, such fees as are now or may hereafter be allowed by law in civil cases. They shall also be allowed their actual expenses in conveying prisoners from place of arrest to court, and, in case of conviction, from the court to the county jail.

15. Supervisors, each, the sum of one thousand eight hundred dollars per annum for all services performed by them as supervisors and as members of the board of equalization. Each supervisor shall receive mileage at the rate of twenty-five cents per each mile traveled in going to and from the meeting of the board. They shall act as road commissioners in their respective districts and shall receive for their services as such road commissioner mileage at the rate of twenty-five cents per mile for all distances actually traveled by them in the discharge of their duties as such road commissioner; *provided*, that such mileage as road commissioner shall not in any one year exceed the sum of six hundred dollars for any one of the road commissioners.

15a. There is created for counties of the twenty-seventh class a county librarian, who shall be appointed by the board of supervisors for a term of four years and shall receive a salary of two thousand five hundred dollars per annum; to be paid at the time and in the manner as other county officers.

16. The official reporter of the superior court, such fees as are now or may hereafter be allowed by law.

16a. The county traffic officer, two thousand one hundred dollars per annum; *provided*, that in counties of this class there shall be and there is hereby allowed to the county traffic officer three deputies which offices are hereby created. Said deputies shall be appointed by said county traffic officer and shall each receive a salary of one thousand eight hundred dollars per annum which shall be paid by said county in monthly installments at the same time in the same manner and out of the same funds as the salary of the county traffic officer is paid. Said county shall provide motorcycles or other vehicles and gasoline and oil for the purpose of propelling the same, for such traffic officer and his deputies and shall pay all of the expense of the upkeep of said machines. All the provisions of this paragraph are to apply to the office of county traffic officer and his deputies whenever said office of county traffic officer is created by law.

17. Juror fees shall be as follows: for attending as a grand juror, or a trial juror in the superior court, for each day's attendance, three dollars per day; for each

miles he travels in attending court as such juror, fifteen cents per mile in going only.

18. If at any time there shall be created and established in this state a county office designated the office of county public defender, then, and in that case, the salary to be allowed such officer in counties of this class shall be one thousand two hundred dollars per annum.

19. The provisions of subdivision 18 of this section shall have no force unless the office therein anticipated is created by constitutional or legislative enactment.

20. The salaries of all county and township officers and their deputies shall be payable in equal monthly installments from the salary fund of the county on the first day of each month.

21. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes, nor to increase or decrease the compensation paid to or received by any such person under the provisions of such statute, except as otherwise herein expressly provided."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 345—An act to amend section 4014 of the Political Code, relating to township officers.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 142—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 556—An act to amend section 2322:27 of the Political Code, relating to the salary and expenses of the horticultural commissioner, his deputies, and employees in counties of the twenty-seventh class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 843—An act providing for the disposition of profits resulting from the operation of cafeterias and dormitories at State teachers colleges.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 614—An act relating to the establishment and maintenance of dormitories at State teachers colleges.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 615—An act providing for the establishment and maintenance of cafeterias in State teachers colleges.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 193—An act to provide for the standardization of cement pipes sold for irrigation purposes and providing for the enforcement thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 1 to 3, inclusive, and insert in lieu thereof the following: "An act to provide for the standardization of cement-concrete pipe sold for irrigation purposes."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 1 to 10, inclusive, and insert in lieu thereof the following:

"Section 1. All cement-concrete pipe intended to be used for the conveyance of irrigation water under low pressure heads shall be manufactured and sold under the following specifications:

Sec. 2. Standard specifications for the manufacture of cement-concrete irrigation pipe:

I. General.

1. These specifications apply to cement-concrete pipe intended to be used for the conveyance of irrigation water under low pressure heads.

2. Pipe, furnished for sale under these specifications, shall be of a single class to be designated as California standard cement-concrete irrigation pipe.

3. The acceptability of pipe shall be determined by the results of hydrostatic and other tests hereinafter specified and by inspection to determine whether the pipe comply with the specifications as to dimensions, shape, and freedom from defects.

II. Materials.

4. The concrete shall consist of portland cement, mineral aggregates and water, and where required by these specifications, steel shall be embedded in the concrete.

5. Portland cement shall meet the requirements of the current standard specifications and tests for portland cement of the American Society for Testing Materials.

6. Reinforcement may consist of wire which meets the requirements of the current specifications for cold-drawn steel wire for concrete reinforcement of the American Society for Testing Materials, or of bars which meet the requirements of the current standard specifications for billet-steel concrete reinforcement bars of the American Society for Testing Materials.

7. (a) Fine aggregate shall consist of sand, stone screenings, or other inert materials with similar characteristics, or a combination thereof, having clean, hard, strong, durable, uncoated grains and free from injurious amounts of dust, lumps, soft or flaky particles, shale, alkali, organic matter, loam or other deleterious substances. Fine aggregate shall be well graded and shall pass a one-fourth inch screen.

(b) Coarse aggregate shall consist of crushed stone, gravel, slag, or other approved inert materials with similar characteristics, or combinations thereof, having clean, hard, strong, durable, uncoated particles, free from injurious amounts of soft, friable, thin, elongated or laminated pieces, alkali, organic or other deleterious matter.

8. The aggregates shall be so graded and proportioned and thoroughly mixed with such a proportion of cement and water as will produce a homogeneous concrete mixture of such quality that the concrete will meet the test requirements herein specified.

III. Dimensions and Tests.

9. The physical tests of pipe shall include hydrostatic pressure, seepage, and load-bearing tests.

10. Pipe shall have been manufactured at least twenty-eight days before required to meet the physical tests prescribed in these specifications, but will be considered ready for shipment when they meet the test requirements.

A. Hydrostatic Test

11. Specimens of pipe shall be tested for tensile strength of the concrete by internal water pressure. Any method of closing the specimens may be used that does not create an undue stress in the pipe. A standardized pressure gauge for recording the internal water pressure shall be connected to the testing apparatus close to the specimen.

12. The pressure necessary to meet the tensile strength requirements shall be computed in advance of the test from the following formula:

$$T. S = \frac{p}{T} r$$

where T S = tensile strength of the concrete in the shell of the pipe in pounds per square inch

p = internal hydrostatic pressure in pounds per square inch.

r = radius or one-half of the internal diameter in inches

t = average thickness of the shell of the pipe in inches measured along the line of least thickness

13. (a) The water pressure shall be applied uniformly at an approximate rate of five pounds per square inch per minute until the required pressure is reached.

(b) The pipe shall not be allowed to stand under pressure longer than is required to observe and record it.

B. Seepage Test.

14. The seepage test shall be conducted simultaneously with the hydrostatic pressure test. During this test the specimens shall show no leakage. Moisture appearing on the surface of the pipe in the form of patches or beads, adhering to the surface shall not be considered leakage.

(Plate I.)

C. Load Test.

15. The load test may be applied by either the three-edge bearing test or the sand bearing test as hereinafter described (see Plate I).

16. When three-edge bearings are used (see Fig. 1), the ends of each specimen of pipe shall be accurately marked in halves of the circumference prior to the test. The lower bearings shall consist of two wooden strips with vertical sides, each strip having its interior top corner rounded to a radius of approximately one-half inch. They shall be straight, and shall be securely fastened to a rigid block with their interior vertical sides one inch per foot of diameter of pipe apart. The upper bearing shall be a wooden block, straight and true from end to end. The bearing shall be centered on the diametrically opposite markings previously made and the test load shall be applied through the upper bearing block in such a way as to produce a uniform distribution of load throughout the length of the pipe and to leave the bearing free to move in a vertical plane passing midway between the lower bearings.

17. (a) When sand bearings are used (see Fig. 2) the ends of each specimen of the pipe shall be accurately marked prior to the test in quarters of the circumference. Specimens shall be carefully bedded, above and below, in sand, for one-fourth the circumference of the pipe measured on the middle line of the shell. The depth of bedding above and below the pipe at the thinnest points shall be one-half the radius of the middle line of the shell.

The sand used shall be clean and dry and shall pass a number four screen. The top bearing frame shall not be allowed to come in contact with the pipe nor with the top bearing plate. The upper surface of the sand in the top bearing shall be struck level with a straight edge, and shall be covered with a rigid top bearing plate, with lower surface a true plane, made of heavy timbers, or other rigid material, capable of distributing the load uniformly without appreciable bending.

The test load shall be applied at the exact center of this top bearing plate, or in such manner as to produce uniform deflection throughout the full length of the pipe. For this purpose a spherical bearing is preferred, but two rollers at right angles may be used. This test may be made without the use of a testing machine, by piling weights directly on a platform resting on the top bearing plate; *provided, however,* that the weights shall be piled symmetrically about a vertical line through the center of the pipe, and that the platform shall not be allowed to touch the top bearing frame.

The frames of the top and bottom bearings shall be made of timbers so heavy as to avoid appreciable bending by the side pressure of sand. The interior surfaces of the frames shall be dressed. No frame shall come in contact with the pipe during the test. A strip of cloth may, if desired, be attached to the inside of the upper frame on each side, along the lower edge, to prevent the escape of sand between the frame and the pipe.

17. (b) Any prime mover or hand power which will apply the load at a uniform rate of about two thousand pounds per minute, or in increments of not more than one hundred pounds, at the same rate, may be used in making the load test. The testing machine shall be substantial and rigid throughout, so that the distribution of the load will not be affected appreciably by the deformation or yielding of any part. The load shall be applied continuously until the required strength of the pipe is reached.

Table I.
Dimensions, required strengths and working pressure heads.

Internal diameter in inches	Minimum shell thickness in inches	Minimum tensile strength per sq in	Required average crushing strength in pounds per lineal foot		Recommended maximum working pressure head in feet
			Knife edge and three edge bearings	Sand bearings	
6	$\frac{3}{8}$	350	1000	1430	25
8	$\frac{3}{8}$	350	1000	1430	25
10	$\frac{3}{8}$	350	1100	1570	25
12	1	350	1200	1710	25
14	1 $\frac{1}{4}$	350	1310	1870	25
15	1 $\frac{1}{4}$	350	1370	1960	25
16	1 $\frac{1}{4}$	350	1450	2070	25
18	1 $\frac{1}{2}$	300	1540	2200	25
20	1 $\frac{1}{2}$	300	1720	2460	25
21	1 $\frac{1}{2}$	300	1810	2590	25
24	2 $\frac{1}{8}$	250	2150	3070	15
27	2 $\frac{1}{8}$	250	2360	3370	15
30	2 $\frac{1}{8}$	250	2580	3690	15
33	2 $\frac{1}{8}$	250	2750	3930	15
36	3	250	3080	4400	15
39	3 $\frac{1}{2}$	250	3300	4710	15
42	3 $\frac{1}{2}$	250	3520	5030	15

18. Pipe 24 inches in diameter and larger shall be reinforced with steel (Par. 6). The minimum cross sectional area of circumferential steel shall be three-tenths of one per cent of the longitudinal cross sectional area of the pipe. This requirement in square inches per lineal foot of pipe may be computed as follows: Steel area = $12 \times$ wall thickness in inches $\times .003$.

IV Workmanship and Finish.

19. The shell thicknesses given in Table I are not specified thicknesses but minimum requirements and the manufacturer shall use greater shell thickness or add sufficient steel reinforcing or both if necessary to meet the required tests.

20. The ends of all concrete pipe sections shall be so formed that when the pipe are laid together and the joints cemented, they shall make a continuous and uniform line of pipe with a smooth and regular interior surface. The joints shall be of such a design that when cemented they will prevent leakage and infiltration as well as appreciable irregularities in the flow of the conduit.

21. Pipe shall be substantially free from fractures, large or deep cracks. The planes of the ends of the pipe shall be perpendicular to their longitudinal axes.

22. (a) Variations of the internal diameter shall not exceed plus or minus $\frac{1}{4}$ " on pipe up to and including 18 inches, plus or minus $\frac{3}{8}$ " on pipe 20 inches and up to and including 33 inches, and plus or minus $\frac{1}{2}$ " on pipe 36 inches and up to and including 42 inches in diameter.

22. (b) The shell thicknesses shall not be less than that intended in the design by more than five per cent at any point.

23. The interior surface of all pipe may, at the option of the manufacturer, be coated with a suitable waterproofing compound provided such coating has no deleterious effect upon the concrete and becomes an integral part thereof.

V. Inspection.

24. All materials, processes of manufacture, and finished pipe shall be subject to inspection and approval by an inspector employed by the consumer or purchaser.

25. Pipe shall not be represented as standard if it fails to meet any of the requirements of these specifications or on account of the following:

(a) Variations in any dimension exceeding the permissible variations given in paragraph 22.

(b) Fractures or cracks passing through the shell, except that fractures or cracks at either end of the pipe not extending beyond the tongue or groove nor extending more than 10 per cent around the circumference in tongue or groove shall not be considered cause for rejection.

(c) Defects that indicate imperfect mixing and moulding.

(d) Exposure of the reinforcement when such exposure would indicate that the reinforcement is misplaced.

26. All pipe which does not meet all the requirements of these specifications shall be segregated from the standard pipe and be represented and sold as substandard.

VI. Proof of Quality.

27. Proof of California standard cement-concrete irrigation pipe quality shall be established as follows:

(a) Preliminary to placing an order, a consumer of pipe whose needs require shipments at intervals over extended periods of time shall be entitled to test not more than ten pieces of pipe covering the sizes in which he is interested. The test specimens shall be selected in approximately equal numbers from the larger and smaller sizes of pipe. The acceptability of the larger sizes of pipe shall not be based on the results of tests in smaller sizes. After these preliminary tests, a consumer shall be entitled to additional tests in such number, and at such times as he may deem necessary, provided that the total number of pipe tested shall not exceed two per cent (2%) of the total deliveries.

(b) A purchaser who places occasional orders shall be entitled to test a number of pipe equal to two per cent (2%) of an order but not to exceed five pieces of any size.

(c) All pipe for testing purposes shall be selected at random by the consumer or purchaser from stock of the manufacturer and shall be pipe which would not otherwise be rejected under these specifications. The pipe shall be free from visible moisture when tested.

(d) Pipe shall be acceptable under the strength and seepage tests when all test specimens meet the test requirements. Should less than three of the ten preliminary test specimens or any one of the additional test specimens provided for in paragraph 27A, or any one specimen provided for in paragraph 27B, fail to meet the test requirements, then the manufacturer will be allowed a re-test on two like specimens for each specimen that failed, and pipe shall be acceptable only when all of these re-test specimens meet the test requirements. No further tests shall be permitted.

(e) Every manufacturer furnishing pipe under these specifications shall furnish all pipe and facilities necessary to carry out the tests herein provided.

Sec. 3. Any person, firm or corporation that manufactures or offers for sale under the name of California standard cement-concrete irrigation pipe, and cement-concrete pipe which does not meet all the requirements of the aforementioned specifications shall be guilty of a misdemeanor.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 145—An act to amend section 1274*b* of the Code of Civil Procedure, relating to unclaimed money of missing persons.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 146—An act to amend section 4153 of the Political Code, relating to the duties of the district attorney.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 737—An act to amend section 13 of the Juvenile Court Law, approved June 5, 1915 (Statutes 1915, page 1225), relating to transfers of cases from one county to another.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 757—An act to amend the Political Code by adding thereto a new section to be numbered 4310, providing a special fund for the sheriff, for the manner of making disbursements thereunder, for the use of the fund, and for the manner of accounting therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 354—An act to amend section 226 of the Civil Code, relating to proceedings on adoption.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 49—An act to amend section 873 of the Code of Civil Procedure, relating to the time of trial in justices' courts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, in line 6, of the printed bill, after the word "continued", insert a comma.

AMENDMENT NUMBER TWO.

On page 1, in line 7, of the printed bill, after the word "time", insert a comma.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 458—An act to amend section 737*dd* of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Orange

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the words "five hundred."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 871—An act to amend section 29 of an act entitled “An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein,” approved May 23, 1925, as amended, relating to the powers and jurisdiction of municipal courts, and of the judges and other officers thereof and creating a night court in the city of Los Angeles.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, after the word “section”, strike out the numerals “29” and insert in lieu thereof the following: “7 and to add a new section numbered 28a”.

AMENDMENT NUMBER TWO.

In the title of the printed bill, strike out lines 8 to 11, inclusive, and insert in lieu thereof the following: “as amended, relating to the number and compensation of judges, clerks and other officers and attaches of municipal courts and providing for the maintenance of a night court in cities of the first and one-half class.”

AMENDMENT NUMBER THREE.

In line 1 of the printed bill, after the numeral “1”, insert the following:

“Section 7 of an act entitled “An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation, and for the selection of jurors therein,” approved May 23, 1925, as amended, is hereby amended to read as follows:

Sec. 7. The municipal court in a city or city and county of the first and one-half class shall be constituted and the judges, officers and attaches thereof shall receive compensation as follows:

(a) There shall be twenty-eight judges, each of whom shall receive six thousand dollars per annum, payable in equal monthly installments;

(b) There shall be one clerk to be appointed by the judges of the court who shall receive five hundred dollars per month;

(c) The clerk shall appoint the following deputies and attaches who shall receive as monthly compensation the sum set opposite the title of their respective offices or positions;

One chief deputy clerk, three hundred fifty dollars.

One deputy clerk (chief clerk traffic violations bureau), three hundred twenty-five dollars.

One deputy clerk (chief clerk civil department), three hundred dollars.

One deputy clerk (chief clerk criminal department), three hundred dollars.

Three deputy clerks, two hundred fifty dollars.

One deputy clerk, two hundred seventy-five dollars.

One referee, three hundred dollars.

One deputy clerk (secretary to presiding judge who shall also act as jury commissioner), two hundred fifty dollars.

Thirty-six deputy clerks, two hundred twenty-five dollars.

Sixteen deputy clerks, one hundred seventy-five dollars.

Seven deputy clerks, one hundred sixty dollars.

Thirty deputy clerks, one hundred fifty dollars.

Twenty-six deputy clerks, one hundred thirty dollars.

Four deputy clerks, one hundred twenty-five dollars.

(d) There shall be one marshal to be appointed by the judges of the court, who shall receive five hundred dollars per month;

(e) The marshal shall appoint the following deputies and attaches who shall each receive as monthly compensation the sum set opposite the title of their respective offices or positions.

One assistant marshal, three hundred fifty dollars.

One deputy marshal (chief clerk), two hundred twenty-five dollars.

One deputy marshal (cashier), two hundred dollars.

One deputy marshal (secretary), one hundred seventy-five dollars.

Six deputy marshals (desk clerks), one hundred seventy-five dollars.

Two deputy marshals (stenographers), one hundred fifty dollars.

Five deputy marshals (typist clerks), one hundred twenty-five dollars.

One deputy marshal (head bookkeeper), two hundred dollars.

One bookkeeper, one hundred sixty-five dollars.

Three bookkeepers, one hundred fifty dollars.

Two deputy marshals, one hundred ninety dollars.

Thirty-eight deputy marshals, one hundred seventy-five dollars.

One hundred deputy marshals (custodians), four dollars per day.

The deputy marshals serving as custodians shall be paid only for their actual services as keepers of property taken under legal process and shall be paid out of the funds deposited by the parties to the action in which such services are rendered.

In addition to the salaries in this subsection (c) above provided, the marshal and deputy marshals shall be allowed their necessary incidental expenses incurred in the performance of their duty. They may be furnished with automobiles at public expense for use in the service of writs and process or may in lieu of other traveling expenses be allowed not to exceed six cents per mile for the operation of automobiles furnished by themselves while actually used on public business in the performance of their duty.

Sec. 2. Said act is hereby amended by adding thereto a new section to be designated 28a, to read as follows:

28a In a city or city and county of the first and one-half class one department of said court shall remain open and in session for the transaction of any and all business which may come before said department in the exercise of the criminal jurisdiction of such municipal court or a judge thereof, between the hours of eight p.m. and two a.m., of each night, and between the hours of six a.m. and eight a.m., of each morning, and it is expressly provided that the provision of section 134 of the Code of Civil Procedure, requiring that no court other than the Supreme Court must be open for the transaction of judicial business on any of the holidays mentioned in section 10 of the Code of Civil Procedure, shall not apply to such municipal courts while exercising their jurisdiction as required by the provisions of this section, and the judge of the municipal court, sitting in such department, shall have power to fix the bail of any person arrested and brought before such court either upon a felony or a misdemeanor charge, when by reason of the absence of the district attorney or city prosecutor no complaint charging such person with such offense has been filed, by requiring the person so admitted to bail to appear before said municipal court at the opening of court upon the next judicial day, such municipal courts may convene and remain open for business as provided in this section at such other times during the night or day as the judge of such court may prescribe."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

THE SPEAKER IN THE CHAIR.

At ten o'clock and thirty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 652—An act granting certain overflowed lands, marsh lands, tidelands, and submerged lands of the State of California to the Carmel Sanitary District.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, strike out the word "unfilled", and insert in lieu thereof the word "unfilled."

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, after the word "line" in said line, insert the following: "and the northern boundaries of certain Spanish land grant lands, said sovereign lands of the State of California being more particularly described as follows, to wit:"

AMENDMENT NUMBER THREE.

On page 1, line 12, of the printed bill, after the word "line" first appearing in said line, insert the words "and said."

AMENDMENT NUMBER FOUR.

On page 2, after line 44, of the printed bill, insert the following:

"Sec. 7. This act is hereby declared to be an urgency measure necessary for the immediate preservation of the public peace, health and safety within the meaning

of section 1 of article four of the constitution of the State of California and shall take effect immediately.

The facts constituting such an urgency are as follows:

The lands mentioned in section 1 hereof are needed by the Carmel sanitary district for additions to and development of its disposal plant, to take care of sewage within the thickly populated territory of the district, and if such sewage is not taken care of promptly, the lives and health of the citizens residing therein will be menaced and endangered."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 13—An act to amend section 3 of an act entitled "An act to provide for the protection of lands from overflow, other than lands recognized as swamp lands," approved April 15, 1880, as amended, relating to the organization of levee districts and for the conduct of elections therein, and for the canvass of election returns of such elections and for the compensation of trustees of such districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 14, of the printed bill, strike out the word "shall", and insert in lieu thereof the word "may."

AMENDMENT NUMBER TWO

On page 3, line 14, of the printed bill, insert after the word "receive" the following: "a maximum of."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 316—An act granting to the city and county of San Francisco lands known as "Channel" or "Channel Street" southwesterly from the northeasterly line of Seventh street in said city and county; and authorizing said city and county of San Francisco to dispose of portions of said street, or otherwise deal with or improve said portion of said street as said city and county may deem proper; and repealing all acts in conflict therewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, after the words "An act", strike out the remainder of the title, and insert in lieu thereof the following: "dedicating the northerly thirty feet of Channel street in the city and county of San Francisco, between the southwesterly line of Seventh street and the westerly line of Carolina street, exclusively as a right of way for vehicular and pedestrian traffic; and repealing all acts in conflict herewith."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, after the words "Section 1", strike out the remainder and insert in lieu thereof the following:

"The people of the State of California do enact as follows:

SECTION 1. The northerly thirty feet of Channel street between the southwesterly line of Seventh street and the westerly line of Carolina street in the city and county

of San Francisco is hereby dedicated as a right of way for vehicular and pedestrian traffic and shall be used for no other purpose.

SEC. 2. All acts and parts of acts in conflict herewith are hereby repealed."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 183—An act to add a new section to the Political Code, to be numbered 4300*m*, relating to fees of interpreters, and to repeal conflicting acts and parts of acts.

Bill read second time, and ordered on file for third reading.

REPORT OF JOINT LEGISLATIVE COMMITTEE

The report of the Joint Legislative Committee of the Senate and the Assembly, pursuant to the terms of Assembly Concurrent Resolution No. 19 of 1927, was received and ordered filed, the said report having already been printed as a separate document, and to appear in full in the final Journal, as corrected by the Minute Clerk.

(Report will be found at back of this Journal as an appendix.)

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 739—An act to add a new article to chapter 3 of title I of Part III of the Political Code, to be numbered title II*m*, embracing sections 376 to 376*n*, inclusive, relating to a Department of Professional and Vocational Standards.

Bill read third time.

The question being on the passage of the bill

MOTION TO RE-REFER.

Mr. Feigenbaum moved that Assembly Bill No. 739 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy

Motion carried

Assembly Bill No. 739 ordered re-referred to Committee on Governmental Efficiency and Economy

Assembly Bill No. 506—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 375 to 375*c*, inclusive, relating to a Department of Investment Regulation.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Feigenbaum moved that Assembly Bill No. 506 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 506 ordered re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 343—An act to transfer and set over certain State land known as Iron Mountain in Medocino County from the jurisdiction

of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 343 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crug, Crawford, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Keaton, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Mixer, Morgan, Morrison, Nielsen, Noyes, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Wilhamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 342—An act to transfer and set over certain State land known as Mount Zion in Amador County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 342 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Leymel, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 544—An act to amend sections 5 and 8 of an act entitled "An act to define the boundary, provide for the care, strengthening and repairing of the levee, and for the payment of the indebtedness of Levee District No. 1 of Sutter County," approved March 20, 1874, as amended, relating to the election of directors and the levy and collection of taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 544 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jones, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Reindollar, Roberts, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williams, Wilhamson, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON HOSPITALS AND ASYLUMS.

ASSEMBLY CHAMBER, SACRAMENTO, February 26, 1929.

MR. SPEAKER: Your Committee on Hospitals and Asylums, to which was referred Assembly Bill No. 631—An act authorizing the grant to Utility and Service, Incorporated, a corporation, of an easement for the installation and maintenance of a pipe line over and across land owned by the State of California in Napa County, California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

OLIVA, Chairman.

The above reported bill ordered on file for second reading.

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 234—An act to amend section 357½ of the Penal Code, relating to altering or defacing marks or brands on domestic animals and turkeys;

Also: Assembly Bill No. 236—An act to provide for the adoption and registration of turkey marks or brands, regulating the sale of turkeys marked or branded and providing penalties for the violation of the provisions thereof, Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

BERNARD, Chairman.

The above reported bills ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER. Your Committee on Education, to which was referred Assembly Bill No. 522—An act providing for the use of kindergarten funds for building, furnishing and equipping buildings for the accommodation of kindergartens;

Also: Assembly Bill No. 533—An act to provide for the payment of actual and necessary traveling expenses of employees of school districts;

Also: Assembly Bill No. 547—An act to limit the registration, enrollment, and attendance of the California Polytechnic School to male students;

Also: Assembly Bill No. 548—An act relating to holding of school elections in union or joint union school districts,

Also: Assembly Bill No. 552—An act relating to the issuance of vacation permits to work to certain minors.

Also: Assembly Bill No. 555—An act relating to the issuance of permits to work outside of school hours to certain minors;

Also: Assembly Bill No. 604—An act relating to the publication of textbooks and teachers' manuals of the studies prescribed for elementary schools;

Also: Assembly Bill No. 607—An act relating to the use of public schoolhouses as civic centers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 611—An act relating to the apportionment of moneys to elementary school districts;

Also: Assembly Bill No. 616—An act relating to the attendance of pupils attending school in a district other than the district in which they reside;

Also: Assembly Bill No. 647—An act relating to courses of study in elementary schools;

Also: Assembly Bill No. 653—An act relating to the compensation of election officers of school elections;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 157—An act relating to the granting of leaves of absence to teachers in

the public schools of this State—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 531—An act providing for annual conventions of secondary school principals—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 549—An act relating to the election of clerks of school districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BYRNE, Chairman

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 211—An act to amend section 1454 of the Code of Civil Procedure, relating to obtaining money and other personal property by heirs without administration:

Also: Assembly Bill No. 453—An act to amend section 1517 of the Code of Civil Procedure, relating to the return of sales of property of decedents;

Also: Assembly Bill No. 678—An act to amend section 3617 and 3627a of the Political Code, carrying into effect section 16 of article XIII of the constitution of the State of California, relating to taxation;

Also: Assembly Bill No. 708—An act to amend section 241 of the Code of Civil Procedure, relating to the impaneling of grand juries:

And reports that the same have been correctly engrossed.

SPALDING, Chairman

The above reported bills ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 678—An act to amend section 3627a and to repeal section 3627b of the Political Code, carrying into effect section 16 of article XIII of the constitution of the State of California, relating to the taxation of securities and solvent credits.

Bill read third time

The question being on the passage of the bill.

FLOOR AMENDMENTS

During third reading of the bill, the following amendments were submitted by Mr. West:

AMENDMENT NUMBER ONE.

In the first line of the title of the printed bill, as amended in Assembly February 25, 1929, strike out "3617 and"; insert "and to repeal section 3627b" after "3627a"; substitute the word "section" for "sections" in line 2 of the title; and substitute for the last line of the title the following: "ing to the taxation of securities and solvent credits."

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill, strike out the words "solvent credits,".

AMENDMENT NUMBER THREE.

On page 1, line 11, of the printed bill, after the period add the following: "Solvent credits, of the class taxable to the owner thereof on the date of the adoption of section 16 of article thirteen of the constitution of this state, and not otherwise taxed under subdivision (a) or (b) of section 14 or under section 15 of article thirteen of said constitution, are hereby taxed upon their actual value at the rate of one-tenth of one per cent.

Property taxable under the provisions of this section shall be taxed to the owner or possessor of the fee simple estate or life estate therein, if such estate has its situs within this state. If any property taxable under the provisions of this section is held in trust by any person, association, or corporation domiciled or the principal place of business of which is located in this state, such property shall be taxable solely to the trustee thereof. Such tax to the possessor of such property of owner of the fee simple estate or life estate therein, or trustee, shall be deemed to include the entire tax upon all legal or equitable interest in such property. If the property taxed at its situs in this state is a legal or equitable interest in property in which the fee simple estate or the major portion thereof has its situs outside the state, but taxable if within this state, such legal or equitable interest shall be taxed to the owner or possessor or trustee thereof at the actual value of such interest. In determining the actual value of an equitable or legal interest in such property there shall be considered as determining the value of said equitable or legal interest only that property which would be taxable if it had its situs within this state."

AMENDMENT NUMBER FOUR.

On page 2, line 6, of the printed bill, after the period add the following: "In the event that such property has its situs within the boundaries of an elementary school district or districts and a high school district or districts then the same shall be divided equally between the said elementary school district or districts and the high school district or districts, it being the purpose of this section to divide the proceeds allotted to the support of schools hereby equally between districts supporting elementary schools and districts supporting high schools excluding from revenue derived therefrom all other educational districts of any kind or description"

AMENDMENT NUMBER FIVE.

On page 2 line 16, of the printed bill, strike out the comma after the word "shall" and the remainder of the line, and the words "and county assessor," in line 17.

AMENDMENT NUMBER SIX.

On page 2, line 16, of the printed bill, after the word "therein", insert the following: "taxable to him or it thereunder".

AMENDMENT NUMBER SEVEN.

On page 2, line 28, of the printed bill, insert a period after the word "tax"; strike out the remainder of that line and all of lines 29, 30 and 31.

AMENDMENT NUMBER EIGHT.

On page 2 of the printed bill, insert between lines 46 and 47 a new paragraph, reading as follows:

"The authority herein granted to the assessors to place any tax or penalty upon property which has escaped taxation upon the assessment or tax roll of the year for which said property should have been assessed or taxed shall be limited to a period of not more than three years from the date upon which the lien attached for the current assessment roll."

AMENDMENT NUMBER NINE.

On page 2, line 47, of the printed bill, strike out "Sec" and substitute "Sec. "; substitute "3627b" for "3617"; add "repealed," after "hereby" in line 47.

AMENDMENT NUMBER TEN.

On page 2 of the printed bill, strike out lines 48 to 52, inclusive, and all of page 3.

AMENDMENT NUMBER ELEVEN.

On page 1, line 17, of the printed bill, strike out "general fund" and substitute "treasury".

Amendments adopted.

Bill read, ordered to reprint, re-engrossment, and third reading.

Assembly Bill No. 211—An act to amend section 1454 of the Code of Civil Procedure, relating to obtaining money and other personal property by heirs without administration.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Feigenbaum moved that Assembly Bill No. 211 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 211 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 453—An act to amend section 1517 of the Code of Civil Procedure, relating to the return of sales of property of decedents.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Feigenbaum moved that Assembly Bill No. 453 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 453 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 708—An act to amend section 241 of the Code of Civil Procedure, relating to the impaneling of grand juries.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Noyes moved that Assembly Bill No. 708 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 708 ordered re-referred to Committee on Judiciary.

RECESS.

At eleven o'clock and thirty minutes a m., on motion of Mr. Jones, the Assembly was declared at recess until three o'clock and thirty minutes p.m. of this day.

REASSEMBLED.

At three o'clock and thirty minutes p.m., the Assembly reconvened. Speaker Levey in the chair.

Assistant Clerk McIntire reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER SACRAMENTO, February 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 510—An act to amend section 3627a of the Political Code, carrying into effect section 16 of article XIII of the constitution of the State of California, and repealing section 3627b of the Political Code, relating to the taxation of securities and solvent credits.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Bill No. 510 read first time, and referred to Committee on Revenue and Taxation.

Also:

SENATE CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 509—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929

MR. SPEAKER Your Committee on Insurance, to which was referred Assembly Bill No. 570—An act to amend section 605 of the Political Code, relating to the fees payable to the Insurance Commissioner.

Also Assembly Bill No. 573—An act to amend section 2655 of the Civil Code, defining "marine" insurance.

Also Assembly Bill No. 922—An act to amend an act entitled "An act to create a police relief, health and life insurance, and pension fund in the several counties, cities and counties, cities and towns of the State," approved March 4, 1899, as amended, by adding a new section to be entitled "section 17" and making said act inapplicable to cities of the fifth and sixth class;

Also Assembly Bill No. 923—An act providing for the creation, maintenance and operation of police relief, life insurance and pension funds in the cities and towns of the fifth and sixth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JEWETT, Chairman.

The above reported bills ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER Your Committee on Education, to which was referred Assembly Bill No. 603—An act relating to granting leaves of absences to members of faculties of State teachers colleges and special schools governed by the Department of Education—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BYRNE, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 608—An act relating to the retirement of teachers in schools for the blind, schools for the deaf and in special classes maintained for the deaf, the hard of hearing and the blind—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 145—An act to amend section 1274b of the Code of Civil Procedure, relating to unclaimed money of missing persons;

Also Assembly Bill No. 146—An act to amend section 4153 of the Political Code, relating to the duties of the district attorney;

Also Assembly Bill No. 345—An act to amend section 4014 of the Political Code, relating to township officers;

Also Assembly Bill No. 354—An act to amend section 226 of the Civil Code, relating to proceedings on adoption;

Also Assembly Bill No. 556—An act to amend section 2322r27 of the Political Code, relating to the salary and expenses of the horticultural commissioner, his deputies, and employees, in counties of the twenty-seventh class.

Also Assembly Bill No. 614—An act relating to the establishment and maintenance of dormitories at State Teachers Colleges.

Also Assembly Bill No. 615—An act providing for the establishment and maintenance of cafeterias in State Teachers Colleges;

Also Assembly Bill No. 737—An act to amend section 13 of the Juvenile Court Law, approved June 5, 1915, relating to transfers of cases from one county to another;

Also Assembly Bill No. 757—An act to amend the Political Code by adding thereto a new section to be numbered 4310, providing a special fund for the sheriff, for the manner of making disbursements thereunder, for the use of the fund, and for the manner of accounting therefor;

Also: Assembly Bill No. 843—An act providing for the disposition of profits resulting from the operation of cafeterias and dormitories at State Teachers Colleges; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 859—An act to amend section 19f of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the probation officer and assistants in counties of the seventh class and the salaries thereof—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

ON CONTINGENT EXPENSES.

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred the following resolution:

Resolved, That the sum of five thousand dollars (\$5 000 00), or whatever may be necessary of that sum, be appropriated out of the contingent fund of the Assembly, for the purpose of paying the expenses of the Board of Managers, composed of Messrs. Woolwine, Sewell, Hornblower, Cronin and Little, elected by the Assembly on the twenty-first day of February, 1929, for the purpose of prosecuting impeachment proceedings against one Carlos S. Hardy, judge of the superior court of the State of California, in and for the county of Los Angeles; and be it further

Resolved, That the Controller is hereby authorized and directed to draw warrants from said funds, in favor of the members of said Board of Managers, for their expenses incurred in such prosecution, in such amounts as said board may by resolution determine;

Has had the same under consideration and respectfully reports the same back, and recommends that it be adopted.

SNYDER, Chairman.

Mr. Hornblower moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Seofield, Scudder, Senwell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—67.

NOES—DeYoe, Heisinger, and Jespersen—3

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Williamson:

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 2322a of the Political Code, relating to the extermination of pests by county horticultural commissioners.

Referred to Committee on Introduction of Bills.

By Mr. Bernard:

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation to meet a deficiency in the appropriation for subsidies, of the Bureau of Tuberculosis of the Department of Public Health.

Referred to Committee on Introduction of Bills.

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Bernard: An act making an appropriation to meet a deficiency in the appropriation for subsidies, of the Bureau of Tuberculosis of the Department of Public Health.

By Mr. Williamson: An act to amend section 2322a of the Political Code, relating to the extermination of pests by county horticultural commissioners.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Muller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—64.

NOES—None.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed the following: Senate Bill No. 311—An act to provide transportation for pupils attending secondary schools;

Also: Senate Bill No. 312—An act relating to the continuation of contracts for the transportation of secondary school pupils;

Also: Senate Bill No. 161—An act relating to the transportation of pupils in elementary school districts.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 311, 312 and 161 read first time, and referred to Committee on Education.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Bernard: Assembly Bill No. 1061—An act making an appropriation to meet a deficiency in the appropriation for subsidies, of the Bureau of Tuberculosis of the Department of Public Health.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Williamson: Assembly Bill No. 1062—An act to amend section 2322a of the Political Code, relating to the extermination of pests by county horticultural commissioners.

Bill read first time, and referred to Committee on Agriculture.

MOTION TO PRINT EXTRA COPIES OF RESOLUTION.

Mr. McDonough moved that the Chief Clerk be instructed to have 1000 copies of the report of the joint legislative committee, relating to traffic hazards and problems, printed

Motion carried.

MOTION.

On motion of Mr. Witter, the following Boulder Canyon Project Act was ordered printed in the Journal:

An act to provide for the construction of works for the protection and development of the Colorado River Basin, for the approval of the Colorado River compact, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of controlling the floods, improving navigation and regulating the flow of the Colorado River, providing for storage and for the delivery of the stored waters thereof for reclamation of public lands and other beneficial uses exclusively within the United States, and for the generation of electrical energy as a means of making the project herein authorized a self-supporting and financially solvent undertaking, the Secretary of the Interior, subject to the terms of the Colorado River compact hereinafter mentioned, is hereby authorized to construct, operate, and maintain a dam and incidental works in the main stream of the Colorado River at Black Canyon or Boulder Canyon adequate to create a storage reservoir of a capacity of not less than twenty million acre-feet of water and a main canal and appurtenant structures located entirely within the United States connecting the Laguna Dam, or other suitable diversion dam, which the Secretary of the Interior is hereby authorized to construct if deemed necessary or advisable by him upon engineering or economic considerations, with the Imperial and Coachella valleys in California, the expenditures for said main canal and appurtenant structures to be reimbursable, as provided in the reclamation law, and shall not be paid out of revenues derived from the sale or disposal of water power or electric energy at the dam authorized to be constructed at said Black Canyon or Boulder Canyon, or for water for potable purposes outside of the Imperial and Coachella valleys; *provided, however,* that no charge shall be made for water or for the use, storage, or delivery of water for irrigation or water for potable purposes in the Imperial or Coachella valleys; also to construct and equip, operate, and maintain at or near said dam, or cause to be constructed, a complete plant and incidental structures suitable for the fullest economic development of electrical energy from the water discharged from said reservoir; and to acquire by proceedings in eminent domain, or otherwise, all lands, rights of way, and other property necessary for said purposes.

SEC. 2. (a) There is hereby established a special fund, to be known as the "Colorado River Dam fund" (hereinafter referred to as the "fund"), and to be available, as hereafter provided, only for carrying out the provisions of this act. All revenues received in carrying out the provisions of this act shall be paid into and expenditures shall be made out of the fund, under the direction of the Secretary of the Interior.

(b) The Secretary of the Treasury is authorized to advance to the fund, from time to time and within the appropriations therefor, such amounts as the Secretary of the Interior deems necessary for carrying out the provisions of this act, except that the aggregate amount of such advances shall not exceed the sum of \$165,000,000. Of this amount the sum of \$25,000,000 shall be allocated to flood control and shall be repaid to the United States out of 62½ per centum of revenues, if any, in excess of the amount necessary to meet periodical payments during the period of amortization, as provided in section 4 of this act. If said sum of \$25,000,000 is not repaid in full during the period of amortization, then 62½ per centum of all net revenues shall be applied to payment of the remainder. Interest at the rate of 4 per centum per annum accruing during the year upon the amounts so advanced and remaining unpaid shall be paid annually out of the fund, except as herein otherwise provided.

(c) Moneys in the fund advanced under subdivision (b) shall be available only for expenditures for construction and the payment of interest, during construction, upon the amounts so advanced. No expenditures out of the fund shall be made for operation and maintenance except from appropriations therefor.

(d) The Secretary of the Treasury shall charge the fund as of June 30 in each year with such amount as may be necessary for the payment of interest on advances made under subdivision (b) at the rate of 4 per centum per annum accrued during the year upon the amounts so advanced and remaining unpaid, except that if the fund is insufficient to meet the payment of interest the Secretary of the Treasury may, in his discretion, defer any part of such payment, and the amount so deferred shall bear interest at the rate of 4 per centum per annum until paid.

(e) The Secretary of the Interior shall certify to the Secretary of the Treasury, at the close of each fiscal year, the amount of money in the fund in excess of the amount necessary for construction, operation, and maintenance, and payment of interest. Upon receipt of each such certificate the Secretary of the Treasury is authorized and directed to charge the fund with the amount so certified as repayment of the advances made under subdivision (b), which amount shall be covered into the treasury to the credit of miscellaneous receipts.

SEC. 3. There is hereby authorized to be appropriated from time to time, out of any money in the treasury not otherwise appropriated, such sums of money as may be necessary to carry out the purposes of this act, not exceeding in the aggregate \$165,000,000.

SEC. 4. (a) This act shall not take effect and no authority shall be exercised hereunder and no work shall be begun and no moneys expended on or in connection with the works or structures provided for in this act, and no water rights shall be claimed or initiated hereunder, and no steps shall be taken by the United States or by others to initiate or perfect any claims to the use of water pertinent to such works or structures unless and until (1) the states of Arizona, California, Colorado, Nevada, New Mexico, Utah, and Wyoming shall have ratified the Colorado River compact, mentioned in section 13 hereof, and the President by public proclamation shall have so declared, or (2) if said states fail to ratify the said compact within six months from the date of the passage of this act then, until six of said states, including the State of California, shall ratify said compact and shall consent to waive the provisions of the first paragraph of article XI of said compact, which makes the same binding and obligatory only when approved by each of the seven states signatory thereto, and shall have approved said compact without conditions, save that of such six-state approval, and the President by public proclamation shall have so declared, and, further, until the State of California, by act of its Legislature, shall agree irrevocably and unconditionally with the United States and for the benefit of the states of Arizona, Colorado, Nevada, New Mexico, Utah, and Wyoming, as an express covenant and in consideration of the passage of this act, that the aggregate annual consumptive use (diversions less returns to the river) of water of and from the Colorado River for use in the State of California, including all uses under contracts made under the provisions of this act and all water necessary for the supply of any rights which may now exist, shall not exceed 4,400,000 acre-feet of the waters apportioned to the lower basin states by paragraph (a) of article III of the Colorado River compact, plus not more than one-half of any excess or surplus waters unapportioned by said compact, such uses always to be subject to the terms of said compact.

The states of Arizona, California, and Nevada are authorized to enter into an agreement which shall provide (1) that of the 7,500,000 acre-feet annually apportioned to the lower basin by paragraph (a) of article III of the Colorado River compact, there shall be apportioned to the state of Nevada 300,000 acre-feet and to the state of Arizona 2,800,000 acre-feet for exclusive beneficial consumptive use in perpetuity, and (2) that the state of Arizona may annually use one-half of the excess or surplus waters unapportioned by the Colorado River compact, and (3) that the state of Arizona shall have the exclusive beneficial consumptive use of the Gila River and its tributaries within the boundaries of said state, and (4) that the waters of the Gila River and its tributaries, except return flow after the same enters the Colorado River, shall never be subject to any diminution whatever by any allowance of water which may be made by treaty or otherwise to the United States of Mexico but if, as provided in paragraph (c) of article III of the Colorado River compact, it shall become necessary to supply water to the United States of Mexico from waters over and above the quantities, which are surplus as defined by said compact, then the State of California shall and will mutually agree with the state of Arizona to supply, out of the main stream of the Colorado River, one-half of any deficiency which must be supplied to Mexico by the lower basin, and (5) that the State of California shall and will further mutually agree with the states of Arizona and Nevada that none of said three states shall withhold water and none shall require the delivery of water, which can not reasonably be applied to domestic and agricultural uses, and (6) that all of the provisions of said tri-state agreement shall be subject in all particulars to the provisions of the Colorado River compact, and (7) said agreement to take effect upon the ratification of the Colorado River compact by Arizona, California, and Nevada.

(b) Before any money is appropriated for the construction of said dam or power plant, or any construction work done or contracted for, the Secretary of the Interior shall make provision for revenues by contract, in accordance with the provisions of this act, adequate in his judgment to insure payment of all expenses of operation and maintenance of said works incurred by the United States and the repayment, within fifty years from the date of the completion of said works, of all amounts advanced to the fund under subdivision (b) of section 2 for such works, together with interest thereon made reimbursable under this act.

Before any money is appropriated for the construction of said main canal and appurtenant structures to connect the Laguna Dam with the Imperial and Coachella valleys in California, or any construction work is done upon said canal or contracted for, the Secretary of the Interior shall make provision for revenues, by contract or otherwise, adequate in his judgment to insure payment of all expenses of construction, operation, and maintenance of said main canal and appurtenant structures in the manner provided in the reclamation law.

If during the period of amortization the Secretary of the Interior shall receive revenues in excess of the amount necessary to meet the periodical payments to the United States as provided in the contract, or contracts, executed under this act, then, immediately after the settlement of such periodical payments, he shall pay to the state of Arizona 18 $\frac{1}{2}$ per centum of such excess revenues and to the state of Nevada 18 $\frac{1}{2}$ per centum of such excess revenues.

Sec. 5. That the Secretary of the Interior is hereby authorized, under such general regulations as he may prescribe, to contract for the storage of water in said reservoir and for the delivery thereof at such points on the river and on said

canal as may be agreed upon, for irrigation and domestic uses, and generation of electrical energy and delivery at the switchboard to states, municipal corporations, political subdivisions, and private corporations of electrical energy generated at said dam, upon charges that will provide revenue which, in addition to other revenue accruing under the reclamation law and under this act, will in his judgment cover all expenses of operation and maintenance incurred by the United States on account of works constructed under this act and the payments to the United States under subdivision (b) of section 4. Contracts respecting water for irrigation and domestic uses shall be for permanent service and shall conform to paragraph (a) of section 4 of this act. No person shall have or be entitled to have the use for any purpose or the water stored as aforesaid except by contract made as herein stated.

After the repayments to the United States of all money advanced with interest, charges shall be on such basis and the revenues derived therefrom shall be kept in a separate fund to be expended within the Colorado River Basin as may hereafter be prescribed by the Congress.

General and uniform regulations shall be prescribed by the said Secretary for the awarding of contracts for the sale and delivery of electrical energy, and for renewals under subdivision (b) of this section, and in making such contracts the following shall govern.

(a) No contract for electrical energy or for generation of electrical energy shall be of longer duration than fifty years from the date at which such energy is ready for delivery.

Contracts made pursuant to subdivision (a) of this section shall be made with a view to obtaining reasonable returns and shall contain provisions whereby at the end of fifteen years from the date of their execution and every ten years thereafter, there shall be readjustment of the contract, upon the demand of either party thereto, either upward or downward as to price, as the Secretary of the Interior may find to be justified by competitive conditions at distributing points or competitive centers, and with provisions under which disputes or disagreements as to interpretation or performance of such contract shall be determined either by arbitration or court proceedings, the Secretary of the Interior being authorized to act for the United States in such readjustments or proceedings.

(b) The holder of any contract for electrical energy not in default thereunder shall be entitled to a renewal thereof upon such terms and conditions as may be authorized or required under the then existing laws and regulations, unless the property of such holder dependent for its usefulness on a continuation of the contract be purchased or acquired and such holder be compensated for damages to its property, used and useful in the transmission and distribution of such electrical energy and not taken, resulting from the termination of the supply.

(c) Contracts for the use of water and necessary privileges for the generation and distribution of hydroelectric energy or for the sale and delivery of electrical energy shall be made with responsible applicants therefor who will pay the price fixed by the said secretary with a view to meeting the revenue requirements herein provided for. In case of conflicting applications, if any, such conflicts shall be resolved by the said secretary, after hearing, with due regard to the public interest, and in conformity with the policy expressed in the Federal Water Power Act as to conflicting applications for permits and licenses, except that preference to applicants for the use of water and appurtenant works and privileges necessary for the generation and distribution of hydroelectric energy, or for delivery at the switchboard of a hydroelectric plant, shall be given, first, to a state for the generation or purchase of electric energy for use in the state, and the states of Arizona, California, and Nevada shall be given equal opportunity as such applicants.

The rights covered by such preference shall be contracted for by such state within six months after notice by the Secretary of the Interior and to be paid for on the same terms and conditions as may be provided in other similar contracts made by said secretary; *provided, however*, that no application of a state or a political subdivision for an allocation of water for power purposes or of electrical energy shall be denied or another application in conflict therewith be granted on the ground that the bond issue of such state or political subdivision, necessary to enable the applicant to utilize such water and appurtenant works and privileges necessary for the generation and distribution of hydroelectric energy or the electrical energy applied for, has not been authorized or marketed, until after a reasonable time, to be determined by the said secretary, has been given to such applicant to have such bond issue authorized and marketed.

(d) Any agency receiving a contract for electrical energy equivalent to one hundred thousand firm horsepower, or more, when deemed feasible by the said secretary, from engineering and economic considerations and under general regulations prescribed by him, be required to permit any other agency having contracts hereunder for less than the equivalent of twenty-five thousand firm horsepower, upon application to the Secretary of the Interior made within sixty days from the execution of the contract of the agency the use of whose transmission line is applied for, to participate in the benefits and use of any main transmission line constructed or to be constructed by the former for carrying such energy (not exceeding, however, one-fourth the capacity of such line), upon payment by such other agencies of a reasonable share of the cost of construction, operation, and maintenance thereof.

The use is hereby authorized of such public and reserved lands of the United States as may be necessary or convenient for the construction, operation, and maintenance of main transmission lines to transmit said electrical energy.

SEC. 6. That the dam and reservoir provided for by section 1 hereof shall be used: First, for river regulation, improvement of navigation, and flood control; second, for irrigation and domestic uses and satisfaction of present perfected rights in pursuance of article VIII of said Colorado River compact; and third, for power. The title to said dam, reservoir, plant, and incidental works shall forever remain in the United States, and the United States shall, until otherwise provided by Congress, control, manage, and operate the same, except as herein otherwise provided; *provided, however*, that the Secretary of the Interior may, in his discretion, enter into contracts of lease of a unit or units of any government-built plant, with right to generate electrical energy, or, alternatively, to enter into contracts of lease for the use of water for the generation of electrical energy as herein provided, in either of which events the provisions of section 5 of this act relating to revenue, term, renewals, determination of conflicting applications, and joint use of transmission lines under contracts for the sale of electrical energy, shall apply.

The Secretary of the Interior shall prescribe and enforce rules and regulations conforming with the requirements of the Federal Water Power Act, so far as applicable, respecting maintenance of works in condition of repair adequate for their efficient operation, maintenance of a system of accounting, control of rates and service in the absence of state regulation or interstate agreement, valuation for rate-making purposes, transfers of contracts, contracts extending beyond the lease period, expropriation of excessive profits, recapture and/or emergency use by the United States of property of lessees, and penalties for enforcing regulations made under this act or penalizing failure to comply with such regulations or with the provisions of this act. He shall also conform with other provisions of the Federal Water Power Act and of the rules and regulations of the Federal Power Commission, which have been devised or which may be hereafter devised, for the protection of the investor and consumer.

The Federal Power Commission is hereby directed not to issue or approve any permits or licenses under said Federal Water Power Act upon or affecting the Colorado River or any of its tributaries, except the Gila River, in the states of Colorado, Wyoming, Utah, New Mexico, Nevada, Arizona, and California until this act shall become effective as provided in section 4 hereof.

SEC. 7. That the Secretary of the Interior may, in his discretion, when repayments to the United States of all money advanced, with interest, reimbursable hereunder, shall have been made, transfer the title to said canal and appurtenant structures, except the Laguna Dam and the main canal and appurtenant structures down to and including Siphon Drop, to the districts or other agencies of the United States having a beneficial interest therein in proportion to their respective capital investments under such form of organization as may be acceptable to him. The said districts or other agencies shall have the privilege at any time of utilizing by contract or otherwise such power possibilities as may exist upon said canal, in proportion to their respective contributions or obligations toward the capital cost of said canal and appurtenant structures from and including the diversion works to the point where each respective power plant may be located. The net proceeds from any power development on said canal shall be paid into the fund and credited to said districts or other agencies on their said contracts, in proportion to their rights to develop power, until the districts or other agencies using said canal shall have paid thereby and under any contract or otherwise an amount of money equivalent to the operation and maintenance expense and cost of construction thereof.

SEC. 8. (a) The United States, its permittees, licensees, and contractees, and all users and appropriators of water stored, diverted, carried, and/or distributed by the reservoir, canals, and other works herein authorized, shall observe and be subject to and controlled by said Colorado River compact in the construction, management, and operation of said reservoir, canals, and other works and the storage diversion, delivery, and use of water for the generation of power, irrigation, and other purposes, anything in this act to the contrary notwithstanding, and all permits, licenses, and contracts shall so provide.

(b) Also the United States, in constructing, managing, and operating the dam, reservoir, canals, and other works herein authorized, including the appropriation, delivery, and use of water for the generation of power, irrigation, or other uses, and all users of water thus delivered and all users and appropriators of waters stored by said reservoir and/or carried by said canal, including all permittees and licensees of the United States or any of its agencies, shall observe and be subject to and controlled anything to the contrary herein notwithstanding, by the terms of such compact, if any, between the states of Arizona, California, and Nevada, or any two thereof, for the equitable division of the benefits, including power, arising from the use of water accruing to said states, subsidiary to and consistent with said Colorado River compact, which may be negotiated and approved by said states and to which Congress shall give its consent and approval on or before January 1, 1929; and the terms of any such compact concluded between said states and approved and consented to by Congress after said date; *provided*, That in the latter case such compact shall be subject to all contracts, if any, made by the Secretary of the

Interior under section 5 hereof prior to the date of such approval and consent by Congress.

SEC 9 That all lands of the United States found by the Secretary of the Interior to be practicable of irrigation and reclamation by the irrigation works authorized herein shall be withdrawn from public entry. Thereafter, at the direction of the Secretary of the Interior, such lands shall be opened for entry, in tracts varying in size but not exceeding one hundred and sixty acres, as may be determined by the Secretary of the Interior, in accordance with the provisions of the reclamation law, and any such entryman shall pay an equitable share in accordance with the benefits received, as determined by the said Secretary, of the construction cost of said canal and appurtenant structures, said payments to be made in such installments and at such times as may be specified by the Secretary of the Interior, in accordance with the provisions of the said reclamation law, and shall constitute revenue from said project and be covered into the fund herein provided for; *provided*, that all persons who have served in the United States Army, Navy, or Marine Corps during the war with Germany, the war with Spain, or in the suppression of the insurrection in the Philippines, and who have been honorably separated or discharged therefrom or placed in the Regular Army or Navy Reserve, shall have the exclusive preference right for a period of three months to enter said lands, subject, however, to the provisions of subsection (c) of section 4, act of December 5, 1924 (Forty-third Statutes at Large, page 702); and also, so far as practicable, preference shall be given to said persons in all construction work authorized by this act; *provided further*, that in the event such an entry shall be relinquished at any time prior to actual residence upon the land by the entryman for not less than one year, lands so relinquished shall not be subject to entry for a period of sixty days after the filing and notation of the relinquishment in the local land office, and after the expiration of said sixty-day period such lands shall be open to entry, subject to the preference in this section provided.

SEC 10 That nothing in this act shall be construed as modifying in any manner the existing contract, dated October 23, 1918, between the United States and the Imperial Irrigation District, providing for a connection with Laguna Dam; but the Secretary of the Interior is authorized to enter into contract or contracts with the said district or other districts, persons, or agencies for the construction, in accordance with this act, of said canal and appurtenant structures, and also for the operation and maintenance thereof, with the consent of the other users.

SEC 11 That the Secretary of the Interior is hereby authorized to make such studies, surveys, investigations, and do such engineering as may be necessary to determine the lands in the state of Arizona that should be embraced within the boundaries of a reclamation project, heretofore commonly known and hereafter to be known as the Parker-Gila Valley reclamation project, and to recommend the most practicable and feasible method of irrigating lands within said project, or units thereof, and the cost of the same and the appropriation of such sums of money as may be necessary for the aforesaid purposes from time to time is hereby authorized. The Secretary shall report to Congress as soon as practicable, and not later than December 10, 1931, his findings, conclusions, and recommendations regarding such project.

SEC 12. "Political subdivision" or "political subdivisions" as used in this act shall be understood to include any state, irrigation or other district, municipality, or other governmental organization.

"Reclamation law" as used in this act shall be understood to mean that certain act of the Congress of the United States approved June 17, 1902, entitled "An act appropriating the receipts from the sale and disposal of public land in certain states and territories to the construction of irrigation works for the reclamation of arid lands," and the acts amendatory thereof and supplemental thereto.

"Maintenance" as used herein shall be deemed to include in each instance provision for keeping the works in good operating condition.

"The Federal Water Power Act," as used in this act, shall be understood to mean that certain act of Congress of the United States approved June 10, 1920, entitled "An act to create a Federal Power Commission; to provide for the improvement of navigation; the development of water power; the use of the public lands in relation thereto; and to repeal section 18 of the River and Harbor Appropriation Act, approved August 8, 1917, and for other purposes," and the acts amendatory thereof and supplemental thereto.

"Domestic" whenever employed in this act shall include water uses defined as "domestic" in said Colorado River compact.

SEC 13. (a) The Colorado River compact signed at Santa Fe, New Mexico, November 24 1922, pursuant to act of Congress approved August 19, 1921, entitled "An act to permit a compact or agreement between the states of Arizona, California, Colorado, Nevada, New Mexico, Utah, and Wyoming respecting the disposition and apportionment of the waters of the Colorado River, and for other purposes," is hereby approved by the Congress of the United States, and the provisions of the first paragraph of article XI of the said Colorado River compact, making said compact binding and obligatory when it shall have been approved by the legislature of each of the signatory states, are hereby waived, and this approval shall become

effective when the State of California and at least five of the other states mentioned, shall have approved or may hereafter approve said compact as aforesaid and shall consent to such waiver, as herein provided.

(b) The rights of the United States in or to waters of the Colorado River and its tributaries howsoever claimed or acquired, as well as the rights of those claiming under the United States, shall be subject to and controlled by said Colorado River compact.

(c) Also all patents, grants, contracts, concessions, leases, permits, licenses, rights of way, or other privileges from the United States or under its authority, necessary or convenient for the use of waters of the Colorado River or its tributaries, or for the generation or transmission of electrical energy generated by means of the waters of said river or its tributaries, whether under this act, the Federal Water Power Act, or otherwise, shall be upon the express condition and with the express covenant that the rights of the recipients or holders thereof to waters of the river or its tributaries, for the use of which the same are necessary, convenient, or incidental, and the use of the same shall likewise be subject to and controlled by said Colorado River compact.

(d) The conditions and covenants referred to herein shall be deemed to run with the land and the right, interest, or privilege therein and water right, and shall attach as a matter of law, whether set out or referred to in the instrument evidencing any such patent, grant, contract, concession, lease, permit, license, right of way, or other privilege from the United States or under its authority, or not, and shall be deemed to be for the benefit of and be available to the states of Arizona, California, Colorado, Nevada, New Mexico, Utah, and Wyoming, and the users of water therein or thereunder, by way of suit, defense, or otherwise, in any litigation respecting the waters of the Colorado River or its tributaries.

SEC. 14. This act shall be deemed a supplement to the reclamation law, which said reclamation law shall govern the construction, operation, and management of the works herein authorized, except as otherwise herein provided.

SEC. 15. The Secretary of the Interior is authorized and directed to make investigation and public reports of the feasibility of projects for irrigation, generation of electric power, and other purposes in the states of Arizona, Nevada, Colorado, New Mexico, Utah, and Wyoming for the purpose of making such information available to said states and to the Congress, and of formulating a comprehensive scheme of control and the improvement and utilization of the water of the Colorado River and its tributaries. The sum of \$250,000 is hereby authorized to be appropriated from said Colorado River Dam fund, created by section 2 of this act, for such purposes.

SEC. 16. In furtherance of any comprehensive plan formulated hereafter for the control, improvement, and utilization of the resources of the Colorado River system and to the end that the project authorized by this act may constitute and be administered as a unit in such control, improvement, and utilization, any commission or commissioner duly authorized under the laws of any ratifying state in that behalf shall have the right to act in an advisory capacity to and in cooperation with the Secretary of the Interior in the exercise of any authority under the provisions of sections 4, 5, and 14 of this act, and shall have at all times access to records of all federal agencies empowered to act under said sections, and shall be entitled to have copies of said records on request.

SEC. 17. Claims of the United States arising out of any contract authorized by this act shall have priority over all others, secured or unsecured.

SEC. 18. Nothing herein shall be construed as interfering with such rights as the states now have either to the waters within their borders or to adopt such policies and enact such laws as they may deem necessary with respect to the appropriation, control, and use of waters within their borders, except as modified by the Colorado River compact or other interstate agreement.

SEC. 19. That the consent of Congress is hereby given to the states of Arizona, California, Colorado, Nevada, New Mexico, Utah, and Wyoming to negotiate and enter into compacts or agreements supplemental to and in conformity with the Colorado River compact and consistent with this act for a comprehensive plan for the development of the Colorado River and providing for the storage, diversion, and use of the waters of said river. Any such compact or agreement may provide for the construction of dams, headworks, and other diversion works or structures for flood control, reclamation, improvement of navigation, division of water, or other purposes and/or the construction of power houses or other structures for the purpose of the development of water power and the financing of the same; and for such purposes may authorize the creation of interstate commissions and/or the creation of corporations, authorities or other instrumentalities.

(a) Such consent is given upon condition that a representative of the United States, to be appointed by the President, shall participate in the negotiations and shall make report to Congress of the proceedings and of any compact or agreement entered into.

(b) No such compact or agreement shall be binding or obligatory upon any of such states unless and until it has been approved by the legislature of each of such states and by the Congress of the United States.

SEC. 20. Nothing in this act shall be construed as a denial or recognition of any rights, if any, in Mexico to the use of the waters of the Colorado River system.

SEC. 21. That the short title of this act shall be "Boulder Canyon Project Act." Approved, December 21, 1928.

ADJOURNMENT.

At four o'clock and thirty minutes p.m., on motion of Mr. Fry, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, February 28, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Thursday, February 28, 1929

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Quigley, Mr. Flynn was granted leave of absence for the day.

On motion of Mr. Williams, Mr. Little was granted leave of absence for the day.

On motion of Messrs. Fry and Feigenbaum, Mr. Cronin was granted leave of absence for the day as Mr. Cronin was out of town on legislative business.

MOTION TO SUSPEND RULE.

Mr. Williamson moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Nielsen, Mr. Frank D. Maggio of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Witter, Mr. Leonard B. Gary of Los Angeles was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal

Through the courtesy of Mr. Heisinger, Mrs. Anna A. Pettit, president of W. C. T. U. of Northern California, and Mrs. Eva Craven Wheeler, president of W. C. T. U. of Southern California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Quigley, Mr. and Mrs. Joseph F. McCarty of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Hornblower, Judge Charles Brennan of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Quigley, Mrs. O'Brien of Daly City was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Kline:

SAN JACINTO, CALIFORNIA, February 25, 1929.

We, the undersigned school trustees of the San Jacinto School District of Riverside County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Tax Payers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes.

G. W. GREEN.
GEO. GROVER.
A. C. WILSON.

Also:

February 25, 1929.

We, the undersigned school trustees of the Hamilton School District of Riverside County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Tax Payers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes.

FANNY J. CONTRERAS.
F. N. CLARK.

ANNA K. WOODS, Clerk.

Also:

THERMAL, CALIFORNIA, February 25, 1929.

We, the undersigned school trustees of the Ensign School District of Riverside County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Tax Payers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study

for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes.

MRS. R. C. NICOLL,
HENRY H. MIDDLETON,
C. Q. JOHNSON.

Board of Trustees, Ensign School District.

By Mr. Eddy:

RAMONA, CALIFORNIA, February 22, 1929

To Honorable State Legislators,
Forty-eighth Session California Legislature,
The Capital, Sacramento, California.

GENTLEMEN The State Fish and Game Commission having again introduced a bill in the Legislature putting a closed season on rabbits in this section, we, the undersigned directors of the Ramona Chamber of Commerce, most emphatically protest the adoption of such legislation protecting, at any time of the season, this very destructive animal.

We believe that grain fields, young orchard trees and other crops grown in the rural districts, the home of the rabbit (both cottontail and jack), suffer more damage from this pest than from the squirrel and gopher, which are now being so industriously fought and exterminated in the State by the Farm Bureau, farmers and others.

We sincerely trust that no legislation may be enacted at this session, protecting the rabbit.

Most respectfully submitted.

DIRECTORS, RAMONA CHAMBER OF COMMERCE,
RAMONA, CALIFORNIA.

(Signed)

GEO. E. ROQUES.
A. B. ELLIOTT.
C. E. DURBIN.
ROBT. W. RANSOM.

A. S. ZIMMER.
C. B. WESELOH.
W. A. SEWLE.
CLARA K. GRAHAM.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

By Chief Clerk:

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929

MR. SPEAKER: Pursuant to your instructions, the following named person has filed his credentials and is duly recognized as a representative of the newspapers set opposite his name

Pomona Progress Bulletin—John B. Long.
California Newspaper Publishers Association—John B. Long.

ARTHUR A. OHNIMUS, Chief Clerk

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 334—An act to amend section 4268 of the Political Code, relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirty-ninth class;

Also: Assembly Bill No. 673—An act to amend section 2322r5 of the Political Code, relating to salaries of county horticultural commissioner, inspectors and clerks in counties of the fifth class

Also: Assembly Bill No. 675—An act to amend section 19r5 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the fifth class;

Also: Assembly Bill No. 273—An act to amend section 4282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class;

Also: Assembly Bill No. 271—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-sixth class;

Also: Assembly Bill No. 66—An act to amend section 4286 of the Political Code, relating to the compensation of county officers and their deputies, assistants and employees and of jurors in counties of the fifty-seventh class

Also: Assembly Bill No. 302—An act to amend section 4246 of the Political Code relating to the salaries, fee and expenses of officers in counties of the seventh class;

Also: Assembly Bill No. 505—An act to amend sections 5 and 9 of an act entitled "An act to allow unincorporated cities and towns to equip and maintain a fire department," approved March 4, 1881, as amended, relating to the support thereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 674—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 1028—An act to amend section 4243 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class—has had the same under consideration, and respectfully reports the same back without recommendation, as amended

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

ON AGRICULTURE.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 696—An act to amend section 2322*f* of the Political Code, relating to county horticultural commissioners:

Also: Assembly Bill No. 720—An act to amend section 2 of an act entitled "An act to provide for the establishment of weed-free areas, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners and defining their powers and duties in relation hereto, prohibiting persons from permitting the propagation within weed-free area of weeds of which said area has been declared to be practically free, providing penalties for violation hereof and repealing 'An act to prevent the propagation of noxious weeds,' approved June 3, 1921," approved April 28, 1927:

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

JOST, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 97—An act regulating the sale of grain in sacks, defining the term grain, providing that the sacks and the weight thereof be included as a part of the net weight of grain sold or purchased, providing for the payment for sacks as a part of the purchase price of grain sold or purchased, making it the duty of the Department of Agriculture of the State of California to enforce the provisions thereof and providing a penalty for a violation of the provisions thereof:

Also: Assembly Bill No. 697—An act to amend section 2322*e* of the Political Code, relating to county horticultural commissioners:

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JOST, Chairman.

The above reported bills ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 171—An act to amend section 6 of an act entitled "An act to prevent the unauthorized use and disposition of, and traffic in human bodies, to prescribe the keeping of proper records, to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead, to provide penalties for the violation of this act and to repeal sections 3094 and 3095 of the Political Code and all other acts or portions of acts in conflict with this act,"

approved May 18, 1927, relating to human bodies not to be used for scientific purposes;

Also: Assembly Bill No. 197—An act to provide for the extermination of rats by mosquito abatement districts;

Also: Assembly Bill No. 227—An act to amend section 7 of an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 29, 1915, as amended, relating to mosquito abatement districts;

Also: Assembly Bill No. 878—An act to amend section 11 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, or the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity, and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

FRY, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 690—An act to amend section 6 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919, relating to licenses for manufacture and sale of imitation milk—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FRY, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 413—An act providing for an investigation into methods of sewage and wastes disposal and treatment, and providing an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means

FRY, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 31—An act granting certain tidelands and submerged lands of the State of California to the city of Laguna Beach upon certain trusts and conditions.

Also: Assembly Bill No. 285—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the acquisition by the Board of State Harbor Commissioners, of a necessary area for a tidal basin, for wharves, docks, piers, harbors and appurtenances, in the city and county of San Francisco; to create a sinking fund for the payment of said bonds; and defining the duties of State officers in relation thereto, making an appropriation of \$1,000 for the expense of printing said bonds; and providing for the submission of this act to a vote of the people," approved March 24, 1909;

Also: Assembly Bill No. 286—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the improvement of San Francisco harbor by the construction by the Board of State Harbor Commissioners of wharves, piers, State railroad, spurs, betterments, and appurtenances, and necessary dredging and filling in connection therewith in the city and county of San Francisco; to create a sinking fund for the payment of said fund; to define the duties of State officers in relation thereto; to make an appropriation of \$5,000 for the expense of printing said bonds; and to provide for the submission of this act to a vote of the people," approved June 16, 1913;

Also Assembly Bill No. 1004—An act to add a new section to the Political Code, to be numbered 2524*b*, relating to the property over which the Board of State Harbor Commissioners have possession and control and relating to the powers of said board;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

HORNBLOWER, Chairman.

The above reported bills ordered on file for second reading.

ON CONTINGENT EXPENSES.

ASSEMBLY CHAMBER, SACRAMENTO, February 27, 1929.

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred the following resolution by Mr. Reindollar:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Assembly in favor of J. C. Hobrecht Company for the amount of money itemized below, and the State Treasurer is hereby authorized to pay the same.

J. C. Hobrecht Company, public address system----- \$1,200 00

Has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

SNYDER, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 510—An act to amend sections 3627*a* of the Political Code, carrying into effect section 16 of article XIII of the constitution of the State of California, and repealing section 3627*b* of the Political Code, relating to the taxation of securities and solvent credits—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WEST, Chairman.

The above reported bill ordered on file for second reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Reindollar:

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows

An act to amend section 23 and to repeal sections 21 and 22 of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain a police department, to provide for the formation, government and operation of said police districts, the assessment, collection, custody and disbursement of taxes, for such purpose, and to create a Board of Police Commissioners," approved April 26, 1927, relating to the power of Boards of Police Commissioners to adopt ordinances.

Referred to Committee on Introduction of Bills.

By Mr. Miller, James A. :

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows :

An act to amend sections 24 and 504 of the Public Utilities Act, relating to passenger stage corporations.

Referred to Committee on Introduction of Bills.

By Mr. Mixer:

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows :

An act making an appropriation to pay the claim of the American Railway Express Company against the State of California.

Referred to Committee on Introduction of Bills.

By Mr. Jost:

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows :

An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food products or food articles," approved June 5, 1913, as amended, to be numbered 1a, relating to the securing of a permit to destroy foodstuffs.

Referred to Committee on Introduction of Bills.

By Mr. Jones:

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows :

An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Assembly for the seventy-ninth and eightieth fiscal years.

Referred to Committee on Introduction of Bills.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read :

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows :

By Mr. Reindollar: An act to amend section 23 and to repeal sections 21 and 22 of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain a police department, to provide for the formation, government and operation of said police districts, the assessment, collection, custody and disbursement of taxes, for such purpose, and to create a board of police commissioners," approved April 26, 1927, relating to the power of boards of police commissioners to adopt ordinances.

By Mr. Mixer: An act making an appropriation to pay the claim of the American Railway Express Company against the State of California.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Broek, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Mecker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—65.

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Reindollar: Assembly Bill No. 1063—An act to amend section 23 and to repeal sections 21 and 22 of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain a police department, to provide for the formation, government and operation of said police districts, the assessment, collection, custody and disbursement of taxes for such purpose, and to create a board of police commissioners," approved April 26, 1927, relating to the power of boards of police commissioners to adopt ordinances.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Mixer: Assembly Bill No. 1064—An act making an appropriation to pay the claim of the American Railway Express Company against the State of California.

Bill read first time, and referred to Committee on Claims.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 166—An act to amend section 827 of the Civil Code, relating to the termination of month-to-month tenancies;

Also: Senate Bill No. 175—An act providing for the calling of elections for formation of consolidated school districts;

Also: Senate Bill No. 267—An act to amend section 2 of an act entitled "An act to provide for the protection of fur-bearing mammals, defining fur-bearing mammals, providing for a license for hunting or trapping such fur-bearing mammals and requiring reports to be filed with the Fish and Game Commission," approved May 18, 1917, as amended;

Also: Senate Bill No. 273—An act to add a new section to the Code of Civil Procedure, to be numbered 1770a, relating to the management of the estate of an incompetent ward, to expenditures that may be made therefrom, and the procedure to be followed in obtaining the order of the court for such expenditures;

Also: Senate Bill No. 465—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution;

Also: Senate Bill No. 731—An act to amend section 8 of an act entitled "An act to regulate the hunting of deer and to provide for the tagging of the carcass of any deer killed, and to provide for the transportation of lawfully killed deer from an open district into a closed district, and to provide revenue therefrom for fish and game preservation, propagation and protection, and providing a penalty for violation," approved May 26, 1927.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 166, 273 and 465 read first time, and referred to Committee on Judiciary.

Senate Bill No. 175 read first time, and referred to Committee on Education.

Senate Bills Nos. 267 and 731 read first time, and referred to Committee on Fish and Game.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes, produced by another in the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, strike out lines 8 to 21, inclusive, and insert in lieu thereof the following:

"(c) "Cash buyer" means every person (1) who has a regular business address in California and who has registered the same in the office of the director, and (2) who, if his permanent business address is located outside of California, has also registered such business address in the office of the director, and (3) who furnishes in writing to each grower with whom he does business his said regular California business address, and (4) who represents himself as a "cash buyer," and (5) who purchases any deciduous fruits in California from the grower or producer thereof for the purposes of resale, and (6) who agrees by his contract of purchase to pay the purchase price upon demand following delivery, and (7) who within forty-eight hours (Sundays and legal holidays excepted) after demand has been made by said grower upon him pays or remits to said grower the full purchase price of all or any delivered portion of said deciduous fruits either in lawful money of the United States or by bank check of said buyer certified by the bank upon which it is drawn, or by a cashier's check of a bank in California, payment of which can not be stopped

Demand can be made by any method, whether verbal or written, and the mailing of a registered letter making such demand, addressed to said buyer at his said California business address, shall be conclusive evidence that demand was made upon the mailing of said letter.

(d) "Consignment shipper" means every person (1) who represents himself as a "consignment shipper" and (2) who contracts with the grower of deciduous fruits for the marketing thereof for the sole account and risk of said grower and who pays to said grower the net proceeds derived from said sale, and (3) who does not, either in writing or verbally guarantee any price to said grower for his deciduous fruits, but a consignment shipper may, at his option, by a written contract with the grower recite that said shipper has an order for any deciduous fruits of the variety covered by the contract at a named price and that such order is supported by a cash deposit and, further, that said shipper desires said grower's products to fill such order."

AMENDMENT NUMBER TWO.

On page 2, line 1, of the printed bill, strike out lines 1 to 12, inclusive, and insert in lieu thereof the following.

"Sec. 2. This act shall have no application to any "cash buyer" except to such a person who fails to make payment as required by paragraph (c) of section 1; nor to any "consignment shipper" except in so far as any consignment transaction involves a written price guarantee or involves a verbal contract of the person soliciting deciduous fruits that he has an order for said deciduous fruits at a named price, supported by a cash deposit, and that he desires said grower's products to fill such order, nor shall this act apply to any person purchasing deciduous fruits for home consumption, or for the purpose of reselling the same in dried, canned, preserved or concentrated form where such drying, canning or concentrating is done in California.

Sec. 3. Whenever any person although claiming to be a cash buyer either (1) causes a grower to part with the control of all or any portion of his deciduous fruits by any means of proposed payment other than that specified in paragraph (c) of section 1, or (2) causes a grower to part with the control of all or any portion of his deciduous fruits by means of any contract under which the grower has waived the right to demand the purchase price as and when he parts with said control, then in either of said events said person is not a cash buyer but is a dealer within the meaning of this act. Whenever any person although claiming to be a consignment shipper either (1) causes the grower to part with control of a portion or all of his deciduous fruits under any agreement by which the price thereof is guaranteed to said grower either verbally or in writing, or (2) causes a grower to part with control of a portion or all of his deciduous fruits under any verbal (but not written) contract declaring that said person has an order for deciduous fruits of the variety owned by said grower at a named price, supported by a cash deposit and that said products will be used to fill said order, then in either of said events the said person is not a consignment shipper but a dealer within the meaning of this act; and in all cases where any person represents to the grower either verbally or in writing that he holds such a cash deposit, then such person shall upon the removal of said deciduous fruits from the grower's control be liable to said grower for the amount of said deposit less said person's legal charges; provided that in the event any litigation be instituted by the buyer to compel the return of said deposits then a consignment shipper may hold said deposit until the outcome of said litigation is determined."

AMENDMENT NUMBER THREE.

On page 2, line 13, of the printed bill, strike out the figure "2" and insert in lieu thereof the figure "4."

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill strike out lines 16 to 21, inclusive, and insert in lieu thereof the following:

"Sec. 5. Any person desiring to engage in the business of a dealer in the State of California must first file in the office of the director an application for a license duly executed under oath upon a form provided therefor by the director, which application shall set forth the following information:"

AMENDMENT NUMBER FIVE.

On page 2, line 35, of the printed bill, strike out the words "prior years" and insert in lieu thereof the following: "either one of the two immediately preceding calendar years"

AMENDMENT NUMBER SIX

On page 2, line 37, of the printed bill, strike out the words "and the amount due each of said growers" in line 37; also strike out all of line 38 of said page and insert in lieu thereof a semicolon.

AMENDMENT NUMBER SEVEN.

On page 2, line 46 of the printed bill, strike out all of lines 46 to 52, inclusive on page 2, also all of lines 1 to 4, inclusive, on page 3.

AMENDMENT NUMBER EIGHT.

On page 3, line 5, of the printed bill, strike out the figure "9" and insert in lieu thereof the figure "6".

AMENDMENT NUMBER NINE.

On page 3, line 8, of the printed bill, strike out the figure "10" and insert in lieu thereof the figure "7".

AMENDMENT NUMBER TEN

On page 3, line 12, of the printed bill, strike out the figure "11" and insert in lieu thereof the figure "8".

AMENDMENT NUMBER ELEVEN

On page 3, line 16, of the printed bill, strike out the figure "4" following the word "Sec." and insert in lieu thereof the figure "6".

AMENDMENT NUMBER TWELVE.

On page 3, line 18, of the printed bill, strike out the figure "5" and insert in lieu thereof the figure "7".

AMENDMENT NUMBER THIRTEEN.

On page 3, line 41, of the printed bill, strike out the figure "6" and insert in lieu thereof the figure "8".

AMENDMENT NUMBER FOURTEEN.

On page 4, line 24, of the printed bill, strike out the figure "7" and insert in lieu thereof the figure "9".

AMENDMENT NUMBER FIFTEEN.

On page 4, line 32, of the printed bill, strike out the figure "8" and insert in lieu thereof the figure "10"

AMENDMENT NUMBER SIXTEEN.

On page 4, line 46, of the printed bill, strike out the figure "9" and insert in lieu thereof the figure "11".

AMENDMENT NUMBER SEVENTEEN.

On page 5, line 16, of the printed bill, strike out the figure "10" and insert in lieu thereof the figure "12".

AMENDMENT NUMBER EIGHTEEN

On page 6, line 8, of the printed bill, strike out the figure "11" and insert in lieu thereof the figure "13".

AMENDMENT NUMBER NINETEEN.

On page 6, line 13, of the printed bill, strike out the figure "12" and insert in lieu thereof the figure "14"

AMENDMENT NUMBER TWENTY

On page 6, line 39, of the printed bill, strike out the figure "13" and insert in lieu thereof the figure "15".

AMENDMENT NUMBER TWENTY-ONE.

On page 7, line 5, of the printed bill, strike out lines 5 to 8, inclusive, and insert in lieu thereof the following:

"Sec 16. Any person who acts as a dealer as defined in this act without a license or having a license willfully violates any provision of this act; or any person who represents himself as a "cash buyer" but who is not a cash buyer as defined in this act; or any person who represents himself as a "consignment shipper" but who is not a consignment shipper as defined in this act; or any cash buyer as defined in this act who willfully refuses to make payment for deciduous fruits as and when required by this act, is guilty of a felony, and, upon conviction thereof,".

AMENDMENT NUMBER TWENTY-TWO.

On page 7, line 21, of the printed bill strike out the figure "15" and insert in lieu thereof the figure "17"

AMENDMENT NUMBER TWENTY-THREE.

On page 7, lines 28 to 29, inclusive, of the printed bill, strike out said lines 28 to 29, and insert in lieu thereof the following: "the said "produce dealers act," with the exception that any person who has given or may give the five thousand dollar bond required by said "produce dealers act" may have said bond so drawn that it will also apply to the first one thousand tons of deciduous fruits that he may during the same time handle as a dealer under this act, and in such a case the additional bond required of him under this act shall be computed upon the tonnage in excess of said one thousand tons.

Sec. 18. It is hereby declared to be one of the principal".

AMENDMENT NUMBER TWENTY-FOUR.

On page 7, line 35, of the printed bill, strike out the figure "17" and insert in lieu thereof the figure "19".

AMENDMENT NUMBER TWENTY-FIVE.

On page 7 line 41, of the printed bill, strike out the figure "18" and insert in lieu thereof the figure "20".

AMENDMENT NUMBER TWENTY-SIX.

On page 8, line 1, of the printed bill, strike out the figure "19" and insert in lieu thereof the figure "21".

AMENDMENT NUMBER TWENTY-SEVEN.

On page 8, line 9, of the printed bill, strike out the figure "20" and insert in lieu thereof the figure "22".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 631—An act authorizing the grant to Utility and Service, Inc., a corporation, of an easement for the installation and maintenance of a pipe line over and across land owned by the State of California in Napa County, California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, after the words "An act" strike out the balance of the title and insert in lieu thereof the following: "authorizing the grant to Utility and Service, Incorporated, a corporation, of an easement for the installation and maintenance of a pipe line over and across land owned by the State of California in Napa County, California."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, after the words "SECTION 1," strike out the balance of the bill and insert the following:

"The state director of finance is hereby authorized and empowered for and on behalf of and in the name of the State of California to grant and convey to Utility and Service, Incorporated, a corporation, an easement for the purpose of installing and maintaining a pipe line over and across those certain real properties of the State of California, known as the Napa State Hospital property and the Silverado Trail, in the county of Napa, State of California, and along such route and subject to such conditions, limitations restrictions and reservations as the director of finance shall impose and prescribe.

SEC. 2 Said easement is granted in consideration and in return for joint pipe privileges, and domestic water furnished by said Utility and Service, Incorporated, a corporation, its successors and assigns to the "Napa State Farm," "Veterans Home of California," and the "Napa State Hospital."

SEC. 3 The director of finance is hereby authorized and empowered for and on behalf of and in the name of the State of California to execute, acknowledge and deliver to said Utility and Service, Incorporated, a good and sufficient grant of said easement and to execute and deliver any and all other instruments and to do any and all other acts and things necessary to effectuate the purposes thereof."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 234—An act to amend section 357½ of the Penal Code, relating to altering or defacing marks or brands on domestic animals and turkeys

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 236—An act to provide for the adoption and registration of turkey marks or brands, regulating the sale of turkeys marked or branded and providing penalties for the violation of the provisions thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 522—An act providing for the use of kindergarten funds for building, furnishing and equipping buildings for the accommodation of kindergartens.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 533—An act to provide for the payment of actual and necessary traveling expenses of employees of school districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 547—An act to limit the registration, enrollment, and attendance of the California Polytechnic School to male students.

Bill read second time, ordered to engrossment, and third reading

Assembly Bill No. 548—An act relating to holding of school elections in union or joint union school districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 552—An act relating to the issuance of vacation permits to work to certain minors.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 555—An act relating to the issuance of permits to work outside of school hours to certain minors.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 604—An act relating to the publication of textbooks and teachers' manuals of the studies prescribed for elementary schools.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 607—An act relating to the use of public school-houses as civic centers.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 611—An act relating to the apportionment of moneys to elementary school districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 616—An act relating to the attendance of pupils attending school in a district other than the district in which they reside.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 647—An act relating to courses of study in elementary schools.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 653—An act relating to the compensation of election officers of school elections.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 157—An act relating to the granting of leaves of absence to teachers in the public schools of this State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In lines 1 and 2 of the title of the printed bill, strike out the following: "to teachers in the public schools of this State.", and insert in lieu thereof the following: "to employees of school districts."

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, strike out lines 8, 9, 10 and 11.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 551—An act providing for annual conventions of secondary school principals.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the word "four". and insert in lieu thereof the word "six."

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, after the numerals "5.634", insert a comma and the following: "hereof inclusive."

AMENDMENT NUMBER THREE.

On page 2, line 9, of the printed bill, after the word "traveling", insert the following: "and other necessary".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 549—An act relating to the election of clerks of school districts.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, strike out the word "boards", and insert in lieu thereof the word "board".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 570—An act to amend section 605 of the Political Code, relating to the fees payable to the Insurance Commissioner.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 573—An act to amend section 2655 of the Civil Code, defining "Marine" insurance.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 922—An act to amend an act entitled "An act to create a police relief, health and life insurance, and pension fund in the several counties, cities and counties, cities and towns of the State," approved March 4, 1899, as amended, by adding a new section to be entitled "section 17," and making said act inapplicable to cities of the fifth and sixth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 923—An act providing for the creation, maintenance and operation of police relief, life insurance and pension funds in the cities and towns of the fifth and sixth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 603—An act relating to granting of leaves of absence to members of faculties of State teachers colleges and special schools governed by the Department of Education.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 608—An act relating to the retirement of teachers in schools for the blind, schools for the deaf and in special classes maintained for the deaf, the hard of hearing and the blind.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out line 3, and insert in lieu thereof the following: "for the deaf, the hard of hearing, the blind, or the semi-sighted."

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, after the word "in", insert the words "state supported".

AMENDMENT NUMBER THREE.

On page 1, line 8, of the printed bill, after the word "and", insert the words "state supported".

AMENDMENT NUMBER FOUR

On page 1, line 16, of the printed bill, strike out the word "act", and insert in lieu thereof the word "part"

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1028—An act to amend section 4143 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, lines 7 to 9, inclusive, of the printed bill, strike out the words "and such fees as are allowed by law, including the fees which have been and are now allowed said clerk by the United States bureau of naturalization"; and insert in lieu thereof the words "in full compensation for all duties required by law or by virtue of the office."

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, strike out the word "eighty", and insert in lieu thereof the word "twenty"

AMENDMENT NUMBER THREE.

On page 2 line 3, of the printed bill, strike out lines 3 to 5 inclusive, and insert in lieu thereof the following "and in the same manner as county officers are paid. In the event a third judge of the superior court is provided in the county, the county clerk shall appoint an additional deputy at a salary of one thousand eight hundred dollars per annum. All commissions and fees of whatever character, received by the county clerk, shall be paid by him into the county treasury.

2 The sheriff, five thousand dollars per annum, in full compensation for all services required of him by law or by virtue of the office, *provided*, he shall appoint one undersheriff at a salary of two thousand four hundred dollars per annum, and six deputy sheriffs at a salary of one thousand eight

AMENDMENT NUMBER FOUR.

On page 2, line 15, of the printed bill, strike out lines 15 to 38, inclusive, and insert in lieu thereof the following: "one thousand three hundred twenty dollars per annum. Said undersheriff and each of said deputies and assistants shall be paid at the same time and in the same manner as county officers are paid. In the event a third judge of the superior court is provided in the county, the sheriff shall appoint an additional deputy at a salary of one thousand eight hundred dollars per annum. The sheriff shall be allowed ten cents per mile for the use of his automobile for each mile actually and necessarily traveled in the discharge of his duties, and shall receive his actual and necessary expenses incurred while traveling on all civil and criminal business. The sheriff shall collect all fees allowed by law and mileage in civil processes and proceedings and per diems paid by the state, or otherwise, and pay the same when so collected, into the county treasury.

3 The recorder, three thousand dollars per annum; *provided*, that the recorder shall appoint one chief deputy at a salary of two thousand dollars per annum, one deputy at a salary of one thousand five hundred dollars per annum, four deputies at a salary of one thousand three hundred twenty dollars each per annum, to be paid at the same time and in the same manner as county officers are paid. All commissions and fees of whatever character received by the recorder shall be deposited in the county treasury, and become the property of the county."

AMENDMENT NUMBER FIVE.

On page 2, line 45, of the printed bill, strike out lines 45 to 50, inclusive, and insert in lieu thereof the following: "accountant at a salary of two thousand dollars per annum, three deputies at a salary of one thousand three hundred twenty dollars each per annum. The auditor shall be".

AMENDMENT NUMBER SIX.

On page 3, line 4, of the printed bill, after the words "fiscal reports.", insert the following: "All fees and commissions of whatever character received by the auditor shall be deposited in the county treasury, and become the property of the county."

AMENDMENT NUMBER SEVEN.

On page 3, line 10, of the printed bill, after the words "are paid", insert the following: "All fees and commissions of whatever character received by the treasurer shall be deposited in the county treasury and become the property of the county."

AMENDMENT NUMBER EIGHT.

On page 3, line 14, of the printed bill, strike out lines 14 to 24, inclusive, and insert in lieu thereof the following: "per annum; one deputy at a salary of one thousand three hundred twenty dollars per annum; and one deputy for a period of nine months of each year at a salary of one hundred ten dollars per month, to be paid at the same time and in the same manner as county officers are paid. All fees and commissions of whatever character received by the tax collector shall be deposited in the county treasury and become the property of the county."

7 The assessor, five thousand dollars per annum; *provided*, that the assessor shall appoint one chief deputy at a salary of two thousand dollars per annum, one assistant deputy at a salary of one thousand eight hundred dollars per annum, and four office deputies at a salary of one thousand three hundred twenty dollars each per annum. The salaries of such deputies shall be paid".

AMENDMENT NUMBER NINE

On page 3, lines 43 to 45, inclusive, of the printed bill, strike out the following: "The assessor shall also receive six per cent of the personal property tax collected by him and the amount allowed by law for making out the military roll."

AMENDMENT NUMBER TEN.

On page 3, line 51, of the printed bill, after the word "year.", insert the following: "All fees and commissions of whatever character received by the assessor shall be deposited in the county treasury, and become the property of the county."

AMENDMENT NUMBER ELEVEN

On page 4, line 18, of the printed bill strike out lines 18-19, inclusive, and insert in lieu thereof the following: "are paid. The district attorney and assistant and deputy district attorney shall devote their entire time to the duties of the office, and are prohibited from engaging in private practice of law, with the exception of noncontested probate cases."

9. The coroner, one thousand five hundred dollars per".

AMENDMENT NUMBER TWELVE.

On page 4, line 36, of the printed bill, strike out the words "five hundred", and insert in lieu thereof the words "three hundred twenty".

AMENDMENT NUMBER THIRTEEN

On page 4, line 39, of the printed bill, after the words "are paid.", insert the following: "The superintendent of schools shall be an ex officio officer of the board of education."

AMENDMENT NUMBER FOURTEEN.

On page 4, line 41, of the printed bill, strike out the words: "for all work performed for the county."

AMENDMENT NUMBER FIFTEEN

On page 5, line 1, of the printed bill, strike out lines 1 to 4, inclusive, and insert in lieu thereof the following: "without extra compensation. The surveyor shall charge and collect the sum of ten dollars per day, together with the sum necessary to pay the compensation and expenses of his assistants, for making such surveys as the duties of his office require. The sum so collected by him shall be deposited in the county treasury and become the property of the county. He shall appoint a deputy at a salary of one thousand eight hundred dollars per annum, payable at the same time and in the same manner".

AMENDMENT NUMBER SIXTEEN

On page 5, line 13, of the printed bill, after the word "year", insert the following: "The surveyor and his assistants shall be allowed their actual and necessary traveling expenses incurred in the performance of their duties within the county."

AMENDMENT NUMBER SEVENTEEN.

On page 5, line 19, of the printed bill, after the words "per month;", insert the following: "provided that in townships having a population of fifteen thousand or more, the justice of the peace shall appoint one clerk at a salary of six hundred dollars per annum, payable at the same time and in the same manner as county officers are paid;"

AMENDMENT NUMBER EIGHTEEN

On page 6, line 22, of the printed bill, strike out the word "term", and insert in lieu thereof the words "board meeting"

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 859—An act to amend section 19f of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the probation officer and assistants in counties of the seventh class and the salaries thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 859 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 345—An act to amend section 4014 of the Political Code, relating to township officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 345 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—Cloudsley—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 556—An act to amend section 2322r27 of the Political Code, relating to the salary and expenses of the horticultural commissioner, his deputies, and employees in counties of the twenty-seventh class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 556 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan,

Morrison, Nielsen, Noyes, Parkman, Patteson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 614—An act relating to the establishment and maintenance of dormitories at State teachers colleges

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 614 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—67.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 615—An act providing for the establishment and maintenance of cafeterias in State teachers colleges.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 615 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, McDonough, McGinley, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 843—An act providing for the disposition of profits resulting from the operation of cafeterias and dormitories at State teachers colleges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 843 passed by the following vote.

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—68.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 145—An act to amend section 1274*b* of the Code of Civil Procedure, relating to unclaimed money of missing persons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 145 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—65

NOES—None

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 146—An act to amend section 4153 of the Political Code, relating to the duties of the district attorney.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 146 passed by the following vote:

AYES—Adams, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—Badham, Collier, Dillinger, and Hornblower—4.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Sewell gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 146 was this day passed.

Assembly Bill No. 737—An act to amend section 13 of the Juvenile Court Law, approved June 5, 1915 (Statutes 1915, page 1225), relating to transfers of cases from one county to another

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 737 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—67.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 354—An act to amend section 226 of the Civil Code, relating to proceedings on adoption.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 354 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Seofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Woolwine, Wright, Young, and Mr Speaker—70.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. West asked for and was granted unanimous consent to take up Senate Bill No. 510, at this time, without reference to file.

RESOLUTION.

The following resolution was offered:

By Mr. West.

Resolved. That Senate Bill No. 510 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. West moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 510.

SECOND READING OF SENATE BILL NUMBER FIVE HUNDRED TEN.

Senate Bill No. 510—An act to amend section 3627*a* of the Political Code, carrying into effect section 16 of article XIII of the constitution of the State of California, and repealing section 3627*b* of the Political Code, relating to the taxation of securities and solvent credits.

Bill read second time.

THIRD READING OF SENATE BILL NUMBER FIVE HUNDRED TEN.

Senate Bill No. 510—An act to amend section 3627*a* of the Political Code, carrying into effect section 16 of article XIII of the constitution

of the State of California, and repealing section 3627*b* of the Political Code, relating to the taxation of securities and solvent credits.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No 510 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor: Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—70.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

RECONSIDERATION WAIVED.

Mr. Sewell waived his notice to reconsider the vote whereby Assembly Bill No. 146 was passed.

Assembly Bill No. 146 ordered transmitted to the Senate.

RECESS.

At twelve o'clock and fifteen minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock and thirty minutes p.m. of this day.

REASSEMBLED.

At two o'clock and thirty minutes p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Gloss reading.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Nielsen:

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation to meet a deficiency in the appropriation for support of the Railroad Commission for the seventy-ninth and eightieth fiscal years.

Referred to Committee on Introduction of Bills.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON REVISION AND PRINTING

ASSEMBLY CHAMBER, SACRAMENTO, February 25, 1929.

MR. SPEAKER: Your Committee on Revision and Printing, to which was referred Senate Concurrent Resolution No. 5—Relative to reports of the department of encampment of the Grand Army of the Republic—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

HEISINGER, Chairman

Senate Concurrent Resolution No. 5 ordered on file for adoption.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 274—An act to amend section 1415 of the Code of Civil Procedure, relating to powers, duties and obligations of special administrators:

Also Assembly Bill No 50—An act to amend section 2969 of the Civil Code, relating to attachments of mortgaged personal property;

Also Assembly Bill No 60—An act to amend section 694 of the Code of Civil Procedure, relating to the conduct of sales of property on execution or under power contained in any trust deed hereafter executed, and designating the county wherein such sales must be held.

Has had the same under consideration and respectfully reports the same back without recommendation, as amended

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary to which was referred Assembly Bill No 149—An act to amend section 737u of the Political Code, relating to the salary of the judge of the superior court of San Benito County.

Also: Assembly Bill No. 207—An act to amend section 4300e of the Political Code, relating to fees of justices of the peace.

Also Assembly Bill No. 496—An act to amend section 583 of the Code of Civil Procedure, relating to the dismissal of actions;

Also: Assembly Bill No. 211—An act to amend section 1454 of the Code of Civil Procedure, relating to obtaining money and other personal property by heirs without administration.

Also: Assembly Bill No 430—An act to amend section 928 of the Penal Code, relative to the grand jury;

Also: Assembly Bill No 633—An act to amend section 925 of the Penal Code, relative to the grand jury;

Also Assembly Bill No 657—An act to amend section 737L of the Political Code, relating to salaries of judges in the superior court in and for the city and county of San Francisco;

Also Assembly Bill No 467—An act to amend section 793 of the Civil Code, relating to the termination of estates;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 902—An act to add a new section to an act entitled "An act to define collection agencies: to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof," approved May 14, 1927, to be numbered 15, relating to the transference of the powers and duties of the Secretary of State to the Department of Professional and Vocational Standards,

Also: Assembly Bill No 507—An act to license and regulate the business of private detectives and detective agencies, and to repeal an act entitled "An act to license and regulate the business of private detectives and detective agencies, and to repeal the act entitled 'An act to license and regulate the business of private detectives and detective agencies,' approved June 7, 1915," approved June 3, 1927; Has had the same under consideration, and respectfully reports the same back, and recommends that they be re-referred to Committee on Governmental Efficiency and Economy.

SEWELL, Chairman.

The above reported bills ordered re-referred to Committee on Governmental Efficiency and Economy.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 127—An act to add a new section to the Political Code, to be numbered 4041e, relating to county jails—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 23—An act to amend an act entitled "An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners, and repealing an act to amend an act entitled 'An act to establish a Board of Parole

Commissioners for the parole of, and government of paroled prisoners,' approved March 23, 1893," approved June 16, 1913, as amended, by adding a new section thereto to be numbered 1a, relating to the powers and duties of the State Board of Prison Directors.

Also Assembly Bill No. 46—An act to amend section 1168 of the Penal Code, relating to sentences under the indeterminate sentence law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

KLINE, Chairman.

The above reported bills ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 877—An act to amend section 4266 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-seventh class-- and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 94—An act granting in trust to the city and county of San Francisco the interest of the State in and to, and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor;

Also: Assembly Bill No. 142—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors;

Also. Assembly Bill No. 332—An act relating to the transfer by the county of San Benito of certain lands to the government of the United States;

Also. Assembly Bill No. 508—An act to amend section 1469 of the Code of Civil Procedure, relating to setting aside estates not exceeding \$2,500 in value,

Also: Assembly Bill No. 545—An act to amend section 2 of an act entitled "An act creating a reclamation district to be called and known as 'Reclamation District No. 1500'; providing for the management and control thereof and dissolving all levee districts, swamp land districts and reclamation districts, lying wholly within the boundaries of said Reclamation District No. 1500; providing for the liquidation and winding up of said dissolved districts, and excluding from any levee district, swamp land district and reclamation district any land lying within the boundaries of said Reclamation District No. 1500," approved April 30, 1913, as amended, relating to the election, appointment, powers, and duties of the trustees of said district, and to the office and principal place of business of the said district, and relating to the management and control thereof;

And reports that the same have been correctly engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 234—An act to amend section 357½ of the Penal Code, relating to altering or defacing marks or brands on domestic animals and turkeys;

Also: Assembly Bill No. 236—An act to provide for the adoption and registration of turkey marks or brands, regulating the sale of turkeys marked or branded and providing penalties for the violation of the provisions thereof;

Also: Assembly Bill No. 522—An act providing for the use of kindergarten funds for building, furnishing and equipping buildings for the accommodation of kindergartens;

Also: Assembly Bill No. 533—An act to provide for the payment of actual and necessary traveling expenses of employees of school districts;

Also: Assembly Bill No. 547—An act to limit the registration, enrollment, and attendance of the California Polytechnic School to male students;

Also: Assembly Bill No. 548—An act relating to holding of school elections in union or joint union school districts;

Also: Assembly Bill No. 552—An act relating to the issuance of vacation permits to work to certain minors;

Also: Assembly Bill No. 555—An act relating to the issuance of permits to work outside of school hours to certain minors;

Also: Assembly Bill No. 570—An act to amend section 605 of the Political Code, relating to the fees payable to the insurance commissioner;

Also: Assembly Bill No. 573—An act to amend section 2655 of the Civil Code, defining "marine" insurance;

Also: Assembly Bill No. 603—An act relating to granting leaves of absence to members of faculties of State teachers colleges and special schools governed by the department of education;

Also: Assembly Bill No. 604—An act relating to the publication of textbooks and teachers' manuals of the studies prescribed for the elementary schools;

Also: Assembly Bill No. 607—An act relating to the use of public schoolhouses as civic centers;

Also: Assembly Bill No. 611—An act relating to the apportionment of moneys to elementary school districts;

Also: Assembly Bill No. 616—An act relating to the attendance of pupils attending school in a district other than the district in which they reside;

Also: Assembly Bill No. 647—An act relating to courses of study in elementary schools;

Also: Assembly Bill No. 653—An act relating to the compensation of election officers of school elections;

Also: Assembly Bill No. 922—An act to amend an act entitled "An act to create a police relief, health and life insurance, and pension fund in the several counties, cities and counties, cities and towns of the State," approved March 4, 1899, as amended, by adding a new section to be entitled section 17, and making said act inapplicable to cities of the fifth and sixth class;

Also: Assembly Bill No. 923—An act providing for the creation, maintenance and operation of police relief, life insurance and pension funds in the cities and towns of the fifth and sixth class.

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO February 28, 1929

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Jones: An act making an appropriation to meet the deficiency in the appropriation for contingent expenses for the Assembly for the seventy-ninth and eightieth fiscal years.

By Mr. Jost: An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food products or food articles," approved June 5, 1913, as amended, to be numbered 10, relating to the securing of a permit to destroy foodstuffs.

By Mr. Miller: An act to amend sections 24 and 504 of the Public Utilities Act, relating to passenger stage corporations.

By Mr. Nielsen: An act making an appropriation to meet a deficiency in the appropriation for support of the Railroad Commission for the seventy-ninth and eightieth fiscal years.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

CALL OF THE HOUSE

Pending the announcement of the vote, Mr. Jones moved a call of the House.

Motion carried.

Time, two o'clock and forty-five minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Halper, Hayes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, Meeker, Miller, Eleanor Miller, James A. Mixer, Noyes, Quigley,

Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Wright, and Mr. Speaker—56

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.
THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 545—An act to amend section 2 of an act entitled "An act creating a reclamation district to be called and known as 'Reclamation District No. 1500,' providing for the management and control thereof and dissolving all levee districts, swamp land districts and reclamation districts, lying wholly within the boundaries of said Reclamation District No. 1500; providing for the liquidation and winding up of said dissolved districts, and excluding from any levee district, swamp land district and reclamation district any land lying within the boundaries of said Reclamation District No. 1500," approved April 30, 1913, as amended, relating to the election, appointment, powers, and duties of the trustees of said district, and to the office and principal place of business of the said district, and relating to the management and control thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 545 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Cloudman, Cloudsley, Collier, Craig, Crawford, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 94—An act granting in trust to the city and county of San Francisco the interest of the State in and to and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor.

Bill read third time.

The question being on the passage of the bill.

SPECIAL ORDER SET.

On motion of Mr. Hornblower, the consideration of Assembly Bill No. 94 was made a special order for Monday at two o'clock p.m.

Assembly Bill No. 142—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 142 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudsley, Coombs, Craig, Crittenden, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, and Mr. Speaker—52.

NOES—Anderson, Collier, Crawford, Deuel, Fisher, Heisinger, Ingels, Jespersen, Jewett, Meeker, Parkman, and Seawell—12

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 877—An act to amend section 4266 of the Political Code, relating to salaries, fees and expenses of officers in counties of the thirty-seventh class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 877 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 332—An act relating to the transfer by the county of San Benito of certain lands to the government of the United States.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 332 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Wright, and Mr. Speaker—62

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGES

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed the following:

Senate Bill No. 174—An act to amend section 647 of the Penal Code of the State of California, relating to vagrants.

Also. Senate Bill No 325—An act amending section 522 of the Civil Code of the State of California;

Also: Senate Bill No. 458—An act to amend section 369b of the Penal Code, relating to shipping cattle without unloading or feeding them.

Also: Senate Bill No 474—An act to amend section 647 of the Civil Code, relating to investments by building and loan associations;

Also: Senate Bill No. 476—An act to amend section 15b of the "Building and Loan Commission Act," approved April 5, 1911, as amended, relating to the furnishing of bonds by certain officers and employees of building and loan associations;

Also: Senate Bill No 575—An act to amend section 19 of the corporate securities act, approved May 18, 1917, as amended.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Senate Bill No. 174 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 325 read first time, and referred to Committee on Judiciary.

Senate Bill No. 458 read first time, and referred to Committee on Live Stock and Dairies.

Senate Bills Nos. 474 and 476 read first time, and referred to Committee on Building and Loan Associations.

Senate Bill No. 575 read first time, and referred to Committee on Corporations

Also:

SENATE CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Senate Bill No 537—An act to amend sections 6, 7, 10, 13, 14, 17, 18, 20, 22, 24 and 26 of an act entitled "An act to provide for the organization, incorporation, and government of municipal utility districts, authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and collect taxes to pay the principal and interest thereon," approved May 23, 1921, as amended, also to amend section 12 of said act as amended, said last named section referring to the powers of said districts, by amending subdivision fourth thereof relating to the acquisition and disposing of real and personal property, providing the right to mortgage same and ratifying sales and mortgages, by amending subdivision fifth thereof relating to works, property and facilities of said districts, by amending subdivision sixth thereof relating to the power of eminent domain and by amending subdivision eighth thereof relating to the indebtedness of such districts including any such indebtedness heretofore or hereafter incurred. And declaring the urgency of the amendments to said section 12.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 537 read first time, and referred to Committee on Municipal Corporations.

REPORTS OF STANDING COMMITTEES—(RESUMED)

The following reports of standing committees were received and read:

ON FISH AND GAME

ASSEMBLY CHAMBER, SACRAMENTO February 27, 1929.

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No 61—An act to amend section 636 of the Penal Code, relating to the protection of fish and game—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 6—An act to amend section 632 of the Penal Code, relating to the protection of fish—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 1012—An act to add a new section to the Penal Code, to be numbered 531a, relating to fraudulent conveyances—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLING, Chairman.

The above reported bill ordered on file for second reading.

COMMUNICATION.

The following communication from the Governor to Hon Percy G. West was read, and ordered printed in the Journal:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE,
SACRAMENTO, February 28, 1929

Honorable Percy G. West

DEAR MR WEST I was astounded to read yesterday, in the columns of an afternoon paper, what purports to include the recommendations of the Tax Commission. Neither I nor any one in my office had ever before seen or heard of these recommendations, and I did not even know they were in existence.

This morning I talked with the chairman of the commission, and was informed that these recommendations had been worked out within the past week; that type-written copies had been prepared for the various members of the commission for correction and criticism before printing or submission to myself; and that some extra copy must have been obtained by the paper in question in some unknown and unauthorized manner. I am also told that this copy was evidently one in which changes and corrections made by members of the commission do not appear. Finally, I am told that the only copy of these recommendations ever delivered to the printer was first delivered at five o'clock last evening, and not finally drafted until that time.

I am greatly displeased by this situation, partly because I have always endeavored to maintain absolute good faith as to various press correspondents, giving no story to one which is not given to all; partly because it is obviously due to members of the Legislature that any report should be placed in their hands before being given to the public; partly because I think it is due to myself that I should not first see in press columns that which has not as yet been submitted to me. The statement that the final report of the commission "is now in the hands of Governor G. C. Young" is absolutely without foundation.

I would reiterate that I had neither seen these recommendations, nor did I know that they were in existence. In fact, I had not expected to see them until they had been finally worked out agreed upon by the commission, and submitted to me in type. I simply want you and the other members of the Assembly to know the facts in this case; for any conception that either I or anyone in my office knew of this matter or had anything to do with this premature publication, would involve a suggestion of absolutely execrable bad faith.

Yours very sincerely,

G. C. YOUNG, Governor

SENATE MESSAGE

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, February 28, 1929

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Senate Bill No. 824—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Senate for the seventy-ninth and eightieth fiscal years.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary

REQUEST FOR UNANIMOUS CONSENT.

Mr Jones asked for and was granted unanimous consent to take up Senate Bill No 824 at this time, without reference to committee or file.

CASE OF URGENCY.

The following resolution was offered.

By Mr. Wright.

Resolved, That Senate Bill No. 824 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby

dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Wright, Young, and Mr. Speaker—62.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 824.

SECOND READING OF SENATE BILL NUMBER EIGHT HUNDRED TWENTY-FOUR.

Senate Bill No. 824—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Senate for the seventy-ninth and eightieth fiscal years

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jepsersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, and Mr. Speaker—64.

NOES—None.

THIRD READING OF SENATE BILL NUMBER EIGHT HUNDRED TWENTY-FOUR.

Senate Bill No. 824—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Senate for the seventy-ninth and eightieth fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 824 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsersen, Jewett, Jones, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At four o'clock and five minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Jones.

The roll of absentees was called, and the report of the Committee on Introduction of Bills passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Clowdsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor: Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Rendollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—69.

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated:

By Mr. Jost: Assembly Bill No. 1065—An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food products or food articles," approved June 5, 1913, as amended, to be numbered 1a, relating to the securing of a permit to destroy foodstuffs.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Miller: Assembly Bill No. 1066—An act to amend sections 2½ and 50¼ of the Public Utilities Act, relating to passenger stage corporations.

Bill read first time, and referred to Committee on Public Utilities.

By Mr. Nielsen: Assembly Bill No. 1067—An act making an appropriation to meet a deficiency in the appropriation for support of the Railroad Commission for the seventy-ninth and eightieth fiscal years.

Bill read first time, and referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 13—An act to amend section 3 of an act entitled "An act to provide for the protection of lands from overflow other than lands recognized as swamp lands," approved April 15, 1880, as amended, relating to the organization of levee districts and for the conduct of elections therein, and for the canvass of election returns of such elections and for the compensation of trustees of such districts:

Also: Assembly Bill No. 49—An act to amend section 873 of the Code of Civil Procedure, relating to the time of trial in justices' courts,

Also: Assembly Bill No. 458—An act to amend section 737dd of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Orange;

And reports that the same have been correctly engrossed.

SPALDING, Chairman

The above reported bills ordered on file for third reading.

ON SOLDIERS AND SAILORS AFFAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: Your Committee on Soldiers and Sailors Affairs, to which was referred Assembly Bill No. 1052—An act making an appropriation to supply books, magazines and papers for the library of the Veterans' Home of California, and to equip the barracks there constructed under the provisions of "An act making an appropriation for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922," approved April 14, 1927—has had the

same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

KEATON, Chairman
MCGINLEY.
NIELSEN.
LEYMEL.
QUIGLEY.
MILLER, JAMES A.
KLINE.
PATTERSON.

The above reported bill ordered on file for second reading.

ADJOURNMENT.

At four o'clock and fifteen minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Friday, March 1, 1929.

LOUIS F. ERB, Minute Clerk

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Friday, March 1, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronia, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—71.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Quigley, Mr. Flynn was granted leave of absence for the day.

On motion of Mr. Quigley, Mr. Williamson was granted leave of absence for the day.

On motion of Mr. Fry, Mr. Feigenbaum was granted leave of absence for the day.

On motion of Mr. Williams, Mr. Little was granted leave of absence for the day.

On motion of Mr. Crawford, Mr. McGuinness was granted leave of absence for the day.

On motion of Mr. DeYoe, Mr. Parkman was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Cronin, Mr. Frank A. Flynn, superintendent of the San Francisco municipal airport, San Francisco, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mr. Eric Lyders of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Seawell, Mrs. N. O'Brien, secretary of the Artichoke Growers League of Daly City, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Gilmore, Henry R. Hubbard of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Badham, Mr. John B. Ahlgren was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented and ordered printed in the Journal:

By Mr. Speaker:

HOLLYWOOD, CALIFORNIA, February 28, 1929

Speaker of House, Sacramento, California.

Relative to the impeachment of Judge Hardy.

WILLIAM O. CLINE.

Also:

February 28, 1929.

We, the undersigned school trustees of the Old River School District of Kern County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years before enacting a law which involves such great changes in the educational system as this bill proposes.

MARGARET McCUTCHEM.
F. H. COXSETT.
D. F. LEAN.

Also:

ARROYO GRANDE, CALIFORNIA, February 27, 1929.

Assembly Chamber.

SIR: We are not in favor of Senate Bills 105 and 107, but do endorse bills 545 and 546

Respectfully yours,

ARROYO GRANDE COMMERCIAL COMPANY.

By Mr. Noyes:

ESPARTO, CALIFORNIA, February 26, 1929.

*Hon. Fred Noyes, State Representative,
Sacramento, California, Capitol Building*

DEAR SIR: We, the students and faculty members of the Esparto Union High School, petition you to oppose the adoption of Assembly Bill No. 584 for the following reasons:

Bucks in our district start the running season between September 1 and September 15, while bucks in parts of Shasta County, for example, are about thirty days later than in our district. School people here would be badly handicapped as

school opens here about September 1 and any bucks killed after September 15 would not be fit for food.

Hoping you will regard this as constructive criticism of the bill, we are
Respectfully yours,

E. M. DAVIS,
And 60 others.

COMMUNICATION

The following communication was read, and ordered printed in the Journal:

By Chief Clerk.

ASSEMBLY CHAMBER, SACRAMENTO, March 1, 1929.

MR. SPEAKER: Pursuant to your instructions, the following named person has filed his credentials and is duly recognized as a representative of the newspaper set opposite his name:

Publishers Association of San Francisco—H. W. Norton.

ARTHUR A. OHNIMUS, Chief Clerk.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 619—An act to amend section 623 of the Political Code, relating to the filing of bonds by insurance companies, and reciting the conditions of such bonds;

Also: Assembly Bill No. 571—An act to amend sections 591, 596^a and 606 of the Political Code, and adding a new section to be numbered 606^a, all relating to the Insurance Commissioner, his office, salary, expenses, deputies, assistants, attorney and employees; submission of written instruments to attorney or Attorney General; assessment of insurance companies for salary and expenses in case of deficiency; creation of insurance fund and transfer and abolition of Insurance Commissioner's special fund;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

JEWETT, Chairman.

The above reported bills ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 484—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution, and attachment;

Also: Assembly Bill No. 743—An act amending section 6 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to municipal courts.

Also: Assembly Bill No. 1025—An act to amend section 737^v of the Political Code, relating to salaries of superior court judges in the county of Los Angeles;

Also: Assembly Bill No. 751—An act to amend section 791 of the Political Code, relating to the appointment of notary publics in counties of the second class;

Also: Assembly Bill No. 539—An act to amend section 1986 of the Code of Civil Procedure, relating to issuance of subpoenas and subpoenas to take depositions; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 334—An act to amend section 4268 of the Political Code, relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirty-ninth class

Bill read second time, ordered to engrossment, and third reading

Assembly Bill No. 673—An act to amend section 2322.5 of the Political Code, relating to salaries of county horticultural commissioner, inspectors and clerks in counties of the fifth class.

Bill read second time, ordered to engrossment, and third reading

Assembly Bill No. 675—An act to amend section 19.5 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the fifth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 273—An act to amend section 4282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 271—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of the officers in counties of the forty-sixth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 66—An act to amend section 4286 of the Political Code, relating to the compensation of county officers and their deputies, assistants and employees, and of jurors in counties of the fifty-seventh class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 505—An act to amend sections 5 and 9 of an act entitled "An act to allow unincorporated cities and towns to equip and maintain a fire department," approved March 4, 1881, as amended, relating to the support thereof.

Bill read second time, ordered to engrossment, and third reading

Assembly Bill No. 302—An act to amend section 4246 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the seventeenth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 171—An act to amend section 6 of an act entitled "An act to prevent the unauthorized use and disposition of, and traffic in human bodies, to prescribe the keeping of proper records, to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead, to provide penalties for the violation of this act and to repeal sections 3094 and 3095 of the Political Code and all other acts or portions of acts in conflict with this act," approved May 18, 1927, relating to human bodies not to be used for scientific purposes.

Bill read second time, ordered to engrossment, and third reading

Assembly Bill No. 197—An act to provide for the extermination of rats by mosquito abatement districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 227—An act to amend section 7 of an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects, and

to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 29, 1915, as amended, relating to mosquito abatement districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 878—An act to amend section 11 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, or the construction of sewers, septic tanks, and other sanitary disposal of sewage matter: the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919, as amended.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 690—An act to amend section 6 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919, relating to licenses for manufacture and sale of imitation milk.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 37, of the printed bill, strike out the word "section", and insert in lieu thereof the word "act".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 674—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 7 of the printed bill, strike out all of lines 23 to 29, inclusive.

AMENDMENT NUMBER TWO

On page 7, line 21, of the printed bill, strike out the numerals "1923", and insert in lieu thereof the numerals "1929."

AMENDMENT NUMBER THREE.

On page 7, line 18, of the printed bill, strike out the words "remaining portion of the calendar year 1929," and insert in lieu thereof the words "portion of the calendar year 1929 remaining after this act takes effect."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 31—An act granting certain tidelands and submerged lands of the State of California to the city of Laguna Beach upon certain trusts and conditions.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 285—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the acquisition by the Board of State Harbor Commissioners, of a necessary area for a tidal basin, for wharves, docks, piers, harbors and appurtenances, in the city and county of San Francisco; to create a sinking fund for the payment of said bonds; and defining the duties of State officers in relation thereto, making an appropriation of \$1,000 for the expense of printing said bonds; and providing for the submission of this act to a vote of the people," approved March 24, 1909

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 286—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the improvement of San Francisco harbor by the construction by the Board of State Harbor Commissioners of wharves, piers, State railroad, spurs, betterments and appurtenances, and necessary dredging and filling in connection therewith in the city and county of San Francisco; to create a sinking fund for the payment of said fund; to define the duties of State officers in relation thereto; to make an appropriation of \$5,000 for the expense of printing said bonds; and to provide for the submission of this act to a vote of the people," approved June 16, 1913.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1004—An act to add a new section to the Political Code to be numbered 2524b, relating to the property over which the Board of State Harbor Commissioners have possession and control and relating to the powers of said board.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 696—An act to amend section 2322f of the Political Code, relating to county horticultural commissioners

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, strike out all of line 16, and insert in lieu thereof the following: "to the orchards, farms, gardens or to the agricultural industry of the county, locality or".

AMENDMENT NUMBER TWO

On page 1 of the printed bill, strike out everything after the period in line 26 down to and including line 7, on page 2, of the printed bill, and insert in lieu thereof the following:

"*Provided, however,* it shall be unlawful for any person, firm or corporation knowingly to ship or transport in any manner any living plant disease, insect or other animal pest or noxious weed as such from one county or locality in the State of California to another county or locality within said state, except for the purpose of identification, unless such shipment is authorized under permit given in writing by the director of agriculture and pursuant to regulations of the director of agriculture hereby authorized in order to carry out and give effect to this provision."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 720—An act to amend section 2 of an act entitled “An act to provide for the establishment of weed-free areas, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners and defining their powers and duties in relation hereto, prohibiting persons from permitting the propagation within weed-free area of weeds of which said area has been declared to be practically free, providing penalties for violation hereof and repealing ‘An act to prevent the propagation of noxious weeds,’ approved June 3, 1921,” approved April 28, 1927.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 1, of the printed bill, strike out the word “comelorum”, and insert thereof the word “camelorum.”

AMENDMENT NUMBER TWO.

On page 2, line 1, of the printed bill, following the semicolon after the word “falcaria” insert the following: “wild Scotch broom, *Cytisus scoparius*,”.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 97—An act regulating the sale of grain in sacks, defining the term grain, providing that the sacks and the weight thereof be included as a part of the net weight of grain sold or purchased, providing for the payment of sacks as a part of the purchase price of grain sold or purchased, making it the duty of the Department of Agriculture of the State of California to enforce the provisions thereof and providing a penalty for a violation of the provisions thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 697—An act to amend section 2322e of the Political Code, relating to county horticultural commissioners.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 274—An act to amend section 1415 of the Code of Civil Procedure, relating to powers, duties and obligations of special administrators.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 3, of the printed bill, beginning in said line 3, strike out the following: “Where a special administrator shall have been appointed, and there is thereafter instituted a proceeding to contest a will prior to the probate thereof”, and insert in lieu thereof the following: “If, during the administration of any estate now pending or hereafter begun a special administrator has been appointed and, following such appointment, a proceeding to contest a will prior to the probate thereof, has been instituted”.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 50—An act to amend section 2969 of the Civil Code, relating to attachments of mortgaged personal property.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 line 5, of the printed bill, strike out the word "mortgagor", and insert the word "mortgagee".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 69—An act to amend section 694 of the Code of Civil Procedure, relating to the conduct of sales of property on execution or under power contained in any trust deed hereafter executed, and designating the county wherein such sales must be held.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 line 3, of the printed bill, after the word "sales" add the words "of property."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 149—An act to amend section 737*ii* of the Political Code, relating to the salary of the judge of the superior court of San Benito County.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 207—An act to amend section 1581 of the Code of Civil Procedure, relating to justices of the peace.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 496—An act to amend section 583 of the Code of Civil Procedure, relating to the dismissal of actions.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 211—An act to amend section 1454 of the Code of Civil Procedure, relating to obtaining money and other personal property by heirs without administration.

Bill read second time, and ordered on file for third reading.

Assembly Bill No 430—An act to amend section 928 of the Penal Code, relative to the grand jury.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 633—An act to amend section 925 of the Penal Code, relative to the grand jury.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 657—An act to amend section 737*u*, relating to salaries of judges of the superior court in and for the city and county of San Francisco.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 467—An act to amend section 793 of the Civil Code, relating to the termination of estates.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 127—An act to add a new section to the Political Code, to be numbered 4041e, relating to county jails.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 6, of the printed bill, strike out the word "the", and in lieu thereof insert the word "a".

AMENDMENT NUMBER TWO

On page 1, line 13, of the printed bill, after the word "county" in said line, insert the following: "where said property is to be occupied".

AMENDMENT NUMBER THREE

On page 1, line 17, of the printed bill, after the word "district" in said line, insert the following: "where said property is to be occupied".

AMENDMENT NUMBER FOUR

On page 1, line 20, of the printed bill, after the period in said line, insert the following: "Provided, further, that the consent of the board of supervisors of the county to which the jail is to be moved must be first obtained and filed with the board of supervisors of the moving county."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 23—An act to amend an act entitled "An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners, and repealing an act to amend an act entitled 'An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners,' approved March 23, 1893," approved June 16, 1913, as amended, by adding a new section thereto, to be numbered 1a, relating to the powers and duties of the State Board of Prison Directors.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, after the word "county", insert the following: "(or if the crime for which said person was committed, occurred within an incorporated city of the State of California, the chief of police of the city)".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 46—An act to amend section 1168 of the Penal Code, relating to sentences under the indeterminate sentence law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted

COMMITTEE AMENDMENT

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 14, of the printed bill, after the word "county", insert the words: "(or if the crime for which said person was committed occurred within an incorporated city of the State of California, the chief of police of the city)".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 6—An act to amend section 632 of the Penal Code, relating to the protection of fish.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3 of the printed bill, after the word "stream", strike out the period, and insert in lieu thereof a semicolon and then add the following: "*provided*, that this provision shall not apply to the possession of gaff or other such appliance carried as accessory to the landing of a fish already taken with hook and line in the manner commonly known as angling."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 1012—An act to add a new section to the Penal Code, to be numbered 531a, relating to fraudulent conveyances

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, after the word "a", strike out all of the printed matter down to and including the word "years" on line 12, and insert in lieu thereof "misdemeanor and is punishable by imprisonment for not more than one year or by fine of five thousand dollars or both."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1052—An act making an appropriation to supply books, magazines and papers for the library of the Veterans' Home of California, and to equip the barracks there constructed under the provisions of "An act making an appropriation for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922," approved April 14, 1927.

Bill read second time, ordered to engrossment, and third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 49—An act to amend section 873 of the Code of Civil Procedure, relating to the time of trial in justices' courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 49 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Oliva, Quigley, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, Williams, Wright, Young, and Mr. Speaker—56

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 458—An act to amend section 737*dd* of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Orange.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Craig moved that Assembly Bill No. 458 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 458 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 341—An act to amend section 2 of an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California, gifts or donations of lands for forest and watershed purposes," approved April 5, 1927, relating to gifts or donations of land to the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 341 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Wright, Young, and Mr. Speaker—59.

NOES—Bernard—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 236—An act to provide for the adoption and registration of turkey marks or brands, regulating the sale of turkeys marked or branded and providing penalties for the violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 236 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison,

Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Wright, Young, and Mr. Speaker—62.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 234—An act to amend section 357½ of the Penal Code, relating to altering or defacing marks or brands on domestic animals and turkeys.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 234 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Klue, Leymel, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 533—An act to provide for the payment of actual and necessary traveling expenses of employees of school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 533 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Klue, Leymel, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved

NOTICE OF RECONSIDERATION.

Mr. Heisinger gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 533 was this day passed.

SENATE MESSAGE.

Senators Inman, Tubbs and Crowley appeared before the bar of the Assembly with the following message:

We are directed to inform your honorable body that the Senate of the State of California on the twenty-eighth day of February, 1929, received from the Assembly of the State of California Articles of Impeachment of Carlos S. Hardy, judge of the superior court of Los Angeles County, and fixed March 18, 1929, at the hour of eleven o'clock a.m. of said day, and the Senate Chamber as the time and place for hearing the same.

Also, that the Senate on the twenty-eighth day of February, 1929, adopted rules governing said hearing.

Also, that the committee, at the request of the Lieutenant Governor, desires to inform the Assembly that the usual courtesies of the Senate Chamber will be extended to the members of the Assembly.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 547—An act to limit the registration, enrollment, and attendance of the California Polytechnic School to male students.
Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 547 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Wright, Young, and Mr. Speaker—61.

NOES—Collier—1.

Title read and approved.

NOTICE OF RECONSIDERATION.

Miss Miller gave notice that on the next legislative day she would move to reconsider the vote whereby Assembly Bill No. 547 was this day passed.

Assembly Bill No. 552—An act relating to the issuance of vacation permits to work to certain minors

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 552 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Wright, Young, and Mr. Speaker—60

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Byrne gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 552 was this day passed.

Assembly Bill No. 922—An act to amend an act entitled "An act to create a police relief, health and life insurance, and pension fund in the several counties, cities and counties, cities and towns of the State," approved March 4, 1899, as amended, by adding a new section to be entitled "section 17," and making said act inapplicable to cities of the fifth and sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 922 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, Meeker,

Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Wright, Young, and Mr. Speaker—58.

NOES—Heisinger—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 923—An act providing for the creation, maintenance and operation of police relief, life insurance and pension funds in the cities and towns of the fifth and sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 923 passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Wright, and Mr. Speaker—55.

NOES—Heisinger—1.

Title read and approved.

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Jones: Assembly Bill No. 1068—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses for the Assembly for the seventy-ninth and eightieth fiscal years.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jones asked for and was granted unanimous consent to take up Assembly Bill No. 1068, at this time, without reference to printer, committee or file, and that the same be considered engrossed.

CASE OF URGENCY.

RESOLUTION.

The following resolution was offered:

By Mr. Jones:

Resolved, That Assembly Bill No. 1068 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. Jones moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts,

Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—66.
 NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Assembly Bill No. 1068.

SECOND READING OF ASSEMBLY BILL NUMBER ONE THOUSAND SIXTY-EIGHT.

Assembly Bill No. 1068—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses for the Assembly for the seventy-ninth and eightieth fiscal years.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—68.
 NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER ONE THOUSAND SIXTY-EIGHT.

Assembly Bill No. 1068—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses for the Assembly for the seventy-ninth and eightieth fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1068 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Wright, Young, and Mr. Speaker—58.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER FIVE.

Senate Concurrent Resolution No. 5—Relative to reports of the department encampment of the Grand Army of the Republic.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 5 adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Brock, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Oliva, Patterson,

Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Wright, Young, and Mr. Speaker—60.

NOES—None

Title read and approved

Senate Concurrent Resolution No. 5 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 5

Relative to reports of the department encampment of the Grand Army of the Republic.

Resolved by the Senate, the Assembly concurring. That there shall be printed as a public document 500 copies of the sixty-second session of the department encampment of the Grand Army of the Republic for the year 1929, and of each succeeding department encampment, together with illustrations, copies of general orders of the department and of the official rolls, 250 copies for the use of the Senate and 250 copies for the use of the Assembly. Annual cost not to exceed \$600, payable from legislative printing appropriation.

INTRODUCTION AND REFERENCE OF BILLS.

The following resolutions were introduced, and referred as indicated :

By Mr. Baum: Assembly Concurrent Resolution No. 13—Relative to the designation and adoption of a variety of tree to be known as the official State tree and arboreal emblem of the State of California.

Introduced, and referred to Committee on Judiciary.

By Mr. Keaton: Assembly Joint Resolution No. 4—Relative to memorializing Congress to increase the deduction for earned net income, in the case of federal income tax.

Introduced, and referred to Committee on Federal Relations.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON BUILDING AND LOAN ASSOCIATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 1, 1929.

MR. SPEAKER: Your Committee on Building and Loan Associations, to which was referred Senate Bill No. 474—An act to amend section 647 of the Civil Code, relating to investments by building and loan associations;

Also Senate Bill No. 476—An act to amend section 15b of the Building and Loan Commission Act, approved April 5, 1911, as amended, relating to the furnishing of bonds by certain officers and employees of building and loan associations; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ROBERTS, Chairman

The above reported bills ordered on file for second reading.

ON PUBLIC UTILITIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 1, 1929.

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No. 347—An act to provide for the periodical inspection of air pressure tanks, with certain exceptions, operated in this State, requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such tanks; making it a misdemeanor to operate such air pressure tanks without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspections—has had the same under consideration, and respectfully reports the same back, and recommends that it be referred to Committee on Insurance.

MILLER, JAMES A., Chairman.

The above reported bill ordered re-referred to Committee on Insurance.

ON CONSTITUTIONAL AMENDMENTS

ASSEMBLY CHAMBER, SACRAMENTO, March 1, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the constitution of the State by amending section 1 of article IV of the constitution, relating to the initiative and referendum:

Also: Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California, adding to article XIII thereof a new section to be numbered 18, relative to taxation of marine insurers.

Has had the same under consideration, and respectfully reports the same back, and recommends that they be adopted.

ANDERSON, Chairman.

The above reported constitutional amendments ordered on file for adoption.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 17—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

FEIGENBAUM, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 433—An act to amend sections 2, 3 and 4 of an act entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the State Fire Marshal, providing ways and means for enforcement and providing penalties for violations," approved June 3, 1927, and to add a new section to be known as section 5, and transferring to the Department of Industrial Relations the duties, powers, purposes, responsibilities and jurisdictions heretofore vested in the State Fire Marshal under said act—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 739—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered title II_m, embracing sections 376 to 376_n, inclusive, relating to a Department of Professional and Vocational Standards—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

FEIGENBAUM, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 506—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 375 to 375_d, inclusive, relating to a Department of Investment Regulation—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 192—An act providing for a State Nautical School at the port of San Francisco, creating a board to govern and manage the same, determining the power, duty and authority of the board, providing for the appointment of the commissioners of the board and its officers and employees,

determining how the accounts of the school shall be kept and moneys received and expended, creating a fund for the support of the school, authorizing the Governor to secure a suitable vessel for the use of the school from the federal Government and repealing all acts or parts of acts in so far as inconsistent herewith—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

ON PRISONS AND REFORMATORIES.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929.

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 701—An act to amend section 1 of an act entitled "An act creating an Advisory Pardon Board; defining and prescribing the powers and duties thereof; and making an appropriation therefor," approved May 17, 1915, as amended, adding an additional member to the Advisory Pardon Board—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

HAWES, Chairman.

The above reported bill ordered on file for second reading

Also:

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 848—An act to establish a State prison; to provide for purchase of land therefor; and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

HAWES, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 1016—An act relating to certain funds of inmates of State prisons and reformatories and the expenditure thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

HAWES, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC UTILITIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 1, 1929.

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No. 515—An act to amend section 3664a of the Political Code, relating to taxes of public service and other corporations for the benefit of the State—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

MILLER, JAMES A., Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 1, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 678—An act to amend section 3627a and to repeal section 3627b of the Political Code, carrying into effect section 16 of article XIII of the constitution of the State of California, relating to the taxation of securities and solvent credits—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

ADJOURNMENT.

At eleven o'clock and fifty minutes a m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until eleven o'clock a m., Monday, March 4, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Monday, March 4, 1929.

At eleven o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Williamson, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Byrne, Mr. Little was granted leave of absence for the day.

On motion of Mr. Cronin, Mr. Feigenbaum and Mr. Fry were granted leaves of absence for the day.

MOTION TO SUSPEND RULE.

Mr. Williamson moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Keaton, Mr. Wm. Middough of Long Beach was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Quigley, Miss Emma Flover, secretary of city architect's office of San Francisco, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Quigley, Mrs. Rose Strohmaier, secretary of San Francisco Bureau of Building Inspection, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

PASADENA, CALIFORNIA, February 27, 1929.

California Legislature, Sacramento, California.

Relative to Assembly Bill No. 780, an act relating to the keeping of vicious dogs.
(Signed) WALTER A. SIMONDS.

Also:

SAN DIEGO, CALIFORNIA, February 19, 1929.

State Legislature, Sacramento

Relative to oil lands on Signal Hill at Long Beach, California.
(Signed) MRS. A. D. HAMILTON.

Also:

SACRAMENTO, CALIFORNIA, February 18, 1929.

*Mr. Edgar C. Levey, Speaker of the Assembly,
State Capitol, Sacramento, California.*

HONORABLE SIR A meeting of the City Teachers' Association of Sacramento was held January 1, 1929, at which the following resolution was adopted

WHEREAS, The principle of civil service for teachers in schools of certain size is established in this State, and has operated for the benefit of the schools; and

WHEREAS, The 1927 Legislature extended this principle to all teachers of the State in hopes that the idea might be given a fair trial; and

WHEREAS, A bill has been introduced in the present Legislature repealing the present law, therefore, be it

Resolved, That the teachers of the Sacramento schools request the Legislature to refrain from making any changes in the law at the present biennium, in order that the principle may have a fair trial; and be it further

Resolved, That copies of this be sent to Governor Young, the President of the Senate, the Speaker of the Assembly, and the representatives of Sacramento County in the Legislature.

Very sincerely yours,

ANTONIA HYATT,
Secretary, Sacramento City Teachers' Association.

Also:

February 25, 1929.

We, the undersigned school trustees of the Alameda School District of Fresno County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years before enacting a law which involves such great changes in the educational system as this bill proposes.

H. J. COSGRAVE,
H. O. HAND,
A. A. WAGNER, Clerk.

Also:

February 26, 1929

We, the undersigned school trustees of the Hetten Valley School District of Trinity County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years before enacting a law which involves such great changes in the educational system as this bill proposes.

ALICE E. DUNCAN,
MARTHA E. WILLBURN,
HATTIE CROSS.

Also:

March 1, 1929.

We the undersigned school trustees of the Lilac School District of San Diego County, do hereby petition the legislators of the State of California to submit

Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes.

JAKE HAUCK.
ILA D DOSS, Clerk.

Also:

SAN FRANCISCO, March 1, 1929.

Governor C. C. Young,

*Members of the Senate and Assembly
Legislature, Sacramento, California.*

GENTLEMEN: Be warned by the Cemetery Protective Organization of the danger lurking in certain measures concerning cemeteries and the extension of the privileges of eminent domain! Their audacity is almost incredible!

The consequences of the passage of these bills will be very far-reaching—impairing titles and lands throughout the State of California.

Be on your guard, when called upon to consider Assembly Bills Nos 670, 960, 961, 857, 987, and Senate Bill No. 751.

Assembly Bill No 670, Sec 1, 1254, line 15 and following needs to be scrutinized. No. 960, Sec 1, 1238, 2a (——). This provision is inserted, ostensibly for the purpose of making it possible for the Masonic Cemetery, of San Francisco, to be taken over by St Ignatius College.

However, its force is not expended there, but could be invoked by other like colleges throughout the State to get possession of coveted lands. There are many such, as you will find!

No. 961, page 2, line 48, beginning with the word "provided," sets forth a plan for legalizing a grossly illegal option. The provision has been inserted, evidently, for the purpose of paving the way for St. Ignatius College to exercise such an option on the above named Masonic Cemetery, incorporated under the statute of 1859. It contains at the present time about 11,000 bodies of the founders and builders of San Francisco and the State of California.

Three times at referendum elections, the citizens of San Francisco have defeated the proposition for the removal of those bodies "Land-grabbers" and recreant trustees are trying to walk rough-shod over property and contract rights.

No. 857, Sec 1, 1244a. Very bad, as may be seen on first reading! No. 987, Sec. 1, 1238, 2 (———), an extension of the right of eminent domain. Far-reaching, as hereinbefore stated. The institution referred to is no doubt St Ignatius College. There are many like colleges! Beware of such dangerous privileges being thus conferred!

Senate Bill No. 751, Sec 1, 1238, 2 (———), a companion bill of Assembly Bill No 987. Very dangerous!

Be it understood that the Cemetery Protective Organization is non-sectarian.

We trust that our appeal for the defeat of these measures may not be made in vain!

We look to you, our representatives, for protection against them. If passed, they would shake the very foundations of land titles and contract obligations!

Yours sincerely,

CEMETERY PROTECTIVE ORGANIZATION.
MADAME C. E. GROSJEAN, Secretary.

(Signed)

By Mr. Kline.

March 1, 1929

We, the undersigned school trustees of the Lakeview school district of Riverside County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes.

ROWLAND S. SHERMAN.
ROY OSBORN
HARRY HOGAN

By Mr. Anderson:

February 23, 1929

We the undersigned school trustees of the Middle Fork school district of Shasta County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the under-signed that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes.

W. L. THOMASSON.
MARION ROLISON.
JAMES RIGGINS.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1929

MR. SPEAKER. Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 39—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of water works and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved May 1, 1911, by amending sections 4, 5 and 6 of said act, relative to the mode of nomination and election of elective officers of such water districts;

Also: Assembly Bill No. 96—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of water works and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved May 1, 1911, as amended, by amending section 12 thereof, relating to the general powers of the district;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WOOLWINE, Chairman.

The above reported bills ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 31—An act granting certain tidelands and submerged lands of the State of California to the city of Laguna Beach upon certain trusts and conditions;

Also: Assembly Bill No. 61—An act to amend section 636 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 66—An act to amend section 4286 of the Political Code, relating to the compensation of county officers and their deputies, assistants and employees, and of jurors in counties of the fifty-seventh class;

Also: Assembly Bill No. 97—An act regulating the sale of grain in sacks, defining the term grain, providing that the sacks and the weight thereof be included as a part of the net weight of grain sold or purchased, providing for the payment for sacks as a part of the purchase price of grain sold or purchased, making it the duty of the Department of Agriculture of the State of California to enforce the provisions thereof and providing a penalty for a violation of the provisions thereof;

Also: Assembly Bill No. 149—An act to amend section 737*ii* of the Political Code, relating to the salary of the judge of the superior court of San Benito County;

Also: Assembly Bill No. 171—An act to amend section 6 of an act entitled "An act to prevent the unauthorized use and disposition of, and traffic in human bodies, to prescribe the keeping of proper records, to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead, to provide penalties for the violation of this act and to repeal sections 3094 and 3095 of the Political Code and all other acts or portions of acts in conflict with this act," approved May 18, 1927, relating to human bodies not to be used for scientific purposes;

Also: Assembly Bill No. 197—An act to provide for the extermination of rats by mosquito abatement districts;

Also: Assembly Bill No. 207—An act to amend section 4300*e* of the Political Code, relating to fees of justices of the peace;

Also: Assembly Bill No. 227—An act to amend section 7 of an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitos, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 20, 1915, as amended, relating to mosquito abatement districts;

Also: Assembly Bill No. 271—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-sixth class;

Also: Assembly Bill No. 273—An act to amend section 4282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class;

Also: Assembly Bill No. 285—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the acquisition by the Board of State Harbor Commissioners, of a necessary area for a tidal basin, for wharves, docks, piers, harbors and appurtenances, in the city and county of San Francisco; to create a sinking fund for the payment of said bonds; and defining the duties of State officers in relation thereto; making an appropriation of \$1,000 for the expense of printing said bonds; and providing for the submission of this act to a vote of the people," approved March 24, 1909;

Also: Assembly Bill No. 302—An act to amend section 4246 of the Political Code, relating to the salaries, fee and expenses of officers in counties of the seventeenth class.

Also: Assembly Bill No. 316—An act dedicating the northerly thirty feet of Channel street in the city and county of San Francisco, between the southwesterly line of Seventh street and the westerly line of Carolina street, exclusively as a right of way for vehicular and pedestrian traffic; and repealing all acts in conflict herewith;

Also: Assembly Bill No. 334—An act to amend section 4268 of the Political Code, relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirty-ninth class;

Also: Assembly Bill No. 430—An act to amend section 928 of the Penal Code, relative to the grand jury;

Also: Assembly Bill No. 467—An act to amend section 793 of the Civil Code, relating to the termination of estates;

Also: Assembly Bill No. 496—An act to amend section 583 of the Code of Civil Procedure, relating to the dismissal of actions;

Also: Assembly Bill No. 505—An act to amend sections 5 and 9 of an act entitled "An act to allow unincorporated cities and towns to equip and maintain a fire department," approved March 4, 1881, as amended, relating to the support thereof;

Also: Assembly Bill No. 540—An act to amend section 4263 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the thirty-fourth class;

Also: Assembly Bill No. 542—An act to amend section 4270 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the forty-first class;

Also: Assembly Bill No. 633—An act to amend section 925 of the Penal Code, relative to the grand jury;

Also: Assembly Bill No. 652—An act granting certain overflowed lands, marsh lands, tide lands, and submerged lands of the State of California to the Carmel Sanitary District;

Also: Assembly Bill No. 673—An act to amend section 2322^a5 of the Political Code, relating to salaries of county horticultural commissioner, inspectors and clerks in counties of the fifth class;

Also: Assembly Bill No. 675—An act to amend section 19^a5 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the fifth class;

Also: Assembly Bill No. 793—An act to amend section 4245 of the Political Code, relating to salaries and fees of county and township officers, and organization of townships in counties of the sixteenth class;

Also: Assembly Bill No. 871—An act to amend section 7 and to add a new section numbered 28^a of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the number and compensation of judges, clerks and other officers and attaches of municipal courts and providing for the maintenance of a night court in cities of the first and one-half class;

Also: Assembly Bill No. 878—An act to amend section 11 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, or the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity, and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919, as amended;

Also: Assembly Bill No. 879—An act to amend section 4256 of the Political Code, relating to the salaries and fees of county officers in counties of the twenty-seventh class;

Also: Assembly Bill No. 1004—An act to add a new section to the Political Code, to be numbered 2524^b, relating to the property over which the Board of State Harbor Commissioners have possession and control and relating to the powers of said board;

Also Assembly Bill No. 1052—An act making an appropriation to supply books, magazines and papers for the library of the Veterans' Home of California, and to equip the barracks there constructed under the provisions of "An act making an appropriation for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922," approved April 14, 1927;

Also: Assembly Bill No. 697—An act to amend section 2322e of the Political Code, relating to county horticultural commissioners;
And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California adding to article XIII thereof a new section to be numbered 18, relative to taxation of marine insurers—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported constitutional amendment ordered on file for adoption

ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1929.

MR. SPEAKER: Your Committee on Attaches respectfully begs leave to report that it has carefully considered the applicants for the various positions and desires to submit the following resolution:

Resolved, That the following named persons be and they are hereby appointed and employed for the position and the per diem set opposite their respective names.

The appointment of the following named persons to date from and including the twenty-fifth day of February:

Bertha K. Zimmerman, Stenographer-----	\$5 00
Ethel Gilmore, Stenographer-----	5 00

Said per diem to be paid out of the fund for the payment of officers and employees of the Assembly, and the Controller is hereby authorized and directed to draw warrants from said fund in favor of the above named persons for said per diem, and the said Treasurer is hereby authorized to pay the same.

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Fisher, Flynn, Gilmore, Harner, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Keaton, Klue, Leymel, Luttrell, McDonough, McGinley, McGuinness, Mecker, Miller, Eleanor: Mixter, Morgan, Morrison, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williamson, Woolwine, Wright, Young, and Mr. Speaker—58.

NOES—None.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed the following:

Senate Bill No. 499—An act to add new sections to the Penal Code to be numbered 447a, 448a, 449a, 450a and 451a, and to repeal sections 447, 448, 449, 450, 451, 452, 453, 454 and 455 of said code, all relating to the crime of arson:

Also: Senate Bill No. 317—An act to add a new section to the Penal Code, to be numbered 626u, relating to the protection of game:

Also: Senate Bill No. 539—An act repealing an act entitled "An act creating a reclamation district to be called and known as, 'Bay Farm Island Reclamation District,' providing for the management and control thereof and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island

Reclamation District, and providing for the liquidation in winding up of any such said dissolved district," approved June 3, 1921.

J. A. BIEBK, Secretary of State.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 499 read first time, and referred to Committee on Crime Problems

Senate Bill No. 317 read first time, and referred to Committee on Fish and Game.

Senate Bill No. 539 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Witter:

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to waive certain provisions of the Colorado River compact approved by California January 10, 1929 (Stats. 1929, chapter 1), and to make said compact effective on a six-state basis, and to direct that notice be given.

Referred to Committee on Introduction of Bills.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to limit the use by California of the waters of the Colorado River in compliance with the act of Congress known as the "Boulder Canyon Project Act," approved December 21, 1928, in the event the Colorado River compact is not approved by all of the states signatory thereto.

Referred to Committee on Introduction of Bills.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON INTRODUCTION OF BILLS

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Witter: An act to waive certain provisions of the Colorado River compact approved by California January 10, 1929 (Stats. 1929, chapter 1), and to make said compact effective on a six-state basis, and to direct that notice be given;

Also: An act to limit the use by California of the waters of the Colorado River in compliance with the act of Congress known as the "Boulder Canyon Project Act," approved December 21, 1928, in the event the Colorado River compact is not approved by all of the states signatory thereto.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hofman, Ingels, Jewett, Jones, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—65.

NOES—None.

REPORT OF JOINT COMMITTEE.

The report of the joint legislative committee of the Senate and the Assembly, pursuant to the terms of Senate Concurrent Resolution No.

25 of 1927, was received and ordered filed, the said report having already been printed as a separate document, and to appear in full in the final Journal, as corrected by the Minute Clerk.

(Report will be found at back of this Journal as an appendix.)

REPORT OF JOINT COMMITTEE.

The report of the joint legislative committee of the Senate and the Assembly, pursuant to the terms of Assembly Concurrent Resolution No. 30 of 1927, was received and ordered filed, the said report having already been printed as a separate document, and to appear in full in the final Journal, as corrected by the Minute Clerk.

(Report will be found at back of this Journal as an appendix.)

MOTION TO RECONSIDER.

Mr. Heisinger moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No 533 was passed be continued until the next legislative day.

Motion carried.

MOTION TO RECONSIDER.

Mr. Byrne moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 552 was passed be continued until the next legislative day.

Motion carried.

MOTION TO RECONSIDER.

Miss Miller moved that the consideration of her motion to reconsider the vote whereby Assembly Bill No 547 was passed be continued until the next legislative day.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 619—An act to amend section 623 of the Political Code, relating to the filing of bonds by insurance companies, and reciting the conditions of such bonds.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 30, of the printed bill, after the period in said line add the following "Nothing in this act shall be construed to apply to, refer to or affect county mutual fire insurance companies or reciprocal or interinsurance exchanges"

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 571—An act to amend sections 591, 596a and 606 of the Political Code, and adding a new section to be numbered 606a, all relating to the Insurance Commissioner, his office, salary, expenses, deputies, assistants, attorney and employees; submission of written instruments to attorney or Attorney General; assessment of insurance companies for salary and expenses in case of deficiency; creation of insurance fund and transfer and abolition of Insurance Commissioner's special fund.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, after the figures "591" strike out the comma and the figures "596a".

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, after the comma after the word "attorney" strike out the words "with the approval of the department of finance," and insert in lieu thereof the following: "at a salary not to exceed the sum of five thousand dollars per annum."

AMENDMENT NUMBER THREE.

On page 1, beginning with line 13 of the printed bill, strike out the entire section 2, to and including line 13 on page 2

AMENDMENT NUMBER FOUR.

On page 2, line 14, of the printed bill, after the word "SEC." strike out the figure "3" and insert in lieu thereof the figure "2".

AMENDMENT NUMBER FIVE.

On page 2, line 47, of the printed bill, after the word "SEC." strike out the figure "4", and insert the figure "3".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 484—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution, and attachment.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 4, line 11, of the printed bill, after the word "by" in said line insert the words: "the state or".

AMENDMENT NUMBER TWO.

On page 4, line 12, of the printed bill after the word "by" in said line insert the words: "the state or".

AMENDMENT NUMBER THREE.

On page 4, line 15, of the printed bill, after "poses" in said line strike out the period and insert the following: "or the payment of death benefits."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 743—An act amending section 6 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to municipal courts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, in line 12 thereof, strike out the word "nine", and insert in lieu thereof the word "twelve".

AMENDMENT NUMBER TWO

On page 1 of the printed bill, in line 20 thereof, strike out the word "nine", and insert in lieu thereof the word "twelve".

Amendments adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 1025—An act to amend section 737*v* of the Political Code, relating to salaries of superior court judges in the county of Los Angeles

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

In line 5 of the printed bill, strike out the word "nine", and insert in lieu thereof the word "twelve".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 751—An act to amend section 791 of the Political Code, relating to the appointment of notary publics in counties of the second class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

In line 7 of the printed bill, strike out the words "one hundred seventy", and insert in lieu thereof the words "two hundred".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 539—An act to amend section 1986 of the Code of Civil Procedure, relating to the issuance of subpoenas and subpoenas to take deposition.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, in line 3 thereof, after the brackets and before the figure 1, insert the following words: "A subpoena is issued as follows:".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 17—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 1 and 2 of the title, and insert in lieu thereof the following:

"An act to amend section 751 of the Political Code, relating to the supreme court and providing for appointment, employment and compensation of the chief deputy
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clerk and deputy clerks of the supreme court of the State of California and for the salaries and expenses incurred by said court under the provisions hereof, and repealing section 756 of said code."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 1 to 10, inclusive, and insert in lieu thereof the following:

"SECTION 1 Section 751 of the Political Code is hereby amended to read as follows:

751 There shall be appointed by the clerk of the supreme court six deputy clerks of the supreme court; and there shall likewise be appointed, in addition thereto, a chief deputy clerk of said supreme court who shall act as clerk of the supreme court, in the absence of said clerk. The chief deputy clerk and deputy clerks of the supreme court shall be civil executive officers. The supreme court shall have power and authority to fix and pay the compensation of such officers.

All salaries and expenses incurred under the provisions of this section by said court shall be paid from the funds appropriated for the use of said court, when approved by the order or orders of said court, and audited as required by law.

SEC 2. Section 756 of the Political Code is hereby repealed."

Amendments adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 433—An act to amend sections 2, 3 and 4 of an act entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the State Fire Marshal, providing ways and means for enforcement and providing penalties for violations," approved June 3, 1927, and to add a new section to be known as section 5.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 1 to 10, inclusive, and insert in lieu thereof the following:

"An act to amend the title and sections 1, 2, 3 and 4 of an act entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the state fire marshal, providing ways and means for enforcement and providing penalties for violations," approved June 3, 1927, and to add two new sections thereto to be known as section 5, relating to hazardous buildings and equipment, and section 6, creating a division of industrial fire safety in the department of industrial relations, and transferring to said division the administration and enforcement of said act."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 1 to 20, inclusive, and pages 2 to 5, inclusive, and in lieu thereof insert the following:

"SECTION 1. Title of an act entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the state fire marshal, providing ways and means for enforcement and providing penalties for violations," approved June 3, 1927, is hereby amended to read as follows:

An act to reduce the fire hazards of clothes cleaning establishments, providing for the enforcement thereof by the division of industrial fire safety in the department of industrial relations, providing ways and means for enforcement and providing penalties for violations.

SEC 2. Section 1 of said act is hereby amended to read as follows:

Section 1. Whenever used in this act the following terms are defined as herein specified and shall be deemed and construed to have the meaning ascribed to them in this section.

The term "person" means and includes any individual, company, association, copartnership, corporation, organization or manager, contractor, subcontractor or agent.

Clothes Cleaning Establishment. The term "clothes cleaning establishment" is defined as any building, room or premises in or upon which the business or process

of cleaning, dyeing, or renovating clothes, wearing apparel, feathers, or any fabric or textile, or hats, is conducted, maintained, or carried on, and where the process of such cleaning, dyeing, or renovating is accomplished by the use of any volatile and inflammable product or substance, and where any liquid volatile and inflammable product or substance in an amount exceeding one gallon in the aggregate of all such volatile and inflammable products is kept or stored, or where any viscous or other compound, powder or solid volatile and inflammable product or substance in the aggregate amount of more than eight pounds is kept or stored.

Cleaning. The term "cleaning" is defined as the process of cleaning or renovating clothing, wearing apparel, feathers, hats, fabrics or textiles by the use of any volatile and inflammable product or products as defined in this act.

Dry Cleaning. The term "dry cleaning" is defined as the same as "cleaning" as defined in this act.

Cleaner. The term "cleaner" is any person who engages in the business of "cleaning" as defined in this act, or who cleanses or renovates clothing, wearing apparel, feathers, hats, fabrics or textiles by a process of "cleaning" as defined in this act.

Dyeing. The term "dyeing" is defined as the process of coloring clothing, wearing apparel, feathers, hats, fabrics or textiles by means of aniline dyes, mordants, acid and steam.

Cleaning and Dyeing. The term "cleaning and dyeing" is defined as the business of conducting a "clothes cleaning establishment" as defined in this act.

Cleaners and Dyers. The term "cleaners and dyers" or "dyers and cleaners" is defined as a person conducting a "clothes cleaning establishment."

Spotting and Sponging Establishment. The term "spotting and sponging establishment" is defined as any building, room or premises in or upon which the business of spotting or sponging, or cleaning by local application, or pressing and finishing cleaned clothing, wearing apparel, feathers, hats, fabrics or textiles is conducted, maintained or carried on, and where any liquid volatile and inflammable product or substance in an amount not exceeding one gallon in the aggregate of all such liquid volatile and inflammable products is kept or stored, or where any viscous or other compound, powder or solid volatile and inflammable product or substance in an amount not exceeding eight pounds is kept or stored.

Wash Room. The term "wash room" is defined as any building or portion thereof, or portion of a premises, wherein the process of "cleaning" as defined in this act, is carried on or where any volatile and inflammable product is extracted or removed from clothing, wearing apparel, feathers, hats, fabrics or textiles, after having been cleaned or dyed in such volatile and inflammable product.

Drying Room. The term "drying room" is any building or portion thereof wherein clothing, wearing apparel, feathers, hats, fabrics or textiles are dried or the odor removed therefrom after having been cleaned or dyed by means of "cleaning" or "dyeing" as defined in this act.

Solvent Treatment Room. The term "solvent treatment room" is defined as any building or portion thereof, or any portion of a premises, wherein or upon which any volatile and inflammable product is exclusively clarified, filtered, distilled, redistilled, settled, washed or otherwise cleaned or renovated.

Dust Wheel or Tumbler. A "dust wheel or tumbler" is defined as any wheel or machinery suitable for the purpose of drying or deodorizing or removing dust or fumes from clothing, wearing apparel, feathers, hats, fabrics or textiles.

Hazardous Room. The term "hazardous room" is defined as any room located wholly or in part in any clothes cleaning establishment wherein any volatile and inflammable product as defined in this act, is kept or stored, or wherein any volatile and inflammable product is distilled, redistilled, filtered, clarified, settled, extracted, washed, or otherwise cleansed, or renovated; or wherein or upon which any "still, filter, clarifier, extractor, washer or tumbler" is installed or maintained, or wherein or upon which any "dust wheel" is installed or maintained and the same is used for drying or deodorizing purposes following the operation of "cleaning or dyeing" as defined in this act, or wherein any clothes, wearing apparel, feathers, hats, fabrics, or textiles are washed, cleaned, dyed, or renovated by means of any volatile and inflammable product or wherein any clothing, wearing apparel, feathers, hats, fabrics or textiles are dried or the odor removed therefrom after having been cleaned or dyed by a "cleaning" process as defined in this act.

Hazardous Building. A "hazardous building" is defined as any building or structure or portion of a premises containing one or more "hazardous rooms" as defined in this act.

Boiler Room. A "boiler room" is defined as any room in connection with any clothes cleaning establishment, or spotting and sponging establishment wherein is maintained, kept, or operated any appliances, machinery or apparatus for the generation of steam or the heating of water, where the American Society of Mechanical Engineers' or other standard rating of such appliances, machinery or apparatus indicates a capacity thereof in excess of three (3) horsepower or more in any one unit.

Volatile and Inflammable Product. The term "volatile and inflammable product" is defined as any liquid, viscous or other compound, powder or solid product or substance having the capacity to evaporate, and during such evaporation generate and emit a gas or vapor propagative of flame or fire, or explosive in nature, or any other product or substance propagative of flame, fire or explosion incident to evaporation.

Solvent. The term "solvent" is defined as the same as "volatile and inflammable product" as defined in this act.

Approved. The term "approved," where used hereinafter, shall mean authoritative sanction of the department of industrial relations prior to employment, installation, or use in or about a "clothes cleaning establishment," or a "spotting and sponging establishment."

SEC 3. Section 2 of said act is hereby amended to read as follows:

Sec. 2 Licenses. (a) It shall be unlawful for any person, firm, copartnership, corporation or organization to establish, conduct, maintain or operate a "clothes cleaning establishment", or to alter or reconstruct an established "clothes cleaning establishment" either as to buildings, machinery, or other equipment or apparatus, or to cleanse clothing, wearing apparel, feathers, hats, fabrics or textiles by means of a process herein defined as "cleaning", or to keep or store thereon or upon the premises wherein such "cleaning" process is operated any "volatile and inflammable product" as defined in this act, in any structure or in any manner other than that approved by the state fire marshal, or without first making application to and obtaining from the state fire marshal of the State of California a license so to do. Every such permit or license shall contain the name of the person, firm, copartnership, association, corporation or organization to whom the same is issued, and if such establishment is conducted or maintained under a fictitious firm name, every such license or permit shall contain in addition to such fictitious firm name the name or names of each of the owners of such establishment, and shall specify the location by street and number of the premises in or upon which such establishment is, or is to be, located, the maximum amount of volatile and inflammable product that is to be or may be stored in or upon such premises, and the exact location of the tank or tanks in which any such volatile and inflammable product may be stored.

Blueprints.

(b) Every application for a permit or license to establish, conduct, maintain or operate a "clothes cleaning establishment," and every application to alter or reconstruct an existing "clothes cleaning establishment" shall be accompanied by four blueprints not exceeding twenty-four by forty-two inches in size, on which shall be shown a plot plan, made to a scale of one-eighth of an inch to one foot, showing the boundary lines of the property devoted or to be devoted to the establishment, with its dimensions figured; all adjacent streets, alleys or easements, tiled, and with their widths figured; the relation to such street, alley or easement lines of all buildings or structures existing, or to be erected, with all dimensions figured; the materials of construction of all existing and proposed buildings, including that of existing buildings on adjacent property, with wall sections and openings indicated, and the figured location, size, and materials of construction of the boiler house, including the type and horsepower of the boiler; and, in addition to said plot plan, a three-eighths or one-half inch scale detail plan of all hazardous buildings and rooms, including their heights, with all major dimensions figured, showing the sections and materials of construction of walls, partitions, roofs and floors; the location and size of all door, window and skylight openings, and the location of the wall vents; the location of the riser ducts of the ventilating system; the run of all steam or other fixed fire extinguishing equipment, including the location of all outlets and control valves, and the arrangement of all operating apparatus and appliances, including the location of motors, and no permit shall be granted unless the arrangement, materials and construction shown on the said blueprints have been approved by the department of industrial relations. Blueprints shall be submitted by the owner or lessee of a plant, or by an agent of said owner or lessee authorized in writing to perform such service, and such written authorization shall accompany said blueprints at their submission. Unless construction is commenced within a period of sixty (60) days from and after the date of approval such approval automatically becomes null and void, unless competent reasons are presented in writing within such period in explanation as to the cause of delay. No change as to location, arrangement, or materials of construction, will be permitted in the execution of a design unless the same have been approved by the department of industrial relations.

Posting License

(c) Said permit or license shall be posted in a conspicuous place in each and every clothes cleaning establishment and shall be shown to any duly authorized representative of the department of industrial relations, or any duly authorized representative of any city or county fire department within the State of California whenever the same is requested.

(d) Failure to properly post and show such license or permit shall be deemed a violation of this act.

(e) It shall be unlawful for any person, firm, association, corporation, copartnership, or organization to establish, conduct, maintain or operate any "clothes cleaning establishment," under or by virtue of a permit issued to or in the name of any other

person, firm, copartnership, association, corporation, or organization, or to purport to conduct, maintain or operate such an establishment unless actually so doing.

Application for License.

(f) Application for such license shall be made to the department of industrial relations at its office within the State of California, and before the granting of such permit or license the department of industrial relations, or its duly authorized representative, shall make a thorough investigation into the fitness of such applicant to conduct a "clothes cleaning establishment." If such investigation reveals that the "clothes cleaning establishment," or the plans, specifications, premises, or character or ability of such applicant to conduct a "clothes cleaning establishment" are not in compliance with the provisions of law or in any manner jeopardizes the public welfare or in any manner in the opinion of the department of industrial relations, or its duly authorized representatives, makes such proposed establishment a menace to the public welfare and safety, the department of industrial relations in its discretion is empowered to deny such applicant a permit or license to establish or maintain a "clothes cleaning establishment."

Fee.

(g) Every such licensed person under the provisions of this act to carry on a "clothes cleaning establishment" or business shall pay to the department of industrial relations a license fee of forty dollars (\$40.00) per annum. Such applicant for such license or permit shall deposit at the time of making application for such license or permit the amount of such fee with the department of industrial relations, and thereafter on or before the first of January of each and every year shall make application for license and shall pay to the department of industrial relations such license fee of forty dollars. The failure of any established "clothes cleaning establishment" or its owners to pay such license fee to the department of industrial relations on or before the first day of January of each and every year of the operation of such "clothes cleaning establishment," shall be prima facie evidence of the violation of this act.

Moneys Collected.

(h) All moneys collected for such license by the department of industrial relations as provided herein shall be paid into the state treasury and credited to the clothes cleaning establishment fund for purposes of enforcing the provisions of this act; and the department of industrial relations is authorized and instructed to use such funds for such enforcement purposes.

SEC. 4. Section 3 of said act is hereby amended to read as follows:

Sec. 3. Revocation of License. The department of industrial relations shall have the power and authority to prescribe rules, regulations and specifications governing construction, equipment, maintenance and operation of "clothes cleaning establishments" deemed necessary to protect life and property against fire menace; *provided, however*, that such regulations in no manner restrict the operations of other statutes regulating such establishments; *and provided further, however*, that any order of the department of industrial relations revoking the license of any clothes cleaning establishment is subject to a review by the court and can be set aside only upon the grounds that the department of industrial relations has exceeded its powers or has been guilty of fraud in the use of such order. The department of industrial relations is further empowered and directed to abate fire nuisances in any "clothes cleaning establishment" pending a hearing upon such nuisance.

In the event that any person, firm, association, copartnership, corporation or organization to whom such license or permit, has been issued to establish, conduct, maintain or operate a "clothes cleaning establishment" or to store or to keep any volatile and inflammable product therein, shall violate or shall cause or permit to be violated any of the provisions of this act regulating such "clothes cleaning establishment," or shall conduct, maintain, or operate, or cause, or permit to be conducted, maintained or operated such "clothes cleaning establishment" in an unlawful or careless manner dangerous to person or property, within the discretion of the department of industrial relations or its duly authorized representatives, it shall be the duty of said department of industrial relations, and said department of industrial relations is hereby authorized and directed to revoke the permit or license issued to any such person, firm, association, copartnership, corporation or organization; *provided, however*, that no such permit or license shall be revoked until after a hearing as hereinafter provided has been had by said department of industrial relations in the matter of revocation of such permit or license. Notice of such hearing shall be given in writing and served upon the holder of such permit or license or some representative thereof if such permit or license is issued in the name of more than one person, or their manager or agent, which notice shall state the grounds of complaint against such holder or holders, or against such establishment, and shall also state the time and place when and where such hearing shall be held. Such notice shall be served upon the holder or holders of such permit or their representative by delivering the same to such holder, or either of them, or to his or their manager, representative, or agent, or to any person in charge of or employed in such establishment, or by leaving such notice at such establishment, or at the residence of such holder, or either or any of them with some person of suitable age and description. If such notice be not served personally upon the holder, or any or either of them, of such permit, a copy of such notice, in addition to such notice being served as otherwise hereinabove provided, shall be deposited in the United States post office, in a sealed

envelope, postage prepaid, addressed to the holder of such permit at the address of such establishment. Such notice shall be served as hereinabove provided at least five (5) days prior to the date of such hearing.

Sec. 5. Section 4 of said act is hereby amended to read as follows:

Sec. 4. Penalty. Any person, firm, association, corporation, copartnership or organization violating any of the provisions of this act, or who shall violate or fail to comply with any order or regulation made hereunder, or who shall construct, in violation of any detailed statement or specifications or plans submitted and approved hereunder by the department of industrial relations, any establishment or portion thereof herein provided for, or who shall violate the terms of any license, or permit, issued hereunder, shall severally and for each portion or noncompliance respectively be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than two hundred dollars (\$200) or imprisonment in the county jail for a period of not less than thirty (30) days, or by both such fine and imprisonment. If any sentence, clause, or portion of this act should be declared unconstitutional such decision shall not invalidate any remaining portions of this act.

Each person shall be deemed guilty of a separate offense for each and every day during any portion of which any violation of any provision of this act is committed, continued or permitted by such person and shall be punishable therefor, as provided by this act.

Sec. 6. There is hereby added a new section to said act to be known as section 5 and to read as follows:

Sec. 5. Hazardous Building. (a) It shall be unlawful for any person to establish, conduct, maintain or operate a clothes cleaning establishment unless all the processes of cleaning, dyeing, renovating, drying and deodorizing, and those of solvent storage and treatment, are conducted or carried on in a hazardous building located, constructed, equipped and maintained as hereinafter provided.

(b) Location. A hazardous building shall be located not less than twelve (12) feet from any boundary line of the lot or premises upon which the same is constructed; provided, however, where a boundary line is formed by the line of a street, alley, or irrevocable easement, less than twelve (12) feet in width, it may be located nearer than twelve (12) feet from said boundary, street, alley, or irrevocable easement line, but not nearer than twelve (12) feet from the opposite or remote line of such street, alley, or irrevocable easement, and further provided, however, where a boundary line is formed by the line of a street, alley, or irrevocable easement, twelve (12) feet or more in width, it may be located on such boundary line forming the line of such street, alley, or irrevocable easement, but in no case shall it be located less than twelve (12) feet from any other building or structure.

(c) The twelve (12) foot provisions set forth in the preceding paragraph shall not apply to hazardous buildings of existing plants where such plants conform in every other particular, or are made to conform in every other particular, with the requirements of this act.

(d) Heights. A hazardous building shall not exceed one (1) story in height, unless such hazardous building existed and was in operative use prior to and continuously since August 2, 1927, in which case such hazardous building shall be made to conform with the requirements of this act in so far as it is physically possible. No room in a hazardous building shall be less than ten (10) feet in height from the floor level to the underside of the lowest point of the roof slab, unless such hazardous building existed and was in operative use prior to and continuously since August 2, 1927, or has been constructed since such date in accordance with an approved design thereof, where such approval was made prior to December 1, 1928.

(e) Rooms. A hazardous building may contain any combination of the following hazardous rooms. A wash room, or rooms, in which may be placed and operated cleaning, washing, extracting, clarifying, purifying or filtering apparatus, except distilling apparatus. A solvent treatment room, or rooms, in which may be placed and operated distilling, clarifying, purifying or filtering apparatus. A drying and deodorizing room, or rooms, in which may be placed and operated tumblers, dust wheels or metallic drying cabinets. A drying room, or rooms, in which may be placed steam pipes for drying purposes. A spotting and sponging room, or rooms, in which the processes, solely, of spotting and sponging, or cleaning by local application, other than by scrubbing and brushing where a volatile and inflammable solvent is used in excess of one (1) gallon is employed in such operation, may be performed. A store room, or rooms, in which may be kept and stored any type of volatile and inflammable solvent. A motor room, or rooms, in which motors may be installed and operated. None of the processes of wet-washing will be permitted in a hazardous building.

(f) Building Codes. A hazardous building shall be constructed in accordance with the best practice, and an observance of the requirements of the Uniform Building Code prepared by the Pacific Coast Building Officials Conference, 1927 edition, together with the latest amendments thereto, as to structural design, materials and workmanship; or the specific requirements of this act as to design, structural or other detail, or employment of materials where the same varies therefrom and are more rigid in their requirements; or where any state law or regulation, or the building code or other ordinance of a municipality, or other political

division in which the construction is located, are more rigid in their requirements than the requirements of this act, or those of the uniform building code herein referred to, shall be considered prima facie evidence of compliance with the best practice.

(g) Foundations. Foundations of a hazardous building shall in no case have a batter of less than sixty (60) degrees from a horizontal plane, unless constructed of concrete having adequate metallic reinforcement.

(h) Walls, Partitions. Exterior and bearing walls of a hazardous building shall be of brick not less than twelve (12) inches thick, or of reinforced concrete not less than eight (8) inches thick. Piers or columns shall be provided at concentrated loads or other points of structural necessity. Exterior and bearing walls of a hazardous building existing and in operative use prior to and continuously since August 2, 1927, of burned clay or concrete brick, concrete, or burned clay or concrete hollow tile, not less than eight (8) inches thick, or of reinforced concrete not less than six (6) inches thick, may remain and be utilized in their established locations; *provided*, such locations be approved, and such walls are in approved condition. Additions or extensions to existing approved exterior and bearing walls shall be thoroughly bonded thereto, and shall conform in material and sections to those first set forth in this paragraph.

(i) Other than bearing walls, all interior division walls separating hazardous rooms shall be of brick, not less than eight (8) inches thick, or of reinforced concrete not less than six (6) inches thick. Interior division walls of a hazardous building existing and in operative use prior to and continuously since August 2, 1927, of burned clay or concrete brick, concrete, or burned clay or concrete hollow tile, not less than six (6) inches thick, may remain and be utilized in their established locations, *provided*, such locations be approved, and such walls are in approved condition. Additions or extensions to existing approved interior division walls shall be thoroughly bonded thereto, and shall conform in material and sections to those first set forth in this paragraph.

(j) Partitions, and all other similar interior construction in a hazardous building shall be of incombustible materials throughout, installed in an approved manner.

(k) Interior division walls separating hazardous rooms, and all partitions, shall extend from the floor level to the underside of the roof construction.

(l) There shall be no communicating openings in the interior division walls or partitions separating hazardous room or areas, and other than door, window and vent openings having approved fire protection, no openings in the exterior walls of a hazardous building, except that in exterior walls and interior walls and partitions, openings will be permitted for the passage of vent ducts, piping and shafting. Clearances at openings for such members shall not exceed one-quarter ($\frac{1}{4}$) of an inch.

(m) Roofs. Roofs shall be of a flat type, of reinforced concrete designed for a live load of thirty (30) pounds per square foot of horizontal projection. Steel girders or beams, and the reinforcing steel in concrete girders, beams, and slabs shall be protected with concrete. There shall be no concealed roof space, and the bottom of the roof slabs shall form the ceilings of all rooms.

(n) Roofing. Roofing may be of asphalt saturated rag felt and asphalt, with the exposed surface protected with a roofing gravel, or of asphalt saturated asbestos and asphalt, and shall be applied in a workmanlike manner.

(o) Floors. Floors shall be of concrete, not less than four (4) inches thick including a cement top finish, which latter shall be troweled. All floors shall be level throughout, laid directly on the earth at an elevation at or above the adjacent ground level, without a basement or other open space thereunder, and there shall be no gutters, sumps, pits, or other depressions therein. No sewer drainage connections are permitted.

(p) Doors. All door openings in hazardous buildings shall lead directly to an area open to the sky, which area shall afford a continuous, unobstructed means of safe egress, and no door opening shall be less than three (3) feet in width. Wash rooms shall have not less than two (2) doors, which shall be located as remote from each other as is practically possible. Fire doors protecting exterior openings in hazardous buildings may be either sliding, hinged or rolling, and shall be constructed and hung in accordance with the best practice. Observance of the regulations of the National Board of Fire Underwriters, edition 1927, and the supplementary regulations of the Board of Fire Underwriters of the Pacific, edition 1928, together with the latest amendments thereto, shall be considered prima facie evidence of compliance with the best practice. A minimum of three (3) fusible links shall be provided for standard sized sliding doors. Hinged, rolling, and over-sized doors, shall have additional links. Fire doors shall be arranged so as to be readily opened from without as from within, and all door locking devices shall be installed for exterior operation. Raised sills in door openings are not permitted.

(q) Windows. All window openings in hazardous buildings shall be fitted with approved solid steel sash. Ventilators therein shall be pivoted to insure automatic closing, and shall be controlled by fusible links. Glass shall be one-quarter ($\frac{1}{4}$) inch wire glass, back puttied, and held in place with metallic glazing strips.

(r) Skylights. Approved, hinged skylights shall be provided in the roof of each hazardous room aggregating one-eighth ($\frac{1}{8}$) the floor area thereof, constructed with

galvanized iron frames and sash of not less than No. 24, U. S. standard gauge, so arranged that they will open under pressure in case of an explosion and close automatically thereafter.

(s) **Ventilation.** A hazardous building shall be provided with a power-driven fan exhaust system of ventilation, designed, installed and operated to produce a complete change of air in each room of such building every three (3) minutes, which shall be kept in continuous operation while any portion of a "clothes cleaning establishment" housed in a hazardous building is being operated. The riser, branch and main ducts shall be constructed of galvanized iron of not less than No. 24 U. S. standard gauge, throughout, except that the lower three (3) feet of each vertical riser duct shall be fabricated and installed in accordance with the approved standard detail on file in the office of the division of industrial fire safety of the department of industrial relations. The discharge outlet shall be located at a height not less than one (1) foot above the highest portion of the building.

(t) **Approved wall vents, designed, detailed, and constructed in accordance with the specification on file in the office of the division of industrial fire safety of the department of industrial relations,** shall be provided in the exterior walls of a hazardous building in number totaling one (1) vent for each six (6) lineal feet of the total external dimensions of such building, less one (1) vent for each door opening therein, and shall be so located as to provide an ingress of air at the corners of each hazardous room, and at equal spaced distances there between. There shall, however, be not less than two (2) such vents in each hazardous room.

(u) **Lighting, Power.** No artificial light of any kind, other than by electricity, or any open light, flame or fire, shall be installed or used in a "clothes cleaning establishment," or a "spotting and sponging establishment." All conduit and fittings, and all fixtures, shall be vapor proof, and shall be installed in accordance with the best practice. No switches or other electrical appliances, or motors except those of an approved, vapor proof type will be permitted in a hazardous room. All machines, appliances, and shafting in a hazardous building shall be grounded with No. 10 gauge wire, run in rigid metallic conduit, with approved connections. An observance of National Electric Code, together with the latest amendments thereto, shall be considered prima facie evidence of compliance with the best practice.

(v) **Heating.** No heating device, other than hot water or steam, shall be installed or used in a hazardous building.

(w) **Boiler House.** The boiler house of a "clothes cleaning establishment" shall be constructed of burned clay brick or tile, or reinforced concrete, with a reinforced concrete roof, and shall be so located that the door opening thereof shall be not less than twenty (20) feet from the nearest door, wall vent, or ventilated window opening in a hazardous building or room. Unless operatively impossible, door openings in boiler rooms shall not be placed in walls facing hazardous buildings. Fire doors and sash shall be similar to those specified in paragraphs (p) and (q) of this section.

(x) **Storage and Use of Solvents.** No person shall store, keep, or use, in or upon any premises conducted, maintained, or operated as a "clothes cleaning establishment," any volatile and inflammable product, as defined in this act, unless all tanks or other containers, both above and below ground; all continuous flow or other systems for the circulation and use of solvent, and all pumps, piping, fittings, sight glasses, valves, traps, emergency dump and other devices used in connection with such storage, circulation and use, are approved by the department of industrial relations.

(y) **Fire Protection.** Except as hereinafter provided, every "clothes cleaning establishment" shall be equipped with a steam boiler having a capacity, in addition to that required for other uses in such establishment, of not less than one (1) horsepower, American Society of Mechanical Engineers or other standard rating, for each two hundred (200) cubic feet, or fraction thereof, of the cubic contents of the largest hazardous room forming a part of such establishment. A steam pressure of not less than fifty (50) pounds per square inch shall be maintained in said boiler during such time as operations are carried on in any hazardous room of such establishment. A one and one-half (1½) inch steam line shall be installed from said boiler to the hazardous building of such establishment, and in each hazardous room shall be installed one and one-quarter (1¼) inch dry steam lines having not less than one (1) approved open nozzle to each five hundred (500) cubic feet, or fraction thereof of the cubic contents of such rooms. Release of steam shall be controlled by approved lever-type quick acting valves, at an approved location outside of the hazardous building. In lieu of steam fire protection, hazardous rooms may be equipped with an approved CO₂ fire extinguishing system, or any other system meeting with the approval of the department of industrial relations. Approved chemical fire extinguishers shall be installed in "clothes cleaning establishments," and "spotting and sponging establishment," at locations designated, and such fire extinguishers shall be discharged and recharged at least once each twelve (12) months and the date thereof recorded on a card attached thereto. An approved asbestos blanket five feet ten inches (5' 10") in width by seven feet (7') in length, hung and protected in an approved manner, and an approved seven foot (7') boat hook, without pike point, shall be installed at the exterior of a hazardous building in approved locations. Approved metallic "No Smoking" signs shall be installed in a hazardous building, and in areas used for spotting and sponging, either in

"clothes cleaning establishment" or "spotting and sponging establishments," at locations designated.

(z) Machinery; Appliances. The operation, structural integrity, condition, and placement of all machines, apparatus, appliances, or other devices, for use in a "dry cleaning establishment," or a "spotting and sponging establishment," with, or in any way in connection with, a volatile and inflammable product, as defined in this act, shall be approved by the department of industrial relations. All present installations not meeting with the approval of the said department of industrial relations as to type, construction, condition or placement, shall be immediately removed, remodeled, reconditioned or relocated.

SEC 7 There is hereby added a new section to said act to be known as section 6 and to read as follows.

Sec. 6. There is hereby created in the department of industrial relations, a division of industrial fire safety. The state fire marshal shall be chief of the division of industrial fire safety, and all powers and duties given by this act to the department of industrial relations shall be administered by the state fire marshal through said division of industrial fire safety.

Amendments adopted. *

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 739—An act to add a new chapter 3 of title I of part III of the Political Code, to be numbered title II^m, embracing sections 376 to 376ⁿ, inclusive, relating to a Department of Professional and Vocational Standards.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE

On page 2, line 5, of the printed bill, strike out the words "bureau of registration of"

AMENDMENT NUMBER TWO.

On page 2, line 6, of the printed bill, strike out the words "nurses of board of health".

AMENDMENT NUMBER THREE.

On page 2, line 7, of the printed bill, after the word "examiners" add the following: "and, unless otherwise provided, such other boards, the duties, powers, purposes, responsibilities, and jurisdictions of which may be transferred to the department of professional and vocational standards".

AMENDMENT NUMBER FOUR.

On page 2, line 31, of the printed bill, strike out the quotation marks before the word "detective" and strike out the words "detective license department of board of".

AMENDMENT NUMBER FIVE.

On page 2, line 32, of the printed bill, strike out the words "prison directors" and the comma and quotation marks following the word "directors".

AMENDMENT NUMBER SIX.

On page 2, line 33, of the printed bill, strike out the quotation marks before the word "registration" and strike out the words "registration of nurses".

AMENDMENT NUMBER SEVEN

On page 2, line 34, of the printed bill, strike out the words "of board of health" and the comma and quotation marks following the word "health", and strike out the quotation marks before the word "board", and strike out the words "board of pilot commissioners", and strike out the quotation marks after the word "commissioners".

AMENDMENT NUMBER EIGHT.

On page 3, line 11, of the printed bill, after the word "mentioned" insert the following: "or the offices of the members of such boards".

AMENDMENT NUMBER NINE

On page 4, line 35 of the printed bill, strike out the words "of the professional or voca-".

AMENDMENT NUMBER TEN.

On page 4, line 36, of the printed bill, strike out the words "tional standards" and after the word "board", insert the words "regulating, licensing, or controlling any professional or vocational occupation, now in existence, or hereafter".

AMENDMENT NUMBER ELEVEN.

On page 4, line 38, of the printed bill, strike out the words "act as the executive officer of such board and".

AMENDMENT NUMBER TWELVE.

On page 4, line 42, of the printed bill, strike out the word "amendment" and insert in lieu thereof the word "act".

Amendments adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 506—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article II, embracing sections 375 to 375c, inclusive, relating to a Department of Investment Regulation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended, strike out all of lines 13 to 22, inclusive.

AMENDMENT NUMBER TWO

On page 2 of the printed bill as amended strike out all of lines 26 to 30, inclusive.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill as amended, after line 30, insert the following: "375c. The chiefs of the division of the department of investment regulation are hereby constituted an investment commission. Within thirty days after this article takes effect, and monthly thereafter, the chiefs of the divisions of said department shall meet at the state capitol at Sacramento for the discussion and consideration of policies on matters concerning the divisions of said department. At their first meeting they shall select one of the members of the investment commission as chairman of said commission, to serve for a term not to exceed one year. During his services as chairman of the investment commission the said chairman shall be known as the "director of investment regulation," and he shall be a member of the governor's council."

AMENDMENT NUMBER FOUR.

On page 3, line 16, of the printed bill as amended, after the figure "5", strike out the letter "c", and insert in lieu thereof the letter "d", and strike out the words "the director of investment regulation shall require".

AMENDMENT NUMBER FIVE.

On page 3 of the printed bill as amended, strike out all of lines 17 and 18 and the following words of line 19: "such form as he may require"; and insert in lieu thereof the following: "the chiefs of the divisions of the department of investment regulation shall, monthly, and at such other times as the governor may require, make reports of the work of the respective divisions to the director."

AMENDMENT NUMBER SIX

On page 3 of the printed bill as amended, strike out all of lines 27 to 32, inclusive.

Amendments adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 192—An act providing for a State nautical school at the port of San Francisco, creating a board to govern and manage the same, determining the power, duty and authority of the board, providing for the appointment of the commissioners of the board and its officers and employees, determining how the accounts of the school shall be kept and moneys received and expended, creating a fund for the support of the school, authorizing the Governor to secure a suitable vessel for the use of the school from the federal government and repealing all acts or parts of acts in so far as inconsistent herewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 line 1. of the title of the printed bill, after the words "An act", strike out the remainder and insert "providing for a state nautical school in the port of San Francisco, creating a board to govern and manage the same, determining the power, duty and authority of the board, and its officers, providing for the appointment of the members of the board and its officers and employees, creating a fund for the support of the board and the school and equipment for the use thereof, and authorizing the governor to secure a suitable vessel from the federal government for the use of the school, and making an appropriation therefor."

AMENDMENT NUMBER TWO

On page 1, line 1. of the printed bill, after the words "SECTION 1.", strike out the remainder of the bill and insert. "A state nautical school to be known as the California Nautical School shall be maintained at the port of San Francisco, aboard a proper vessel to be stationed there, for the purpose of giving instruction in the science and practice of navigation, seamanship, steam, Diesel and electrical engineering to male pupils from the several counties of the state, who shall have the qualification of good moral character, education and physical fitness, which may be required by the board of governors of said school. The board shall appoint and may remove a superintendent of the school and all necessary instructors and other employees, determine their powers, duties and compensation: fix the terms upon which students shall be received and instructed therein and suspended, discharged or graduated therefrom, make all regulations necessary for its management and control and provide from time to time for cruises in and from San Francisco harbor. The board may appoint as superintendent of said school and as instructors therein such officer or officers as may be designated for that purpose by the secretary of the navy.

SEC. 2. The California Nautical School which is hereby established shall be governed by a board of governors of five members, of which, the state superintendent of public instruction shall always be an ex officio member, and the other four members of which shall be appointed by the governor of the State of California within thirty days after the taking effect of this act.

SEC. 3. Two appointive members of the board of governors shall be first appointed for the term of two years and two appointive members of the board of governors shall be first appointed for a term of four years. At the expiration of any such term, two appointive members of the board of governors shall be appointed for a term of four years, and otherwise as in the first instance. In the case of any vacancy in the board of governors from any cause, such vacancy shall be filled by the governor of the State of California for the unexpired term of the vacant membership. Two of the appointed members of the board of governors shall always be experienced in commercial ship operation.

SEC. 4. The members of the board of governors shall serve without pay, but they shall be allowed their actual expenses incurred in attending any regular or called meeting of the board of governors or in attending the session of any duly appointed subcommittee of said board, which shall be paid from any appropriations which may be provided for the purposes of said California Nautical School.

SEC. 5. The board of governors at its first meeting shall elect one of its members as chairman, and such chairman shall have such general supervision and control of the school and of all its property and shall have such general direction of its work and that of the instructors and others engaged in the schools as the board shall provide or authorize in its regulations issued under authority of this act. The chairman, so elected, shall serve as such for one year, or until his successor is elected. His successor as chairman shall be elected by vote of the members of the board at a regular meeting thereof, after one month's notice that the chairman is to be elected at such meeting. The chairman of the board, as well as the members of the board, before entering upon their duties as such, shall respectively take the oath of office prescribed by law for state officers.

SEC. 6. Within two weeks after their appointment in the first instance, the members of the board of governors of the California Nautical School shall meet in the office of the state superintendent of public instruction at Sacramento upon a notice calling such meeting issued by the state superintendent of public instruction. The board of governors shall provide, maintain, manage and control a state nautical school, pursuant to the provisions of this act. The board may receive from the federal government, and use for the accommodation of the school a vessel or vessels detailed or furnished by the federal government, with all their apparel, charts, books and instruments of navigation, and shall provide all necessary books, charts, instruments, apparatus and supplies required in the work of such school and for the proper accommodation and keep of the superintendent, instructors, crew and pupils aboard such vessel. The board is authorized to secure in the city and county of San Francisco suitable rooms and accommodations and cause the same to be furnished, lighted

and heated as may be necessary for carrying on the work of the board and the board may order the necessary stationery, postage stamps and official seal, and such other articles as may be necessary to be supplied and cause the necessary printing to be done for its official use.

SEC. 7. Admission to the school as a pupil, tuition and keep shall be free on board such vessel to any male resident of the state, having the required qualifications, provided that an initial fee of seventy-five dollars may be charged as an admission fee for part cost of uniforms and equipment. All such fees shall be collected and forwarded to the treasurer and covered into the state treasury and shall be credited to the California Nautical School fund, hereinafter created.

SEC. 8. The superintendent of the school shall also be the commander of the school. He shall, subject to the regulations of the board, have the direct control, supervision and management of the school and of all the property thereof, and shall have such additional powers and duties as may be provided by the regulations of the board.

SEC. 9. Any money appropriated by the state for the support of the board and said school, and for equipment for the use thereof, shall be credited to a fund to be known as the California Nautical School fund, which said fund is hereby created, and any moneys received by the state from the federal government for the purpose of aiding in the maintenance of said school shall be credited to said fund and form a part thereof.

SEC. 10. The board may authorize the advance out of said California Nautical School fund to the commanding officer of the vessel used by the school, of such sums as may be necessary to provide for the expenses of cruises as aforesaid, such sums not to exceed in the aggregate fifteen thousand dollars for any period of six months. Such commanding officer, in such manner as the board by regulations may provide, shall account for such advances by proper vouchers, filed with the board within thirty days after the termination of the cruise, and any unexpended balance of such advances after the termination of such cruise, shall be returned by said commanding officer to the treasurer to the credit of the California Nautical School fund. The said commanding officer shall give a bond in the sum of fifteen thousand dollars, with a surety or sureties approved by the board for the proper disbursement of and accounting for such advances. The board may also authorize monthly advances out of the California Nautical School fund to the superintendent of at least five hundred dollars each month to be disbursed by him for miscellaneous authorized expenses for individual items of small amounts as a current monthly petty cash account to be accounted for at the end of each month by the superintendent through proper vouchers and as the board by regulations may provide. The superintendent shall give a bond in the sum of five hundred dollars with a surety or sureties approved by the board for the proper disbursement of and accounting for such current monthly petty cash account. The board may provide for the payment of the premiums on any of the bonds so required as aforesaid out of the California Nautical School fund.

SEC. 11. The board may annually expend for the purposes of such school any funds which the Legislature may appropriate, and which may be received from the federal government for the purpose of aiding in the maintenance thereof. All such moneys shall be expended according to law on vouchers, certified by the superintendent and approved by the board. The board shall, before each regular session of the Legislature, prepare and submit to the governor a budget or estimate of the sum required for the maintenance and support of the school and its cruises for the ensuing biennium. The board shall cause to be kept full and detailed accounts of all such expenditures and shall make a complete report thereof, with a list of all the work of the school annually to the governor. The board shall appoint a secretary of the board, determine his duties and fix his compensation, and he shall hold the office of secretary at the pleasure of the board.

SEC. 12. The positions and appointments authorized by this act shall be exempt from the provisions of the act entitled "An act to provide for a general system based upon investigation as to merit, efficiency and fitness for appointment to and holding during good behavior of office and employment under state authority and, in that behalf, to create state civil service commission to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith, in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913 and any amendments thereof.

SEC. 13. No person shall be sentenced to or received at such school as a punishment or in commutation of a punishment for crime.

SEC. 14. The governor is hereby authorized to make application in writing to the federal government to furnish a suitable vessel with all her apparel, charts, books and instruments of navigation to be used for the benefit of the school authorized by this act.

SEC. 15. The sum of one hundred seventy-five thousand dollars is hereby appropriated from moneys in the treasury not otherwise appropriated, for the establishment, support and maintenance of the California Nautical School during the eighty-first and eighty-second fiscal years. This appropriation shall become available

when the governor shall have appointed the board of governors as provided in this act, but not before July 1, 1929.

SEC. 16. This act may be cited and known as the California Nautical School act.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 701—An act to amend section 1 of an act entitled "An act creating an Advisory Pardon Board; defining and prescribing the powers and duties thereof; and making an appropriation therefor," approved May 17, 1915, as amended, adding an additional member to the Advisory Pardon Board.

Bill read second time, ordered to print, engrossment, and third reading

Assembly Bill No. 848—An act to establish a State prison; to provide for purchase of land therefor; and the construction of buildings and other improvements in connection therewith, to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 30, of the printed bill, before the word "thousand" insert the words "three hundred seventy-five", and insert in parentheses on same line the figures "375,000".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1016—An act relating to certain funds of inmates of State prisons and reformatories and the expenditures thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, after the word "funds" insert the words "or property".

AMENDMENT NUMBER TWO

On page 1, line 6, of the printed bill, strike out the word "one" and insert in lieu thereof the word "five".

AMENDMENT NUMBER THREE.

On page 1, line 9, of the printed bill, after the word "funds" insert the following: "or the proceeds from the sale of the personal property of such person".

AMENDMENT NUMBER FOUR.

On page 1, line 9, of the printed bill, strike out the words "a special fund to be designated", the quotation marks, and the words "the amusement" and insert in lieu thereof "the state treasury for credit to the general fund of the state."

AMENDMENT NUMBER FIVE

On page 1, line 10, of the printed bill, strike out the word "fund" and the period and quotation marks following said word.

AMENDMENT NUMBER SIX

On page 1, line 13, of the printed bill, strike out the words "such amuse-" and insert in lieu thereof "a special fund to be designated "the benefit fund"."

AMENDMENT NUMBER SEVEN.

On page 1, line 14, of the printed bill, strike out the words "ment fund".

AMENDMENT NUMBER EIGHT.

On page 1, line 17, of the printed bill, strike out the words "such amusement" and insert in lieu thereof the words "said benefit".

AMENDMENT NUMBER NINE

On page 1, line 20, of the printed bill, strike out the word "such" and insert in lieu thereof the word "said".

AMENDMENT NUMBER TEN.

On page 1, line 21, of the printed bill, strike out the word "amusement", and insert in lieu thereof the word "benefit".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 515—An act to amend section 3664a of the Political Code, relating to taxes of public service and other corporations for the benefit of the State.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 1, of the printed bill, after the word "railways" add the following words: "four and one-quarter".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Witter: Assembly Bill No. 1069—An act to waive certain provisions of the Colorado River compact approved by California, January 10, 1929 (Statutes 1929, chapter 1), and to make said compact effective on a six-state basis, and to direct that notice be given.

Bill read first time.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Witter asked for and was granted unanimous consent to take up Assembly Bill No. 1069 at this time, without reference to printer, committee or file

RESOLUTION.

The following resolution was offered.

By Mr. Witter:

Resolved, That Assembly Bill No. 1069 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second and third times, and placed upon its passage.

Mr. Witter moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Keaton, Klue, Leymel, Lyons,

McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noves, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—63
 NOES—None

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Assembly Bill No 1069.

SECOND READING OF ASSEMBLY BILL NUMBER ONE THOUSAND SIXTY-NINE.

Assembly Bill No. 1069—An act to waive certain provisions of the Colorado River compact approved by California, January 10, 1929 (Statutes 1929, chapter 1), and to make said compact effective on a six state basis, and to direct that notice be given.

Bill read second time.

THIRD READING OF ASSEMBLY BILL NUMBER ONE THOUSAND SIXTY-NINE.

Assembly Bill No. 1069—An act to waive certain provisions of the Colorado River compact approved by California, January 10, 1929 (Statutes 1929, chapter 1), and to make said compact effective on a six state basis, and to direct that notice be given.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 1069 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Enmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—68.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following bill was introduced, and referred as indicated:

By Mr. Witter: Assembly Bill No. 1070—An act to limit the use by California of the waters of the Colorado River in compliance with the act of Congress known as the "Boulder Canyon Project Act," approved December 21, 1928, in the event the Colorado River compact is not approved by all of the states signatory thereto.

Bill read first time

REQUEST FOR UNANIMOUS CONSENT.

Mr. Witter asked for and was granted unanimous consent to take up Assembly Bill No. 1070, at this time, without reference to committee or file.

RESOLUTION.

The following resolution was offered:

By Mr. Witter:

Resolved, That Assembly Bill No. 1070 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is

hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

Mr. Witter moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—69.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Assembly Bill No. 1070.

SECOND READING OF ASSEMBLY BILL NUMBER ONE THOUSAND SEVENTY.

Assembly Bill No. 1070—An act to limit the use by California of the waters of the Colorado River in compliance with the act of Congress known as the "Boulder Canyon Project Act," approved December 21, 1928, in the event the Colorado River compact is not approved by all of the states signatory thereto.

Bill read second time.

THIRD READING OF ASSEMBLY BILL NUMBER ONE THOUSAND SEVENTY.

Assembly Bill No. 1070—An act to limit the use by California of the waters of the Colorado River in compliance with the act of Congress known as the "Boulder Canyon Project Act," approved December 21, 1928, in the event the Colorado River compact is not approved by all of the states signatory thereto.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1070 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 678—An act to amend section 3627a and to repeal section 3627b of the Political Code, carrying into effect section 16 of article XIII of the constitution of the State of California, relating to the taxation of securities and solvent credits.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. West moved that Assembly Bill No. 678 be withdrawn from the file, and ordered re-referred to Committee on Revenue and Taxation.

Motion carried.

Assembly Bill No. 678 ordered re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 793—An act to amend section 4245 of the Political Code, relating to salaries and fees of county and township officers, and organization of townships in counties of the sixteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 793 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dullinger, Eastey, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McGinley, Mecker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Witter, Woolwine, Wright and Mr. Speaker—61.
NOES—Adams, Flynn, McDonough, Reindollar, and Young—5.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 1052—An act making an appropriation to supply books, magazines and papers for the library of the Veterans' Home of California, and to equip the barracks there constructed under the provisions of "An act making an appropriation for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922," approved April 14, 1927.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Coombs moved that Assembly Bill No. 1052 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 1052 ordered re-referred to Committee on Ways and Means.

MOTION TO PRINT EXTRA COPIES OF RESOLUTION.

Mr. Crittenden moved that the Chief Clerk be instructed to have printed 1000 additional copies of the report of the Joint Legislative Committee, appointed pursuant to the terms of Assembly Concurrent Resolution No. 30 of 1927.

Motion carried.

INTRODUCTION AND REFERENCE OF BILLS—(RESUMED).

The following resolution was introduced, and referred as indicated:

By Mr. Harper: Assembly Joint Resolution No 5—Relative to the participation of California in the Great Lakes-St. Lawrence Tidewater Association to facilitate and expedite the prosecution of the construction of a seaway connecting the Great Lakes with the Atlantic Ocean.

Introduced, and referred to Committee on Federal Relations.

RECESS.

At twelve o'clock and thirty-two minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.
Speaker Levey in the chair.
Assistant Clerk Gloss reading.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON MINES AND MINING.

ASSEMBLY CHAMBER, SACRAMENTO, March 1, 1929.

MR. SPEAKER: Your Committee on Mines and Mining, to which was referred Assembly Bill No. 245—An act to amend section 5 of an act entitled "An act establishing a State Mining Bureau, creating the office of State Mineralogist, fixing his salary and prescribing his powers and duties; providing for the employment of officers and employees of said bureau, making it the duty of persons in charge of mines, mining operations and quarries to make certain reports, providing for the investigation of mining operations, dealings and transactions and the prosecution for defrauding, swindling and cheating therein, creating a State Mining Bureau fund for the purpose of carrying out the provisions of this act and repealing an act entitled 'An act to provide for the establishment, maintenance, and support of a bureau, to be known as the State Mining Bureau, and for the appointment and duties of a board of trustees, to be known as the Board of Trustees of the State Mining Bureau, who shall have the direction, management and control of said State Mining Bureau, and to provide for the appointment, duties, and compensation of a State Mineralogist, who shall perform the duties of his office under the control, direction and supervision of the Board of Trustees of the State Mining Bureau,' approved March 23, 1893, and all acts amendatory thereof and supplemental thereto or in conflict herewith," approved June 16, 1913, as amended, and to add a new section to said act to be numbered section 16 defining the term mine and the term mineral as used in said act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

DILLINGER, Chairman.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 1, 1929

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 363—An act to amend the street opening bond act of 1911 as amended, by striking out sections 15, 16, 17, 18 and 19 thereof and by amending sections 4, 10, 11, 12, 13 and 14 thereof, relating to default, delinquency and foreclosure of bonds:

Also: Assembly Bill No. 368—An act to amend "The Improvement Act of 1911" as amended, by striking out sections 70, 71, 72, 73, 74 and 75, and by amending sections 63, 64, 68, 69, and 76, relating to penalty and default, sale of property, affidavit of publication of notice, costs and fees, certificate of treasurer, lien on property, redemption, recording of certificate, deed to purchaser:

Also: Assembly Bill No. 369—An act to amend the Acquisition and Improvement Act of 1925 as amended, by adding thereto a new section number 10½ and by amending sections 4, 5, 6, 7, 8, 9, 10, 11, 41, 44 and 50 thereof, relating to limiting number of zones, relative rates of taxes in zones, contributions of county or municipality, basis of protest, hearings as to details and on protest how and when held, notices, mailing and posting of notices, objection by whom, how and when filed, affidavit on objection, effect of objections and how overruled,

Also: Assembly Bill No. 422—An act providing a debt burden limit for lands within counties, cities and counties, and cities, and providing the method of ascertaining the amount thereof:

Also: Assembly Bill No. 630—An act to carry into effect the provisions of subdivisions six and seven of section 8½ of article XI of the constitution of the State of California; and also to provide for the alteration of the boundaries of, for the annexation of territory located in the county of San Mateo to the city and county of San Francisco, for the incorporation of such annexed territory in and as a part of said city and county and for the government of such annexed territory as an integral part of such city and county of San Francisco.

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WOOLWINE, Chairman

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 937—An act to amend an act entitled "An act authorizing and requiring boards or commissions having the management and control of paid fire departments, to grant the members thereof yearly vacations," approved March 26, 1895, as amended;

Also: Assembly Bill No. 981—An act to provide for the protection of certain employees of cities, city and counties, incorporated or unincorporated cities, towns or districts, against personal liability incurred while acting within the course of their duty.

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WOOLWINE, Chairman.

The above reported bills ordered on file for second reading.

ON IRRIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 1, 1929.

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 712—An act to provide for the change of name of irrigation districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 403—An act to provide for the making of snow surveys and the gathering and correlation of information pertinent to an annual forecast of seasonal water crop and making an appropriation thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and that it be re-referred to Committee on Ways and Means.

MIXTER, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 820—An act to amend an act entitled "An act to authorize irrigation districts to cooperate and contract with the United States under the provisions of the federal reclamation laws for a water supply, or the construction, operation or maintenance of works, including drainage works, or for assumption by the district of indebtedness to the United States on account of district land; and to provide the manner and method of payments to the United States under such contract, and for the apportionment of assessments, and levy thereof, upon the lands of the district to secure revenue for such payments, and to provide for the judicial review and determination of the validity of the proceedings in connection with such contract," approved May 5, 1917, as amended, by adding a new section thereto numbered section 10, relating to contracts of irrigation districts for construction of public works—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Constitutional Amendment No. 8, relative to the framing and ratifying of municipal charters and amendments thereto.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Constitutional Amendment No. 8 referred to Committee on Constitutional Amendments.

SECOND READING OF SENATE BILLS.

Senate Bill No. 474—An act to amend section 647 of the Civil Code, relating to investments by building and loan associations

Bill read second time, and ordered on file for third reading

Senate Bill No 476—An act to amend section 15*b* of the Building and Loan Commission Act, approved April 5, 1911, as amended, relating to the furnishing of bonds by certain officers and employees of building and loan associations.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 540—An act to amend section 4263 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the thirty-fourth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 540 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 542—An act to amend section 4270 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the forty-first class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 542 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 879—An act to amend sections 4256, 4256*a* and 4256*b* of the Political Code, relating to the salaries and fees of county officers in counties of the twenty-seventh class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 879 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe,

Easley, Eddy, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Hoffman, Ingels, Jones, Jost, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 871—An act to amend section 29 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the powers and jurisdiction of municipal courts, and of the judges and other officers thereof and creating a night court in the city of Los Angeles.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Byrne moved that Assembly Bill No. 871 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 871 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 652—An act granting certain overflowed lands, marsh lands, tidelands, and submerged lands of the State of California to the Carmel Sanitary District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 652 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Oliva, Parkman, Qungley, Reindollar, Roland, Scofield, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. West moved that Assembly Bill No. 677 be withdrawn from the file, and ordered re-referred to Committee on Revenue and Taxation.

Motion carried.

Assembly Bill No. 677 ordered re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 653—An act relating to the compensation of election officers of school elections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 653 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Byrne, Cloudman, Coombs, Craig, Crawford, Crittenden, DeYoe, Dillinger, Easley, Emmett, Feeley, Fisher, Flynn, Gilmore, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—55.

NOES—Anderson, Bernard, Brock, Cloudsley, Colher, Crowley, Deuel, Eddy, Harper, Heisinger, Luttrell, Meeker, and Witter—13.

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Assembly Bill No. 1069—An act to waive certain provisions of the Colorado River compact approved by California, January 10, 1929 (Statutes 1929, chapter 1), and to make said compact effective on a six state basis, and to direct that notice be given;

Also: Assembly Bill No. 1070—An act to limit the use by California of the waters of the Colorado River in compliance with the act of Congress known as the "Boulder Canyon Project Act," approved December 21, 1928, in the event the Colorado River compact is not approved by all of the states signatory thereto.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 603—An act relating to granting of leaves of absence to members of faculties of State teachers colleges and special schools governed by the Department of Education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 603 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Seudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—Anderson, Cloudsley, Collier, and Luttrell—4

Title read and approved.

Bill ordered transmitted to the Senate.

SPECIAL ORDER.

The hour having arrived, the special order heretofore set was taken up for consideration.

CONSIDERATION OF ASSEMBLY BILL NUMBER NINETY-FOUR.

Assembly Bill No. 94—An act granting in trust to the city and county of San Francisco the interest of the State in and to and the control and management of the harbor of San Francisco, as described

in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 94 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Coombs, Craig, Crawford, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Fisher, Flynn, Gilmore, Hawes, Hornblower, Jost, Keaton, Leymel, Lyons, McDonough, McGinley, McGuinness, Miller, James A. Morrison, Oliva, Parkman, Quigley, Roberts, Scofield, Seawell, Sewell, Snyder, Stockwell, Williamson, Witter, Woolwine, Young, and Mr. Speaker—47.

NOES—Bishop, Brock, Cloudman, Cloudsley, Collier, Eddy, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Lattrell, Meeker, Miller, Eleanor Mixer, Morgan, Nielsen, Noyes, Reindollar, Roland, Scudder, Spalding, West, and Wright—26.

Title read and approved.

Bill ordered transmitted to the Senate.

COMMUNICATION.

The following communication, relative to Senate Bill No. 31 and Assembly Bill No. 94, was read, and ordered printed in the Journal:

By Mr. Bishop:

SAN FRANCISCO, February 27, 1929.

*Hon. Roy Bishop, Assembly Chamber,
Sacramento, California.*

DEAR MR. BISHOP: 1. I have been informed that it has been claimed that Senate Bill No. 31 and Assembly Bill No. 94, now pending before the present session of the Legislature and relating to a transfer of the State harbor property to San Francisco, follow in substance the form of a bill of similar character once drawn by me as counsel for the San Francisco Chamber of Commerce. Those making such a claim are mistaken.

2. In the legislative session of 1911 certain tide and marsh lands were granted by the State to Los Angeles, Long Beach, Oakland and San Diego. In that same session a bill was introduced in the Senate (Senate Bill No. 1200) to accomplish the grant to San Francisco of all property at that time under the jurisdiction of the State Board of Harbor Commissioners. Since that time the following bills have been introduced bearing upon the same subject of a transfer to San Francisco of the State harbor property: In 1919 Senate Bill No. 94, in 1921 Senate Bill No. 360 and Assembly Bill No. 608, in 1923 Senate Bill No. 179, in 1925 Senate Bill No. 904, and in 1927 Assembly Bill No. 393. None of these bills was drawn by me.

3. I have been general counsel for the San Francisco Chamber of Commerce since its organization in June, 1911. Every one of the foregoing bills arising since its organization has been consistently opposed by that organization.

4. In 1920 I prepared a charter amendment to the charter of San Francisco providing a municipal board of harbor commissioners with authority to manage the affairs of the harbor in the event that any transfer of the State harbor should thereafter be made to San Francisco. I prepared this amendment at the request of the San Francisco Chamber of Commerce. It was submitted to popular vote and approved in November of 1920, and ratified by the Legislature of 1921. In advocating that amendment the San Francisco Chamber of Commerce was not urging a transfer of the harbor from State to municipal control, but did realize the importance of having the appropriate machinery provided in the city charter for the management of the harbor if at any future time the State might be disposed to transfer control of the harbor from the State to the city.

Faithfully yours,

ALLEN G. WRIGHT.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 450—An act to amend sections 4236b, 4236c, 4236d, 4236f, 4236g, 4236h, 4236j, 4236l, inclusive, of the Political Code, relating to county and township officers of the seventh class, the assistants,

deputies, and other employees of said officers, and providing for the compensation of said officers and said assistants, deputies, and other employees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 450 passed by the following vote:

AYES—Arnold, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 334—An act to amend section 4268 of the Political Code, relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirty-ninth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 334 passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Cronin, Crowley, Deuel, Easley, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 673—An act to amend section 2322.5 of the Political Code, relating to salaries of county horticultural commissioner, inspectors and clerks in counties of the fifth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 673 passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 675—An act to amend section 19r5 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the fifth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 675 passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 273—An act to amend section 4282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 273 passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No 271—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of the officers in counties of the forty-sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 271 passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 66—An act to amend section 4286 of the Political Code, relating to the compensation of county officers and their deputies,

assistants and employees, and of jurors in counties of the fifty-seventh class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 66 passed by the following vote :

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young and Mr. Speaker—63

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No 302—An act to amend section 4246 of the Political Code relating to the salaries, fees and expenses of officers in counties of the seventeenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 302 passed by the following vote :

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 197—An act to provide for the extermination of rats by mosquito abatement districts

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 197 passed by the following vote :

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate

Assembly Bill No. 227—An act to amend section 7 of an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and

to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 29, 1915, as amended, relating to mosquito abatement districts.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Patterson moved that Assembly Bill No. 227 be withdrawn from the file, and ordered re-referred to Committee on Public Health and Quarantine.

Motion carried.

Assembly Bill No. 227 ordered re-referred to Committee on Public Health and Quarantine.

Assembly Bill No. 31—An act granting certain tidelands and submerged lands of the State of California to the city of Laguna Beach upon certain trusts and conditions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 31 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Keaton, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Noyes, Parkman, Quigley, Rendollar, Roberts, Roland, Seudler, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 285—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the acquisition by the Board of State Harbor Commissioners, of a necessary area for a tidal basin, for wharves, docks, piers, harbors and appurtenances, in the city and county of San Francisco; to create a sinking fund for the payment of said bonds; and defining the duties of State officers in relation thereto, making an appropriation of \$1,000 for the expense of printing said bonds; and providing for the submission of this act to a vote of the people," approved March 24, 1909.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 285 passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Flynn, Gilmore, Harper, Hawes, Hornblower, Ingels, Jewett, Jones, Keaton, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morrison, Noyes, Parkman, Quigley, Rendollar, Roberts, Roland, Seofeld, Seudler, Seawell, Sewell, Snyder, Spalding, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 157—An act relating to the granting of leaves of absence to teachers in the public schools of this State.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Williamson:

AMENDMENT NUMBER ONE.

On page 2, line 8, of the printed bill, after the word "year" add "for purpose of study or travel".

Amendment adopted.

Bill ordered to reprint, re-engrossment, and third reading

Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes, produced by another in the State of California.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr Jones moved that Assembly Bill No. 155 be withdrawn from the file, and ordered re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 155 ordered re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1929.

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the constitution of the State by amending section 1 of article IV of the constitution, relating to the initiative and referendum—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 23—An act to amend an act entitled "An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners, and repealing an act to amend an act entitled 'An act to establish a Board of Parole Commissioners for the parole of and government of paroled prisoners,' approved March 23, 1893," approved June 16, 1913, as amended, by adding a new section thereto to be numbered 1a, relating to the powers and duties of the State Board of Prison Directors.

Also: Assembly Bill No. 46—An act to amend section 1168 of the Penal Code, relating to sentences under the Indeterminate Sentence Law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted;

Also: Assembly Bill No. 50—An act to amend section 2969 of the Civil Code, relating to attachments of mortgaged personal property;

Also: Assembly Bill No. 69—An act to amend section 694 of the Code of Civil Procedure, relating to the conduct of sales of property on execution or under power contained in any trust deed hereafter executed, and designating the county wherein such sales must be held;

Also: Assembly Bill No. 127—An act to add a new section to the Political Code to be numbered 4041e, relating to county jails;

Also: Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes, produced by another in the State of California;

Also: Assembly Bill No. 157—An act relating to the granting of leaves of absence to employees of school districts;

Also: Assembly Bill No. 274—An act to amend section 1415 of the Code of Civil Procedure, relating to powers, duties and obligations of special administrators;

Also: Assembly Bill No. 286—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the improvement of San Francisco harbor by the construction by the Board of State Harbor Commissioners of wharves, piers, State railroad, spurs, betterments, and appurtenances, and necessary dredging and filling in connection therewith in the city and county of San Francisco; to create a sinking fund for the payment of said fund; to define the duties of State officers in relation thereto, to make an appropriation of \$5,000 for the expense of printing said bonds; and to provide for the submission of this act to a vote of the people," approved June 16, 1913.

Also: Assembly Bill No. 549—An act relating to the election of clerks of school districts;

Also: Assembly Bill No. 551—An act providing for annual conventions of secondary school principals;

Also: Assembly Bill No. 608—An act relating to the retirement of teachers in schools for the blind, schools for the deaf and in special classes maintained for the deaf, the hard of hearing, the blind, or the semisighted;

Also: Assembly Bill No. 657—An act to amend section 7377I, of the Political Code, relating to salaries of judges of the superior court in and for the city and county of San Francisco,

Also: Assembly Bill No. 690—An act to amend section 6 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919, relating to licenses for manufacture and sale of imitation milk;

Also: Assembly Bill No. 701—An act to amend section 1 of an act entitled "An act creating an Advisory Pardon Board; defining and prescribing the powers and duties thereof; and making an appropriation therefor," approved May 17, 1915, as amended, adding an additional member to the Advisory Pardon Board;

Also: Assembly Bill No. 720—An act to amend section 2 of an act entitled "An act to provide for the establishment of weed-free areas, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners and defining their powers and duties in relation hereto, prohibiting persons from permitting the propagation within weed-free area of weeds of which said area has been declared to be practically free, providing penalties for violation hereof and repealing 'An act to prevent the propagation of noxious weeds,' approved June 3, 1921," approved April 28, 1927;

Also: Assembly Bill No. 1012—An act to add a new section to the Penal Code, to be numbered 531a, relating to fraudulent conveyances;

Also: Assembly Bill No. 674—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1069—An act to waive certain provisions of the Colorado River compact approved by California, January 10, 1929 (Statutes 1929, chapter 1), and to make said compact effective on a six state basis, and to direct that notice be given:

Also: Assembly Bill No. 1070—An act to limit the use by California of the waters of the Colorado River in compliance with the act of Congress known as the "Boulder Canyon Project Act," approved December 21, 1928, in the event the Colorado River compact is not approved by all of the states signatory thereto; And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of March at three o'clock p.m.

SPALDING, Chairman

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 4, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 284—An act to amend section 1238 of the Civil Code, relating to homesteads;

Also: Senate Bill No. 656—An act to add a new section to the Political Code to be numbered 594b, relating to burial contracts and certificates.

Also: Senate Bill No. 170—An act to amend section 626*d* of the Penal Code, relating to the protection of game.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Bills Nos. 284 and 656 read first time, and referred to Committee on Judiciary.

Senate Bill No. 170 read first time, and referred to Committee on Fish and Game.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Flynn:

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 19 of the General Dairy Law of California, approved June 15, 1923, as amended, relating to the transportation of milk and milk products.

Referred to Committee on Introduction of Bills.

By Mr. Scofield:

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 401 of the Civil Code, relating to extension of corporate existence.

Referred to Committee on Introduction of Bills.

By Mr. Stockwell:

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 323 of the Civil Code, relating to certificates of stock of corporations.

Referred to Committee on Introduction of Bills.

ANNOUNCEMENT.

Mr. Woolwine announced that California is honored before the world today by having its own distinguished son, Herbert Hoover, inaugurated as President of the United States. To commemorate this event and in order that a record may be preserved for future history and our posterity, Mr. Woolwine asked for and was granted unanimous consent to have the inaugural address of President Hoover printed in the Journal.

INAUGURAL ADDRESS OF HON. HERBERT HOOVER.

My Countrymen.

This occasion is not alone the administration of the most sacred oath which can be assumed by an American citizen. It is a dedication and consecration under God to the highest office in service of our people. I assume this trust in the humility of knowledge that only through the guidance of Almighty Providence can I hope to discharge its ever increasing burdens.

It is in keeping with tradition throughout our history that I should express simply and directly the opinions which I hold concerning some of the matters of present importance.

If we survey the situation of our nation both at home and abroad, we find many satisfactions; we find some causes for concern. We have emerged from the losses of the great war and the reconstruction following it with increased virility and strength.

From this strength we have contributed to the recovery and progress of the world. What America has done has given renewed hope and courage to all who have faith in government by the people. In the large view, we have reached a higher degree of comfort and security than ever existed before in the history of the world.

Through liberation from widespread poverty we have reached a higher degree of individual freedom than ever before. The devotion to and concern for our institutions are deep and sincere. We are steadily building a new race—a new civilization great in its own attainments.

The influence and high purposes of our nation are respected among the peoples of the world. We aspire to distinction in the world, but to a distinction based upon confidence in our sense of justice as well as our accomplishments within our own borders and in our own lives. For wise guidance in this great period of recovery the nation is deeply indebted to Calvin Coolidge.

But all this majestic advance should not obscure the constant dangers from which self-government must be safeguarded. The strong man must at all times be alert to the attack of insidious disease.

The most malign of all these dangers today is disregard and disobedience of law. Crime is increasing. Confidence in rigid and speedy justice is decreasing. I am not prepared to believe that this indicates any decay in the moral fiber of the American people. I am not prepared to believe that it indicates an impotence of the federal government to enforce its laws.

It is only in part due to the additional burdens imposed upon our judicial system by the eighteenth amendment. The problem is much wider than that. Many influences had increasingly complicated and weakened our law enforcement organization long before the adoption of the eighteenth amendment.

To re-establish the vigor and effectiveness of law enforcement we must critically consider the entire federal machinery of justice, the redistribution of its functions, the simplification of its procedure, the provision of additional special tribunals, the better selection of juries, and the more effective organization of our agencies of investigation and prosecution that justice may be sure and that it may be swift. While the authority of the federal government extends to but part of our vast system of national, state and local justice, yet the standards which the federal government establishes have the most profound influence upon the whole structure.

We are fortunate in the ability and integrity of our federal judges and attorneys. But the system which these officers are called upon to administer is in many respects ill-adapted to present day conditions. Its intricate and involved rules of procedure have become the refuge of both big and little criminals. There is a belief abroad that by invoking technicalities, subterfuges and delay the ends of justice may be thwarted by those who can pay the cost.

Reform, reorganization and strengthening of our whole judicial and enforcement system both in civil and criminal sides have been advocated for years by statesmen, judges and bar associations. First steps toward that end should not longer be delayed. Rigid and expeditious justice is the first safeguard of freedom, the basis of all ordered liberty, the vital force of progress.

It must not come to be in our republic that it can be defeated by the indifference of the citizen, by exploitation of the delays and entanglements of the law, or by combinations of criminals. Justice must not fail because the agencies of enforcement are either delinquent or inefficiently organized. To consider these evils, to find their remedy, is the most sore necessity of our times.

Of the undoubted abuses which have grown up under the eighteenth amendment, part are due to the causes I have just mentioned; but part are due to the failure of some states to accept their share of responsibility for concurrent enforcement and to the failure of many states and local officials to accept the obligation under their oath of office zealously to enforce the laws. With the failures from these many causes has come a dangerous expansion in the criminal elements who have found enlarged opportunities in dealing in illegal liquor.

But a large responsibility rests directly upon our citizens. There would be little traffic in illegal liquor if only criminals patronized it. We must awake to the fact that this patronage from large numbers of law-abiding citizens is supplying the rewards and stimulating crime.

I have been selected by you to execute and enforce the laws of the country I propose to do so to the extent of my own abilities, but the measure of success that the government shall attain will depend upon the moral support which you, as citizens, extend. The duty of citizens to support the laws of the land is co-equal with the duty of their government to enforce the laws which exist.

No greater national service can be given by men and women of good will—who, I know, are not unmindful of the responsibilities of citizenship—than that they should, by their example, assist in stamping out crime and outlawry by refusing participation in and condemning all transactions with illegal liquor.

Our whole system of self-government will crumble either if officials elect what laws they will enforce or citizens elect what laws they will support. The worst evil of disregard for some law is that it destroys respect for all law. For our citizens to patronize the violation of a particular law on the ground that they are opposed to it is destructive of the very basis of all that protection of life, of homes and property which they rightly claim under other laws. If citizens do not like a law, their duty as honest men and women is to discourage its violation: their right is openly to work for its repeal.

To those of criminal mind there can be no appeal but vigorous enforcement of the law. Fortunately they are but a small percentage of our people. Their activities must be stopped.

I propose to appoint a national commission for a searching investigation of the whole structure of our federal system of jurisprudence, to include the method of enforcement of the eighteenth amendment and the causes of abuse under it. Its

purpose will be to make such recommendations for reorganization of the administration of federal laws and court procedure as may be found desirable. In the meantime it is essential that a large part of the enforcement activities be transferred from the treasury department to the department of justice as a beginning of more effective organization.

The election has again confirmed the determination of the American people that regulation of private enterprise and not government ownership or operation is the course rightly to be pursued in our relation to business. In recent years we have established a differentiation in the whole method of business regulation between the industries which produce and distribute commodities on the one hand, and public utilities on the other.

In the former, our laws insist upon effective competition. In the latter, because we substantially confer a monopoly by limiting competition, we must regulate their services and rates.

The rigid enforcement of the laws applicable to both groups is the very base of equal opportunity and freedom from domination for all our people, and it is just as essential for the stability and prosperity of business itself as for the protection of the public at large.

Such regulation should be extended by the federal government within the limitations of the constitution and only when the individual states are without power to protect their citizens through their own authority. On the other hand, we should be fearless when the authority rests only in the federal government.

The larger purpose of our economic thought should be to establish more firmly stability and security of business and employment and thereby remove poverty still further from our borders. Our people have in recent years developed a new-found capacity for cooperation among themselves to effect high purposes in public welfare. It is an advance toward the highest conception of self-government.

Self-government does not and should not imply the use of political agencies alone. Progress is born of cooperation in the community—not from governmental restraints. The government should assist and encourage these movements of collective self-help by itself cooperating with them. Business has by cooperation made great progress in the advancement of service, its stability, in regularity of employment and in the correction of its own abuses. Such progress, however, can continue only so long as business manifests its respect for law.

There is an equally important field of cooperation by the federal government with the multitude of agencies, state, municipal and private, in the systematic development of those processes which directly affect public health, recreation, education and the home. We have need further to perfect the means by which government can be adapted to human service.

Although education is primarily a responsibility of the states and local communities, and rightly so, yet the nation as a whole is vitally concerned in its development everywhere to the highest standards and to complete universality. Self-government can succeed only through an instructed electorate. Our objective is not simply to overcome illiteracy. The nation has marched far beyond that. The more complex the problems of the nation become, the greater is the need for more and more advanced instruction. Moreover, as our numbers increase and as our life expands with science and invention, we must discover more and more leaders for every walk of life.

We cannot hope to succeed in directing this increasingly complex civilization unless we can draw all the talent of leadership from the whole people. One civilization after another has been wrecked upon the attempt to secure sufficient leadership from a single group or class. If we would prevent growth of class distinctions and would constantly refresh our leadership with the ideals of our people, we must draw constantly from the general mass. The full opportunity for every boy and girl to rise through the selective processes of education can alone secure to us this leadership.

In public health the discoveries of science have opened a new era. Many sections of our country and many groups of our citizens suffer from diseases the eradication of which are mere matters of administration and moderate expenditure. Public health service should be as fully organized and as universally incorporated into our governmental system as is public education. The returns are a thousand fold in economic benefits, and infinitely more in reduction of suffering and promotion of human happiness.

The United States fully accepts the profound truth that our own progress, prosperity and peace are interlocked with the progress, prosperity and peace of all humanity. The whole world is at peace. The dangers to a continuation of this peace today are largely the fear and suspicion which still haunt the world. No suspicion or fear can be rightly directed toward our country.

Those who have a true understanding of America know that we have no desire for territorial expansion, for economic or other domination of other peoples. Such purposes are repugnant to our ideals of human freedom.

Our form of government is ill adapted to the responsibilities which inevitably follow permanent limitation of the independence of other peoples. Superficial observers seem to find no destiny for our abounding increase in population, in wealth and power except that of imperialism. They fail to see that the American people are

engrossed in the building for themselves of a new economic system, a new social system, a new political system—all of which are characterized by aspirations of freedom of opportunity and thereby are the negation of imperialism.

They fail to realize that because of our abounding prosperity our youth are pressing more and more into our institutions of learning; that our people are seeking a larger vision through art, literature, science and travel; that they are moving toward stronger moral and spiritual life—that from these things our sympathies are broadening beyond the bounds of our nation and race toward their true expression in a real brotherhood of man.

They fail to see that the idealism of America will lead it to no narrow or selfish channel, but inspire it to do its full share as a nation toward the advancement of civilization.

It will do that not by mere declaration but by taking a practical part in supporting all useful international undertakings. We not only desire peace with the world, but to see peace maintained throughout the world. We wish to advance the reign of justice and reason toward the extinction of force.

The recent treaty for the renunciation of war as an instrument of national policy sets an advanced standard in our conception of the relations of nations. Its acceptance should pave the way to greater limitation of armament, the offer of which we sincerely extend to the world.

But its full realization also implies a greater and greater perfection in the instrumentalities for pacific settlement of controversies between nations. In the creation and use of these instrumentalities we should support every sound method of conciliation, arbitration and judicial settlement.

American statesmen were among the first to propose and they have constantly urged upon the world the establishment of a tribunal for the settlement of controversies of a justiciable character. The permanent court of international justice in its major purpose is thus peculiarly identified with American ideals and with American statesmanship. No more potent instrumentality for this purpose has ever been conceived and no other is practicable of establishment. The reservations placed upon our adherence should not be misinterpreted.

The United States seeks by these reservations no special privilege or advantage but only to clarify our relation to advisory opinions and other matters which are subsidiary to the major purpose of the court. The way should, and I believe will, be found by which we may take our proper place in a movement so fundamental to the progress of peace.

Our people have determined that we should make no political engagements such as membership in the League of Nations, which may commit us in advance as a nation to become involved in the settlements of controversies between other countries. They adhere to the belief that the independence of America from such obligations, increases its ability and availability for service in all fields of human progress.

I have lately returned from a journey among our sister republics of the western hemisphere. I have received unbounded hospitality and courtesy as their expression of friendliness to our country. We are held by particular bonds of sympathy and common interest with them.

They are each of them building a racial character and a culture which is an impressive contribution to human progress. We wish only for the maintenance of their independence, the growth of their stability and their prosperity. While we have had wars in the western hemisphere yet on the whole the record is in encouraging contrast with that of other parts of the world. Fortunately the new world is largely free from the inheritances of fear and distrust which have so troubled the old world. We should keep it so.

It is impossible, my countrymen, to speak of peace without profound emotion. In thousands of homes in America, in millions of homes around the world, there are vacant chairs. It would be a shameful confession of our unworthiness if it should develop that we have abandoned the hope for which all these men died.

Surely civilization is old enough, surely mankind is mature enough so that we ought in our own lifetime to find a way to permanent peace. Abroad, to west and east, are nations whose sons mingled their blood with the blood of our sons on the battlefields. Most of these nations have contributed to our race, to our culture, our knowledge and our progress. From one of them we derive our very language and from many of them much of the genius of our institutions. Their desire for peace is as deep and sincere as our own.

Peace can be contributed to by respect for our ability in defense. Peace can be promoted by the limitation of arms and by the creation of the instrumentalities for peaceful settlement of controversies. But it will become a reality only through self-restraint and active effort in friendliness and helpfulness. I covet for this administration a record of having further contributed to advance the cause of peace.

In our form of democracy the expression of the popular will can be effected only through the instrumentality of political parties. We maintain party government not to promote intolerant partisanship but because opportunity must be given for expression of the popular will, and organization provided for the execution of its mandates and for accountability of government to the people.

It follows that the government both in the executive and legislative branches must carry out in good faith the platforms upon which the party was entrusted with

power. But the government is that of the whole people; the party is the instrument through which policies are determined and men chosen to bring them into being. The animosities of elections should have no place in our government for government must concern itself alone with the common weal.

Action upon some of the proposals upon which the Republican party was returned to power, particularly further agricultural relief and limited changes in the tariff, can not in justice to our farmers, our labor and our manufacturers be postponed. I shall therefore request a special session of Congress for the consideration of these two questions. I shall deal with each of them upon the assembly of the Congress.

It appears to me that the more important further mandates from the recent election were the maintenance of the integrity of the constitution; the vigorous enforcement of the laws; the continuance of economy in public expenditures; the continued regulation of business to prevent domination in the community; the denial of ownership of operation of business by the government in competition with its citizens; the avoidance of policies which would involve us in the controversies of foreign nations; the more effective reorganization of the departments of the federal government; the expansion of the public works; and the promotion of welfare activities affecting education and the home.

These were the more tangible determinations of the election, but beyond them was the confidence and belief of the people that we would not neglect the support of the embedded ideals and aspirations of America.

These ideals and aspirations are the touch-stones upon which the day to day administration and legislative acts of government must be tested. More than this, the government must, so far as lies within its proper powers, give leadership to the realization of these ideals and to the fruition of these aspirations. No one can adequately reduce these things to the spirit, to phrases or to a catalogue of definitions. We do know what the attainments of these ideals should be. The preservation of self-government and its full foundations in local government; the perfection of justice whether in economic or in social fields, the maintenance of ordered liberty; the denial of domination by any group or class; the building up and preservation of equality of opportunity; the stimulation of initiative and individuality; absolute integrity in public affairs; the choice of officials for fitness to office; the direction of economic progress toward prosperity and the further lessening of poverty; the freedom of public opinion, the sustaining of education and of the advancement of knowledge; the growth of religious spirit and the tolerance of all faiths; the strengthening of the home; the advancement of peace.

There is no short road to the realization of these aspirations. Ours is a progressive people, but with a determination that progress must be based upon the foundation of experience. Ill-considered remedies for our faults bring only penalties after them. But if we hold the faith of the men in our mighty past who created these ideals, we shall leave them heightened and strengthened for our children.

This is not the time and place for extended discussion. The questions before our country are problems of progress to higher standards; they are not the problems of degeneration. They demand thought and they serve to quicken the conscience and enlist our sense of responsibility for their settlement. And that responsibility rests upon you, my countrymen, as much as upon those of us who have been selected for office.

Ours is a land rich in resources; stimulating in its glorious beauty; filled with millions of happy homes; blessed with comfort and opportunity. In no nation are the institutions of progress more advanced. In no nation are the fruits of accomplishment more secure. In no nation is the government more worthy of respect. No country is more loved by its people. I have an abiding faith in their capacity, integrity and high purpose. I have no fears for the future of our country. It is bright with hope.

In the presence of my countrymen, mindful of the solemnity of this occasion, knowing what the task means and the responsibility which it involves, I beg your tolerance, your aid and your co-operation. I ask the help of Almighty God in this service to my country to which you have called me.

MOTION.

On motion of Mr. Jones, Hon. Edgar C. Levey, Speaker of the Assembly, was authorized to send a telegram of congratulations on behalf of the Assembly, California Legislature, to Hon. Herbert Hoover, President of the United States.

ADJOURNMENT.

At four o'clock and forty-five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Tuesday, March 5, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER.

SACRAMENTO, Tuesday, March 5, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leynael, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—79

Quorum present.

PRAYER

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Williamson, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. West moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY

Through the courtesy of Mr. Brock, A. E. Isham, secretary of Chamber of Commerce of Redlands, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Crowley, Laurence Wilson of Winters, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Mixer, Mr. Leroy McCormick, district attorney of Tulare County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Williamson, Mrs. Albert A. Rosenshine, wife of former Assemblyman Rosenshine of San Francisco, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Miss Miller, Mrs. Ernest E. Wallace, member of the Governor's Prison Commission for Women, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Miss Miller, Mrs. John P. Buwalda, member of State Commission on Institution for Women Offenders, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Dr. E. P. Clarke of Riverside, member of the State Board of Education, was extended the privilege of

the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Thomas Flaherty of Riverside was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Myron Schoenthal, managing secretary of the Chamber of Commerce of Riverside, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Jonas Killian, president of the Chamber of Commerce of Riverside, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roland, Sisters Miriam Dolores, Catherine, Mary Clare, Teresa Marie, of the College of the Holy Names civil government class of Oakland, and the following pupils. Amalia Astorga, Patricia Bradshaw, Mary Bruzzone, Dorothy Caig, Monica Calderwood, Kathleen Cassidy, Margaret Conneau, Mary Louise Dunn, Harriett Griggs, Beth Hearn, Bety Kane, Helen Libbey, Alice McAlister, Lucinda Mills, Mary Minton, Alice Mulhern, Helen O'Brien, Louise O'Donnell, Marguerite Oliva, May Oliva, Miriam Phillips, Marguerite Phillips, Muriel Phillips, Grace Primrose, Amy Reynolds, Angela Salamid, Grace Selby, Antoinette Skelly, Dorothy Walsh, Irene Allair, Mary Louise Breier, Margaret Callahan, Ruth Chamberlain, Helen Clark, Aileen Cox, Jean Daly, Lorianae Emerson, Rose Enea, Josephine Garcia, Mary Gartland, Helen Graff, Cecile Guichard, Clarice Hennings, Marguerite Keller, Beryl Kelly, Stephanie Lieber, Virginia Lyons, Monica McCarthy, Helen McDonnell, Margaret McHale, Elinor Moran, Ursula Moran, Mary O'Neill, Margaret Probert, Edith Parker, Ann Railton, Marie Strehl, Barbara Telfer, Marian White and Kathleen Whitty were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITION.

The following petition was presented, and ordered printed in the Journal:

By Mr. Speaker.

PORTOLA, CALIFORNIA, March 4, 1929.

To the Legislators of California.

DEAR SIRS. The Parent-Teacher Association of Portola, California, are protesting against Assembly Bill No. 459 and urge your vote against this bill.

Very sincerely yours,

LIDA THRAILKILL, Secretary.

ANNOUNCEMENT.

The Speaker announced that, in accordance with the motion of Mr. Jones of March 4, 1929, he had sent the following congratulatory telegram to the Hon. Herbert Hoover, President of the United States:

SACRAMENTO, CALIFORNIA, March 5, 1929.

*Honorable Herbert C. Hoover,
President of the United States,
Washington, D. C.*

The Assembly of the California Legislature extends to you its heartiest congratulations on your assuming the office of Chief Executive of the Nation. We echo the wish of your fellow citizens of your own Golden State that your administration may be the greatest in the history of the nation.

EDGAR C. LEVEY,
Speaker of the Assembly.

COMMUNICATION.

The following communication was received and read:

By Mr. Speaker:

SAN FRANCISCO, CALIFORNIA, March 4, 1929.

*Edgar C. Levey, Speaker of the Assembly,
State Capitol, Sacramento, California.*

Please convey to the members of the Assembly the appreciative thanks of the board of supervisors of San Francisco for action passing San Francisco Harbor Control Bill today.

BOARD OF SUPERVISORS,
By J. S. DUNNIGAN.

MOTION TO RECONSIDER.

Mr. Badham moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 533 was passed be continued until the next legislative day.

Motion carried.

MOTION TO RECONSIDER.

Mr. Byrne moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 552 was passed be continued until the next legislative day.

Motion carried.

MOTION TO RECONSIDER.

Miss Miller moved that the consideration of her motion to reconsider the vote whereby Assembly Bill No. 547 was passed be continued until the next legislative day.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 39—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of water works and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved May 1, 1911, by amending sections 4, 5 and 6 of said act, relative to the mode of nomination and election of elective officers of such water districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 96—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of water works and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved May 1, 1911, as amended, by amending section 12 thereof, relating to the general powers of the district

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 245—An act to amend section 5 of an act entitled "An act establishing a State Mining Bureau, creating the office of State Mineralogist, fixing his salary and prescribing his powers and duties; providing for the employment of officers and employees of said bureau, making it the duty of persons in charge of mines, mining operations and quarries to make certain reports, providing for the investigation of mining operations, dealings and transactions and the prosecution for defrauding, swindling and cheating therein, creating

a State Mining Bureau fund for the purpose of carrying out the provisions of this act and repealing an act entitled 'An act to provide for the establishment, maintenance, and support of a bureau, to be known as the State Mining Bureau, and for the appointment and duties of a board of trustees, to be known as the Board of Trustees of the State Mining Bureau, who shall have the direction, management and control of said State Mining Bureau, and to provide for the appointment, duties, and compensation of a State Mineralogist, who shall perform the duties of his office under the control, direction and supervision of the Board of Trustees of the State Mining Bureau,' approved March 23, 1893, and all acts amendatory thereof and supplemental thereto or in conflict herewith," approved June 16, 1913, as amended, and to add a new section to said act to be numbered section 16, defining the term mine and the term mineral as used in said act

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 363—An act to amend the Street Opening Bond Act of 1911 as amended, by striking out sections 15, 16, 17, 18 and 19 thereof, and by amending sections 4, 10, 11, 12, 13 and 14 thereof, relating to default, delinquency and foreclosure of bonds.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 35, of the printed bill, insert the word "an" before the word "action".

AMENDMENT NUMBER TWO.

On page 3 of the printed bill, in lines 42 and 43, strike out the following "or in any payment of interest,".

AMENDMENT NUMBER THREE.

On page 4 of the printed bill, strike out all of lines 11 to 20, both inclusive, and insert in lieu the following

"Sec. 10. On or after six months following any default in any payment of principal upon any bond issued under the provisions of this act, the holder thereof may without demand bring an action to foreclose same.

An action may be brought to foreclose any bond issued under this act at any time after default in any payment of principal providing demand has been made in writing and served in the manner provided by law for the service of summons upon all parties interested in the property described in the bond, at least sixty days before the commencement of such action."

AMENDMENT NUMBER FOUR.

On page 4 of the printed bill, in lines 24 and 25, strike out the words "tax collector who collects general taxes for the city", and insert in lieu the words "county tax collector".

AMENDMENT NUMBER FIVE.

On page 4 of the printed bill, strike out all of lines 36 to 50, both inclusive, and insert in lieu the following:

"SEC. 4. Section 12 of the "Street opening bond act of 1911" as amended is hereby repealed."

AMENDMENT NUMBER SIX.

On page 5, line 2, of the printed bill, change the figure "12" to the figure "10".

AMENDMENT NUMBER SEVEN.

On page 5, line 11, of the printed bill, strike out the words "compounded semi-annually at seven", and insert in lieu the words "at ten".

AMENDMENT NUMBER EIGHT.

On page 5 of the printed bill, in lines 15 and 16, strike out the words "compounded semiannually at rate of seven per cent per annum", and insert in lieu the words "at rate of ten per cent per annum".

AMENDMENT NUMBER NINE.

On page 5 of the printed bill, following line 16, insert the following :

"If any person paying on said bond disputes the act as rendered to the treasurer by the holder of the bond and pays same under protest, the treasurer shall accept same and hold same subject to court order.

On receipt of any payment on a bond as in this section provided the treasurer shall at once notify the bond holder and if same was not paid under protest he shall pay the said holder the amounts due said holder on his demand and on presentation of a dismissal of the action verified by the clerk of the court.

If same was paid under protest he shall await an order of the court for its disposal "

AMENDMENT NUMBER TEN.

On page 5 of the printed bill, strike out all of lines 19 to 33, both inclusive, and insert in lieu the following :

"Sec 14. The holder of any bond after bringing an action as in section 10 provided may pay the necessary costs in such action including attorney's fee of five dollars at the time of bringing suit and if the case goes to trial of ten per cent on the face of the bond but in no case less than ten dollars and including a certificate of title not over one dollar if the property be registered under Torrens law and otherwise not exceeding five dollars at the time of bringing suit but the holder shall secure a guarantee or policy of title insurance dated within ten days of the date set by the court for the sale from a reputable title insurance company certifying to the regularity of all proceedings so as to show that the sheriff's deed at said sale will convey a good clear title to said lot or parcel of land. The holder shall pay for said certificate but the bill therefor shall be subject to approval by the court. If such guarantee or policy be not so furnished the sale shall not be consummated. The holder may also make any payments which are necessary to protect the property upon which the bond is a lien from any taxes or assessments or installments thereon or statutory lien where the liens are prior to that of his bond and may notify the city treasurer of the amount paid out and may collect interest thereon from date of such notice at the rate of ten per cent per annum."

AMENDMENT NUMBER ELEVEN.

On page 5, line 36, of the printed bill, insert before the word "action" the word "an". Also insert before the word "shall" the words "a bond".

AMENDMENT NUMBER TWELVE.

On page 5, line 40, of the printed bill, insert before the word "court" the word "superior".

AMENDMENT NUMBER THIRTEEN.

On page 5 of the printed bill, in lines 41 and 42, strike out all following the word "is" in line 41, and insert in lieu the following : "for which such bond has been issued."

AMENDMENT NUMBER FOURTEEN.

On page 5, line 43, of the printed bill, change the small "t" in the word "the" at the beginning of the line to a capital. Also strike out the word "may" and insert in lieu the word "shall".

AMENDMENT NUMBER FIFTEEN.

On page 5, line 47, of the printed bill, strike out the words "or interest".

AMENDMENT NUMBER SIXTEEN.

On page 5, line 52, of the printed bill, strike out all following the word "sold".

AMENDMENT NUMBER SEVENTEEN.

On page 6, line 1, of the printed bill, strike out the following : "of said court,". Also strike out the words "said bond and", and insert in lieu the word "such".

AMENDMENT NUMBER EIGHTEEN.

On page 6 of the printed bill, strike out all of lines 8 to 14, both inclusive, and insert in lieu the following :

"The plaintiff in the suit may recover the cost of abstract or search of title and attorney's fee as provided in section 14. In ordering the sale of the property on foreclosure of a bond the date of the sale shall be set by the court within thirty days from date of judgment unless same be earlier than eighteen months following the first default when it shall follow such eighteen months within ten days, and the court shall order that a deed immediately issue upon the consummation of the sale and such premises shall not be redeemable.

Should suit be brought for recovery on any bond prior to the time provided herein, the plaintiff shall not recover in such suit and the defendant in such suit shall be entitled to have and recover such attorneys fees as the court may deem reasonable, in addition to all taxable costs.

In an action to foreclose any bond hereunder the procedure shall be governed and regulated by the provisions hereof, and also when not in conflict herewith, by the codes of this state.

The sale when made shall be made subject to the balance of the principal of the bond not yet due and to all coupons not yet due and to all prior liens.

If a holder's account be paid to the treasurer under protest and the court upholds the protest, the holders bill for attorney's fees shall be canceled and the protestor shall be allowed an attorney's fee in presentation of the matter to the court as a deduction from the account and no interest shall be paid by the protestor after the date of his payment but if the protest be not sustained the holder shall be entitled to recover interest on the amount of his account from the date of protest at rate of ten per cent per annum. Upon dismissal of any action brought hereunder or before paying to the plaintiff the portion due such plaintiff, of the proceeds of a sale hereunder, the clerk of the court must forthwith notify the city treasurer who shall upon receiving such notice cancel the charges for same upon his books marking same "Paid through the court in action No. -----" and also all of the account of the holder of the bond shall be canceled and thereupon the balance of the bond not yet due shall be reinstated and receivable by the treasurer as though no action had been brought."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 368—An act to amend "The Improvement Act of 1911" as amended, by striking out sections 70, 71, 72, 73, 74 and 75, and by amending sections 63, 67, 68, 69 and 76, relating to penalty and default, sale of property, affidavit of publication of notice, costs and fees, certificate of treasurer, lien on property, redemption, recording of certificate, deed to purchaser

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the third line of the title of the printed bill, insert after the word "sections" the following: "27,".

AMENDMENT NUMBER TWO.

On the first page of the printed bill, immediately following the enacting clause, insert the following:

"SECTION 1. Section 27 of "The improvement act of 1911," approved April 7, 1911, as amended, is hereby amended to read as follows:

Sec. 27. It shall be the duty of the superintendent of streets on or before the third Monday of September of each year to certify to the county tax collector, a list of the properties within said city upon which there was a lien for unpaid assessments which had not gone to bond, as shown by the records of the street superintendent on the second Monday of August preceding.

The notice herein provided to be attached to or pasted to or printed or stamped upon the tax bill shall if the county tax collector so requires be prepared by the superintendent of streets and shall be forwarded to the county tax collector on or before the date herein provided for forwarding said list. Such tax collector, shall cause to be pasted or attached to or printed or stamped upon the tax bill or tax receipt, a notice which shall, in substance be as follows:

"Notice of Assessments

There was on the second Monday in August 19___, a delinquent assessment lien on this property which must be paid to city street superintendent (or bureau of assessments in cities where such bureau exists) to avoid foreclosure."

At any time after the first day of July next succeeding eight months following the date of return of such assessment to the superintendent of streets, the contractor or his assignee may bring action to foreclose any assessment against any of the land, lots, or portions of lots assessed on the assessment and diagram which have not been paid, and may recover the amount of such assessment, together with interest, penalties and costs allowed hereunder.

At any time after the return of such assessment to the superintendent of streets the contractor or his assignee may bring such action to foreclose if there should be a sale advertised of the property by the state for taxes or if proceedings should have been commenced for foreclosure of any special assessment lien prior to the one sued upon

When suit has been brought in accordance with the provisions of this section, the plaintiff shall be entitled to have and recover five dollars attorney fees, and not exceeding five dollars for the cost of a report of search by a reputable title company to determine those persons interested in the property, which report shall be filed in the action on each assessment sued on, in addition to all taxable costs, if the suit be settled or a tender be made before a recovery in said action, and he

may have judgment therefor; *provided*, that if the court finds an unnecessary number of actions have been brought, where the parties are identical, it may allow the costs of one action only; *and provided, further*, that such attorney's fee in any one action shall not exceed fifteen dollars where said action shall be settled before trial or where judgment shall be taken on default. Suit may be brought in the superior court within whose jurisdiction the city is, in which said work has been done, and the service of process must be had in said action, in such manner as is prescribed in the codes and laws of this state. It shall be competent to bring a single action under any such assessment irrespective of the number of lots assessed where the parties defendant are identical, and where separate actions are brought, the same may be consolidated by order of the court. The said warrant, assessment and diagram, with proof of nonpayment shall be held prima facie evidence of the regularity and correctness of the assessment and of the prior proceedings and acts of the superintendent of streets, and city council upon which said warrant, assessment and diagram are based, and like evidence of the right of the plaintiff to recover in the action. The court in said suit shall have the power to adjudge and decree a lien against the lot or parcel of land covered by said assessment and to cause the same to be sold to satisfy and discharge such lien. On appeal, the appellate court shall have the same power to adjudge and decree a lien and order the premises to be sold as is conferred on the court from which an appeal is taken.

In ordering the sale of the property on foreclosure of any assessment the date of the sale shall be set by the court within thirty days from date of judgment unless same be earlier than eighteen months following the date of the return to the superintendent of the warrant, when it shall follow such eighteen months within thirty days. The court shall order that a deed immediately issue upon the consummation of the sale and that such premises shall not thereafter be redeemable. The court shall also require the plaintiff to provide a certificate or guaranty from a title company authorized under the laws of California to issue policies of title insurance to the effect that they have examined the regularity of all of the proceedings and that the deed of the sheriff to be issued at the sale will convey a good title to the premises subject only to liens prior to the lien foreclosed upon, enumerating the said prior liens. The plaintiff shall pay for such certificate or guaranty and shall be entitled to recover the cost thereof. The said cost, however, to be subject to approval by the court.

In a complaint in any such action it shall be held sufficient to allege briefly that the city council ordered the work. The performance of the work under the contract, the making of the assessment, the issuing of said warrant and the making of said diagram; that an assessment (naming the amount) was levied against that certain lot or parcel of land (describing the same) which, according to the information and belief of the plaintiff, is owned by the defendant; that payment of said assessment has not been made.

If the contractor or his agent, or any person acting in behalf of the contractor shall, prior to the filing of a complaint for the recovery of any assessment as herein provided or subsequent to the filing of suit and prior to the allowance of attorney fees and costs as herein provided, make any written demand upon or present any bill or notice in writing to such owner, demanding, requesting or notifying such owner to pay or that there is due, attorney's fees or court costs in connection with the collection of such assessment, then the superintendent of streets is authorized, upon written demand of such owner, accompanied by affidavit of such owner, that such written demand, bill or notice for the payment of attorney's fees and costs, or either thereof was made upon or presented to such owner prior to the commencement of suit, or subsequent to the filing of suit and prior to the allowance of attorney's fees and costs, together with such written demand, bill or notice to mark said assessment "paid" and such assessment shall thereby be deemed to be paid and the lien thereof released; *provided*, that this clause shall not be held to apply to the service or summons and complaint in a civil action.

Should suit be brought for the recovery of any assessment prior to the time permitted for bringing same as herein provided, then in such action, so brought the plaintiff shall not recover and defendant shall be entitled to have and recover such attorney's fees as the court may deem reasonable in addition to all taxable costs and he may have judgment therefor.

Upon dismissal of an action brought hereunder or before paying to the plaintiff the portion due such plaintiff of the proceeds of a sale hereunder the clerk of the court must forthwith notify the superintendent of streets who shall upon receiving such notice cancel the assessment upon the records of his office and mark the same "Canceled through order of court in action No.-----"

AMENDMENT NUMBER THREE

On page 1, line 1 of the printed bill, strike out the figure "1", and insert in lieu thereof the figure "2".

AMENDMENT NUMBER FOUR.

On page 2, line 43, of the printed bill, strike out the words "commencement of", and insert in lieu the words "the commencement of an"

AMENDMENT NUMBER FIVE.

On page 5, line 46, of the printed bill, strike out the word "actions", and insert in lieu the words "an action".

AMENDMENT NUMBER SIX.

On page 2, line 48, of the printed bill, change the word "six" to the word "three".

AMENDMENT NUMBER SEVEN

On page 3, line 14, of the printed bill, strike out the word "seven", and insert in lieu the word "ten".

AMENDMENT NUMBER EIGHT.

On page 3, lines 14 and 15, of the printed bill, strike out the words "and if not so paid to be compounded semiannually".

AMENDMENT NUMBER NINE

On page 3, line 24, of the printed bill, strike out the figure "2" following "Sec.", and insert in lieu thereof the figure "3".

AMENDMENT NUMBER TEN.

On page 3 of the printed bill, strike out lines 27 to 38, both inclusive, and insert in lieu the following:

"Sec. 67. On or after one year following any default in any payment of principal upon any bond issued under the provisions of this act, the holder thereof may without demand bring an action to foreclose same.

An action may be brought to foreclose any bond issued under this act at any time after default in any payment of principal providing demand has been made in writing and served in the manner provided by law for the service of summons upon all parties interested in the property described in the bond, at least sixty days before the commencement of such action."

AMENDMENT NUMBER ELEVEN.

On page 3, line 42, of the printed bill, strike out the word "either" and the words "or interest".

AMENDMENT NUMBER TWELVE.

On page 3, line 52, of the printed bill, strike out the figure "3" after the abbreviation "Sec.", and insert in lieu the figure "4".

AMENDMENT NUMBER THIRTEEN.

On page 4 of the printed bill, beginning after the word "holder" in line 4, strike out all down to and including the word "thereafter" in line 7, and insert in lieu words "of the bond shall".

AMENDMENT NUMBER FOURTEEN.

On page 4, line 3, of the printed bill, insert the word "an" before the word "action".

AMENDMENT NUMBER FIFTEEN.

On page 4, line 8, of the printed bill, strike out the first word "said", and insert after the word "section" the figures "69".

AMENDMENT NUMBER SIXTEEN.

On page 4, line 14, of the printed bill, strike out the word "semiannually". Also strike out the word "seven" and insert in lieu thereof the word "ten".

AMENDMENT NUMBER SEVENTEEN.

On page 4 of the printed bill, strike out all following the word "penalties" in line 16 down to but not including the period in line 18.

AMENDMENT NUMBER EIGHTEEN

On page 5, line 42, of the printed bill, strike out words "or times".

AMENDMENT NUMBER NINETEEN.

On page 4 of the printed bill, following line 18, insert the following:

"If any person paying on said bond disputes the account as rendered to the treasurer by the holder of the bond and pays same under protest, the treasurer shall accept same and hold same subject to court order.

On receipt of any payment on a bond as in this section provided the treasurer shall at once notify the bond holder and if same was not paid under protest he shall pay the said holder the amounts due said holder on his demand and on presentation of a dismissal of the action verified by the clerk of the court.

If same was paid under protest he shall await an order of the court for its disposal."

AMENDMENT NUMBER TWENTY.

On page 4, line 19, of the printed bill, following the word "Sec." change the figure "4" to figure "5".

AMENDMENT NUMBER TWENTY-ONE.

On page 4, line 25, of the printed bill, following the word "fee" insert the following: "of five dollars at the time of bringing suit and if the case goes to trial."

AMENDMENT NUMBER TWENTY-TWO.

On page 4, line 28, of the printed bill, after the word "dollars" insert the following: "at the time of bringing suit but the holder shall secure a guarantee or policy of title insurance dated within ten days of the date set by the court for the sale, from a reputable title insurance company, certifying to the regularity of all proceedings so as to show that the sheriff's deed at said sale will convey a good clear title to said lot or parcel of land. The holder shall pay for said certificate but the bill therefore shall be subject to approval by the court. If such guarantee or policy be not so furnished the sale shall not be consummated."

AMENDMENT NUMBER TWENTY-THREE

On page 4 of the printed bill, at the end of line 34, insert the word "ten" after the word "of".

AMENDMENT NUMBER TWENTY-FOUR

On page 4, line 35, of the printed bill, strike out the word "seven", also the words "compounded semiannually".

AMENDMENT NUMBER TWENTY-FIVE

On page 4, line 36, of the printed bill, change the figure "5" to figure "6".

AMENDMENT NUMBER TWENTY-SIX.

On page 4, line 39, of the printed bill, change the figure "6" to the figure "7".

AMENDMENT NUMBER TWENTY-SEVEN.

On page 4, line 42, of the printed bill, change the first figure "7" to figure "8".

AMENDMENT NUMBER TWENTY-EIGHT.

On page 4, line 45, of the printed bill, change the figure "8" to figure "9".

AMENDMENT NUMBER TWENTY-NINE

On page 4, line 48, of the printed bill, change the first figure "9" to figure "10".

AMENDMENT NUMBER THIRTY.

On page 5, line 1, of the printed bill, change the figure "10" to figure "11".

AMENDMENT NUMBER THIRTY-ONE.

On page 5, line 4, of the printed bill, change the first figure "11" to figure "12".

AMENDMENT NUMBER THIRTY-TWO.

On page 5, line 8, of the printed bill, strike out the word "this", and insert in lieu thereof the word "a".

AMENDMENT NUMBER THIRTY-THREE.

On page 5, line 13, of the printed bill, after the word "issued", strike out down to and including the comma following the word "found" in line 15, and insert in lieu a period.

AMENDMENT NUMBER THIRTY-FOUR.

On page 5, line 15, of the printed bill, change the small "t" in the word "the" to a capital.

AMENDMENT NUMBER THIRTY-FIVE.

On page 5, line 16, of the printed bill, strike out the word "may", and insert in lieu thereof the word "shall".

AMENDMENT NUMBER THIRTY-SIX.

On page 5, line 24, of the printed bill, beginning after the word "sold", strike out everything down to and including the word "court" in line 25.

AMENDMENT NUMBER THIRTY-SEVEN.

On page 5, line 26, of the printed bill, following the word "such", strike out the words "bond and".

AMENDMENT NUMBER THIRTY-EIGHT.

On page 5, line 29, of the printed bill, strike out the word "judgment", and insert in lieu the word "sale".

AMENDMENT NUMBER THIRTY-NINE.

On page 5, line 37, of the printed bill, strike out the word "not", and insert in lieu thereof the following: "within thirty days from date of judgment unless same be".

AMENDMENT NUMBER FORTY.

On page 5, line 38, of the printed bill, strike out the words "of either principal or interest", and insert the following: "when it shall follow such eighteen months within thirty days,".

AMENDMENT NUMBER FORTY-ONE.

On page 5, following line 48, of the printed bill, insert the following :

"The sale when made shall be made subject to the balance of the principal of the bond not yet due and to all coupons not yet due and to all prior liens.

Upon dismissal of any action brought hereunder or before paying to the plaintiff the portion due such plaintiff of the proceeds of a sale hereunder, the clerk of the court must forthwith notify the city treasurer who shall, upon receiving such notice, cancel the charge for same upon his books, marking same "Paid through the court in action No.----"; and also, all of the account of the holder of the bond shall be canceled and thereupon the balance of the bond not yet due shall be reinstated and receivable by the treasurer as though no action had been brought.

If a holder's account be paid to the treasurer under protest and the court upholds the protest, the holder's bill for attorney's fees shall be canceled and the protestor shall be allowed an attorney's fee in presentation of the matter to the court as a deduction from the account and no interest shall be paid by the protestor after the date of his payment but if the protest be not sustained the holder shall be entitled to recover interest on the amount of his account from date of protest at rate of ten per cent per annum "

AMENDMENT NUMBER FORTY-TWO

On page 3, line 40, of the printed bill, insert the word "county" before the word "tax", and strike out the words "who collects general taxes for the city,".

AMENDMENT NUMBER FORTY-THREE.

On page 4, line 11, of the printed bill, strike out the words "without said", and insert in lieu the word "unless".

AMENDMENT NUMBER FORTY-FOUR.

On page 4, lines 11 and 12, of the printed bill, strike out the words "and be accompanied with payment in full", and insert in lieu the words "together with interest thereon at rate of ten per cent per annum from the date of delinquency and".

AMENDMENT NUMBER FORTY-FIVE.

On page 4, line 22, of the printed bill, insert the word "an" before the word "action".

AMENDMENT NUMBER FORTY-SIX.

On page 4, line 23, of the printed bill, strike out the following: "as amended,".

AMENDMENT NUMBER FORTY-SEVEN.

On page 4, line 24, of the printed bill, strike out the words "as said payments require to be paid".

AMENDMENT NUMBER FORTY-EIGHT.

On page 5, line 7, of the printed bill, strike out the word "any", and insert in lieu the word "an".

AMENDMENT NUMBER FORTY-NINE

On page 5, line 36, of the printed bill, strike out the word "this", and insert in lieu the word "a"

AMENDMENT NUMBER FIFTY.

On pages 2 and 3 of the printed bill, beginning in line 51, page 2, with the word "and", strike out all down to and including line 9, page 3, and insert in lieu the following: "the holder of this bond may, without demand, bring an action to foreclose same.

An action may be brought to foreclose this bond at any time after default in any payment of principal providing a demand has been made in writing and served in the manner provided by law for service of summons, upon all parties interested in the property described herein, at least sixty days before the commencement of such action."

AMENDMENT NUMBER FIFTY-ONE

On page 4, line 32, of the printed bill, strike out the word "lines", and insert the word "liens".

AMENDMENT NUMBER FIFTY-TWO

On page 5, line 15, of the printed bill, change the comma to a period, and change the small "t" of the word "the" to a capital.

AMENDMENT NUMBER FIFTY-THREE.

On page 5, line 20, of the printed bill, strike out the words "or interest".

AMENDMENT NUMBER FIFTY-FOUR.

On page 5, line 27, of the printed bill, strike out the word "penalties", and insert the words "other sums".

AMENDMENT NUMBER FIFTY-FIVE

On page 5, line 36, of the printed bill, strike out the word "this", and insert in lieu the word "a".

AMENDMENT NUMBER FIFTY-SIX

On page 5, line 46, of the printed bill, strike out the word "actions", and insert in lieu the words "an action".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 369—An act to amend the Acquisition and Improvement Act of 1925 as amended, by adding thereto a new section numbered 10½ and by amending sections 4, 5, 6, 7, 8, 9, 10, 11, 41, 44 and 50 thereof, relating to limiting number of zones, relative rates of taxes in zones, contributions of county or municipality, basis of protest, hearings as to details and on protest how and when held, notices, mailing and posting of notices, objection by whom, how and when filed, affidavit on objection, effect of objections and how overruled.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 of the printed bill, in the first line of the title, change the small "a" at the beginning of the word "acquisition" to a capital "A" and put the words "Acquisition and improvement act of 1925" in quotation marks with a period after the figure "5" and inside the quotation mark, and follow the quotation with the following: "approved May 23, 1925".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, in the third line of the title, strike out the figure "41", and insert in lieu the following: "38, 40, 41, 42".

AMENDMENT NUMBER THREE.

On page 1, line 15, of the printed bill, strike out the word "cost", and insert in lieu thereof the word "costs".

AMENDMENT NUMBER FOUR.

On page 1, line 19, of the printed bill, strike out the words "not exceeding four in number".

AMENDMENT NUMBER FIVE.

On page 1, line 20, of the printed bill, insert following the word "necessary", "in order to make the annual levies proportional to benefits", and strike out words as follows: "because of varying benefits".

AMENDMENT NUMBER SIX

On page 1, line 21, of the printed bill, strike out the word "like", and insert in lieu thereof "corresponding".

AMENDMENT NUMBER SEVEN.

On page 2, lines 2 and 3, of the printed bill, following the word "payments" strike out the words "on the principal and interest of the bonds", and insert in lieu the words "of the obligations of the district".

AMENDMENT NUMBER EIGHT.

On page 3, line 18, of the printed bill, begin a paragraph at the end of the sentence.

AMENDMENT NUMBER NINE.

On page 3, line 24, of the printed bill, strike out the word "expense", and insert in lieu the word "cost".

AMENDMENT NUMBER TEN

On page 3, line 45, of the printed bill, begin a paragraph at the end of the sentence.

AMENDMENT NUMBER ELEVEN

On page 3, line 46, of the printed bill, strike out the word "affected".

AMENDMENT NUMBER TWELVE.

On page 4, line 34, of the printed bill, insert before the word "expenses" the words "costs and".

AMENDMENT NUMBER THIRTEEN.

On page 4, line 46, of the printed bill, following the word "thirty," inside of the parentheses insert the following "in the case of acquisition bonds and immediate possession bonds, and not to exceed twenty in the case of improvement bonds".

AMENDMENT NUMBER FOURTEEN.

On page 4, line 47, of the printed bill, after the word "one-thirtieth" inside of the parentheses insert the following "in the case of acquisition bonds and immediate possession bonds, and not less than one-twentieth in the case of improvement bonds".

AMENDMENT NUMBER FIFTEEN.

On page 5, line 5, of the printed bill, strike out the word "five", and insert in lieu thereof the word "three".

AMENDMENT NUMBER SIXTEEN.

On page 5 of the printed bill, following the comma at the end of line 30, insert the following "other than any which are to be acquired in the proceeding."

AMENDMENT NUMBER SEVENTEEN.

On page 5, line 50, of the printed bill, before the word "expenses", insert the words "costs and .

AMENDMENT NUMBER EIGHTEEN.

On page 6, line 1, of the printed bill, following the word "total", insert the words "costs and".

AMENDMENT NUMBER NINETEEN.

On page 6, line 10, of the printed bill, strike out the word "varying", and insert in lieu thereof the word "the".

AMENDMENT NUMBER TWENTY.

On page 6, line 12, of the printed bill, strike out the following "not exceeding four."

AMENDMENT NUMBER TWENTY-ONE.

On page 6, line 13, of the printed bill, strike out the words "according to benefits".

AMENDMENT NUMBER TWENTY-TWO.

On page 6, line 14, of the printed bill, following the word "which", insert the following "in the opinion of the legislative body".

AMENDMENT NUMBER TWENTY-THREE.

On page 6, line 35, of the printed bill, strike out the word "entirely .

AMENDMENT NUMBER TWENTY-FOUR.

On page 7, line 22, of the printed bill, put in quotes the words "hearing as to detail".

AMENDMENT NUMBER TWENTY-FIVE.

On page 7, line 28, of the printed bill, put in quotes the words "hearing as to details" put the period outside the quotes.

AMENDMENT NUMBER TWENTY-SIX.

On page 9, line 45, of the printed bill, following the word "resolution" insert the following "and along each side line of all open streets in the proposed assessment district, at each corner of every street intersecting on that side".

AMENDMENT NUMBER TWENTY-SEVEN.

On page 9, line 50, of the printed bill, strike out the word "height", and insert in lieu thereof the word "length".

AMENDMENT NUMBER TWENTY-EIGHT.

On page 10, line 16, of the printed bill, put a quote before the word "hearing" instead of after, and put the period outside the quote.

AMENDMENT NUMBER TWENTY-NINE.

On page 10 of the printed bill, strike out lines 24 to 31, inclusive, and insert in lieu thereof the following:

"The clerk of the legislative body conducting the proceeding shall mail post card notices to all owners of land within the assessment district (as said ownerships appear upon the last equalized assessment roll of the city or county, or as otherwise known to the clerk) stating in substance the fact and date of the adoption of the resolution of intention, referring to the resolution of intention for a description of the improvement or acquisition, or both, as the case may be, and of the district, and for further particulars, and stating that land of the addressee is within the assessment district and the time and place when the "hearing as to details" and when the "hearing on protests" will be held. No failure of the clerk to send any of said notices and no failure of any property owners or others interested to receive the same and no defects in such notices shall in any way vitiate or invalidate the proceeding, but the legislative body conducting the proceeding shall not order the acquisition or improvement, or both, until the clerk shall have filed in the record of proceedings in his office an affidavit that he has diligently and in good faith attempted to ascertain the addresses of the owners of land within the assessment district and that he has mailed notices to all of such land owners whose addresses he found, at least ten days prior to the date of "hearing as to details" stated in the notice. Such affidavit shall be conclusive evidence of the facts therein stated."

AMENDMENT NUMBER THIRTY.

On pages 10 and 11 of the printed bill, beginning with line 50, page 10, strike out all down to and including line 28, page 11.

AMENDMENT NUMBER THIRTY-ONE.

On page 11, line 50, of the printed bill, strike out the word "percentages", and insert in lieu thereof the following: "relative rates of taxes".

AMENDMENT NUMBER THIRTY TWO.

On page 13, line 3, of the printed bill, strike out the words "property owner" and insert in lieu thereof the words "owners of land".

AMENDMENT NUMBER THIRTY-THREE

On page 13, line 4, of the printed bill, strike out the words "property owners file", and insert in lieu thereof the following: "owners of land within the district, file with the clerk of the legislative body conducting the proceedings".

AMENDMENT NUMBER THIRTY-FOUR.

On page 13 of the printed bill, following line 6, insert the following: "Owners of land within the meaning of this section are those, and those only, who appear to be such upon the records in the recorder's office of the county in which the district is situated on the day before the day set for said "hearing on protests" and an executor or administrator shall be deemed representative of his decedent, and a trustee of an express trust in land, other than as security for the payment of money, of the land held in such trust, and a trustee in bankruptcy of the bankrupt, and a guardian of his ward. Owners of land within the meaning of this section shall also include any person who holds a valid contract to purchase land, which fact must either be shown to be such upon the records in said recorder's office or the owner signing the protest must exhibit his contract to purchase; *provided, however*, that if both the owner of record and the contract purchaser shall present protests for the same land, only one protest shall be counted. The objection of any owner may be made by the signature of his agent; *provided*, that there must be attached to the objection the affidavit of the agent that he is duly authorized to sign said objection. Every written objection must contain a description of the property in which each signer thereof is interested sufficient to identify it, and must set forth the nature of his interest therein, and, if signed by more than one objector, must be accompanied by the affidavit of a citizen that each signature thereto is the genuine signature of the person whose name is thereto subscribed. Any written objection not complying with the foregoing requirements shall not be considered by the legislative body in canvassing the protests at the "hearing on protest"."

AMENDMENT NUMBER THIRTY-FIVE

On page 13, lines 1 and 2, of the printed bill, put the words "hearing on protest" in quotes.

AMENDMENT NUMBER THIRTY-SIX.

On page 13, line 7, of the printed bill, put the words "hearing on protest" in quotes.

AMENDMENT NUMBER THIRTY-SEVEN.

On page 13, line 15, of the printed bill, change the word "forty" to "fifty".

AMENDMENT NUMBER THIRTY-EIGHT.

On page 13 of the printed bill, strike out all of lines 17, 18 and first part of line 19 to and including the word "if".

AMENDMENT NUMBER THIRTY-NINE.

On page 14, line 19, of the printed bill, strike out the word "changes", and insert the word "changed".

AMENDMENT NUMBER FORTY.

On page 15 of the printed bill, insert following line 33 the following:
"Sec. 10. Section 38 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 38. If, for any reason, the funds derived from the issuance of bonds as heretofore provided for any acquisition under a proceeding had and taken under this act, shall be insufficient to pay the interlocutory judgment or judgments and all incidental expenses of the proceedings, or any additional moneys are required to be deposited in court in order that possession and use of the property sought to be condemned, or any portion thereof, may be had or retained, the legislative body conducting the proceedings may meet such deficit by an appropriation out of the general fund of the county or municipality, as the case may be, or by ordering a supplemental issue of bonds of the district and the sale of such bonds, which bonds shall be issued and sold in like manner and form and under like procedure and with like notice to that heretofore in this act prescribed for the issuing of bonds to obtain funds for deposit in order that immediate possession and use of the property sought to be condemned may be obtained or to defray the expenses of an acquisition, as the case may be. The report

of the attorney that additional funds are needed for any of the purposes in this section stated shall be made to the legislative body conducting the proceeding and such legislative body shall thereafter proceed as hereinbefore in this section provided. In the event such a supplemental issue of bonds is made, said legislative body may advance the moneys required from the general fund of the county or municipality, as the case may be, and thereafter reimburse said fund from the proceeds of such supplemental issue.

Also if the funds derived from the issuance of bonds for any improvement are insufficient to pay the costs of the same and all incidental expenses thereof the legislative body which conducted the proceedings may meet such deficiency by an appropriation out of the general fund of the county or municipality, as the case may be, or by ordering a supplemental issue of bonds of the district and the sale of such bonds as provided for a supplemental issue of acquisition bonds, except that the report that additional funds are needed shall be made by the superintendent of work.

SEC. 22. Section 40 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows.

Sec. 40. The principal and interest of the bonds issued under this act shall be payable in gold coin of the United States of America at the office of the treasurer issuing the same. The legislative body is hereby vested with power to determine, and shall in the resolution of intention determine, the number of years, not to exceed thirty, in the case of acquisition bonds and immediate possession bonds, and not to exceed twenty in the case of improvement bonds, after the issuance of any bonds issued, within which the aggregate principal of all bonds to be issued in any proceeding under this act shall be paid and discharged, and to fix the rate of interest, not to exceed eight per cent per annum, payable semiannually, to be paid thereon; *provided, however,* that in the case of acquisition bonds and immediate possession bonds the rate stated in the resolution need only be a maximum rate, which shall not exceed eight per cent per annum, payable semiannually, in which case the exact rate of interest shall be determined upon the sale of the bonds, as heretofore provided. It shall be a sufficient determination and fixing of the term and interest rate of said bonds to set forth in the resolution of intention that bonds will be issued for the expense of the things to be done in any language which will fairly indicate such time, the fractional part of the principal to be paid each year, and the interest rate for improvement bonds and either the interest rate or the maximum interest rate for which acquisition bonds and immediate possession bonds will be issued. It may be provided in said resolution that the first payment of principal shall become due, either one, two, or three years after the date of said bonds. The number of installments of payments on the principal shall be indicated in said resolution of intention, and in any proceeding the number of installments of payment on the principal of improvement bonds may differ from the number of installments of payments on the principal of acquisition bonds and immediate possession bonds, if any, to be issued in said proceeding. The amount of the principal due in each annual payment need not be exactly the same, but with respect to each installment except the last may be made to differ not more than five hundred dollars from the amount obtained by dividing the total of the principal amount due under the bonds by the number of installments. Each installment, except the last, shall be an even multiple of one hundred and the last installment shall be for the balance of the total principal amount not provided to be paid in the previous installments.

In case the amount of any supplemental issue of bonds, or the amount of any issue of acquisition bonds after immediate possession bonds have been issued in the proceedings, is insufficient for such bonds to mature in multiples of one hundred dollars over the term of maturity of the bonds to be issued, as stated in the resolution of intention, in that event the legislative body conducting the proceedings may fix the maturities of such bonds, and the denominations thereof, so that the same may be issued in multiples of one hundred dollars and in that event such bonds shall mature in as nearly as possible equal, annual amounts and the first payment on the principal thereof shall be as stated in the resolution of intention.

All bonds issued hereunder shall be dated as provided in this act, and in case immediate possession bonds, improvement bonds, and acquisition bonds be issued, the respective dates of such bonds shall be the dates of the respective resolutions ordering the issuance of the same.

The interest payments on said bonds shall be payable semiannually on the second day of January and the second day of July of each year, except that the first interest payment shall be made on the second day of January or the second day of July (whichever month first succeeds the date of the bonds) next succeeding one year after the date of said bonds, and except that the last installment of interest shall be payable at the maturity of the bonds, in the manner indicated in the form of bond in this act set forth. It shall not be necessary, either in the resolution of intention or otherwise, to set forth or determine the days of the month on which payments of interest are to be made, nor that payments shall be made in gold coin, nor that payments shall be made at such treasurer's office, but all persons are charged with notice of the contents of this section, especially in the aforesaid particulars.

AMENDMENT NUMBER FORTY-ONE.

On page 15, line 34, of the printed bill, change the figures "10" to figures "12".

AMENDMENT NUMBER FORTY-TWO

On pages 18 and 19 of the printed bill, strike out all following line 31, page 18, down to and including line 11, page 19, and insert in lieu the following:

"In any event, it shall be the duty of the legislative body, which is required by this section to levy the special assessment tax, to levy a special assessment tax each year upon all of the said lands within such district, and if zones have been established, then in accordance with the relative rates of taxes fixed for each, clearly sufficient to pay the principal and interest of said bonds as the same shall become payable, and in this behalf the legislative body is hereby empowered to include in the said levy such an amount as to it, in its best judgment, shall be deemed reasonable to provide for anticipated delinquencies in the payment of such special assessment taxes.

Whenever any of said bonds or any payment of principal or interest thereon shall become due and there shall not be sufficient money in said interest and sinking fund to pay the same, the legislative body which conducted the proceeding may, pending the levy and collection of a special assessment tax therefor, order the amount of money necessary to pay said bonds, or payment of principal or interest so falling due, to be transferred from the general fund of the county or municipality, as the case may be, to said interest and sinking fund, and the amount of money so transferred shall be deemed a loan to said interest and sinking fund and shall be repaid to the general fund from the first money coming into said interest and sinking fund thereafter. Any money remaining in any acquisition and improvement district interest and sinking fund after all of the bonds of the district have been retired shall be transferred to the general fund of the county or municipality, as the case may be, whose legislative body conducted the proceeding and shall by said body be used in repairing any public way in said district, the repair of which in their judgment will be of benefit to the taxpayers in the district in the same relative degree as the improvement originally made in the district, regardless of whether a portion or all of the district as originally formed may have been included within one or more municipalities which did not include such portion or all of the district at the time the proceedings for the same were initiated.

The legislative body and other officers and bodies named are hereby vested with power and jurisdiction to do all and singular the things which in this section it is declared shall or may be done by it or them."

AMENDMENT NUMBER FORTY-THREE.

On page 19, line 14, of the printed bill, strike out the word "action", and insert in lieu thereof the word "section".

AMENDMENT NUMBER FORTY-FOUR.

On page 19 of the printed bill, following line 51, insert the following:

"After any assessment district has been formed under this act no acquisition of lands therein by the state, a county, city, or any political subdivision or public body of this state, and no public use of such lands shall operate to relieve or release any of such lands so acquired or used from the levy and collection of the special assessment taxes to be levied to pay the principal and interest on all bonds issued under the proceedings, and notwithstanding such acquisition or use said lands shall be and remain liable to be assessed and the collection of such assessment shall be enforceable against said land or against the owner thereof until the principal and interest of said bonds are fully paid.

Sec 13 Section 42 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows

Sec. 42. All bonds issued in pursuance of the provisions of this act shall be negotiable and shall by their issuance be conclusive evidence of the regularity, validity and legal sufficiency of all proceedings, acts and determinations in any wise pertaining thereto, had or made under this act, and after the same are issued no tax levied or collected for the purpose of paying the principal or interest on said bonds shall be held to be invalid or illegal, or set aside or refunded, by reason of any error, informality, irregularity, omission or defect in any of the proceedings, acts or determinations in any wise pertaining to the issuance or payment of said bonds, nor shall any action or proceeding be thereafter commenced or maintained to cancel or set aside said bonds or to prevent the payment thereof or the levy or collection or enforcement of a tax for such payment.

The legislative body conducting the proceedings may at any time after any bonds have been ordered issued, but before the delivery of the same, or after any contract has been awarded, but before the same has been signed, bring an action in the superior court of the county in which the district lies to determine the validity of such bonds or contract. The jurisdiction of all parties interested may be had by publication of summons at least once a week for four consecutive weeks in some newspaper of general circulation published in the county in which said suit is brought, such paper to be designated by the court having jurisdiction of the proceeding. Said summons shall contain a statement of the title of the action, the approximate amount of bonds involved in the action or the approximate amount of the contract price as nearly as the same may be estimated, a general description of

the district to be assessed for the payment of principal and interest of the bonds issued or to be issued in the proceeding, a reference to the petition on file in such action for a description of the work or improvement or of the acquisition, as the case may be, and for all particulars of such action, and the prayer of the petitioner for relief. Jurisdiction shall be complete thirty days after the first publication of such summons in the manner herein provided. Any person interested may at any time before the expiration of said thirty days appear and by proper proceedings contest the validity of such bonds or contract. Such action shall be speedily tried and judgment rendered declaring such bonds or contract either valid or invalid.

The court hearing said action, in inquiring into the regularity, legality or correctness of such proceedings, must disregard any error, irregularity or omission which does not affect the substantial rights of the parties to said action. The rules of pleading and practice provided by the Code of Civil Procedure, where not inconsistent with this act, are applicable to the action herein provided for. Any motion for a new trial must be heard and determined within ten days from the filing of the notice of intention. The costs of the hearing in such action may be allowed and apportioned between the parties or taxed to the losing party in the discretion of the court. Either party shall have the right to appeal to the supreme court within thirty days after the rendition of such judgment and the appeal must be heard and determined within three months from the time of taking such appeal.

Such action shall be a proceeding in rem and the judgment therein shall be final and conclusive of the validity of such bonds or said contract and of the validity of all proceedings prior to the issuance of such bonds or the awarding of such contract and shall be conclusive evidence of the validity of such bonds or contract and of the validity of all proceedings prior to the issuance of such bonds or the award of such contract."

AMENDMENT NUMBER FORTY-FIVE

On page 20, line 1, of the printed bill, change the figure "11" to the figure "14".

AMENDMENT NUMBER FORTY-SIX.

On page 25, line 26, of the printed bill, change the figure "12" to the figure "15".

AMENDMENT NUMBER FORTY-SEVEN.

On page 28 of the printed bill, strike out all of subdivision 13, and insert in lieu thereof the following:

"Subdivision 13 The words "relative rates of taxes" as used herein mean the basis of division between the several zones, of the amounts to be raised annually for the purposes of the district. Such basis of division may be established on either of three methods:

1. A fractional division of the amount among the several zones in which case it would be expressed, for instance, as follows: Of the amounts to be raised each year to discharge the obligations of the district zone A shall bear one-half, zone B one-third, zone C one-sixth.

2. A division by fixing the ratio of rates per one hundred dollars of assessed value of the land, to be raised in taxes to meet the annual requirements of the district, in which case it would be expressed, for instance, as follows: The relative rates of taxes annually to be raised for the purposes of the district in each of the several zones shall be in the ratio as follows: zone A 10, zone B 5, zone C 2.5, zone D .02.

3. A combination of the two aforementioned methods of division in which case it would be expressed, for instance, as follows: Of the amount necessary to be raised each year there shall be raised from zone A one-half, zone C one-quarter, and the remaining quarter shall be raised by tax rates on the hundred dollars of assessed land value in each of the following zones and in the ratio as follows: zone A 0, zone B 10, zone C 3, zone D .08."

AMENDMENT NUMBER FORTY-EIGHT.

On page 29 of the printed bill, following line 4 insert the following:

"Land to be acquired shall be deemed to be outside the district.

SEC 16. The foregoing amendments to existing sections of the said "Acquisition and improvement act of 1925," as amended, and the new sections added thereto by this act shall not apply to or affect any proceeding in which a resolution of intention shall have been adopted prior to the date upon which the governor shall approve this act, but in such a proceeding the said act, as in effect prior to this enactment, shall govern and control as to all matters in such proceeding."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 422—An act providing a debt burden limit for lands within counties, cities and counties, and cities, and providing the method of ascertaining the amount thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 1, of the printed bill, strike out the words "Citizens or property owners," and insert in lieu the word "Persons".

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, strike out the following: "as hereinafter defined,".

AMENDMENT NUMBER THREE.

On page 1, line 15, of the printed bill, insert a comma following the word "county".

AMENDMENT NUMBER FOUR.

On page 1, line 20, of the printed bill, insert a comma following the word "county".

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, strike out all of section 3, and insert in lieu the following:

"SEC. 3. The words "debt burden" as used in this act shall mean the sum of the unpaid specific indebtedness and the fair pro rata of the total unpaid nonspecific indebtedness against the land, either of which has been imposed thereon through special assessment proceedings or through bond issues of the county, city and county, or city, including the fair pro rata of the portion of estimated cost to be borne by the district of the thing or things proposed to be done. In determining debt burden there shall be excluded any debts which were created for revenue producing enterprises, where the enterprises for which said debt was created, are actually paying the installments of principal and interest as they become due on such debt, and no interest shall be included unless the same be past due.

Where specific assessments have been levied against land in a district or districts and the assessments or bonds representing same were payable in installments, it shall be assumed in figuring the "debt burden" that all installments have been paid before becoming delinquent and that all installments which would not have been delinquent if unpaid, are unpaid."

AMENDMENT NUMBER SIX.

On page 2, line 22, of the printed bill, strike out the word "any", and insert in lieu thereof the word "nonspecific".

AMENDMENT NUMBER SEVEN.

On page 2, line 23, of the printed bill, insert after the word "of" the word "such".

AMENDMENT NUMBER EIGHT.

On page 2 of the printed bill, strike out all of section 7 and insert in lieu thereof the following:

"SEC. 7. Specific indebtedness as used herein means debts, assessments, or bonds which are a definite separate lien on each parcel of land.

Nonspecific indebtedness as used herein means such indebtedness or assessments or bonds as are liens against two or more parcels of land."

AMENDMENT NUMBER NINE.

On page 2 of the printed bill, strike out all of section 9 and insert in lieu thereof the following:

"SEC. 9. If the auditor calls upon the engineer or surveyor for an estimate of cost on any proposed improvement said engineer or surveyor shall make a careful estimate and preserve as records of his office all supporting data and shall give his estimate on oath that the same is a true and fair estimate to the best of his knowledge and ability. His estimate shall be of three parts: (1) Cost for acquisition (if any be included) including the incidental costs attendant upon any anticipated procedure in eminent domain. (2) incidental expenses arising from the formation of the district, and incidental to the planning and supervision of the work, (3) contract cost of the work to be done."

AMENDMENT NUMBER TEN.

On page 2, line 48, of the printed bill, insert after the word "as" the word "provided".

AMENDMENT NUMBER ELEVEN.

On page 2, line 49, of the printed bill, strike out the word "provided".

AMENDMENT NUMBER TWELVE.

On page 3 of the printed bill, strike out all of lines 10 and 11 except the period.

AMENDMENT NUMBER THIRTEEN.

On page 3, line 39, of the printed bill, following the semicolon, insert the following: "that the assessed value of lands on which the debt burden limit will be exceeded is -- per cent of the total assessed value of all lands in the district; (if the percentage of lands, so exceeding the debt burden limit by five or less, then the auditor shall certify as follows: that attached hereto is a list showing the lands on which the debt burden limit will be exceeded and the per cent of true value which the debt burden on each thereof will be);".

AMENDMENT NUMBER FOURTEEN

On page 4, line 1, of the printed bill, strike out the word "No", and insert in lieu the following: "Except as hereinafter provided in section 16, no".

AMENDMENT NUMBER FIFTEEN

On page 4, line 1, of the printed bill, strike out the words "of citizens or property owners".

AMENDMENT NUMBER SIXTEEN.

On page 4, line 6, of the printed bill, insert the word "burden" after the word "debt", and put the words "debt burden limit" in quotations.

AMENDMENT NUMBER SEVENTEEN.

On page 4, line 8, of the printed bill, strike out the word "No" and insert in lieu thereof the following: "Except as hereinafter provided in section 16, no".

AMENDMENT NUMBER EIGHTEEN.

On page 4, line 18, of the printed bill, strike out the word "No" and insert in lieu thereof the following: "Except as hereinafter provided in section 15, no".

AMENDMENT NUMBER NINETEEN.

On page 4, line 30, of the printed bill, change the figure "16" to figure "17".

AMENDMENT NUMBER TWENTY.

On page 4, line 36, of the printed bill, change the figure "17" to the figure "18".

AMENDMENT NUMBER TWENTY-ONE.

On page 4, line 38, of the printed bill, change the figure "18" to the figure "19".

AMENDMENT NUMBER TWENTY-TWO.

On page 4, line 46, of the printed bill, change the figure "19" to figure "20".

AMENDMENT NUMBER TWENTY-THREE.

On page 4 of the printed bill, strike out all of section 15, and following line 29 insert the following:

"SEC. 15. Whenever any condition arises as in section 15 hereof provided, the auditor may be called upon to make a new report and give a new certificate upon the debt burden date, such report shall be made in the same manner as if it were being made upon an entirely new request, except that both the auditor and the engineer shall take into consideration conditions developed by the progress of proceedings.

If the auditor's new certificate shows that the debt burden limit will not be exceeded the proceeding may be carried on.

SEC. 16. If the certificate of the auditor shows that the debt burden limit will be exceeded on some of the land or lands in the district, the assessed value of which is not more than five per cent of the total assessed value of all lands in the district the board of supervisors, city council or other governing board may investigate the conditions and if they make a finding by a unanimous vote and enter such finding on their minutes, that the exceeding of the debt burden limit upon such particular lands is desirable both from the standpoint of the owners thereof and the public, and of the stability of the securities to be issued, then the operation of the debt limit shall be suspended with regard to the said five per cent of said properties for the particular proceeding.

Provided, however, that in the event that if ever in the future there should be created a state finance commission having supervision of issuance of local securities then such commission should perform the duties hereby imposed on the debt limit commission."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 630—An act to carry into effect the provisions of subdivisions 6 and 7 of section 8½ of article XI of the constitution of the State of California; and also to provide for the alteration of the

boundaries of, for the annexation of territory located in the county of San Mateo to the city and county of San Francisco, for the incorporation of such annexed territory in and as a part of said city and county and for the government of such annexed territory as an integral part of such city and county of San Francisco.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In the title of the act, line 3, of the printed bill, commencing with the word "and" after the semicolon, strike out all of said line and the remainder of the title, and insert in lieu thereof the following: "to provide for the alteration of the boundaries of and for the consolidation of territory located in the county of San Mateo with the city and county of San Francisco, for the incorporation of such consolidated territory in and as a part of said city and county, and for the government of such consolidated territory as an integral part of such city and county of San Francisco".

AMENDMENT NUMBER TWO

On page 1, line 2, of the printed bill, after the words "consolidate with", insert the following words: "a part or all of the".

AMENDMENT NUMBER THREE

On page 3, line 34, of the printed bill, strike out the word "annexed", and insert in lieu thereof the word "consolidated".

AMENDMENT NUMBER FOUR.

On page 3, line 36, of the printed bill, insert a comma after the word "election", and on the same page, line 38, strike out the comma after the word "event".

AMENDMENT NUMBER FIVE.

On page 3, line 48, of the printed bill, insert a comma after the word "body", and strike out the comma at the end of said line.

AMENDMENT NUMBER SIX.

On page 4, line 4, of the printed bill, insert a comma after the word "city", and on the same page, line 5, insert a comma after the word "thereof".

AMENDMENT NUMBER SEVEN.

On page 4, line 23, of the printed bill, insert a comma after the word "thereof", and on the same page, line 26, insert a comma after the word "county".

AMENDMENT NUMBER EIGHT.

On page 4, line 27, of the printed bill, after the word "county", strike out the rest of the line, and insert in lieu thereof the following "defined as a district, by a resolution, a copy of which shall be forthwith transmitted by said board to the board of supervisors of the county of San Mateo".

AMENDMENT NUMBER NINE

On page 4 of the printed bill, strike out lines 28 to 31, inclusive, and insert in lieu thereof the following:

"SEC. 7. Thereupon, and within the time prescribed by law, there shall be submitted by the board of supervisors of the county of San Mateo to the voters of said entire district so defined a proposal, as one".

AMENDMENT NUMBER TEN.

On page 5, line 6, of the printed bill, strike out the words "an annexation", and insert in lieu thereof the words "a consolidation".

AMENDMENT NUMBER ELEVEN

On page 5 of the printed bill, strike out the entire paragraph comprising lines 13 to 22, inclusive, and insert a paragraph in lieu thereof reading as follows:

"Such notice shall include a particular description of said district and shall name any incorporated cities included therein and designate the unincorporated territory included therein by some appropriate name or other words of identification. It shall also briefly describe any debts to be assumed by such district, in the event of such consolidation becoming effective".

AMENDMENT NUMBER TWELVE.

On page 5, line 28, of the printed bill, strike out the words: "annexation of said district to", and insert in lieu thereof the words "consolidation of said district with".

AMENDMENT NUMBER THIRTEEN.

On page 5 of the printed bill, commencing with the words "paragraphs" in line 50, strike out all of said line and the following lines 51 and 52 on said page, and also lines 1 and 2, on page 6, and insert in lieu thereof the following: "sections 7 and 8 hereof should be in favor of the proposal so submitted, then such vote shall be deemed also to give the consent of the qualified electors of the county to the proposed consolidation of said district with the city and county".

AMENDMENT NUMBER FOURTEEN.

On page 6 of the printed bill, strike out the figure "9" in line 5, and the figure "8" in line 9, and insert in lieu thereof the words "nine" and "eight", respectively.

AMENDMENT NUMBER FIFTEEN.

On page 6 of the printed bill, strike out the words "county election above provided" appearing in lines 14 and 15, and insert in lieu thereof the words: "elections above provided for".

AMENDMENT NUMBER SIXTEEN.

On page 6, line 25, of the printed bill, insert a comma after the word "elections".

AMENDMENT NUMBER SEVENTEEN.

On page 6, line 45, of the printed bill, strike out the word "annexed", and insert the word "consolidated".

AMENDMENT NUMBER EIGHTEEN.

On page 8, line 15, of the printed bill, strike out the figure "8", and insert in lieu thereof the word "eight", and in line 32 strike out the figures "12", and in lieu thereof insert the word "twelve", and on the same page, line 41, strike out the word "annexed", and insert in lieu thereof the word "consolidated".

AMENDMENT NUMBER NINETEEN.

On page 9, lines 48, 49 and 50, of the printed bill, strike out the following language: "or any indebtedness theretofore authorized and to be represented by bonds of such city and county thereafter to be issued".

AMENDMENT NUMBER TWENTY.

On page 10 of the printed bill, strike out lines 12 to 16, both inclusive, and on page 10, line 17, strike out the word "county" and the period following the same, and on page 10, line 17, strike out the capital letter "I" and substitute a lower case letter "i", and on page 10, line 21, strike out the words "so provide" and insert in place thereof the words "make such provision as may be necessary", and on page 10, line 23, strike out all the line following the period, and on page 10, strike out lines 24 to 27, both inclusive.

AMENDMENT NUMBER TWENTY-ONE.

On page 11, line 9, of the printed bill, strike out the semicolon after the word "effective" and insert a comma.

AMENDMENT NUMBER TWENTY-TWO.

On page 11 of the printed bill, strike out the word "and" in line 20, and insert in lieu thereof a comma, and in line 22 insert a comma after the word "effect".

AMENDMENT NUMBER TWENTY-THREE.

On page 11 of the printed bill, strike out in lines 33 and 34 the words "annexed to", and insert in lieu thereof the words "consolidated with"; and in line 46 on the same page strike out the comma after the word "elected".

AMENDMENT NUMBER TWENTY-FOUR.

On page 12 of the printed bill, strike out line 46, and insert in lieu thereof the following: "effective, shall ipso facto be deemed to be and be transferred to the".

AMENDMENT NUMBER TWENTY-FIVE.

On page 13, line 1, of the printed bill, strike out the comma at the end of the line, and in line 14 on the same page insert before the word "zoning" the words "fire district or".

AMENDMENT NUMBER TWENTY-SIX.

On page 13, between lines 18 and 19, of the printed bill, insert a paragraph to read as follows:

"Anything in this act to the contrary notwithstanding, it shall, however, be competent in any proposed amendment or amendments to an existing charter of said city and county, or in any proposed new charter for said city and county, which may be submitted to the electors concerned for ratification, as provided in section 17 of this act, to provide for continuing in force, until repealed by proper authority, any ordinance or ordinances and resolution or resolutions of said county of San Mateo, of any of said incorporated cities, and of any said governmental agencies, so consolidated under the provisions of this act, to prescribe the territorial limits within which any such ordinances and resolutions so continued in force shall remain

effective until repealed by proper authority, and to determine by what authority such ordinances and resolutions may thereafter be repealed or amended."

AMENDMENT NUMBER TWENTY-SEVEN.

On page 13, line 34, of the printed bill, strike out the comma after the word "city".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 937—An act to amend an act entitled "An act authorizing and requiring boards or commissions having the management and control of paid fire departments to grant the members thereof yearly vacations," approved March 26, 1895, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 5 of the title of the printed bill, strike out the period in said line and insert in lieu thereof a comma and the following: "by amending section 1 thereof, relating to vacations of members of fire departments and extending the provisions of the act to include fire districts, county fire districts and fire protection districts."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the word "An", and insert in lieu thereof the following: "Section 1 of an".

AMENDMENT NUMBER THREE.

On page 1, lines 13 and 14, of the printed bill, strike out the words "five, nor more than fifteen days," and insert in lieu thereof the following: "ten days".

AMENDMENT NUMBER FOUR.

On page 1, line 17, of the printed bill, strike out lines 17 to 25, inclusive, and insert in lieu thereof the following: "said, must be arranged by said board, council, commission, commissioners or other governing body so as not to interfere with or in any way impair the efficiency of said department. No deduction must be made from the salary or pay of any member of such fire department granted such leave of absence under the provisions of this act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 981—An act to provide for the protection of certain employees of cities, city and counties, incorporated or unincorporated cities, towns or districts, against personal liability incurred while acting within the course of their duty.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, after the word "department" in said line, insert the following: "or police department".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 5 and 6, and insert in lieu thereof the following: "such member arising out of the operation, in line of duty, of a motor vehicle of such department while responding to an alarm of fire or an emergency police call".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 712—An act to provide for the change of name of irrigation districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out "said", and insert in lieu thereof "last organized".

AMENDMENT NUMBER TWO

On page 1, line 5, of the printed bill, strike out the word "may", and insert in lieu thereof the following: "shall".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 820—An act to amend an act entitled "An act to authorize irrigation districts to cooperate and contract with the United States under the provisions of the federal reclamation laws for a water supply, or the construction, operation or maintenance of works, including drainage works, or for the assumption by the district of indebtedness to the United States on account of district land: and to provide the manner and method of payments to the United States under such contract, and for the apportionment of assessments, and levy thereof, upon the lands of the district to secure revenue for such payments and to provide for the judicial review and determination of the validity of the proceedings in connection with such contract." approved May 5, 1917, as amended, by adding a new section thereto numbered section 10, relating to contracts of irrigation districts for construction of public works.

Bill read second time, ordered to engrossment, and third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 13—An act to amend section 3 of an act entitled "An act to provide for the protection of lands from overflow, other than lands recognized as swamp lands," approved April 15, 1880, as amended, relating to the organization of levee districts and for the conduct of elections therein, and for the canvass of election returns of such elections and for the compensation of trustees of such districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 13 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Flynn, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Lexmel, Little, Lyons, McGuinness, Miller, Eleanor; Miller, James A. Mixer, Morgan, Morrison, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—53.

NOES—Heisinger, and Meeker—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 608—An act relating to the retirement of teachers in schools for the blind, schools for the deaf and in special classes maintained for the deaf, the hard of hearing and the blind.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 608 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Klme, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Seawell, Sowell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 505—An act to amend sections 5 and 9 of an act entitled "An act to allow unincorporated cities and towns to equip and maintain a fire department," approved March 4, 1881, as amended, relating to the support thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 505 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 878—An act to amend section 11 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, or the construction of sewers, septic tanks, and other sanitary disposal of sewage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 878 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Emmett, Fisher, Flynn, Gilmore, Harper, Hoffman, Jespersen, Jones, Jost, Keaton, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Quigley, Reindollar, Roberts,

Roland, Seawell, Snyder, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 286—An act to amend section 4 of an act entitled “An act to provide for the issuance and sale of State bonds to create a fund for the improvement of San Francisco Harbor by the construction by the Board of State Harbor Commissioners of wharves, piers, State railroad, spurs, betterments and appurtenances, and necessary dredging and filling in connection therewith in the city and county of San Francisco; to create a sinking fund for the payment of said fund; to define the duties of State officers in relation thereto; to make an appropriation of \$5,000 for the expense of printing said bonds; and to provide for the submission of this act to a vote of the people,” approved June 16, 1913.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 286 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jost, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Rendollar, Roberts, Roland, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1004—An act to add a new section to the Political Code to be numbered 2524b, relating to the property over which the Board of State Harbor Commissioners have possession and control and relating to the powers of said board.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1004 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jost, Leymel, Little, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rendollar, Roland, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Woolwine, Wright, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 720—An act to amend section 2 of an act entitled “An act to provide for the establishment of weed-free areas, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners and defining their powers and duties in relation hereto, prohibiting persons from permitting the propagation within weed-free area of weeds of which said area has been declared to

be practically free, providing penalties for violation hereof and repealing 'An act to prevent the propagation of noxious weeds,' approved June 3, 1921," approved April 28, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 720 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—60

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 97—An act regulating the sale of grain in sacks, defining the term grain, providing that the sacks and the weight thereof be included as a part of the net weight of grain sold or purchased, providing for the payment of sacks as a part of the purchase price of grain sold or purchased, making it the duty of the Department of Agriculture of the State of California to enforce the provisions thereof and providing a penalty for a violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 97 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Young, and Mr. Speaker—54.

NOES—Cloudman, Crawford, Emmett, Hoffman, Ingels, McGuinness, Roland, and Sewell—8.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Bliss gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 97 was this day passed.

Assembly Bill No. 697—An act to amend section 2322e of the Political Code, relating to county horticultural commissioners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 697 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland,

Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 274—An act to amend section 1415 of the Code of Civil Procedure, relating to powers, duties and obligations of special administrators.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Morgan moved that Assembly Bill No. 274 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 274 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 50—An act to amend section 2969 of the Civil Code, relating to attachments of mortgaged personal property.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. West moved that Assembly Bill No. 50 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 50 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 69—An act to amend section 694 of the Code of Civil Procedure, relating to the conduct of sales of property on execution or under power contained in any trust deed hereafter executed, and designating the county wherein such sales must be held.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Sewell moved that Assembly Bill No. 69 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 69 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 149—An act to amend section 737*i* of the Political Code, relating to the salary of the judge of the superior court of San Benito County.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 149 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jost, Keaton, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 430—An act to amend section 928 of the Penal Code, relative to the grand jury.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Lyons:

AMENDMENT NUMBER ONE.

On page 1, line 24, of the printed bill, following the period, insert the following: "It shall be a duty of the grand jury, when making an examination of the books, records, and accounts of all the officers of the county and when investigating and reporting upon the needs of all county officers in its county, to include an examination and report upon all the books, records and accounts of all the officers of said county which are kept in their ex officio capacity, as incumbents or officers of any special legislative district or other district created by or under the laws of the State of California, in their respective counties."

Amendment adopted.

Bill ordered to print, re-engrossment, and third reading.

Assembly Bill No. 633—An act to amend section 925 of the Penal Code, relative to the grand jury.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 633 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Cloudman, Clowdsley, Coombs, Crawford, Crittenden, Cronin, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jaspersen, Jones, Jost, Keaton, Kline, Leymel, Little, Lyons, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Seawell, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—53.

NOES—Collier, Crowley, Heisinger, Luttrell, and Meeker—5.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 467—An act to amend section 793 of the Civil Code, relating to the termination of estates.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 467 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Clowdsley, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jones, Jost, Keaton, Klue, Leymel, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Olva, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Seawell, Snyder, Stockwell, West, Williams, Wright, Young, and Mr. Speaker—57.

NOES—Collier, Coombs, Quigley, and Williamson—4.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 127—An act to add a new section to the Political Code, to be numbered 4041c, relating to county jails.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 127 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Dillinger, Easley, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Oliva, Patterson, Quigley, Reindollar, Scofield, Seawell, Sewell, Snyder, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—58

NOES—Bliss, Deuel, Emmett, Heisinger, and Parkman—5

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 23—An act to amend an act entitled “An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners, and repealing an act to amend an act entitled ‘An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners,’ approved March 23, 1893,” approved June 16, 1913, as amended, by adding a new section thereto, to be numbered 1a, relating to the powers and duties of the State Board of Prison Directors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 23 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Spalding, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—Arnold, and Cloudman—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 46—An act to amend section 1168 of the Penal Code, relating to sentences under the Indeterminate Sentence Law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 46 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—Bernard, Coombs, Crittenden, Cronin, Deuel, Hornblower, McDonough, McGuinness, Morrison, Parkman, and Williamson—11.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 91—An act to amend section 1576 of the Penal Code, relating to salaries of prison employees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 91 passed by the following vote:

AYES—Adams, Arnold, Badham, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—70.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Gilmore (by request):

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 137 of the Civil Code, relating to actions for support of wife and children or of husband and children and certain provisions for divorce in such actions.

Referred to Committee on Introduction of Bills.

By Mr. Wright:

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend sections 664 and 1704 of the Code of Civil Procedure, relating to the giving, entering and recording of orders, judgments and decrees.

Referred to Committee on Introduction of Bills.

By Mr. Spalding:

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add a new section to the Code of Civil Procedure, to be numbered 387a, relating to bringing in a new party to an action.

Referred to Committee on Introduction of Bills.

By Mr. Badham:

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation for minor construction, improvements and equipment at the Norwalk State Hospital.

Referred to Committee on Introduction of Bills.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 39—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of waterworks and for

the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved May 1, 1911, by amending sections 4, 5 and 6 of said act, relative to the mode of nomination and election of elective officers of such water districts;

Also: Assembly Bill No. 96—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of waterworks and for the acquisition of all property necessary therefor and also to provide for the distribution and sale of water by said districts," approved May 1, 1911, as amended, by amending section 12 thereof, relating to the general powers of the district;

Also: Assembly Bill No. 193—An act to provide for the standardization of cement-concrete pipe sold for irrigation purposes;

Also: Assembly Bill No. 245—An act to amend section 5 of an act entitled "An act establishing a State Mining Bureau, creating the office of State Mineralogist, fixing his salary and prescribing his powers and duties; providing for the employment of officers and employees of said bureau, making it the duty of persons in charge of mines, mining operations and quarries to make certain reports, providing for the investigation of mining operations, dealings and transactions and the prosecution for defrauding, swindling and cheating therein, creating a State Mining Bureau fund for the purpose of carrying out the provisions of this act and repealing an act entitled 'An act to provide for the establishment, maintenance, and support of a bureau, to be known as the State Mining Bureau, and for the appointment and duties of a board of trustees, to be known as the Board of Trustees of the State Mining Bureau, who shall have the direction, management and control of said State Mining Bureau, and to provide for the appointment, duties, and compensation of a State Mineralogist, who shall perform the duties of his office under the control, direction and supervision of the Board of Trustees of the State Mining Bureau,' approved March 23, 1893, and all acts amendatory thereof and supplemental thereto or in conflict herewith," approved June 16, 1913, as amended, and to add a new section to said act to be numbered section 16 defining the term mine and the term mineral as used in said act;

Also: Assembly Bill No. 631—An act authorizing the grant to Utility and Service, Incorporated, a corporation, of an easement for the installation and maintenance of a pipe line over and across land owned by the State of California in Napa County, California;

Also: Assembly Bill No. 1028—An act to amend section 4243 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Stockwell: An act to amend section 323 of the Civil Code, relating to certificates of stock of corporations.

By Mr. Flynn: An act to amend section 19 of the General Dairy Law of California, approved June 15, 1923, as amended, relating to the transportation of milk and milk products.

By Mr. Scofield: An act to amend section 401 of the Civil Code, relating to extension of corporate existence.

By Mr. Spalding: An act to add a new section to the Code of Civil Procedure, to be numbered 387a, relating to bringing in a new party to an action.

By Mr. Wright: An act to amend sections 664 and 1704 of the Code of Civil Procedure, relating to the giving, entering and recording of orders, judgments and decrees.

By Mr. Badham: An act making an appropriation for minor construction, improvements and equipment at the Norwalk State Hospital.

By Mr. Gilmore (by request): An act to amend section 137 of the Civil Code, relating to actions for support of wife and children or of husband and children and certain provisions for divorce in such actions.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Leymel, Lattle, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva,

Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 61—An act to amend section 636 of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 61 passed by the following vote:

AYES—Adams, Arnold, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jones, Keaton, Klme, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—53

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1012—An act to add a new section to the Penal Code, to be numbered 531a, relating to fraudulent conveyances.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1012 passed by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Cronin, Crowley, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jones, Jost, Keaton, Klme, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Stockwell: Assembly Bill No. 1071—An act to amend section 323 of the Civil Code, relating to certificates of stock of corporations.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Flynn: Assembly Bill No. 1072—An act to amend section 19 of the General Dairy Law of California, approved June 15, 1923, as amended, relating to the transportation of milk and milk products.

Bill read first time, and referred to Committee on Live Stock and Dairies.

By Mr. Scofield: Assembly Bill No. 1073—An act to amend section 401 of the Civil Code, relating to extension of corporate existence.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Spalding: Assembly Bill No. 1074—An act to add a new section to the Code of Civil Procedure, to be numbered 387a, relating to bringing in a new party to an action.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Wright: Assembly Bill No. 1075—An act to amend sections 664 and 1704 of the Code of Civil Procedure, relating to the giving, entering and recording of orders, judgments and decrees.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Badham: Assembly Bill No. 1076—An act making an appropriation for minor construction, improvements, and equipment at the Norwalk State Hospital.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Gilmore (by request): Assembly Bill No. 1077—An act to amend section 137 of the Civil Code, relating to actions for support of wife and children or of husband and children and certain provisions for divorce in such actions.

Bill read first time, and referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON AGRICULTURE.

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 698—An act to amend section 3222h of the Political Code, relating to county horticultural commissioners—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JOST, Chairman

The above reported bill ordered on file for second reading.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 95—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922,

Also: Assembly Bill No. 1052—An act making an appropriation to supply books, magazines and papers for the library of the Veterans' Home of California, and to equip the barracks there constructed under the provisions of "An act making an appropriation for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922," approved April 14, 1927; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 17—Approving a certain amendment to the charter of the city of Eureka ratified by the qualified electors of said city at a special municipal election held therein on the seventh day of January, 1929.

J. A. BEEK, Secretary of Senate

REQUEST FOR UNANIMOUS CONSENT.

Mr. Fisher asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 17 at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER SEVENTEEN.

Senate Concurrent Resolution No. 17—Approving a certain amendment to the charter of the city of Eureka ratified by the qualified electors of said city at a special municipal election held therein on the seventh day of January, 1929.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 17 adopted by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hofman, Ingels, Jones, Jost, Keaton, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Patterson, Roberts, Roland, Scudder, Sewell, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—45

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 17 ordered transmitted to the Senate.

ADJOURNMENT.

At twelve o'clock and forty-five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Wednesday, March 6, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Wednesday, March 6, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Helsing, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—74

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Woolwine, Messrs. Little and Sewell were granted leaves of absence for the day.

On motion of Mr. McDonough, Mr. Feeley was granted leave of absence for the day.

On motion of Mr. Roland, Mr. Hoffman was granted leave of absence for the day.

On motion of Mr. Stockwell, Mr. McGinley was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Byrne, Hon. Otto J. Emme, former member of the Legislature from Los Angeles, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Jespersen, Helen Lucile Holt, director of the California Development Association, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Patterson, Franklyn V. Oatman, representing the Chamber of Commerce of Berkeley, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Scudder, W. R. Thomas of Petaluma was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, Emile S. Pitois of Jackson, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, G. L. Buch, city manager of Long Beach, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Nowland M. Reid, city attorney of Long Beach, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. West, Martha T. Ferguson and Catherine Sparks, teachers of the Sierra School, and the following pupils of the eighth grade: Raymond Arnold, Walter Brandt, Earl Cart, Clayton Cash, Joe Coffey, Howard Escher, Daniel Gonzales, Gunther Grumm, Jack Jurich, Franklin Kinsey, Robert Lefebvre, Arthur Magers, Eugene Murray, Paul Rohrer, Bobby Turner, Charles Weidenman, Billy Wiard, Elmore Zapffe, Lucille Brown, Evelyn Callisch, Permelia Gardner, Dorothy Grisell, Barbara Haley, Jane Hopkins, Gertrude Johnson, Edna Kinman, Ruth Murphy, Gladys Neuman, Betty Raynor, Edna Stead, Louise Torgersen, Betty Turner, Elizabeth Vilardi, Barbara Williams, Natale Alberte, Fred Bryant, Alex Chappell, Robert Coe, Roger Daniels, Harold Kibbey, Louis Little, Billy Mayfield, Bill O'Neal, Paul Quinn, Bill Roland, Jackson Rohden, John Thomas, Howard Topping, Raymond Williamson, Betty Adams, Leone

Arnold, Emily Baldwin, Margaret Burdick, Tessie Chacon, Opal Crutcher, Adeline Domingo, Laverne Dorr, Victoria Eby, Fonda Forbes, Margaret Gonzales, Alderine Jennings, Frances Latina, Barbara Lillard, Katherine Moore, Esther Quinn, Fern Smith, Dorothy Trebilcox, Beatrice Ward, Thelma Warren, Edith Wills, Emily Williamson, Herdes Young, Verla Beek, Robert Thrall, Mary Vilardi, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Roland, James Cunningham of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Williamson, Mr. and Mrs. Adolph Uhl of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Williamson, Mr. and Mrs. E. A. Janssen of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Roland, James C. Walsh of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Fry, Mr. and Mrs. Morris Levy of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Mixer, Mr. Leslie Cleary, deputy district attorney of Tulare County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Crowley, Mr. Jacobs, principal of the Rio Vista Grammar School, and the following pupils of the seventh and eighth grades: Emery Church, Emmett Corbin, Robert Turney, Fred Williams, Alfred Williams, Stanley Bennett, George Preston, Betty Stewart, Mitsuko Nakahara, Martha Mayhood, Florence McCormack, Catherine Kellerman, Helen Hitchcock, Elaine Brown, Charlotte Kerr, Wilma Gover, Carolyn Gover, Dorothy Schmidt, Geraldine Brown, Lloyd Schmidt, Gerald Brown, Thelma Nelson, Lucille Wood, Richard Brann, Franklin De Witt, Joseph Macedo, Alzina Azevedo, Jean Bennett, Margaret Goodloe, Urzilla Garfield, Vaudine Smithers, Eugene Bishop, Arthur Vierra, Hert Kayobough, Muriel Jeffery, Gwendolyn Caffey, Inez Silva, Herbert Marrs, Edwin Emigh, Clyde Martin, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Kline:

February 27, 1929.

We, the undersigned, directors of the Lakeview Chamber of Commerce, Riverside County, California, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study

for a period of at least two years, before enacting a law which involves such great change in the educational system as this bill proposes.

W. F. NUFER, President.
ROY OSBORN, Vice President.
HARRY R. ELLIOT, Secretary.
A. T. HAMMERSCHMIDT.
F. W. HAWES, Treasurer.

Also:

February 27, 1929

We, the undersigned school trustees of the Alamos School District of Riverside County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes

W. H. AULD.
M. A. NICOLAS.
R. M. CUMMINS.

Also:

March 1, 1929.

We, the undersigned school trustees of the San Ignacio School District of Riverside County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes

E. R. REED, Clerk
MRS. MYRTLE PARKS.

By Mr. Speaker:

March 4, 1929

We, the undersigned school trustees of the Greenville School District of Yuba County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes

MRS. H. SKINNER.
FRED HOUSTON.
HARRY F. COUPE.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ELECTIONS

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: Your Committee on Elections, to which was referred Assembly Bill No. 76—An act to amend section 1096a of the Political Code, relating to elections—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

LEYMEL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Elections, to which was referred Assembly Bill No. 105—An act to provide for the recall of elective officers of incorporated cities and towns—has had the same under consideration, and respectfully reports the same back without recommendation as amended.

LEYMEL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Elections, to which was referred Assembly Bill No. 196—An act to amend section 1151 of the Political Code, relating to boards for municipal elections;

Also: Assembly Bill No. 257—An act to add a new section to the Political Code to be numbered 1197d, relating to ballots;

Also: Assembly Bill No. 387—An act to amend section 4 of an act to permit the consolidation of elections and to provide a procedure therefor, approved June 11, 1913;

Also: Assembly Bill No. 388—An act to amend section 25 of the voting machine act, being an act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections; and providing for the punishment of all violations of the provisions of this act, approved May 3, 1923;

Also: Assembly Bill No. 431—An act to amend section 1197 of the Political Code, relating to election ballots, the manner of voting and the conduct of elections; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass

LEYMEL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Elections, to which was referred Assembly Bill No. 393—An act to amend sections 5, 10, 12 and 24 of the Direct Primary Law, being "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act, approved June 16, 1913—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

LEYMEL, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 490—An act to amend section 19r25 of the Juvenile Court Law, relating to probation officers in counties of the twenty-fifth class.

Also: Assembly Bill No. 590—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class.

Also: Assembly Bill No. 645—An act to authorize and empower boards of supervisors to levy a tax for advertising purposes.

Also: Assembly Bill No. 773—An act to amend section 4041 of the Political Code and to add twenty-five new sections to said code, to be numbered 4041.1 to 4041.25, both inclusive, relating to jurisdiction and powers of boards of supervisors;

Also: Assembly Bill No. 833—An act to amend section 4253 of the Political Code, relating to the salaries of the county officers of counties of the twenty-fourth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 868—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of grand and trial jurors in such counties—has had the same under consideration, and respectfully reports the same back and recommends that it do pass.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

ON EXHIBITIONS AND FAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1929.

MR. SPEAKER: Your Committee on Exhibitions and Fairs, to which was referred Assembly Bill No. 503—An act appropriating money for premiums at fairs or exhibitions held by the Thirty-second District Agricultural Association during the eighty-first and eighty-second fiscal years—has had the same under consideration, and respectfully reports the same back, and recommends that it be referred to Committee on Ways and Means.

EDDY, Chairman.

The above reported bill ordered referred to Committee on Ways and Means.

ON REVISION AND PRINTING.

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1929.

MR. SPEAKER. Your Committee on Revision and Printing, to which was referred Assembly Bill No. 769—An act providing for the compilation of, printing, binding, publishing, and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts, and making an appropriation to carry out the provisions thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

HEISINGER, Chairman.

The above reported bill ordered on file for second reading.

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER. Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15 and 16 of the General Dairy Law of California, approved June 15, 1923, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 22—An act to provide for the establishment, government, maintenance and operation of the public school system of the State of California;

Also: Senate Bill No. 196—An act to amend section 1613 of the Penal Code, providing that persons confined in the county jail under final judgment of imprisonment rendered in a criminal action may be required to labor;

Also: Senate Bill No. 197—An act to amend the Penal Code of the State of California by adding thereto a section designated as number 1614a, providing for credits for good behavior to prisoners confined in a county or city jail under judgment of imprisonment in a criminal action or proceeding;

Also: Senate Bill No. 781—An act to amend section 1313 of the Civil Code, relating to restriction on devise for charitable uses.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Senate Bill No. 22 read first time, and referred to Committee on Education.

Senate Bills Nos 196 and 197 read first time, and referred to Committee on Crime Problems

Senate Bill No. 781 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, March 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 2—Relative to Henry Meade Bland being given the honorary title of The Laurel Crowned Poet of California;

Also: Senate Constitutional Amendment No. 9—A resolution to propose to the people of the State of California an amendment to the constitution of said State by

adding section 15 to article IX thereof, relating to the Henry E. Huntington Library and Art Gallery.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Concurrent Resolution No. 2 read first time, and referred to Committee on Education.

Senate Constitutional Amendment No. 9 read first time, and referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, March 5, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Assembly Bill No. 1068—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Assembly for the seventy-ninth and eightieth fiscal years.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bill ordered to enrollment.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Crawford:

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act relating to the powers or duties of governing boards of school districts.

Referred to Committee on Introduction of Bills

By Mr. Fisher:

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 2322 of the Political Code, creating the office of county agricultural commissioner, and transferring to said office the powers and duties of the county horticultural commissioner.

Referred to Committee on Introduction of Bills.

By Mr. Parkman:

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend the Political Code of the State of California by amending section 4029, relating to supervisorial districts of a county.

Referred to Committee on Introduction of Bills

By Mr. Gilmore:

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 111 of the Penal Code, relating to the expense of trials for escape.

Referred to Committee on Introduction of Bills.

MOTION TO RECONSIDER.

Mr. Heisinger moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 533 was passed be continued until the next legislative day.

Motion carried.

MOTION TO RECONSIDER

Mr. Byrne moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 552 was passed be continued until the next legislative day.

Motion carried.

MOTION TO RECONSIDER.

Miss Miller moved that the consideration of her motion to reconsider the vote whereby Assembly Bill No. 547 was passed be continued until the next legislative day.

Motion carried.

MOTION TO RECONSIDER.

Mr. Bliss moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 97 was passed be continued until the next legislative day.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 698—An act to amend section 2322*h* of the Political Code, relating to county horticultural commissioners.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the first line of the title of the printed bill, strike out the number "3222" and insert in lieu thereof the number "2322."

AMENDMENT NUMBER TWO

Strike out all of the printed bill from and including line 3, page 1, to and including line 23, page 2, and insert in lieu thereof the following:

"2322*h*. When any shipment of nursery stock, fruits, vegetables, plants, seeds, parts of plants, plant products or their containers, or orchard appliances or farm implements or any host or other carrier of any insect or other animal pest or plant disease or noxious weed imported or brought into any county or locality in the State of California from another county or locality within said state is found to be infested or infested with a plant disease, insect or other animal pest or noxious weed which would be or be liable to be a menace to horticulture or agriculture in the State of California or any portion thereof, or there is reasonable cause to presume that said shipment may be so infested or infected, the entire shipment shall be refused delivery and shall be immediately destroyed by the said commissioner or under his direction by his deputy or inspector; *provided, however*, that if it be determined by said commissioner that the nature of such plant disease, insect or other animal pest or noxious weed be such that no damage or detriment can be caused to said horticulture or agriculture by the return of said shipment to the point of shipment, then the said commissioner or deputy or inspector who shall make the inspection shall notify in writing the owner or bailee thereof to return said shipment to the point of shipment within forty-eight hours after such notification, and it shall be the duty of such owner or bailee, at his own expense, to so return said shipment and under the direction and control of said commissioner, and if said owner or bailee shall fail to do so within the time specified, it shall be the duty of the said commissioner to destroy the same; *provided further, however*, that if such plant disease insect or other animal pest, or noxious weed may be exterminated or controlled by such treatment or processing or other like procedure as may be prescribed by the commissioner of the county into which said shipment has been brought, and if it shall be determined by said commissioner that the nature of the plant disease, insect or other animal pest or noxious weed be such that no damage can be caused to horticulture or agriculture in the State of California or any portion thereof through such treatment or processing or other like procedure, such shipment may be so treated, processed or subjected to other like procedure at the expense of the owner or bailee of said shipment in a manner and within a time satisfactory to the commissioner, and under his supervision and if so treated, processed or subjected to other like procedure, said shipment may be delivered to the consignee."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 95—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the

constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, strike out the word "based", and insert in lieu thereof the word "used".

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed bill, strike out the comma, and insert in lieu thereof a period, and strike out the word "provided" and the comma following said word, and strike out all of lines 14 to 17, inclusive.

AMENDMENT NUMBER THREE.

On page 1, line 23, of the printed bill, after the word "expenses" insert the following: "including repairs and equipment", and strike out the comma after the word "incurred".

AMENDMENT NUMBER FOUR.

On page 2, line 5, of the printed bill, after the word "fund" insert the following: "or special fund".

AMENDMENT NUMBER FIVE.

On page 2, line 6, of the printed bill, after the word "continue" insert the words "to be".

AMENDMENT NUMBER SIX.

On page 2, line 17, of the printed bill, after the word "of" insert the word "the".

AMENDMENT NUMBER SEVEN.

On page 2, line 27, of the printed bill, after the word "of" insert the word "the".

AMENDMENT NUMBER EIGHT.

On page 2, line 32, of the printed bill, after the word "of" insert the word "the".

AMENDMENT NUMBER NINE.

On page 2, lines 36 and 37, of the printed bill, strike out the words and figures "three hundred seventy thousand six hundred forty dollars (\$370,640)", and insert in lieu thereof the following: "three hundred seventy-six thousand four hundred forty dollars (\$376,440)".

AMENDMENT NUMBER TEN.

On page 2, lines 38 and 39, of the printed bill, strike out the words and figures "one hundred ninety-two thousand dollars (\$192,000)", and insert in lieu thereof the following: "one hundred ninety-three thousand five hundred dollars (\$193,500)".

AMENDMENT NUMBER ELEVEN.

On page 2, lines 42 and 43, of the printed bill, strike out the words and figures "one hundred two thousand six hundred twenty-five dollars (\$102,625)", and insert in lieu thereof the following: "one hundred three thousand two hundred twenty-five dollars (\$103,225)".

AMENDMENT NUMBER TWELVE.

On page 2, line 51, of the printed bill, after the word "of" insert the word "the".

AMENDMENT NUMBER THIRTEEN.

On page 3, line 9, of the printed bill, after the word "of" insert the word "the".

AMENDMENT NUMBER FOURTEEN.

On page 3, lines 19 and 20, of the printed bill, strike out the words and figures "three hundred twenty-one thousand five hundred dollars (\$321,500)", and insert in lieu thereof the following: "three hundred twenty-three thousand nine hundred dollars (\$323,900)".

AMENDMENT NUMBER FIFTEEN.

On page 3, lines 24 and 25, of the printed bill, strike out the words and figures "ninety-three thousand eight hundred twenty dollars (\$93,820)", and insert in lieu thereof the following: "eighty-two thousand twenty dollars (\$82,020)".

AMENDMENT NUMBER SIXTEEN.

On page 3 of the printed bill, after line 34, insert the following: "For support of the franchise tax commissioner one hundred thousand dollars (\$100,000)".

AMENDMENT NUMBER SEVENTEEN.

On page 4 of the printed bill, after line 31, insert the sub-heading "FINANCE".

AMENDMENT NUMBER EIGHTEEN.

On page 4, line 34, of the printed bill, after the word "fairs" insert the following: ", to be expended by the department of finance".

AMENDMENT NUMBER NINETEEN.

On page 4 of the printed bill, after line 39, insert the following: "For purchase of land state agricultural society, fourteen thousand two hundred fifty dollars (\$14,250)".

AMENDMENT NUMBER TWENTY

On page 4, line 40, of the printed bill, strike out the words "diamond jubilee", and insert in lieu thereof the following: "annual state", and after the comma following the word "fair" insert the following: "state agricultural society,".

AMENDMENT NUMBER TWENTY-ONE.

On page 4, line 44, of the printed bill, strike out the comma following the word "wing", and insert in lieu thereof the word "of", and after the word "building" following the word "stock", insert a comma.

AMENDMENT NUMBER TWENTY-TWO.

On page 5, lines 11, 12, and 13, of the printed bill, strike out the words and figures "one million four hundred seventy-eight thousand fifty dollars (\$1,478,050)", and insert in lieu thereof the following: "one million four hundred eighty-four thousand fifty dollars (\$1,484,050)".

AMENDMENT NUMBER TWENTY-THREE

On page 5, line 30, of the printed bill, strike out the word "hundred", and insert in lieu thereof the word "hundred".

AMENDMENT NUMBER TWENTY-FOUR.

On page 5, line 47, of the printed bill, after the word "of" insert the following: "prisoners," and strike out the words "or other", and insert in lieu thereof the following: ", and".

AMENDMENT NUMBER TWENTY-FIVE.

On page 5, lines 48 and 49, of the printed bill, strike out the words and figures "two hundred thirty-one thousand dollars (\$231,000)", and insert in lieu thereof the following: "four hundred twenty thousand dollars (\$420,000)".

AMENDMENT NUMBER TWENTY-SIX.

On page 6, line 2, of the printed bill, strike out the word "one".

AMENDMENT NUMBER TWENTY-SEVEN.

On page 6, line 3, of the printed bill, strike out the word "three", and after the word "buildings" insert the following: "and attendants' quarters".

AMENDMENT NUMBER TWENTY-EIGHT.

On page 6, line 4, of the printed bill, strike out the words "at farm".

AMENDMENT NUMBER TWENTY-NINE

On page 6 of the printed bill, strike out all of lines 22, 23 and 24.

AMENDMENT NUMBER THIRTY.

On page 6, lines 26 and 27, of the printed bill, strike out the words and figures "forty-two thousand five hundred dollars (\$42,500)", and insert in lieu thereof the following: "sixty thousand dollars (\$60,000)".

AMENDMENT NUMBER THIRTY-ONE.

On page 6, lines 37 and 38, of the printed bill, strike out the words and figures "forty-two thousand five hundred dollars (\$42,500)", and insert in lieu thereof the following: "twenty-seven thousand five hundred dollars (\$27,500)".

AMENDMENT NUMBER THIRTY-TWO.

On page 6, line 46, of the printed bill, strike out the words and figures "fifty thousand dollars (\$50,000)", and insert in lieu thereof the following: "sixty-five thousand dollars (\$65,000)".

AMENDMENT NUMBER THIRTY-THREE

On page 7, lines 4 and 5, of the printed bill, strike out the words and figures "forty-eight thousand dollars (\$48,000)", and insert in lieu thereof the following: "eighty-eight thousand dollars (\$88,000)".

AMENDMENT NUMBER THIRTY-FOUR

On page 7 of the printed bill, strike out all of lines 6, 7 and 8.

AMENDMENT NUMBER THIRTY-FIVE

On page 7, line 12, of the printed bill, strike out the word "building", and insert in lieu thereof the word "buildings", and after the comma following the word "building" insert the following: "girls' industrial building".

AMENDMENT NUMBER THIRTY-SIX

On page 7, line 25, of the printed bill, after the word "land" insert the following: "and construction of works for sewage disposal".

AMENDMENT NUMBER THIRTY-SEVEN

On page 7, line 29, of the printed bill, strike out the word "support", and insert in lieu thereof the following: "For support".

AMENDMENT NUMBER THIRTY-EIGHT.

On page 7, line 33, of the printed bill, strike out the word "building", and insert in lieu thereof the word "buildings".

AMENDMENT NUMBER THIRTY-NINE.

On page 7, line 41, of the printed bill, strike out the word "electrical", and insert in lieu thereof the word "industrial", and strike out the word "building", and insert in lieu thereof the word "buildings", and strike out the words "printing shop".

AMENDMENT NUMBER FORTY.

On page 7, line 42, of the printed bill, strike out the word "building" and the comma following said word, and after the word "building" following the word "refectory" insert a comma.

AMENDMENT NUMBER FORTY-ONE.

On page 7, line 43, of the printed bill, after the word "gymnasium" insert a comma.

AMENDMENT NUMBER FORTY-TWO

On page 8, line 22, of the printed bill, strike out the word "fifteen", and insert in lieu thereof the following: "broom shop building, fifty".

AMENDMENT NUMBER FORTY-THREE.

On page 8, line 23, of the printed bill, strike out the figure '\$15,000', and insert in lieu thereof the figure "\$55,000".

AMENDMENT NUMBER FORTY-FOUR.

On page 8, lines 25 and 26, of the printed bill, strike out the words and figures "eleven thousand thirty-five dollars (\$11,035)", and insert in lieu thereof the following: "nine thousand two hundred thirty-five dollars (\$9,235)".

AMENDMENT NUMBER FORTY-FIVE.

On page 8 of the printed bill, after line 26, insert the following subheading: "MILITARY AND VETERANS' AFFAIRS."

AMENDMENT NUMBER FORTY-SIX.

On page 8, lines 28 and 29, of the printed bill, strike out the words and figures "six hundred two thousand one hundred thirty dollars (\$602,130)", and insert in lieu thereof the following: "six hundred sixteen thousand one hundred thirty dollars (\$616,130)".

AMENDMENT NUMBER FORTY-SEVEN

On page 8, line 36, of the printed bill, insert a comma after the word "armories", strike out the word "and" following said word "armories", and after the word "arsenals" insert the following: "stables, rifle ranges, and camp sites".

AMENDMENT NUMBER FORTY-EIGHT.

On page 8, line 44, of the printed bill, after the word "California" strike out the comma, strike out the word 'two', and strike out the word "three".

AMENDMENT NUMBER FORTY-NINE

On page 9, line 1, of the printed bill, after the word "improvements" strike out the comma.

AMENDMENT NUMBER FIFTY.

On page 9, line 4, of the printed bill, after the word "commission" insert a comma.

AMENDMENT NUMBER FIFTY-ONE

On page 9 of the printed bill, after line 6, insert the subheading:

"NATURAL RESOURCES"

AMENDMENT NUMBER FIFTY-TWO.

On page 9, line 7, of the printed bill, after the word "support" strike out the comma and the following: "general office, division of mines and mining", and the following words on line 8 of said page: "division of parks, and division of forestry".

AMENDMENT NUMBER FIFTY-THREE.

On page 9, line 11, of the printed bill, strike out the words "of the" following the word "game", and insert in lieu thereof a comma.

AMENDMENT NUMBER FIFTY-FOUR.

On page 9, lines 12 and 13, of the printed bill, strike out the words and figures "two million one hundred fifty-three thousand one hundred ninety-four dollars (\$2,153,194)", and insert in lieu thereof the following: "two million six hundred thirty-five thousand three hundred forty-six dollars (\$2,635,346)".

AMENDMENT NUMBER FIFTY-FIVE.

On page 9 of the printed bill, after line 21, insert the following: "For expenses in connection with survey and acquisition of state park sites, department of natural resources, forty thousand dollars (\$40,000)".

AMENDMENT NUMBER FIFTY-SIX.

On page 9, line 25, of the printed bill, strike out the comma after the word "improvements".

AMENDMENT NUMBER FIFTY-SEVEN.

On page 9 of the printed bill, strike out all of lines 28 to 37, inclusive.

AMENDMENT NUMBER FIFTY-EIGHT

On page 9, line 38, of the printed bill, insert a comma after the word "survey".

AMENDMENT NUMBER FIFTY-NINE

On page 9, line 41, of the printed bill, after the word "cooperation" insert the following: "in forest and water shed protection"

AMENDMENT NUMBER SIXTY.

On page 9, line 42, of the printed bill, strike out the following: "division of forestry,".

AMENDMENT NUMBER SIXTY-ONE

On page 9, line 45, of the printed bill, strike out the following: "division of forestry,".

AMENDMENT NUMBER SIXTY-TWO

On page 10 of the printed bill, following line 18, insert the following: "For purchase and survey of land for state prison at Sau Quentin, fifty-four thousand dollars (\$54,000)".

AMENDMENT NUMBER SIXTY-THREE.

On page 10 of the printed bill, strike out all of lines 29 and 30.

AMENDMENT NUMBER SIXTY-FOUR.

On page 10 of the printed bill, after line 43, insert the following: "For aid to mosquito abatement districts, department of public health, ten thousand dollars (\$10,000)".

AMENDMENT NUMBER SIXTY-FIVE.

On page 10, line 48, of the printed bill, after the word "highways" strike out the comma and insert the word "and".

AMENDMENT NUMBER SIXTY-SIX.

On page 10 of the printed bill, after line 52, insert the following: "For completion of construction of John Muir Trail, department of public works in accordance with the provisions of chapter 217, page 365, statutes of 1925, ten thousand dollars (\$10,000)".

AMENDMENT NUMBER SIXTY-SEVEN.

On page 11 of the printed bill, strike out all of line 4 and insert in lieu thereof the following:

"For support of division of motor vehicles, department of finance, three million one hundred sixty-nine thousand thirty dollars (\$3,169,030), payable from motor vehicle fuel fund".

AMENDMENT NUMBER SIXTY-EIGHT.

On page 11, line 36, of the printed bill, strike out the word "power", and insert in lieu thereof the word "other".

AMENDMENT NUMBER SIXTY-NINE.

On page 11, line 38, of the printed bill, strike out the words and figures "two hundred fifty thousand dollars (\$250,000)", and insert in lieu thereof the following: "two hundred thousand dollars (\$200,000), to be expended by the department of finance".

AMENDMENT NUMBER SEVENTY.

On page 11, line 40, of the printed bill, strike out the words "as provided", and insert in lieu thereof the following: ", including the purposes contained".

AMENDMENT NUMBER SEVENTY-ONE.

On page 11, lines 41 and 42, of the printed bill, strike out the words and figures "one hundred fifty thousand dollars (\$150,000)", and insert in lieu thereof the following: "two hundred thousand dollars (\$200,000)".

AMENDMENT NUMBER SEVENTY-TWO.

On page 11, line 46, of the printed bill, after the word "support", strike out the comma.

AMENDMENT NUMBER SEVENTY-THREE.

On page 12, line 52, of the printed bill, after the word "employees", insert the following: "whose salaries are paid from the general fund of the state".

AMENDMENT NUMBER SEVENTY-FOUR.

On page 13, line 8, of the printed bill, after the comma following the word "laws", insert the following: "department of education,".

AMENDMENT NUMBER SEVENTY-FIVE.

On page 13, line 22, of the printed bill, strike out the word "six" and all of lines 23 and 24, and insert in lieu thereof the following: "eight hundred seventeen thousand three hundred sixty-seven dollars (\$6,817,367.35) in addition to such sum or sums as are provided for by other provisions of law".

AMENDMENT NUMBER SEVENTY-SIX.

On page 13, line 28, of the printed bill, after the word "Institute", strike out the comma and insert the word "at", and after the word "plant", strike out the comma and insert the word "at".

AMENDMENT NUMBER SEVENTY-SEVEN.

On page 13, line 31, of the printed bill, strike out the comma following the word "improvements".

AMENDMENT NUMBER SEVENTY-EIGHT.

On page 13, line 37, of the printed bill, after the word "for" insert the word "major", and strike out the words "of assembly building".

AMENDMENT NUMBER SEVENTY-NINE.

On page 13, line 38, of the printed bill, after the comma insert the following: "including assembly building".

AMENDMENT NUMBER EIGHTY.

On page 13, line 50, of the printed bill, strike out the comma after the word "improvements".

AMENDMENT NUMBER EIGHTY-ONE.

On page 14, line 1, of the printed bill, strike out the comma after the word "improvements".

AMENDMENT NUMBER EIGHTY-TWO.

On page 14, line 7, of the printed bill, after the word "for", insert the word "major", and strike out the words "of training school".

AMENDMENT NUMBER EIGHTY-THREE.

On page 14, line 8, of the printed bill, after the comma insert the following: "including training school,".

AMENDMENT NUMBER EIGHTY-FOUR.

On page 14, line 15, of the printed bill, after the word "for", insert the word "major".

AMENDMENT NUMBER EIGHTY-FIVE.

On page 14, line 18, of the printed bill, strike out the comma after the word "improvements".

AMENDMENT NUMBER EIGHTY-SIX.

On page 14, line 30, of the printed bill, after the word "for", insert the word "major", and strike out the words "of men's gymnasium," and insert in lieu thereof the word "at".

AMENDMENT NUMBER EIGHTY-SEVEN.

On page 14, line 31, of the printed bill, after the comma insert the following: "including men's gymnasium".

AMENDMENT NUMBER EIGHTY-EIGHT.

On page 14, line 35, of the printed bill, strike out the comma after the word "improvements".

AMENDMENT NUMBER EIGHTY-NINE.

On page 14, line 36, of the printed bill, strike out the word "fifty-three", and insert in lieu thereof the word "fifty-seven", and in line 37 of said page, strike out the figures "\$53,232", and insert in lieu thereof the figures "\$57,232".

AMENDMENT NUMBER NINETY.

On page 14, line 41, of the printed bill, after the word "for", insert the word "major", and strike out the words "of science and art building", and insert in lieu thereof the word "at".

AMENDMENT NUMBER NINETY-ONE.

On page 14, line 42, of the printed bill, after the comma insert the following: "including science and art building".

AMENDMENT NUMBER NINETY-TWO.

On page 14, line 47, of the printed bill, strike out the comma following the word "improvements".

AMENDMENT NUMBER NINETY-THREE.

On page 14, line 48, of the printed bill, strike out the word "thirty-five", and insert in lieu thereof the word "thirty-nine".

AMENDMENT NUMBER NINETY-FOUR.

On page 14, line 49, of the printed bill, strike out the figures "\$35,000", and insert in lieu thereof the figures "\$39,000".

AMENDMENT NUMBER NINETY-FIVE.

On page 15, line 1, of the printed bill, after the word "for", insert the word "major", and strike out the words "of dormitory." and insert in lieu thereof the word "at".

AMENDMENT NUMBER NINETY-SIX.

On page 15, line 2, of the printed bill, after the comma insert the words "including dormitory".

AMENDMENT NUMBER NINETY-SEVEN.

On page 15, line 8, of the printed bill, strike out the words "consisting of", and insert in lieu thereof the word "including".

AMENDMENT NUMBER NINETY-EIGHT.

On page 15, line 9, of the printed bill, insert a comma after the word "building", and insert a comma after the word "girls".

AMENDMENT NUMBER NINETY-NINE.

On page 15, line 12, of the printed bill, strike out the comma after the word "improvements".

AMENDMENT NUMBER ONE HUNDRED.

On page 15 of the printed bill, following line 19, insert the following: "For major construction and equipment at California School for Deaf at Berkeley, including boys' dormitory, girls' dormitory, dining room, kitchen, commissary building, and boiler installation, three hundred thousand dollars (\$300,000)."

AMENDMENT NUMBER ONE HUNDRED ONE.

On page 15 of the printed bill, strike out all of lines 29 to 51, inclusive.

AMENDMENT NUMBER ONE HUNDRED TWO.

On page 16 of the printed bill, strike out all of lines 1 to 5, inclusive.

AMENDMENT NUMBER ONE HUNDRED THREE.

On page 16, line 13, of the printed bill, strike out the word "pro-", and insert in lieu thereof the word "appropriation".

AMENDMENT NUMBER ONE HUNDRED FOUR.

On page 16, line 14, of the printed bill, strike out the word "vision", and strike out the word "provision", and insert in lieu thereof the word "appropriation".

AMENDMENT NUMBER ONE HUNDRED FIVE.

On page 17, line 9, of the printed bill, strike out the comma following the word "may", and strike out the words "with the permission of the department".

AMENDMENT NUMBER ONE HUNDRED SIX.

On page 17, line 10, of the printed bill, strike out the words "of finance and".

AMENDMENT NUMBER ONE HUNDRED SEVEN.

On page 17, line 12, of the printed bill, strike out the word "five", and insert in lieu thereof the word "one".

AMENDMENT NUMBER ONE HUNDRED EIGHT.

On page 17, line 13, of the printed bill, after the word "department", insert a semicolon and add the following: "*and provided, further*, that any officer, board, commission or department for whom any appropriation is made herein, may with the permission and the approval of the department of finance, and without at the time furnishing vouchers or itemized statements, draw from such appropriation a sum in excess of one per cent, but not to exceed five per cent of the total amount appropriated for any such officer, board, commission or department", and strike out the word "the", and insert in lieu thereof the following: "any sums drawn under the provisions of this section without at the time furnishing vouchers and itemized statements."

AMENDMENT NUMBER ONE HUNDRED NINE.

On page 17, line 14, of the printed bill, strike out the words "sums so drawn".

AMENDMENT NUMBER ONE HUNDRED TEN.

On page 17, line 16, of the printed bill, strike out the words "board of control", and insert in lieu thereof the following: "department of finance".

AMENDMENT NUMBER ONE HUNDRED ELEVEN.

On page 18, line 3, of the printed bill, after the word "transferred", insert the following: "by law".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1052—An act making an appropriation to supply books, magazines and papers for the library of the Veterans' Home of California, and to equip the barracks there constructed under the provisions of "An act making an appropriation for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922," approved April 14, 1927.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, beginning in said line, strike out the words "to supply books, magazines" and all of lines 2, 3, 4, 5, 6, 7, 8, 9 and 10, inclusive, and insert in lieu thereof the following: "for equipment of buildings at Veterans' Home of California, and declaring the same an urgency measure necessary for the immediate preservation of the public peace, health and safety and providing for its going into effect immediately."

AMENDMENT NUMBER TWO.

On page 1, line 3, of the printed bill, and immediately following the comma after the word "appropriated", strike out the words "to supply books" and all of lines 4 to 14, inclusive, and insert in lieu thereof the following: "for purchase of equipment of buildings at Veterans' Home of California."

AMENDMENT NUMBER THREE.

On page 1, line 15, of the printed bill, beginning in said line 15, strike out all of lines 15, 16, 17, 18 and 19, inclusive, and insert in lieu thereof the following: "SEC. 2. Inasmuch as this act is required for the immediate preservation of the public peace, health and safety, in that buildings have been constructed at said Veterans' Home of California and no provision has been made for equipment of same, and, as it is necessary to equip said buildings immediately in order to make quarters available for the housing of persons at said home, this act is hereby declared an urgency measure and shall, under the provisions of section 1 of article four of the constitution take effect immediately."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 193—An act to provide for the standardization of cement pipes sold for irrigation purposes and providing for the enforcement thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Heisinger moved that Assembly Bill No. 193 be withdrawn from the file, and ordered re-referred to Committee on Irrigation.

Motion carried.

Assembly Bill No. 193 ordered re-referred to Committee on Irrigation.

Assembly Bill No. 631—An act authorizing the grant to Utility and Service, Inc., a corporation, of an easement for the installation and

maintenance of a pipe line over and across land owned by the State of California in Napa County, California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 631 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fry, Harper, Hawes, Hersinger, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Lattrell, McDonough, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

EXPLANATION OF VOTE.

The following explanation of vote was received, and ordered printed in the Journal:

Mr. Coombs was excused from voting on Assembly Bill No. 631 at his own request, stating that he had taken some part in the interests of the Utility and Service, Incorporated, in Napa, and that while he was in no way financially interested in it, yet he deemed that it might not be ethical to vote or to participate in the passage of the measure and had refrained from taking any part in it.

Assembly Bill No. 647—An act relating to courses of study in elementary schools.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Spalding moved that Assembly Bill No. 647 be withdrawn from the file and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 647 ordered re-referred to Committee on Education.

Assembly Bill No. 1028—An act to amend section 4143 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Scudder moved that Assembly Bill No. 1028 be withdrawn from the file, and ordered re-referred to Committee on County Government.

Motion carried.

Assembly Bill No. 1028 ordered re-referred to Committee on County Government.

Assembly Bill No. 690—An act to amend section 6 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15,

1919, relating to licenses for manufacture and sale of imitation milk.
Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 690 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feigenbaum, Fry, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Qugley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—63.

NOES—Parkman—1.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. ROBERT B. FRY IN THE CHAIR.

At ten o'clock and forty-five minutes a.m., Hon. Robert B. Fry, member of the Assembly from the Thirtieth District, in the chair.

Assembly Bill No. 39—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of water works and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved May 1, 1911, by amending sections 4, 5 and 6 of said act, relative to the mode of nomination and election of elective officers of such water districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 39 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, and Young—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 96—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of water works and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved May 1, 1911, as amended, by amending section 12 thereof, relating to the general powers of the district.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 96 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, and Young—60.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At ten o'clock and fifty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 570—An act to amend section 605 of the Political Code, relating to the fees payable to the Insurance Commissioner.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 570 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Colber, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 573—An act to amend section 2655 of the Civil Code, defining "marine" insurance.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 573 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—64.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS.

Senate Bill No. 474—An act to amend section 647 of the Civil Code, relating to investments by building and loan associations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate bill No 474 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Jespersen, Jewett, Jones, Jost, Klme, Leymel, Luttrell, McGuinness, Meeker Miller, Eleanor Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 476—An act to amend section 15*b* of the Building and Loan Commission Act, approved April 5, 1911, as amended, relating to the furnishing of bonds by certain officers and employees of building and loan associations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 476 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Leymel, Luttrell, McDonough, Meeker, Miller, Eleanor Miller, James A. Mixer, Morgan, Nielsen, Noyes, Quakley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal:

To the Members of the Senate and Assembly.

In accordance with the provisions of section 34, article IV, of the State constitution, I propose at this time certain amendments to the budget and the budget bill as originally presented to you on January 8, 1929. The changes are few in number and except for two or three items are chiefly of minor nature.

The items providing for the larger increases deserve some comment.

In presenting the budget to the Legislature no provision was made for permanent improvements at the California School for the Deaf at Berkeley. This was purposely omitted until the legislative committee appointed to report upon the needs of future development of the school had made its report. The committee made a careful study of the problem and after several conferences with the Department of Finance regarding the building needs of this institution have recommended the sum of \$300,000 in the next biennium for beginning the reconstruction program. Therefore, an item of \$300,000 has been recommended for permanent improvements for this school.

The University of California has presented to us the absolute necessity for an increase in the budget recommendations for the support of this institution because of unusual expenses which will have to be met during the next biennium in connection with the removal of the University in Los Angeles to the site of its new campus. For this reason an increase of \$150,000 has been recommended for the support of the university.

Upon the recommendation of the Department of Public Works the special item for acquiring and construction of additional works in connection with flood control, irrigation, reclamation, and power development on the Sacramento and San Joaquin and Feather rivers has been reduced by \$50,000 and the special item for maintenance, operation and emergency protection of the Sacramento flood control project has been increased \$50,000. This does not result in any increase in the budget.

At the Home for the Adult Blind a serious condition exists in that the broom shop of that institution is situated in an old two-story frame building, in which the blind are working on the second floor. There is constant danger of fire which might result

in a serious loss of life if the condition is not immediately remedied. An item of \$40,000 for the construction of a fireproof building with workshop on the ground floor is recommended.

A deduction of \$11,800 is recommended from the support appropriation for the State Board of Equalization. A letter has been received from the Board of Equalization stating that this amount can be saved from their direct expenses in making the general franchise tax assessments under the new law and could be deducted from their budget.

In the original budget request of the Board of Equalization approximately \$109,000 additional was requested to provide for the additional work required for the contemplated new form of taxation. This amount added to the sum of \$11,800, which the Board of Equalization stated covered the direct expenses in connection with making the general corporate franchise tax assessments, totals approximately \$120,000. It is believed, with the cooperation assured by the Board of Equalization and the Controller, that expenses in connection with the new form of tax can be kept within \$100,000 and an item of \$100,000 is recommended for the support of the Tax Commissioner's office.

An opportunity has been presented by the county of Sacramento whereby the State may acquire approximately fourteen acres of land adjoining the State Fair Grounds in Sacramento. This land has been appraised by realtors at approximately \$3,500 an acre but through an agreement with the Sacramento County board of supervisors, the land is offered to the State at the price of \$1,000 per acre. We believe that this land should be acquired and have recommended an increase of \$14,250 for this purpose.

At the request of the Department of Institutions the minor improvement items for the Norwalk State Hospital have been decreased \$15,000 and the minor improvement items for Patton State Hospital increased \$15,000. Since the budget was completed it has been found that funds are available in the present biennium for completion of certain work at the Norwalk State Hospital which had been contemplated for the ensuing biennium. At the request of the Department of Institutions, these changes in the budget items have been made. The changes do not result in any increase in the total budget.

An increase of \$14,000 is recommended for the support of the Adjutant General and the National Guard to provide for two new National Guard units. The Adjutant General of the State has presented a statement of the need of such units and we believe the increased amount should be provided to take advantage of corresponding provision made by the United States government.

The Department of Natural Resources has presented to us the fact that in the acquisition of park sites under the recent bond issue, the cost of investigation and survey of available sites is provided for only in case that the State acquires title to contemplated sites. If the sites are rejected, no provision is made to pay the cost of investigation. An item of \$40,000 has therefore been recommended to provide for the expenses in connection with the investigation of these sites.

An opportunity presents itself to the State to acquire at a very reasonable price three parcels of land needed to provide additional area for the San Quentin Prison. The acreage now owned by the State has long been recognized as inadequate but heretofore there has been no additional land available at a satisfactory price. We believe that advantage should be taken of the present opportunity and have recommended an item of \$54,000 for the purchase of the land.

I submit herewith a detailed list of the amendments at this time recommended to you. Amendments which modify the language of the budget bill without changing the amounts appropriated have not been included in this tabulation. The proposed amendments to the budget bill are presented in a special document herewith.

INCREASES

Page		
3	Supreme Court: Support-----	\$5,800 00
4	First District Court of Appeal: Support-----	1,500 00
6	Third District Court of Appeal: Support-----	600 00
10	Controller: Support-----	2,400 00
52	State Agricultural Society: Purchase of land-----	14,250 00
56	Department of Industrial Relations: Support-----	6,000 00
92	Patton State Hospital: Minor construction, improvements and equipment-----	15,000 00
114	Industrial Home for the Adult Blind: Construction of broom shop	40,000 00
115	California National Guard and Adjutant General's office: Support	14,000 00
136	Department of Natural Resources: Division of Parks: Expenses connection with acquisition and survey of park sites-----	40,000 00
148	San Quentin Prison: Purchase of land-----	54,000 00
160	Department of Public Health: Aid to mosquito abatement districts	10,000 00
164	Department of Public Works: Completion of John Muir Trail-----	10,000 00
173	Department of Public Works: Special appropriation for main- tenance, operation and emergency protection of the Sacramento flood control project-----	50,000 00

207	University of California: Support-----	\$150,000 00
220	San Jose State Teachers College. Minor construction, improve- ments and equipment-----	4,000 00
222	Santa Barbara State Teachers College. Minor construction, improvements and equipment-----	4,000 00
229	California School for the Deaf at Berkeley: Major construction, including boys' dormitory, girls' dormitory, dining room, kitchen and commissary building and installation of new boiler-----	300,000 00
	Tax Commission. Support-----	100,000 00
		\$821,550 00
	DECREASES	
12	State Board of Equalization-----	\$11,800 00
89	Norwalk State Hospital: Minor construction, improve- ments and equipment-----	15,000 00
114	Industrial Home for the Adult Blind-----	1,800 00
173	Department of Public Works: Special appropriation for acquiring and constructing additional works in connection with flood control, irrigation, reclamation and power development on the Sacramento, San Joaquin and Feather rivers-----	50,000 00
		78,600 00
	Net increase-----	\$742,950 00

Respectfully submitted.

C C YOUNG, Governor.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Crawford: An act relating to the powers or duties of governing boards of school districts.

By Mr. Fisher: An act to amend section 2322 of the Political Code, creating the office of county agricultural commissioner, and transferring to said office the powers and duties of the county horticultural commissioner.

By Mr. Parkman: An act to amend the Political Code of the State of California by amending section 4029, relating to supervisory districts of a county.

By Mr. Gilmore: An act to amend section 111 of the Penal Code, relating to the expense of trials for escape

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Collier, Coombs, Crag, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Mecker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Rendollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding Stockwell, Williams, Williamson, Wirtler, Woolwine, Wright, and Mr. Speaker—64.

NOES—None

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Crawford. Assembly Bill No. 1078—An act relating to the powers or duties of governing boards of school districts.

Bill read first time, and referred to Committee on Education.

By Mr. Fisher. Assembly Bill No. 1079—An act to amend section 2322 of the Political Code, creating the office of county agricultural

commissioner, and transferring to said office the powers and duties of the county horticultural commissioner.

Bill read first time, and referred to Committee on County Government.

By Mr. Parkman: Assembly Bill No. 1080—An act to amend the Political Code of the State of California by amending section 4029, relating to supervisorial districts of a county.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Gilmore: Assembly Bill No. 1081—An act to amend section 111 of the Penal Code, relating to the expense of trials for escape.

Bill read first time, and referred to Committee on Crime Problems

By Mr. Heisinger: Assembly Concurrent Resolution No. 14—Relative to migratory birds, providing for the creation of a joint committee of the Senate and Assembly to investigate the condition of same in California; and to prepare and submit with supporting facts, ascertained, a report and making an appropriation to meet the expenses of said committee incurred in said work.

Introduced, and referred to Committee on Fish and Game.

By Mr. Bernard: Assembly Constitutional Amendment No. 18—Proposed amendment to article IV of the constitution, relative to indemnification of owners of cattle condemned and slaughtered.

Introduced, and referred to Committee on Constitutional Amendments.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read.

ON CRIME PROBLEMS

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 174—An act to amend section 647 of the Penal Code of the State of California, relating to vagrants—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 499—An act to add new sections to the Penal Code to be numbered 447a, 448a, 449a, 450a and 451a, and to repeal sections 447, 448, 449, 450, 451, 452, 453, 454 and 455 of said code, all relating to the crime of arson—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 1045—An act to amend section 647 of the Penal Code, relating to vagrancy—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

ON MOTOR VEHICLES.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 597—An act to amend section 61 of the California Vehicle Act,

approved May 30, 1923, relating to applications for operators and chauffeurs licenses—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 594—An act to amend section 36 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the application for registration of motor vehicles—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 593—An act to add two new sections to the "California Vehicle Act," approved May 30, 1923, as amended, to be numbered 36½ and 36¾, relating to registration of motor vehicles—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 400—An act to provide for instruction in public safety and accident prevention, etc.—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 600—An act to amend section 74 of the California Vehicle Act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 457—An act providing for the organization of certain elementary school districts into union or joint union high school districts—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

ON LABOR AND CAPITAL.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Assembly Bill No. 125—An act to amend sections 1 and 2 of an act entitled "An act providing that any public service corporation, agent, superintendent, or manager thereof employing special agents, detectives, or so-called spotters, shall, before disciplining or discharging any employee on a report by such special agent, detective or so-called spotters, give notice and accord a hearing to such employee upon his request therefor, and providing for the punishment for the violation thereof," approved April 14, 1915, as amended, relating to the right of an accused employee to be confronted with the person making a report against such employee—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MCDONOUGH, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 6—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Also Assembly Bill No. 17—An act to amend section 751 of the Political Code, relating to the Supreme Court and providing for appointment, employment and compensation of the chief deputy clerk and deputy clerks of the Supreme Court of the State of California and for the salaries and expenses incurred by said court under the provisions hereof, and repealing section 756 of said code.

Also Assembly Bill No. 192—An act providing for a State Nautical School in the port of San Francisco, creating a board to govern and manage the same, determining the power, duty and authority of the board, and its officers, providing for the appointment of the members of the board and its officers and employees, creating a fund for the support of the board and the school and equipment for the use thereof and authorizing the governor to secure a suitable vessel from the federal government for the use of the school, and making an appropriation therefor.

Also Assembly Bill No. 484—An act to amend section 630 of the Code of Civil Procedure, relating to property exempt from execution, and attachment.

Also Assembly Bill No. 515—An act to amend section 3664a of the Political Code, relating to taxes of public service and other corporations for the benefit of the state.

Also Assembly Bill No. 539—An act to amend section 1986 of the Code of Civil Procedure, relating to issuance of subpoenas and subpoenas to take depositions.

Also Assembly Bill No. 571—An act to amend sections 791 and 606 of the Political Code, and adding a new section to be numbered 606a, all relating to the insurance commissioner, his office, salary, expenses, deputies, assistants, attorney and employees, submission of written instruments to attorney or attorney general; assessment of insurance companies for salary and expenses in case of delinquency; creation of insurance fund and transfer and abolition of insurance commissioner's special fund.

Also Assembly Bill No. 619—An act to amend section 623 of the Political Code, relating to the filing of bonds by insurance companies, and reciving the conditions of such bonds.

Also Assembly Bill No. 696—An act to amend section 2322f of the Political Code, relating to county horticultural commissioners.

Also Assembly Bill No. 743—An act amending section 6 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to municipal courts.

Also Assembly Bill No. 751—An act to amend section 791 of the Political Code, relating to the appointment of notary publics in counties of the second class.

Also Assembly Bill No. 820—An act to amend an act entitled "An act to authorize irrigation districts to cooperate and contract with the United States under the provisions of the federal reclamation laws for a water supply, or the construction, operation or maintenance of works, including drainage works, or for the assumption by the district of indebtedness to the United States on account of district land; and to provide the manner and method of payments to the United States under such contract, and for the apportionment of assessments, and levy thereof, upon the lands of the district to secure revenue for such payments, and to provide for the judicial review and determination of the validity of the proceedings in connection with such contract," approved May 5, 1917, as amended, by adding a new section thereto numbered section 10, relating to contracts of irrigation districts for construction of public works.

Also Assembly Bill No. 848—An act to establish a State Prison; to provide for purchase of land therefor; and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor.

Also Assembly Bill No. 1025—An act to amend section 737c of the Political Code, relating to salaries of superior court judges in the county of Los Angeles; And reports that the same have been correctly engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 157—An act relating to the granting of leaves of absence to employees of school districts;

Also Assembly Bill No. 506—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 375 to 375d, inclusive, relating to a Department of Investment Regulation;

Also: Assembly Bill No. 730—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered title *IIm*, embracing sections 376 to 376*n*, inclusive, relating to a Department of Professional and Vocational Standards;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 171—An act to amend section 6 of an act entitled “An act to prevent the unauthorized use and disposition of, and traffic in human bodies, to prescribe the keeping of proper records, to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead, to provide penalties for the violation of this act and to repeal sections 3094 and 3095 of the Political Code and all other acts or portions of acts in conflict with this act,” approved May 18, 1927, relating to human bodies not to be used for scientific purposes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 171 passed by the following vote:

AYES—Adams, Arnold, Badham, Baun, Bernard, Bishop, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 157—An act relating to the granting of leaves of absence to teachers in the public schools of this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 157 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Brock, Byrne, Craig, Crawford, Cronin, Crowley, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Jewett, Jones, Jost, Keaton, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Noyes, Oliva, Patterson, Reindollar, Roberts, Roland, West, Williams, Williamson, Wright, Young, and Mr. Speaker—43.

NOES—Anderson, Bernard, Bliss, Cloudsley, Collier, Coombs, Crittenden, Deuel, DeYoe, Dillinger, Emmett, Fisher, Hersinger, Ingels, Jespersen, Kline, Luttrell, Mixer, Parkman, Quigley, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Witter, and Woolwine—28.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 619—An act to amend section 623 of the Political Code, relating to the filing of bonds by insurance companies, and reciting the conditions of such bonds.

Bill read third time.

The question being on the passage of the bill,

MOTION TO RE-REFER.

Mr. Easley moved that Assembly Bill No. 619 be withdrawn from the file, and ordered re-referred to Committee on Insurance.

Motion carried.

Assembly Bill No. 619 ordered re-referred to Committee on Insurance.

Assembly Bill No. 743—An act amending section 6 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to municipal courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 743 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Qungley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 539—An act to amend section 1986 of the Code of Civil Procedure, relating to the issuance of subpoenas and subpoenas to take deposition.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 539 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Patterson, Qungley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—65.

NOES—Feigenbaum—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 739—An act to add a new chapter 3 of title I of part III of the Political Code, to be numbered title II*m*, embracing sections 376 to 376*n*, inclusive, relating to a Department of Professional and Vocational Standards.

Bill read third time.

The question being on the passage of the bill,

MOTION TO RE-REFER.

Mr. Feigenbaum moved that Assembly Bill No. 739 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 739 ordered re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 506—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 375 to 375c, inclusive, relating to a Department of Investment Regulation.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Feigenbaum moved that Assembly Bill No. 506 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 506 ordered re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 192—An act providing for a State Nautical School at the port of San Francisco, creating a board to govern and manage the same, determining the power, duty and authority of the board, providing for the appointment of the commissioners of the board and its officers and employees, determining how the accounts of the school shall be kept and moneys received and expended, creating a fund for the support of the school, authorizing the Governor to secure a suitable vessel for the use of the school from the federal government and repealing all acts or parts of acts in so far as inconsistent herewith.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 192 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 192 ordered re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 17—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 17 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 17 ordered re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 515—An act to amend section 3664a of the Political Code, relating to taxes of public service and other corporations for the benefit of the State.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Woolwine moved that Assembly Bill No. 515 be withdrawn from the file, and ordered re-referred to Committee on Revenue and Taxation.

Motion carried.

Assembly Bill No. 515 ordered re-referred to Committee on Revenue and Taxation.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 183—An act to add a new section to the Political Code, to be numbered 4300m, relating to fees of interpreters, and to repeal conflicting acts and parts of acts.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Cloudsley:

AMENDMENT NUMBER ONE

In line 8 of the printed bill, strike out the word "ten", and insert the word "five".

The question being on the adoption of the amendment.

Amendment adopted.

Bill ordered to reprint, and on file for final passage.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 444—An act to amend section 2 of an act entitled "An act to provide for drainage by irrigation districts," approved March 18, 1907, relating to liability of a district for failure or neglect in the performance of duty under said act—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Irrigation.

EASLEY, Chairman.

The above reported bill ordered re-referred to Committee on Irrigation.

Also:

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 671—An act to amend sections 1, 2, 11, 16 and 24b of an act entitled "An act to promote the drainage of wet, swamp, and overflowed lands, or lands otherwise needing surface or underground drainage or protection from storm water overflow, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919; as amended April 13, 1927, relating to contents of petition, extent of district, award of contract, date and form of bonds, and reassessments—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

EASLEY, Chairman.

The above reported bill ordered on file for second reading

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 625—An act to amend section 421 of the Civil Code, relating to investments of insurance companies—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

ON MEDICAL AND DENTAL LAWS.

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1929.

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Assembly Bill No. 688—An act to amend the State Medical Practice Act, approved June 2, 1913, as amended, by adding thereto a new section known as section 11a, relating to the recognition of a certificate of examination issued by the National Board of Medical Examiners of the United States—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California adding to article XIII thereof a new section to be numbered 18, relative to taxation of marine insurers—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

CRONIN, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Assembly Bill No. 366—An act to amend section 14 of an act entitled "An act to regulate the manufacture, sale and use of economic poisons, to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement; and creating the Division of Chemistry Fund," approved June 3, 1921, as amended, relative to the registration or cancellation of registration of economic poisons—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

ON FEDERAL RELATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 5—Relating to the participation of California in the Great Lakes-St. Lawrence Tidewater Association to facilitate and expedite the prosecution of the construction of a seaway connecting the Great Lakes with the Atlantic Ocean—has had the same under consideration, and respectfully reports the same back and recommends that it be adopted.

WITTER, Chairman.

The above reported joint resolution ordered on file for adoption.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Miss Miller:

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 594½ of the Political Code, relating to homes for the aged.

Referred to Committee on Introduction of Bills.

RESOLUTION.

The following resolution was offered:

By Messrs. Coombs, West and Jones:

Herbert Clark Hoover, a citizen of California, was inaugurated as our thirty-first President.

California was admitted into the Union as its thirty-first state.

Resolved. That we find in the coincidence a prophecy of great events for the future of our State. California was born of the legends of the west, and its history has appealed to the imagination of the idealist and its domain offers wonderful opportunities for development.

We are confident that our President appreciates the spirit of the great west, and we rejoice that California has been honored in his selection to the highest office within the gift of the American people.

Resolution read, and on motion unanimously adopted.

MOTION TO PRINT EXTRA COPIES OF RESOLUTION.

Mr. McDonough moved that the Chief Clerk be instructed to have printed 500 additional copies of the report of the joint legislative committee, appointed pursuant to the terms of Assembly Concurrent Resolution No. 19 of 1927.

Motion carried.

ADJOURNMENT.

At twelve o'clock and thirty minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, March 7, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Thursday, March 7, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klune, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwiné, Wright, Young, and Mr. Speaker—78.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Quigley moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Seofield, Mr. Crawford was granted leave of absence for this day.

On motion of Mr. Bernard, Mr. Crittenden was granted leave of absence for this day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Arnold, Kenneth K. Scott, deputy city attorney of Los Angeles, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roland, Mrs. Rowena Demeter and Mrs. Regula Bernays, teachers of Miss Ransom's School of Piedmont, and the following students of the eighth grade history and social science class: Jean Rawlings, Frances Streetman, Jane Volkman, Laura May Gay, Molly Shand, Barbara Vail, Kathleen Coogan, Ernestine McGuire, Elizabeth Hawley, Joan York, Margaret Glassford, Loessa Curtis, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. West, Mr. W. B. Townsend, principal; Miss Ruth Holliday and Miss Dorothy Beaton, teachers, of the Jefferson School of Sacramento, and the following students: James Anderson, Ralph Bateman, Clyde Thompson, Harry North, Billy Johnson, George Schleip, Billy Schleip, Louis Bockrath, Joe Avena, Reuben Sweet, Thomas Hall, Peter Morrison, Philip Messanares, Norvin Kyburz, Thelma White, Eileen Teske, Juanita McDougal, Pearl Jeffrey, Joyce Lawrence, Alberta Bonds, Elizabeth Smith, Marjorie Staek, Dorothy Orr, Thula Thomas, Charles Anderson, Billy Anderson, Arthur Cox, William Daly, Dale Gerken, George Graham, George Hamilton, Earl Hastings, Theodore Hill, Lester Hulett, Norman Losey, Harry Renfree, Henry Scherer, Leonard Williams, Howard Waite, Harold Brewsaugh, Betty Dewsnap, Jane Dingwell, Rose Dale, Hazel Gilmore, Ellajean Kausen, Louise Kizer, Jane Laureen, Julia Mlaerch, Janet Moynihan, Adele Linderman, Dorothy Tyce and Dorothy Welsh were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Miss Miller, Mrs. Ruth A. Keane, president of the Women's Republican Club of Sacramento County, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Deuel, Mrs. Elizabeth C. Butterway, principal, and Mrs. Faye Atkinson, teacher, of the Shasta Union School of Chico, and the following students: William Helphinstine, Clark Stahl, Tony Picchi, Merle Mercer, Ardith Wells, Lucille Wells, Corinne Patterson, Mary Spesert, Helen Priesing, Vivian Harrington, Donald North, Mildred Stallings, Winifred Brooke, Reed Bennett, Almeda Parker, Melvin Findlay, Walter Findlay, Carolyn Small, Willard Small, Beatrice DeBock, Rolo Parker, Marjorie Kesterson, Madeline Kesterson, Ruby Roller, Helen Ballinger, Marshall Atkinson, Sheridan Atkinson and Billy Carlos were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker :

RESOLUTION.

WHEREAS, There is now pending before the United States Senate a resolution introduced by United States Senator Hiram W. Johnson of California, known as Senate Resolution No. 126, and which has been referred to the Committee on Interstate Commerce, which resolution reads as follows:

Resolved, That a committee of five members of the Senate be appointed by the President thereof, and be hereby empowered and directed to inquire into and report upon: (1) the growth of the capital assets and capital liabilities of public-utility corporations supplying telephone communications, however such telephone communications may be accomplished and/or produced, of corporations holding the stocks of such public-utility corporations, and of nonpublic-utility corporations owned or controlled by or affiliated with such holding companies; (2) the method of issuing, the price realized or value received, the commissions or bonuses paid or received, and other pertinent facts with respect to the various security issues of all classes of corporations herein named, including the bonds and other evidences of indebtedness thereof, as well as the stocks of the same, (3) the extent to which holding companies or their stockholders control or are financially interested in financial, engineering, construction, and/or management corporations, and the relation, one to the other, of the classes of corporations last named, the holding companies, and the public-utility corporations; (4) the services furnished to public-utility corporations by holding companies and/or their associated, affiliated, and/or subsidiary companies, the fees, commissions, bonuses, or other charges made therefor, and the earnings and expenses of such holding companies and their associated, affiliated, and/or subsidiary companies; and (5) the value or detriment to the public of holding companies owning the stock or otherwise controlling such public-utility corporations immediately or remotely, with the extent of such ownership or control, and particularly what legislation, if any, should be enacted by Congress to correct any abuses that may exist in the organization or operation of such holding companies.

The committee is further empowered and directed to inquire and report whether, and to what extent, such corporations or any of the officers thereof or anyone in their behalf or in behalf of any organization of which any such corporation may be a member, through the expenditure of money or through the control of the avenues of publicity, have made any and what effort to influence or control public opinion on account of municipal or public ownership of the means by which telephone communication is accomplished and/or produced, or to influence or control elections.

That the said committee is hereby authorized to sit and perform its duties at such times and places as it deems necessary or proper, and to require the attendance of witnesses by subpoenas or otherwise, to require the production of books, papers and documents; and to employ counsel, experts and other assistants, and stenographers, at a cost not exceeding \$1.25 per printed page. The chairman of the committee, or any member thereof, may administer oaths to witnesses and sign subpoenas for witnesses; and every person duly summoned before said committee, or any subcommittee thereof, who refuses or fails to obey the process of said committee, or appears and refuses to answer questions pertinent to said investigation, shall be punished as prescribed by law. The expenses of said investigation shall be paid from the contingent fund of the Senate on vouchers of the committee or subcommittee, signed by the chairman and approved by the Committee to Audit and Control the Contingent Expenses of the Senate.

The committee or any subcommittee thereof is authorized to sit during the sessions or the recesses of the Senate, and until otherwise ordered by the Senate; and

WHEREAS, The cities of San Francisco, Oakland, Alameda, Berkeley and other cities on the east side of San Francisco Bay are interested in and opposing the application of The Pacific Telephone and Telegraph Company for an increase in telephone rates, which application is now pending before the Railroad Commission of California, and that said The Pacific Telephone and Telegraph Company is a subsidiary of and controlled by the American Telephone and Telegraph Company of New York, which latter company refuses to submit itself to the jurisdiction of the Railroad Commission of California, and that the state legislatures of Oregon and Washington have unanimously adopted a memorial to the Senate of the United States, petitioning the Senate to adopt the United States Senate Resolution No. 126 and to conduct the investigations in accordance with the terms thereof; and

WHEREAS, It seems to the best interests of the people of San Francisco and the cities on the east side of San Francisco Bay and all cities in California that an investigation be made by the United States Government of all corporations supplying telephone communications, with a view to determining and fixing just and equitable rates for telephone service; now, therefore, be it

Resolved by the Board of Supervisors of the City and County of San Francisco, That the Senators and Assemblymen representing the City and County of San Francisco in the session of the State Legislature now pending at Sacramento, be requested and are hereby requested and urged to cause to be passed and adopted by the present Legislature of California a memorial similar to what is set forth in this resolution, requesting the United States Senate to pass Senate Resolution No. 126 and to forward copies of such memorial to each of the United States Senators and members of the House of Representatives representing the State of California. Be it further

Resolved, That copies of this resolution be immediately forwarded by the clerk of this board to each Senator and member of Assembly representing the city and county of San Francisco at the current State Legislature.

W. P. STANTON
WALTER J. SCHMIDT.
CHAS. J. POWERS.

Adopted by the Board of Supervisors March 4, 1929.

Ayes—Supervisors Adriano, Colman, Gallagher, Havenner, Hayden, McGovern, McSheehy, Marks, Powers, Roncovieri, Schmidt, Shannon, Stanton, Suhr, Todd, Toner—16.

Absent—Supervisors Deasy, Kent—2.

J. S. DUNNIGAN, Clerk.

Also:

PASADENA, CALIFORNIA, March 6, 1929.

*The Honorable Members of the State Legislature, California,
State Capitol, Sacramento, California*

Providing rules and regulations are written in, we respectfully urge passage of Assembly Bill No. 433. We believe the dry cleaning industry should be regulated by the proper authorities.

PEERLESS CLEANERS AND DYERS, INC.

By W. T. WEIGLI.

By Mr. Noyes:

RESOLUTION.

At a regular meeting of the board of supervisors of the county of Yuba, State of California, held at the court house in the city of Marysville, on the fifth day of March, 1929

Be It Resolved, That this board of supervisors of the county of Yuba do unanimously support and endorse that certain bill presented by the Hon. Ray Jones, Senator from the Sixth District, providing for the construction of a bridge over the Tisdale Weir; and that this board requests the aid and support of all members of the State Legislature and the other interested officers of the State government in accomplishing the passage of this bill as a highly meritorious and needed public improvement; and be it further

Resolved, That a copy of this resolution be forwarded to the Hon. C. C. Young, Hon. Alexander R. Heron, Hon. B. B. Meek, the President of the Senate, the Speaker of the Assembly, Hon. Ray Jones and Hon. F. B. Noyes

Dated at Marysville, California, this fifth day of March, 1929.

BOARD OF SUPERVISORS OF YUBA COUNTY, CALIFORNIA.

By WILLARD F. ROBERTS, Chairman.

W. T. ELLIS.

DAVID MORRISON.

W. J. FORBES

W. J. M'FLON.

[SEAL]

Attest a true copy W. M. STRIER, Clerk

RESOLUTION.

WHEREAS, It has come to the attention of the board of supervisors of Yuba County that certain bills have been introduced in the Legislature which seek to change the present method of registration of voters and put into effect a system designated as permanent registration of voters; and

WHEREAS, The proponents of said bills seek to justify the reasons for said proposed change in registration by specious arguments that it will be much simpler for the voters, that it will involve less work and detail in the offices of those now charged with registration matters, that it will be much more inexpensive than the present method and thus result in the saving of vast sums of money to the tax payers; and

WHEREAS, After a careful consideration of said bills, this board is firmly convinced that they will not accomplish any of the purposes claimed but will, on the other hand, set up a system that will prove to be more involved and cumbersome than the present one, that they will cause a greater amount of labor and annoyance to the officers charged with the registrations of voters, and, in the last analysis, will prove exceedingly more expensive than the present system; and

WHEREAS, This board is firmly convinced that under the present method of having a new registration every two years whereby our elections are conducted with new and clean lists of registered voters, there has been very little crookedness in elections throughout the State of California; now, therefore, be it

Resolved, That we most emphatically oppose any attempt to set up a system of permanent registration of voters because we believe that all elections should be conducted with new and clean registration lists, and that said registration lists can only be kept clean by having a new registration of voters every two years; and, be it further

Resolved, That the clerk of this board be, and he hereby is, instructed and directed to mail copies of this resolution to the Senator and Assemblyman from this district and to each member of the committee on elections of both houses of the Legislature.

Passed and adopted by the board of supervisors of Yuba County this fifth day of March, 1929, by the following vote

Ayes—Willard F. Roberts, W. T. Ellis, David Morrison, W. J. Forbes, W. J. Mellon.

Noes—None.

Absent—None.

[SEAL]

Attest a true copy: W. M. STRIEF, Clerk.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

By Mr. Speaker:

HOUSE JOINT MEMORIAL NUMBER SIXTEEN.

*To the Honorable Senate and House of Representatives
of the State of California.*

Your memorialists, the Legislature of the state of Oregon, respectfully represent that:

WHEREAS, The state of Oregon, with Klamath and Lake counties, has completed three important roads to the California State line, east of the Cascade Mountains, and the State of California, thus far, has not deemed it advisable to designate or build connecting highways equal in character and standards on the California side; and

WHEREAS, The Klamath Falls-Weed highway has been completed as a high standard market road by cooperation between the state highway department of the state of Oregon, and the county court of Klamath County, Oregon, to the California line, but the road from there to Weed, in California, is impassable much of the year, and at all other times not a satisfactory road for automotive traffic; and

WHEREAS, Were this highway completed, San Francisco would be only one day's drive from Crater Lake via Klamath Falls, and over this highway Californians could reach Yellowstone Park without ever leaving a permanent all-the-year-round road, and the residents of Washington, Montana, Idaho and eastern Oregon could drive over this highway twelve months in the year to San Francisco and Los Angeles and other California points, whereas, now, they can only reach California by a wide detour; and

WHEREAS, The The Dalles-California highway has been for several years a completed state highway throughout Oregon from the Columbia River on the north boundary of Oregon, to the California State line near Malin in Klamath County, Oregon, and, if there were a good connecting highway to Alturas, the result would be that this thriving county seat would have much important business with Klamath Falls and other points in Oregon, which business is now seriously hindered until an adequate highway is provided; and

WHEREAS, The Fremont highway in Oregon is rapidly approaching completion from central Oregon through Lakeview to the California line, and said highway should be connected with a highway extending from the California State line to Alturas, the road's logical southern terminus; therefore, be it

Resolved by the House of Representatives of the State of Oregon, the Senate jointly concurring therein, That we respectfully urge upon your honorable body that it is to the mutual interest of the states of California and Oregon and to the Pacific coast in general that the aforesaid highways be forthwith authorized and constructed. We recognize that the future of Oregon is closely bound with the future of California and with the rest of the Pacific coast and we believe that not only would these connecting highways make for better social contact between the Pacific coast states, but that the economic benefits of said highways would justify the cost of construction many times over. We further urge and represent that the scenic resources of the Pacific northwest and of the Dominion of Canada, together with those of California, will attract more tourist travel, and indirectly therefrom investments, by cooperation in road building than if each state and locality attempted to attract tourist travel unaided; and, be it further

Resolved. That the Secretary of State be, and he hereby is instructed to transmit a copy of this memorial to the presiding officers of the two houses of the legislative assembly of the State of California and a copy also to the Governor of that State.

Adopted by the House February 28, 1929.

R. S. HAMILTON, Speaker of the House.

Concurred in by the Senate March 1, 1929

A. W. NORBLAD, President of the Senate.

Endorsed. House Joint Memorial No. 16. (Substitute for House Joint Memorial No. 14) Introduced by Committee on Resolutions. W. F. Drager, Chief Clerk. Filed. March 2, 1929. Hal E. Hoss, Secretary of State.

UNITED STATES OF AMERICA

STATE OF OREGON.

OFFICE OF THE SECRETARY OF STATE.

I, Hal E. Hoss, Secretary of State of the State of Oregon, and Custodian of the Seal of said State, do hereby certify:

That I have carefully compared the annexed copy of House Joint Memorial No. 16 with the original thereof, adopted by the Senate and House of Representatives of the Thirty-fifth Legislative Assembly of the State of Oregon and filed in the office of the Secretary of State of the State of Oregon March 2, 1929, and that the same is a full, true and complete transcript therefrom and of the whole thereof, together with all endorsements thereon.

In testimony whereof, I have hereunto set my hand and affixed hereto the seal of the State of Oregon.

Done at the Capitol at Salem, Oregon, this fourth day of March, A. D. 1929.

[SEAL]

HAL E. HOSS, Secretary of State.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 536—An act to secure the safety of the public at public bathing places and to provide for the attendance of life guards, and for the violation thereof.

Also: Assembly Bill No. 227—An act to amend section 7 of an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes thereon," approved May 29, 1915, as amended, relating to mosquito abatement districts;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

FRY, Chairman.

The above reported bills ordered on file for second reading.

ON PRISONS AND REFORMATORIES

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 124—An act to establish an institution for the confinement, care and reformation of women misdemeanants, and women convicted of a felony the punishment for which is less than death; to provide for its maintenance, conduct and government, and to make an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass and be re-referred to Committee on Ways and Means

HAWES, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON BANKING.

ASSEMBLY CHAMBER SACRAMENTO, March 6, 1929

MR. SPEAKER: Your Committee on Banking, to which was referred Assembly Bill No. 694—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending section 28, relating to the definition and regulation of the business of banking—has had the same under consideration, and respectfully reports the same back, and recommends that same do pass as amended

WILLIAMSON, Chairman.

The above reported bill ordered on file for second reading.

RECONSIDERATION WAIVED.

Mr. Bliss waived his notice to reconsider the vote whereby Assembly Bill No. 97 was passed.

Assembly Bill No. 97 ordered transmitted to the Senate.

RECONSIDERATION WAIVED.

Mr. Heisinger waived his notice to reconsider the vote whereby Assembly Bill No. 533 was passed.

Assembly Bill No. 533 ordered transmitted to the Senate.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 76—An act to amend section 1096a of the Political Code, relating to elections.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 17, of the printed bill, after the period in said line, insert the following: "In case any elector shall have declined to designate or shall have changed his political affiliation prior to the close of registration for primary elections he is entitled to have such change recorded prior to the close of said registration upon application to the county clerk or registrar of voters as hereinafter provided. In case any elector shall have declined to designate or shall have changed his political affiliations prior to the close of registration, he may appear in person before the county clerk or registrar of voters, or any registration deputy of said county clerk or registrar of voters, and make affidavit substantially in the following form:

AFFIDAVIT.

State of California. }
County of _____, } ss.

----- being duly sworn, deposes and says that he is registered on the great register of the said county of ----- as a ----- (insert former party affiliation, or that he had declined to designate his party affiliation); that since the date of such registration he has changed his political views and in good faith declares his affiliation with ----- party.

Subscribed and sworn to before me, this ----- day of -----, 19-----.

The county clerk or registrar of voters shall take such affidavit without charge and shall file the same. *Provided, however,* that no change of party affiliation shall be made within six months of an election at which candidates for partisan office are to be nominated or elected."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 24, of the printed bill, after the period in said line insert the following: "Signatures must be secured and the petition filed as hereinafter provided within sixty days after the date of the first publication of said notice of intention."

AMENDMENT NUMBER TWO.

On page 2, line 10, of the printed bill, strike out the period and insert in lieu thereof a semicolon and the following: "*provided,* any person may occupy a position in any public building or place owned or controlled by the municipality and solicit signatures."

AMENDMENT NUMBER THREE.

On page 3, line 28, of the printed bill, strike out the period and insert in lieu thereof a comma and the following: "except a majority or all of the members of the legislative body."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 196—An act to amend section 1151 of the Political Code, relating to boards for municipal elections.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 257—An act to add a new section to the Political Code, to be numbered 1197*d*, relating to ballots.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 387—An act to amend section 4 of an act to permit the consolidation of elections and to provide a procedure therefor. Approved June 11, 1913.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 388—An act to amend section 25 of the Voting Machine Act, being an act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections; and providing for the punishment of all violations of the provisions of this act. Approved May 3, 1923.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 431—An act to amend section 1197 of the Political Code, relating to election ballots, the manner of voting and the conduct of elections.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 393—An act to amend sections 5, 10, 12 and 24 of the Direct Primary Law, being "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 90—An act to amend section 19*x*25 of the Juvenile Court Law, relating to probation officers in counties of the twenty-fifth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the numerals "19x25.", insert the following:

"In counties of the twenty-fifth class there shall be one probation officer, whose salary is hereby fixed at the sum of two hundred fifty dollars per month. In counties of this class the probation officer shall perform in addition to his duties as probation officer the duties of attendance officer for the schools of the county and investigator for the board of supervisors on applications for county and state aid, without any additional compensation; *provided, however,* that he shall receive his necessary traveling and other expenses and such mileage as the board of supervisors shall fix and allow in the performance of such duties. In counties of this class the probation officer shall be allowed one assistant probation officer, which office is hereby created, who shall act as stenographer, and whose salary is hereby fixed at the sum of one hundred dollars per month. The salary of such assistant probation officer shall be paid at the same time and in the same manner and out of the same fund as the salary of the probation officer is paid."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 590—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 24, of the printed bill, strike out lines 24 to 29, inclusive, and insert in lieu thereof the following:

"4. The auditor, two thousand four hundred dollars per annum, and he is hereby allowed one deputy, to be appointed by him, who shall receive one thousand five hundred dollars per annum, whose salary".

AMENDMENT NUMBER TWO.

On page 3, line 13, of the printed bill, strike out lines 13 to 15, inclusive, and insert in lieu thereof the words: "hundred dollars per annum."

AMENDMENT NUMBER THREE

On page 3, line 22, of the printed bill, strike out the word "seven", and insert in lieu thereof the word "four".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 645—An act to add a new section to the Political Code, to be numbered 4041*q*, relating to advertising by boards of supervisors of counties.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, strike out the words and figures "4056*b* of this code", and insert in lieu thereof the following: "sections 4041 and 4056*b* of the Political Code "

AMENDMENT NUMBER TWO.

On page 1, line 23, of the printed bill, strike out the figures "1933", and insert in lieu thereof the figures "1935".

AMENDMENT NUMBER THREE.

In line 8 of the printed bill, after the comma following the word "horticultural", strike out the word "and".

AMENDMENT NUMBER FOUR.

In line 8 of the printed bill, after the word "viticulatural" insert the words "and water".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 773—An act to amend section 4041 of the Political Code and to add twenty-five new sections to said code, to be numbered 4041.1 to 4041.25, both inclusive, relating to jurisdiction and powers of boards of supervisors.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER TWO.

On page 2, line 1, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER THREE

On page 2, line 24, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER FOUR.

On page 2, line 37, of the printed bill, add "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER FIVE.

On page 2, line 48, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER SIX.

On page 3, line 30, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER SEVEN.

On page 4, line 17, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER EIGHT.

On page 5, line 30, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER NINE.

On page 5, line 43 of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER TEN.

On page 6, line 20, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER ELEVEN.

On page 6, line 33, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER TWELVE.

On page 6, line 50, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "4041.12."

AMENDMENT NUMBER THIRTEEN.

On page 7, line 8, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER FOURTEEN.

On page 7, line 28, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "4041.14."

AMENDMENT NUMBER FIFTEEN.

On page 7, line 50, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER SIXTEEN.

On page 8, line 16 of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER SEVENTEEN.

On page 8, line 43, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "4041.17."

AMENDMENT NUMBER EIGHTEEN.

On page 9, line 13, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER NINETEEN.

On page 10, line 47, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "4041.19."

AMENDMENT NUMBER TWENTY.

On page 11, line 20, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "4041 20."

AMENDMENT NUMBER TWENTY-ONE.

On page 11, line 24, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "(1)."

AMENDMENT NUMBER TWENTY-TWO.

On page 11, line 46, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "4041 22."

AMENDMENT NUMBER TWENTY-THREE.

On page 12, line 1, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "4041.23."

AMENDMENT NUMBER TWENTY-FOUR.

On page 12, line 8, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "4041.24."

AMENDMENT NUMBER TWENTY-FIVE

On page 12, line 20, of the printed bill, add: "Under such limitations and restrictions as are prescribed by law, and in addition to jurisdiction and powers otherwise conferred, the boards of supervisors, in their respective counties, shall have the jurisdiction and powers", following "4041.25."

AMENDMENT NUMBER TWENTY-SIX.

On page 3, line 23, of the printed bill, strike out the word "election", and insert in lieu thereof the word "erection".

AMENDMENT NUMBER TWENTY-SEVEN.

On page 10, line 2, of the printed bill, strike out the word "unanimous", and insert in lieu thereof the word "four-fifths".

AMENDMENT NUMBER TWENTY-EIGHT.

On page 3, line 10, of the printed bill, strike out the word "five", and insert in lieu thereof the word "ten".

AMENDMENT NUMBER TWENTY-NINE.

On page 9, line 44, of the printed bill, strike out the words "twenty days", and insert in lieu thereof the words "two weeks".

AMENDMENT NUMBER THIRTY.

On page 9, line 46, of the printed bill, strike out the words "twenty days", and insert in lieu thereof the words "two weeks".

AMENDMENT NUMBER THIRTY-ONE.

On page 10, lines 19 and 20, of the printed bill, strike out the words "caused by flood, fire, earthquake, or act of God,".

AMENDMENT NUMBER THIRTY-TWO.

On page 4, line 26, of the printed bill, following the word "at", insert the words "the next general election or at".

AMENDMENT NUMBER THIRTY-THREE.

On page 7 of the printed bill, lines 10 to 20, both inclusive, strike out all of said lines and the parentheses and figure 2 on line 21, and insert in lieu thereof the following: "materials, supplies, furnishings, equipment, live stock and all other personal property, to rent, for the county and the offices thereof, furnishings, equipment and live stock, to engage independent contractors to perform sundry services for the county and the offices thereof, with or without furnishing material where the aggregate cost does not exceed five hundred dollars. Said purchasing agent shall make all such purchases, rentals and contracts only upon proper written requisition therefor. Whenever a board of supervisors shall employ a purchasing agent as herein provided for it shall not be necessary for them to advertise for bids for furnishing county supplies as required in section 4048 of this code, with the exception of advertising."

AMENDMENT NUMBER THIRTY-FOUR.

On page 7 of the printed bill, between lines 25 and 26, insert:
 "(3) To employ for such purchasing agent such assistants as may be necessary for him properly to fulfill his duties."

AMENDMENT NUMBER THIRTY-FIVE.

On page 8 of the printed bill, between lines 40 and 41, insert:
 "(4) To provide for transporting indigents to other counties or states when such indigents shall thereby cease to become public charges, or when friends or relatives of such indigents agree to assume the cost and expense of the care and maintenance of such indigents, or when such indigents are legally public charges in the places to which they are so transported."

AMENDMENT NUMBER THIRTY-SIX

On page 8, line 46, of the printed bill, following the comma after the word "museum", insert the word and comma "aquarium,".

AMENDMENT NUMBER THIRTY-SEVEN

On page 9, line 15, of the printed bill, following the comma after the word "museum", insert the word and comma "aquarium,".

AMENDMENT NUMBER THIRTY-EIGHT.

On page 9, line 34, of the printed bill, following the comma after the word "museum", insert the word and comma "aquarium,".

AMENDMENT NUMBER THIRTY-NINE.

On page 10, line 28, of the printed bill, following the word "plus", insert the words "not more than".

AMENDMENT NUMBER FORTY.

On page 10, line 33, of the printed bill, strike out the word "that", and insert in lieu thereof a comma.

AMENDMENT NUMBER FORTY-ONE

On page 10, line 34, of the printed bill, strike out the word "one", and insert in lieu thereof the word "two".

AMENDMENT NUMBER FORTY-TWO.

On page 11, line 43, of the printed bill, change the period to a semicolon and add the following: "provided, further, that this subdivision shall not apply to the furnishing of goods to special districts, mentioned in section 4004 of this code."

AMENDMENT NUMBER FORTY-THREE.

On page 11 of the printed bill, between lines 43 and 44, insert
 "(3) To establish, maintain, and operate a store in connection with the county jail and for this purpose to purchase food, confectionery, tobacco and tobacco users' supplies, postage and writing materials, and toilet articles and supplies and to sell such goods, articles and supplies for cash to prisoners in such jail at cost, plus a reasonable handling charge. All proceeds of such sales shall be deposited in the county treasury and the sheriff shall be liable therefor on his official bond.

(4) To perform services for and to sell personal property to any road improvement, lighting, irrigation, waterworks, flood control or any other special district within the county, whose affairs and funds are under the supervision and control of the board of supervisors, or for which the board of supervisors is ex officio the governing body."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 333—An act to amend section 4253 of the Political Code, relating to the salaries of the county officers of counties of the twenty-fourth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 23, of the printed bill, strike out the words: "one thousand five hundred", and insert in lieu thereof the words: "one thousand eight hundred".

AMENDMENT NUMBER TWO.

On page 3, line 24, of the printed bill, insert after the words "dollars per annum;" the following: "and one deputy at a salary of one thousand five hundred dollars per annum;".

AMENDMENT NUMBER THREE.

On page 3, line 26, of the printed bill, insert after the word "require," the words: "at a salary not to exceed one hundred twenty-five dollars per month each,".

AMENDMENT NUMBER FOUR.

On page 3, line 27, of the printed bill, strike out the word "combination" and insert in lieu thereof the word "amount".

AMENDMENT NUMBER FIVE.

On page 3, line 32, of the printed bill, strike out lines 32 to 34, inclusive, and insert in lieu thereof the following: "dollars per annum, and three additional deputies, to serve for periods of five months, three months, and two months, respectively, during each year, at a salary of one hundred dollars per month."

AMENDMENT NUMBER SIX.

On page 3, line 41, of the printed bill, insert the word "dollars" after the word "hundred".

AMENDMENT NUMBER SEVEN

On page 3, line 45, of the printed bill, insert after the words "per annum;" the words: "one deputy at a salary of one thousand five hundred dollars per annum;".

AMENDMENT NUMBER EIGHT.

On page 4, line 1, of the printed bill, insert after the word "such" the word "field".

AMENDMENT NUMBER NINE

On page 4, line 6, of the printed bill, strike out lines 6 to 9, inclusive, and insert in lieu thereof the following: "Provided, that in the event the assessor or any of his full time deputies shall engage in actual field work in assessing property, he or said deputies shall be allowed actual and necessary traveling expenses incurred in the discharge of official duties, but not to exceed the aggregate sum".

AMENDMENT NUMBER TEN

On page 4, line 25, of the printed bill, strike out the words: "deputy to be known as".

AMENDMENT NUMBER ELEVEN

On page 4, line 28, of the printed bill, strike out lines 28 to 30, inclusive, and insert in lieu thereof the following: "standing that said stenographer shall act as reporter at all coroner's inquests, without extra compensation, and shall so far as possible take depositions and statements and confessions of prisoners. Said deputies and stenographer to".

AMENDMENT NUMBER TWELVE

On page 5, line 25, of the printed bill, insert after the words "by them;" the figure "(1)".

AMENDMENT NUMBER THIRTEEN.

On page 5, line 28, of the printed bill, insert after the words "per month." the figure "(2)".

AMENDMENT NUMBER FOURTEEN

On page 5, line 36, of the printed bill, change "(2)" to "(3)".

AMENDMENT NUMBER FIFTEEN

On page 5, line 38, of the printed bill, change "(3)" to "(4)".

AMENDMENT NUMBER SIXTEEN.

On page 5, line 40, of the printed bill, change "(4)" to "(5)".

AMENDMENT NUMBER SEVENTEEN.

On page 5, line 42, of the printed bill, change "(5)" to "(6)".

AMENDMENT NUMBER EIGHTEEN.

On page 5, line 44, of the printed bill, change "(6)" to "(7)".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 868—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class and fixing the mileage and per diem of grand and trial jurors in such counties.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 769—An act providing for the compilation of, printing, binding, publishing and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts, and making an appropriation to carry out the provisions thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the word "twenty", and insert the word "fifty", and after the word "secretary" add the following words: "and state library".

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed bill, after the word "union" add the following: "and each city and county free library and the several branches thereof if any of the State of California".

AMENDMENT NUMBER THREE.

On page 1, line 14, of the printed bill, strike out the word "shall", and insert in lieu thereof the word "may", and after the word "distributed" insert the word "free".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15 and 16 of the General Dairy Law of California, approved June 15, 1923, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 42, of the printed bill, after the word "than", strike out the words "two and four-tenths", and insert in lieu thereof the following: "four".

AMENDMENT NUMBER TWO.

On page 6, line 43, of the printed bill, strike out the words "two and four-tenths", and insert in lieu thereof the word "four".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1045—An act to amend section 647 of the Penal Code, relating to vagrancy.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 597—An act to amend section 61 of the California Vehicle Act, approved May 30, 1923, relating to applications for operators' and chauffeurs' licenses.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, after "Sec. 61", insert the following: "Form of application."

AMENDMENT NUMBER TWO.

On page 1, line 14, of the printed bill, strike out the word "ever", and insert in lieu thereof the following: "within the period of five years immediately preceding said application".

AMENDMENT NUMBER THREE.

On page 2, at the end of line 1, of the printed bill, insert the following: "and by any other person or persons required by the provisions of this act to sign such application".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 594—An act to amend section 36 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the applications for registration of motor vehicles.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 4, of the printed bill, after "Sec. 36", insert the following: "Application for registration."

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed bill, after the word "maker", strike out the semicolon and insert a comma.

AMENDMENT NUMBER THREE

On page 2 of the printed bill, strike out all of lines 6 to 8, both inclusive, and insert in lieu thereof the following: "ned by a statement as to whether the motor vehicle sought to be registered is covered by public liability insurance in the amount of five thousand dollars, for injury to or death of one person in any one accident or subject to said amount as to one person, in the amount of ten thousand dollars on account of the death of or injury to more than one person in any one accident; *provided*, every such statement shall be received for statistical purposes only and shall not be open to public inspection."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 593—An act to add two new sections to the "California Vehicle Act," approved May 30, 1923, as amended, to be numbered 36½ and 36¾, relating to registration of motor vehicles.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, after the figure "36½", insert the following: "Proof of ability to respond in damages".

AMENDMENT NUMBER TWO

On page 1, line 18, of the printed bill, strike out the word "is", and insert the word "it" in lieu thereof.

AMENDMENT NUMBER THREE.

On page 2, line 10, of the printed bill, after the word "state", insert a comma, and insert a comma in line 11 after the word "estate".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 400—An act to provide for instruction in public safety and accident prevention primarily devoted to avoidance of accident hazards on streets and highways in the elementary and secondary schools of the State and in the normal schools and teachers colleges in the State and making an appropriation for the carrying out of the provisions of this act.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee.

AMENDMENT NUMBER ONE

On page 1, line 2, of the printed bill, strike out the words "and in all grades of any", and strike out all of line 3.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 600—An act to amend section 74 of the California Vehicle Act, approved May 30, 1923, as amended, relating to penalties for driving motor vehicles while license is suspended or revoked.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 457—An act providing for the organization of certain elementary school districts into union or joint union high school districts.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out all of lines 1 to 27, and also strike out all of page 2, and insert in lieu thereof the following:

"SECTION 1. The provisions of section 2600-A of this act shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of article six, of chapter nine, of part one, of division two, of the School Code as adopted at the forty-eighth session of the Legislature.

Sec. 2600-A. Whenever a majority of the heads of families or of the electors residing in an elementary school district have six hundred or more units of average daily attendance in the elementary schools thereof as shown by the last reports of the teachers in the district and a total assessed valuation of at least twelve million dollars and lying less than two and one-half miles from any public high school building by the nearest traveled road, which elementary school district is a part of any high school district as shown by the affidavits of one or more of the petitioners, shall present to the superintendent of the schools having jurisdiction over such elementary school district, a petition asking for the organization of a high school district to be composed of the elementary school district represented in the petition, specifying in the petition the name of the proposed high school district, the county superintendent of schools shall within twenty days after receiving the petition verify the signatures thereto and if he finds them sufficient submit the petition to the state board of education for approval. Should the state board of education approve the petition the superintendent of schools shall within twenty days after such approval call an election for the determination of the question, and shall appoint three qualified electors in each of the districts petitioning to conduct the election therein."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 128—An act to amend sections 1 and 2 of an act entitled "An act providing that any public service corporation, agent, superintendent, or manager thereof employing special agents, detectives, or so-called spotters, shall, before disciplining or discharging any employee on a report by such special agent, detective or so-called spotters, give notice and accord a hearing to such employee upon his request therefor, and providing for the punishment for the violation thereof," approved April 14, 1915, as amended, relating to the right of an accused employee to be confronted with the person making a report against such employee.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 671—An act to amend sections 1, 2, 11, 16 and 24b of an act entitled "An act to promote the drainage of wet, swamp, and overflowed land, or lands, otherwise needing surface or underground drainage or protection from storm water overflow, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919; as amended April 13, 1927, relating to contents of petition, extent of district, award of contract, date and form of bonds, and reassessments.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 625—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 688—An act to amend the State Medical Practice Act, approved June 2, 1913, as amended, by adding thereto a new section known as section 11a, relating to the recognition of a certificate of examination issued by the National Board of Medical Examiners of the United States.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 4, of the printed bill, strike out lines 4 to 10, inclusive, and insert in lieu thereof the following:

"Sec. 11a The board of medical examiners may in its discretion, with or without an oral examination given by said board, issue a "physician and surgeon's certificate" to any applicant upon payment of a fee of one hundred dollars upon the following terms and conditions and upon satisfactory proof thereof, that the applicant shall file with the board at least two weeks prior to a regular meeting thereof satisfactory testimonials of good moral character and a "diplomat" certificate issued by the national board of medical examiners of the United States, together with such other documentary evidence that may be required by the board of medical examiners of the State of California to show that the standard of the applicant's preliminary, premedical, and professional education, as well as the standard of the national board of medical examiners on the date the "diplomat" certificate was issued to said applicant was in no degree or particular less than that which is or may hereafter be required under section 9 and 10 of the state medical practice act for a physician and surgeon's certificate, and that the said "diplomat" certificate was procured without fraud or misrepresentation and in addition thereto said applicant hereunder must satisfy the board that at no time has any certificate or license issued by any state or territory of the United States or issued by a foreign country to said applicant been revoked or annulled for unprofessional conduct; and provided further, that the applicant who fails to receive a certificate hereunder shall be entitled to a refund of ninety dollars and provided further, that any certificate issued under the provisions of this section may be revoked for unprofessional conduct as set forth in this act; and provided further, that none of the provisions of this section shall in any way affect the provisions of section 12 of this act"

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 366—An act to amend section 14 of an act entitled "An act to regulate the manufacture, sale and use of economic poisons, to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement, and creating the Division of Chemistry fund," approved June 3, 1921, as amended, relative to the registration or cancellation of registration of economic poisons.

Bill read second time, ordered to engrossment, and third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 696—An act to amend section 2322f of the Political Code, relating to county horticultural commissioners.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 696 passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Byrne, Clowdsley, Collier, Coombs, Craig, Crowley, Deuel, DeYoe, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jøpersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little,

Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. ISAAC JONES IN THE CHAIR.

At ten o'clock and forty-five minutes a m., Hon. Isaac Jones, member of the Assembly from the Fifty-seventh District, in the chair.

Assembly Bill No. 508—An act to amend section 1469 of the Code of Civil Procedure, relating to setting aside estates not exceeding \$2,500 in value.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 508 passed by the following vote:

AYES—Anderson, Arnold, Badham, Brock, Byrne, Cloudsley, Coombs, Craig, Duell, DeYoe, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Keaton, Khme, Leymel, Lattle, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Young—55

NOES—Crowley—1.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 757—An act to amend the Political Code by adding thereto a new section to be numbered 4310, providing a special fund for the sheriff, for the manner of making disbursements thereunder, for the use of the fund, and for the manner of accounting therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 757 passed by the following vote:

AYES—Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Craig, Cronin, Easley, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jones, Keaton, Khme, Leymel, Lattle, Lyons, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Williams, Williamson, and Mr. Speaker—41.

NOES—Anderson, Arnold, Bernard, Collier, Coombs, Crowley, Duell, DeYoe, Heisinger, Jewett, Jost, Luttrell, McGinley, Meeker, Noyes, Parkman, Patterson, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Witter, Woolwine, Wright, and Young—27.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and twenty minutes a m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 1025—An act to amend section 737v of the Political Code, relating to salaries of superior court judges in the county of Los Angeles.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1025 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Byrne, Craig, Cronin, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Keaton, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Stockwell, Williams, Williamson, Witter, Woolwine, and Mr. Speaker—45.

NOES—Anderson, Brock, Collier, Coombs, Crowley, Deuel, DeYoe, Easley, Emmett, Heisinger, Jewett, Kline, Meeker, Morgan, Snyder, Spalding, West, Wright, and Young—19.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 848—An act to establish a State prison; to provide for purchase of land therefor; and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Kline moved that Assembly Bill No. 848 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 848 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 207—An act to amend section 1581 of the Code of Civil Procedure, relating to justices of the peace.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 207 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Cloudsley, Coombs, Craig, Cronin, Deuel, DeYoe, Easley, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Little, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Patter-on, Quigley, Reindollar, Roberts, Roland, Scudder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolline, Wright, Young, and Mr. Speaker—54.

NOES—Collier, Crowley, Luttrell, and Snyder—4.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 496—An act to amend section 583 of the Code of Civil Procedure, relating to the dismissal of actions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 496 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison,

Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—65.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 211—An act to amend section 1454 of the Code of Civil Procedure, relating to obtaining money and other personal property by heirs without administration.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 211 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Muxter, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—64.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 657—An act to amend section 73777, relating to salaries of judges of the superior court in and for the city and county of San Francisco.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 657 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Craig, Cronin, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Miller, Eleanor, Miller, James A., Muxter, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Stockwell, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—55.

NOES—Brock, Coombs, Crowley, DeYoe, Heisinger, Jewett, Meeker, Snyder, Spalding, West, and Wright—11.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 5—Relating to the participation of California in the Great Lakes-St. Lawrence Tide Water Association to facilitate and expedite the prosecution of the construction of a seaway connecting the Great Lakes with the Atlantic Ocean—and reports that the same has been correctly engrossed.

SPALDING, Chairman

The above reported resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 11—Relating to the suppression of traffic in

narcotic drugs, and authorizing the appointment of a committee for the purpose of considering and recommending the enactment of effective and uniform laws governing traffic in narcotic drugs and related matters—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 430—An act to amend section 928 of the Penal Code, relative to the grand jury—and reports that the same has been correctly re-engrossed

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1068—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Assembly for the seventy-ninth and eightieth fiscal years—and reports that the same has been correctly enrolled and presented to the Governor on the seventh day of March at eleven o'clock and fifteen minutes a m

SPALDING, Chairman.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 449—An act to amend "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, by adding a new section thereto to be known as section 887, making it unlawful for any municipality to levy license taxes or fees against the business of, or instrumentalities used in, the sale or delivery of merchandise to retailers for retail purposes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvements; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements:

Also: Assembly Bill No. 367—An act to amend sections 3, 5, 10, 19 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to street improvements.

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WOOLWINE, Chairman

The above reported bills ordered on file for second reading.

Also.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 782—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41, and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add new sections to said act to be numbered 2a, 2b, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds; and providing for the proceedings which shall be affected by the foregoing amendments—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

ON MINES AND MINING.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: Your Committee on Mines and Mining, to which was referred Assembly Bill No. 35—An act to amend sections 4 and 8 of an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals, to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act," approved May 25, 1921, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended, and be re-referred to Committee on Oil Industries.

DILLINGER, Chairman.

The above reported bill ordered re-referred to Committee on Oil Industries.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 721—An act to add a new section to the Political Code of the State of California, to be numbered 3456c, relating to assessments levied by reclamation districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

ON PENSIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: Your Committee on Pensions, to which was referred Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

LITTLE, Chairman.

The above reported bill ordered on file for second reading.

RECESS.

At twelve o'clock m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock and thirty minutes p.m., of this day.

REASSEMBLED.

At two o'clock and thirty minutes p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:
ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 363—An act to amend the Street Opening Bond Act of 1911 as amended, by striking out sections 15, 16, 17, 18 and 19 thereof and by amending sections 4, 10, 11, 12, 13 and 14 thereof, relating to default, delinquency and foreclosure of bonds;

Also Assembly Bill No. 712—An act to provide for the change of name of irrigation districts,

Also Assembly Bill No. 937—An act to amend an act entitled "An act authorizing and requiring boards or commissions having the management and control of paid fire departments, to grant the members thereof yearly vacations," approved March 26, 1895, as amended, by amending section 1 thereof, relating to vacations of members of fire departments and extending the provisions of the act to include fire districts, county fire districts and fire protection districts;

Also Assembly Bill No. 981—An act to provide for the protection of certain employees of cities, city and counties, incorporated or unincorporated cities, towns or districts, against personal liability incurred while acting within the course of their duty.

Also Assembly Bill No. 1016—An act relating to certain funds of inmates of State prisons and reformatories and the expenditure thereof;
And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1052—An act making an appropriation for equipment of buildings at Veterans' Home of California, and declaring the same an urgency measure necessary for the immediate preservation of the public peace, health and safety and providing for its going into effect immediately—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER. Your Committee on Judiciary, to which was referred Assembly Bill No. 11—An act creating an additional district court of appeal known as the district court of appeal for the fourth appellate district, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back and recommends that it do pass, and be re-referred to Committee on Ways and Means

SEWELL, Chairman

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER. Your Committee on Judiciary, to which was referred Assembly Bill No. 1054—An act to amend section 736 $\frac{1}{2}$ of the Political Code, relating to the salaries of the justices of the district courts of appeal.

Also Assembly Bill No. 1056—An act to amend section 736 of the Political Code, relating to the salaries of supreme court justices;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass, and be re-referred to Committee on Ways and Means.

SEWELL, Chairman.

The above reported bills ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER. Your Committee on Judiciary, to which was referred Assembly Bill No. 894—An act providing for the payment of traveling expenses of rural supervisors—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Education

SEWELL, Chairman.

The above reported bill ordered re-referred to Committee on Education.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 465—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 110—An act to amend section 848 of the Code of Civil Procedure, relating to service of summons outside of county;

Also: Assembly Bill No. 682—An act to add a new section to the Civil Code to be numbered 2924a, relating to sales of trust property;

Also: Assembly Bill No. 684—An act to amend section 1592 of the Code of Civil Procedure, relating to investment of moneys of estate pending settlement.

Also: Assembly Bill No. 871—An act to amend section 7 and to add a new section numbered 28a of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the number and compensation of judges, clerks and other officers and attaches of municipal courts and providing for the maintenance of a night court in cities of the first and one-half class;

Also: Assembly Bill No. 634—An act to amend section 928 of the Penal Code, relating to grand juries;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 592—An act to amend sections 51, 66, 72 and 73 of the California Vehicle Act approved May 30, 1923, as amended, relating to the issuance, revocation and suspension of licenses and registration of motor vehicles;

Also: Assembly Bill No. 595—An act to add a new section to the Civil Code to be numbered 1714½, relating to negligence upon the part of State and subordinate officers, agents and employees.

Also: Assembly Bill No. 596—An act to add a new section to the Civil Code to be numbered 1714¾, relating to negligence;

Also: Assembly Bill No. 860—An act to amend section 4307 of the Political Code, relating to county charges;

Also: Assembly Bill No. 641—An act to amend section 1274a of the Code of Civil Procedure of the State of California, relating to the deposit of unclaimed property in the estates of decedents.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 598—An act to amend section 62 of the California Vehicle Act, approved May 30, 1923, as amended, relating to application for operator's and chauffeur's license, and to the liability of a parent, guardian, or employer for negligence of a minor in the operation of a motor vehicle.

Also: Assembly Bill No. 323—An act to amend section 1766 of the Code of Civil Procedure, relating to guardians;

Also: Assembly Bill No. 383—An act to add a new section to the Code of Civil Procedure, to be numbered 1952, relating to the admissibility of evidence;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 750—An act to add a new section to the Penal Code to be numbered 397d,

relating to search and seizure—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER Your Committee on Judiciary, to which was referred Assembly Bill No. 527—An act to amend section 1723 of the Code of Civil Procedure, relating to the termination of certain interests in property.

Also Assembly Bill No. 781—An act to add a new section to the Political Code, to be numbered 625*b* relating to bonds and undertakings of corporate sureties.

Also Assembly Bill No. 1033—An act to add a new section to the Penal Code, to be numbered 1618, relating to county and city jails and medical care of persons therein;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON PENSIONS

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER Your Committee on Pensions, to which was referred Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California, and make an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

LITTLE, Chairman.

The above reported bill ordered on file for second reading.

ON AGRICULTURE

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER Your Committee on Agriculture, to which was referred Assembly Bill No. 153—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes, produced by another in the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOSE, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 889—An act to regulate the construction and maintenance of auto camps, to provide for the inspection and supervision of same and to provide penalties for the violations of the provisions hereof,

Also, Assembly Bill No. 568—An act to amend an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects, and to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 29, 1915, amended April 27, 1927, by adding new sections thereto to be numbered sections 12, 13, 14, 15, 16, 17, 18, 19 and 20, and relating to the formation, government and operation of said districts embraced in territory in more than one county, and adding territory to districts already formed. Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

FRY, Chairman.

The above reported bills ordered on file for second reading.

ON LABOR AND CAPITAL

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER Your Committee on Labor and Capital to which was referred Assembly Bill No. 565—An act to amend section 1 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment hours, kind and conditions of labor of children, providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to prohibited

occupation—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

McDONOUGHII, Chairman

The above reported bill ordered on file for second reading.

Also:

MR SPEAKER Your Committee on Labor and Capital, to which was referred Assembly Bill No. 288—An act to add a new section to the Civil Code to be numbered 2016, defining the liability of the master to his servant when requiring such servant to wear a uniform or special dress in performing the duties of the employment—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

McDONOUGHII, Chairman

The above reported bill ordered on file for second reading

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Brock:

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929

MR SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act authorizing the State Department of Finance to select and acquire additional land for the State Hospital at Patton, California, and to that end to sell or exchange certain property belonging to the State and situated in the county of San Bernardino, and making an appropriation therefor

Referred to Committee on Introduction of Bills.

By Mr. Little.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years.

Referred to Committee on Introduction of Bills.

By Mr. DeYoe:

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 2322²⁴ of the Political Code, relating to county horticultural commissioner.

Referred to Committee on Introduction of Bills

By Mr. Hornblower:

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1929.

MR SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 1540 of the Penal Code, relating to restoration of property.

Referred to Committee on Introduction of Bills.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Constitutional Amendment No. 17—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California, adding to article XIII thereof a new section to be numbered 18, relative to taxation of marine insurers.

J. A. BEEK, Secretary of Senate

By PAUL MASON, Assistant Secretary

Senate Constitutional Amendment No. 17 referred to Committee on Constitutional Amendments.

Also :

SENATE CHAMBER, SACRAMENTO, March 7, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 8—Relative to reports of the department encampment and the annual convention of the United Spanish-American War Veterans and the Disabled American Veterans of the World War of the Department of California, respectively.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

Senate Concurrent Resolution No. 8 referred to Committee on Military Affairs

Also :

SENATE CHAMBER, SACRAMENTO, March 6, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 231—An act regulating the business of embalmers and funeral directors and the transportation of and traffic in dead human bodies, creating a State board therefor, providing penalties for violations thereof, and repealing the act entitled "An act to establish a State board of embalmers, defining the duties thereof, providing for the better protection of life and health, preventing the spread of contagious disease, regulating the practice of embalming in connection with the care and disposition of the dead and providing penalties for the violation thereof," approved April 16, 1915, as amended;

Also, Senate Bill No. 177—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to regulate the practice of architecture," approved March 23, 1901, as amended, and to add two new sections to said act, to be numbered sections 8 and 9, relating to revocation of certificates and definitions of terms used in said act;

Also, Senate Bill No. 526—An act to add a new section to the Political Code to be numbered 2087, relating to exhibitions by the Adjutant General of equipment, animals and property of the National Guard;

Also, Senate Bill No. 529—An act to add a new section to the Political Code to be numbered 1929, relating to the composition, organization, duties, training, control and government of the National Guard of California.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Bill No. 231 read first time, and referred to Committee on Public Health and Quarantine.

Senate Bill No. 177 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bills Nos. 526 and 529 read first time, and referred to Committee on Military Affairs.

Also :

SENATE CHAMBER, SACRAMENTO, March 7, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 49—An act to add a new section to the Penal Code, to be numbered 626f, relating to cats in fish and game districts designated by law as game refuges:

Also, Senate Bill No. 528—An act to amend section 857 of the Civil Code, relating to trusts.

Also, Senate Bill No. 228—An act remising, releasing and quit-claiming to the Regents of the University of California the properties in the county of Los Angeles which were heretofore transferred to and vested in said the Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State Normal School,' approved March 14, 1881, abolishing the branch of the State Normal School at Los Angeles, transferring its properties to the Regents of the University of California, providing for the establishment of a branch of the University of California at Los Angeles, continuing regular normal school training courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said the Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of acts in conflict with this act.

Also, Senate Bill No. 798—An act to amend section 3 of an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department

and to assess and collect taxes, from time to time, for such purpose, and to create a Board of Fire Commissioners," approved March 4, 1880, as amended.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Bill No. 49 read first time, and referred to Committee on Fish and Game

Senate Bill No. 528 read first time, and referred to Committee on Judiciary.

Senate Bill No. 226 read first time, and referred to Committee on Universities.

Senate Bill No. 798 read first time, and referred to Committee on Municipal Corporations.

Also:

SENATE CHAMBER, SACRAMENTO, March 7, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 218—An act to amend section 4262 of the Political Code, relating to the salaries of county officers of counties of the thirty-third class;

Also: Senate Bill No. 686—An act to release whatever easements the people of the State of California have in fishing and navigation, and any and all other uses of the waters of Clear Lake upon those certain lands referred to in an act entitled "An act to provide for the sale of the sovereign lands of the State of California, lying within the United States meander lines of Clear Lake, Lake County, that are susceptible of reclamation," approved May 19, 1925;

Also: Senate Bill No. 689—An act to amend sections 1919, 1927, 1954, 1983, 2077, 2081 and to repeal sections 1913, 1928a, 1928b, 1928c, 1928d, 1929, 1930, 1931, 1932, 1932½, 1933, 1934½, 1962 and 1968 of the Political Code, all relating to the National Guard

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 218 read first time, and referred to Committee on County Government.

Senate Bill No. 686 read first time, and referred to Committee on Judiciary.

Senate Bill No. 689 read first time, and referred to Committee on Military Affairs

Also:

SENATE CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Senate Bill No. 823—An act validating the formation, organization and existence of sanitary districts and declaring the urgency of the same

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Bill No. 823 read first time, and referred to Committee on Judiciary.

CONGRATULATIONS.

At the suggestion of the Speaker, the Assembly extended its felicitations to Honorable Eleanor Miller, Assemblywoman from the Sixty-seventh Assembly District, on the occasion of the anniversary of her birth.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Concurrent Resolution No. 11—Relative to the suppression of traffic in narcotic drugs, and authorizing the appointment of a committee for the purpose of considering and recommending the enactment of effective and uniform laws governing traffic in narcotic drugs and related matters.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 11 adopted by the following vote:

AYES—Adams, Arnold, Baum, Bernard, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Cronin, Crowley, DeYoe, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Jones, Keaton, Leymel, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Wilhamson, Witter, Young, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 11 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 11.

Relating to the suppression of traffic in narcotic drugs, and authorizing the appointment of a committee for the purpose of considering and recommending the enactment of effective and uniform laws governing traffic in narcotic drugs and related matters.

WHEREAS, The misuse of habit-forming drugs constitutes a grave menace to society; and

WHEREAS, There is great need for more vigorous action on the part of the State of California to combat this evil; and

WHEREAS, The State of California is particularly subject to the illegal traffic in narcotic drugs on account of its great accessibility by land and water; and

WHEREAS, A greater effort is necessary on the part of California in order to successfully combat this evil and stamp out drug addiction within its borders; and

WHEREAS, There is great need that the State and federal narcotic laws should be harmonized in order to bring about closer cooperation between State and federal law-enforcing officials; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That there shall be and hereby is created a committee to consist of one member of the Assembly, to be appointed by the Speaker of the Assembly, and one member of the Senate, to be appointed by the President of the Senate, for the purpose of considering the enactment of effective and uniform laws governing traffic in narcotic drugs; and be it further

Resolved, That the committee shall also make a complete study of the entire subject of drug addiction in California, and shall gather such other necessary information, formulate recommendations, and prepare and submit to the next session of the Legislature of the State of California their findings therein; be it further

Resolved, That the members of said committee shall receive no compensation for their services but shall be paid their necessary traveling and other expenses. The sum of \$1,500 is hereby set aside from the contingent fund of the Assembly, and a like sum from the contingent fund of the Senate, and made available for the purpose of defraying the expenses, if any, of such committee and committeemen which expenses shall be paid equally from such contingent funds of the Assembly and Senate, and the State Controller is hereby authorized and directed to draw his warrant in favor of the members of said committee for such expenditures as may be certified to him from time to time by said committee, and the State Treasurer is hereby authorized and directed to pay the same

Assembly Joint Resolution No. 5—Relative to the participation of California in the Great Lakes-St. Lawrence Tidewater Association to facilitate and expedite the prosecution of the construction of a seaway connecting the Great Lakes with the Atlantic Ocean.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 5 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Cronin, Crowley, DeYoe, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jones, Keaton, Leymel, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Witter, and Young—56.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 5 ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION No. 5.

Relating to the participation of California in the Great Lakes-St. Lawrence Tidewater Association to facilitate and expedite the prosecution of the construction of a seaway connecting the Great Lakes with the Atlantic Ocean.

WHEREAS, The growth of the essential industries of the State of California depends in large measure upon the extension of her commerce with the interior of the nation—an interior now handicapped in its development by high transportation rates to and from the sea; and

WHEREAS, Such handicap, both to present commerce and to the development of a still larger, wider and more valuable commerce, may be overcome only by bringing ocean transportation to the heart of the continent, thereby giving to the interior direct low cost transportation to its markets, both selling and buying, throughout the world, and by reason of such action stimulating a business development and population growth that shall enlarge the market outlets for the products of the State of California; and

WHEREAS, The Panama Canal has made it possible for the producers of the State of California to reach the seaboard markets of the Atlantic Coast to their very great advantage, while the equally desirable markets upon and surrounding the Great Lakes are still closed to our producers, and

WHEREAS, The Joint Board of Engineers for the United States and Canada has declared that a seaway connecting the Great Lakes with the Atlantic by way of the St. Lawrence River, thereby extending to our producers the full benefits of direct ocean connection with the interior of the continent, is practical from the engineering standpoint, and the St. Lawrence Commission of the United States, on December 27, 1926, after an investigation, at the instance of the national government, of the economic needs and requirements, declared "The construction of the shipway from the Great Lakes to the sea is imperative"; and

WHEREAS, Eighteen states, by action of their legislatures, have joined the Great Lakes-St. Lawrence Tidewater Association, an association of sovereign states, having as its object the early undertaking and completion of this improvement; and

WHEREAS, The transportation situation now existing constitutes an emergent need calling for immediate relief; now, therefore, be it

Resolved by the Assembly and the Senate of the State of California, jointly, That the State of California is hereby associated in the above named organization with its neighboring commonwealths in pressing to advance to completion this undertaking, and that participation by this State in the council of the said associated states by the Governor and by those whom he may appoint to said council as representing the State of California is hereby ordered and approved, and that the representatives of this State in the Congress of the United States are hereby requested to facilitate and expedite in every possible way the prosecution of this undertaking for the economic freedom of a landlocked continent.

Assembly Bill No. 430—An act to amend section 928 of the Penal Code, relative to the grand jury.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 430 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Cronin, Crowley, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nove, Patterson, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Woolwine, Young, and Mr. Speaker—53

NOES—Hornblower, Luttrell, Oliva, Quigley, and Williamson—5.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 363—An act to amend the Street Opening Bond Act of 1911 as amended, by striking out sections 15, 16, 17, 18 and 19 thereof and by amending sections 4, 10, 11, 12, 13 and 14 thereof, relating to default, delinquency and foreclosure of bonds.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Stockwell moved that Assembly Bill No. 363 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 363 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 937.—An act to amend an act entitled “An act authorizing and requiring boards or commissions having the management and control of paid fire departments to grant the members thereof yearly vacations.” approved March 26, 1895, as amended.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Crowley moved that Assembly Bill No. 937 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 937 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 981.—An act to provide for the protection of certain employees of cities, city and counties, incorporated or unincorporated cities, towns or districts, against personal liability incurred while acting within the course of their duty.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Morrison moved that Assembly Bill No. 981 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 981 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 751.—An act to amend section 791 of the Political Code, relating to the appointment of notary publics in counties of the second class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 751 passed by the following vote:

AYES—Anderson, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jaspersen, Jones, Just, Keaton, Levmel, Little, Luttrell, McDonough, McGinley, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Stockwell, West, Williams, Williamsou, Woolwine, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

SECOND READING OF SENATE BILLS.

Senate Bill No. 174—An act to amend section 647 of the Penal Code of the State of California, relating to vagrants.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 6, of the printed bill, as amended in Senate, February 25, 1929, after the words "a drug addict;" strike out the semicolon and insert a comma and the following: "who, within the meaning of this section, is any person who habitually takes or otherwise uses narcotics, and such taking or using is such as to endanger the public morals or health or safety or welfare, or who is so far addicted to the use of such narcotics as to have lost the power of self-control with reference to his addiction, except that when such user of narcotics is suffering from an incurable disease or an accident or injury or from the infirmities of age and to whom such narcotics are furnished, prescribed or administered in good faith and in the course of his professional practice by a physician duly licensed in this state and who is in attendance upon such user of narcotics, such person shall not be held to be a drug addict within the meaning of this section;"

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 499—An act to add five new sections to the Penal Code, to be numbered 447a, 448a, 449a, 450a and 451a, and to repeal sections 447, 448, 449, 450, 451, 452, 453, 454 and 455 of said code, all relating to the crime of arson.

Bill read second time, and ordered on file for third reading.

THIRD READING OF SENATE BILLS.

Senate Bill No. 183—An act to add a new section to the Political Code, to be numbered 4300m, relating to fees of interpreters, and to repeal conflicting acts and parts of acts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 183 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Seofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Woolwine, Young, and Mr. Speaker—59.

NOES—Coombs, and Luttrell—2.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Miss Miller: An act to amend section 594½ of the Political Code, relating to homes for the aged

By Mr. Brock: An act authorizing the State Department of Finance to select and acquire additional land for the State Hospital at Patton, California, and to that end to sell or exchange certain property belonging to the State and situated in the county of San Bernardino, and making an appropriation therefor.

By Mr. Little: An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years.

By Mr. DeYoe: An act to amend sections 2322r24 of the Political Code, relating to county horticultural commissioner.

By Mr. Hornblower: An act to amend section 1540 of the Penal Code, relating to restoration of property.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heringer, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Qungley, Reindollar, Roberts, Roland, Seofield, Scudder, Seawell, Sewell, Stockwell, West, Williams, Williamson, Woolwine, Young, and Mr. Speaker—63.

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Miss Miller: Assembly Bill No. 1082—An act to amend section 594½ of the Political Code, relating to homes for the aged.

Bill read first time, and referred to Committee on Insurance.

By Mr. Brock: Assembly Bill No. 1083—An act authorizing the State Department of Finance to select and acquire additional land for the State Hospital at Patton, California, and to that end to sell or exchange certain property belonging to the State and situated in the county of San Bernardino, and making an appropriation therefor.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Mr. Little: Assembly Bill No. 1084—An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years.

Bill read first time, and referred to Committee on Universities.

By Mr. DeYoe: Assembly Bill No. 1085—An act to amend section 2322r24 of the Political Code, relating to county horticultural commissioner.

Bill read first time, and referred to Committee on County Government.

By Mr. Hornblower: Assembly Bill No. 1086—An act to amend section 1540 of the Penal Code, relating to restoration of property.

Bill read first time, and referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 399—An act relating to the establishment and maintenance of a Bureau of Safety in the Railroad Commission of this State, and making an appropriation therefor—has had the same under consideration, and

respectfully reports the same back, and recommends that it be re-referred to Committee on Public Utilities.

FEIGENBAUM, Chairman

The above reported bill ordered re-referred to Committee on Public Utilities.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 599—An act to amend section 142 of the California Vehicle Act, approved May 30, 1923, as amended, relating to the creation of a Traffic and Safety Bureau in the Division of Motor Vehicles, prescribing its powers and duties and making an appropriation therefor; and to accident reports;

Also: Assembly Bill No. 165—An act relating to the sale or exchange of surplus products between public institutions owned, managed or controlled by the State, or the political subdivisions thereof, and providing for the disposition of moneys received therefrom, and to repeal that certain act entitled "An act providing for the exchange of commodities between the public institutions owned or managed and controlled by the State, or the political subdivisions thereof," approved March 18, 1905,

Also: Assembly Bill No. 260—An act to amend section 366 of the Political Code, relating to the Department of Institutions;

Also: Assembly Bill No. 201—An act to add new sections to the Political Code to be numbered 363k, 363l, and 363m, creating a Division of Motor Vehicles in the Department of Public Works, and providing for the administration thereof; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

FEIGENBAUM, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 113—An act to amend section 1 of an act entitled "An act to authorize the transportation of certain dependent children for whom proper homes are offered outside the State," approved May 12, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 962—An act to add a new section to the Political Code to be numbered 686, relating to the creation of a Division of Personnel and Organization in the Department of Finance and the transference of the work, affairs and functions of the State Civil Service Commission to said department and providing for the performance and discharge of said duties by said department through the Civil Service Commission—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 16—An act to create a Bureau of Medical and Hospital Service in the office of the Insurance Commissioner and to define and provide for the licensing and regulation of medical and hospital service companies—has had the same under consideration and respectfully reports the same back, without recommendation, as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 117—An act to amend section 2979b of the Political Code, relating to the care, treatment, transportation and physical rehabilitation of physically defective and handicapped persons, under the age of eighteen

years, by the State of California, by and under the direction and supervision of the State Board of Health and by and under the direction of county boards of supervisors and making an appropriation therefor, and to fees in proceedings relative thereto and to procedure—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

ON FISH AND GAME

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 421—An act to amend section 626 of the Penal Code, relating to the shooting of waterfowl—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 26—An act to amend section 626 of the Penal Code, relating to the limit of deer that may be killed;

Also: Assembly Bill No. 566—An act to amend section 629 of the Penal Code, relating to fish and game;

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SCUDDER, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 325—An act to create a game refuge for quail in Marin County—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 78—An act to amend section 4283 of the Political Code, relating to the salaries and fees of officers of counties of the fifty-fourth class;

Also: Assembly Bill No. 651—An act to amend section 2322x18 of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors, in counties of the eighteenth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 339—An act to amend section 2322x20 of the Political Code, relating to the compensation of the horticultural commissioner in counties of the twentieth class;

Also: Assembly Bill No. 340—An act to amend section 4249 of the Political Code, relating to the salaries and compensation of officers in counties of the twentieth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ADJOURNMENT.

At three o'clock and forty minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Friday, March 8, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Friday, March 8, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Cronin, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—70.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Sewell, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Leymel moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Keaton, Mr. Roberts was granted leave of absence for the day.

On motion of Mr. Little, Mr. Woolwine was granted leave of absence for the day.

On motion of Mr. DeYoe, Mr. Parkman was granted leave of absence for the day.

On motion of Mr. Noyes, Mr. Deuel was granted leave of absence for the day.

On motion of Mr. Fry, Mr. Williamson was granted leave of absence for the day.

On motion of Mr. Jewett, Mr. Snyder was granted leave of absence for the day.

On motion of Mr. Scofield, Mr. Crawford was granted leave of absence for the day.

On motion of Mr. Roland, Mr. Morgan was granted leave of absence for the day.

On motion of Mr. Mixter, Mr. Cloudman was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Anderson, Ed L. Smith, president of the Madrona Dredging Company of Redding, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Badham, Miss Gladys Evelyn Moorhead of Los Angeles, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Burton F. Becker, sheriff of Alameda County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Fry, S. Kragen and H. William Nelle of San Francisco, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. West, Mrs. Jack Everett and Mrs. Warren Sanford, teachers of the Newton Booth School of Sacramento, and the following students: William Holland, Lawrence E. Banks, Carl Thomson, Carroll Swesey, Earl Stevenson, David Fisher, Elroy Algeo, Lloyd Rumph, Byron Warburton, Bill Yost, Virginia Kinkler, Marjorie Wallace, Elizabeth Hamilton, Luella Green, Elizabeth Anderson, Charmian Warner, Saddle Jackson, Hilda Smidberg, Kenneth B. Broun, Bob Lynn, Sherwood Paschane, Paul Carsnes, Leo Herberger, Wm. Ferris, Esther Hoerner, Ina Keeling, Erna Hossli, Hazel Chapman, Helen Foster, Nina Fassett, Marie Cippa, Ralph Stewart, Lorraine Lazear, Mildred Warburton, Elizabeth Vandercreek, Helen McCarthy, William Berg, Jack Hayes, Douglas Trimble, James Loranger, John Rakela, Wallace Flint, George Fallino, Donal Scudder, Gerald Rainone, Marvin Slocum, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Crowley, Lawrence Wilson of Winters, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Noyes:

WHEREAS, The construction and maintenance of the Tisdale Weir is a part of the general plan of reclamation for the flood control of the waters of the Sacramento River, and is for the benefit of the entire upper Sacramento Valley; and

WHEREAS, The Tisdale Weir renders a bridge across the same necessary; and

WHEREAS, It is the opinion of this board that the cost of construction and maintenance of said bridge should be borne by the State of California, for whose general benefit said weir is constructed; and

WHEREAS, There has been introduced in the Legislature Senate Bill No. 492, providing for the construction of the Tisdale Weir bridge by the State of California, and making an appropriation for that purpose; now therefore, be it

Resolved, By the board of supervisors of the county of Sutter, in regular session assembled this fourth day of March, 1929, do hereby approve the purposes and objects of said Senate Bill No. 492, and do hereby respectfully request that the Legislature of the State of California take favorable action thereon.

Passed and adopted by the board of supervisors of the county of Sutter, State of California, this fourth day of March, 1929, by the following vote:

Ayes—F. H. Graves, E. E. Reeves, John B. Heiken, G. S. Howsley.

Noes—None.

Absent—John C. Ahlf.

I, Albert B. Brown, county clerk of Sutter County, and ex officio clerk of the board of supervisors of said county, hereby certify the above and foregoing to be a full, true and correct copy of a resolution passed and adopted by said board of supervisors at a regular session held on the fourth day of March, A. D. 1929.

Witness my hand and the seal of the said board this seventh day of March, 1929.

[SEAL]

ALBERT B. BROWN,
County Clerk and ex officio Clerk of the Board
of Supervisors of Sutter County.

Also:

WHEREAS, The attention of this board has been called to Senate Bill No. 714, now pending before the Legislature of the State of California, providing for the appointment by the chief of the Division of Motor Vehicles, of superintendent and assistant superintendent of the traffic patrol, and of inspectors, captains, lieutenants, sergeants and officers, the whole to constitute a division of peace officers to be known as the "California highway patrol," the same to be under the direction and control of the chief of the Division of Motor Vehicles; and

WHEREAS, Said California highway patrol is to be financed by putting aside for such purpose from the motor vehicle fund all moneys received as operators' license and chauffeurs' license fees and duplicate operators' and chauffeurs' license fees and in addition thereto not exceeding in any registration year 25 per cent of the said motor vehicle fund, and

WHEREAS, The counties will be directly charged for the maintenance of such "patrol" by the cutting down of the receipts of the counties from the net receipts of said motor vehicle fund; and

WHEREAS, Under the present existing law, the counties recommend the appointment of motor officers and fix their salaries before appointment by the State, and are thereby enabled to maintain sufficient control, to have highways, other than State roads, patrolled when necessity and the safety of the public require, without additional cost to the county, and

WHEREAS, Outside of the fact that the counties must pay the cost of these officers and therefore should have the right to say who should be hired and the salaries to be paid, it appears that under the proposed law that the counties must pay for patrolling "State highways" and can not have county highways patrolled without paying for additional patrolmen; now, therefore, be it

Resolved, That this board objects to the passage of Senate Bill No. 714, with its inevitable result of unnecessary multiplication of motor officers and the cost of highway control; and be it further

Resolved, That a copy of this resolution be forwarded to each member of the Legislature representing Yolo County and to each board of supervisors in the State of California.

Passed and adopted by the board of supervisors of Yolo County, this fourth day of March, 1929, by the following vote:

Ayes—Edson, Gladney, Hutchings, Marty, Russell.

I, H. R. Saunders, county clerk of the county of Yolo, State of California, and ex officio clerk of the board of supervisors thereof, do hereby certify that I have compared the foregoing copy with the original resolution, filed in my office on the fourth day of March, 1929, and that the same is a full, true and correct copy of the original, and the whole thereof, as the same remains of record in my office.

Witness my hand and the seal of the board of supervisors, this fifth day of March, 1929.

[SEAL]

H. R. SAUNDERS, Clerk.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON CIVIL SERVICE.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: Your Committee on Civil Service, to which was referred Assembly Bill No. 958—An act amending sections 2 and 14 of an act entitled "An act to provide for a general system based on investigation as to merit, efficiency, and fitness for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the willful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make appropriation therefor," approved June 16, 1913, as amended, relating to the appointment of the State Civil Service Commission and its powers and duties—has had the

same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

CLOWDSLEY, Chairman.

The above reported bill ordered on file for second reading.

Also:

Mr. SPEAKER: Your Committee on Civil Service, to which was referred Assembly Concurrent Resolution No. 2—Relative to veterans and widows of veterans engaged in the civil service of the several counties, cities and other political subdivisions of the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

CLOWDSLEY, Chairman.

The above reported concurrent resolution ordered on file for adoption.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1929.

Mr. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 128—An act to amend sections 1 and 2 of an act entitled "An act providing that any public service corporation, agent, superintendent, or manager thereof employing special agents, detectives, or so-called spotters, shall, before disciplining or discharging any employee on a report by such special agent, detective or so-called spotters, give notice and accord a hearing to such employee upon his request therefor, and providing for the punishment for the violation thereof," approved April 14, 1915, as amended, relating to the right of an accused employee to be confronted with the person making a report against such employee;

Also: Assembly Bill No. 196—An act to amend section 1151 of the Political Code, relating to boards for municipal elections;

Also: Assembly Bill No. 257—An act to add a new section to the Political Code to be numbered 1197d, relating to ballots;

Also: Assembly Bill No. 366—An act to amend section 14 of an act entitled "An act to regulate the manufacture, sale and use of economic poisons, to prevent the adulteration, mis-branding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement; and creating the Division of Chemistry fund," approved June 3, 1921 as amended, relative to the registration or cancellation of registration of economic poisons,

Also: Assembly Bill No. 368—An act to amend "The Improvement Act of 1911" as amended, by striking out sections 70, 71, 72, 73, 74, and 75, and by amending sections 27, 63, 67, 68, 69, and 76, relating to penalty and default, sale of property, affidavit of publication of notice, costs and fees, certificate of treasurer, lien on property, redemption recording of certificate, deed to purchaser;

Also: Assembly Bill No. 387—An act to amend section 4 of an act to permit the consolidation of elections and to provide a procedure therefor, approved June 11, 1913;

Also: Assembly Bill No. 388—An act to amend section 25 of the Voting Machine Act, being an act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections; and providing for the punishment of all violations of the provisions of this act, approved May 3, 1923;

Also: Assembly Bill No. 422—An act providing a debt burden limit for lands within counties, cities and counties, and cities, and providing the method of ascertaining the amount thereof;

Also: Assembly Bill No. 600—An act to amend section 74 of the California Vehicle Act, approved May 30, 1923, as amended, relating to penalties for driving motor vehicles while license is suspended or revoked;

Also: Assembly Bill No. 868—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of grand and trial jurors in such counties;

Also: Assembly Bill No. 1045—An act to amend section 647 of the Penal Code, relating to vagrancy;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

MOTION TO RECONSIDER.

Mr. Byrne moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 552 was passed be continued until the next legislative day.

Motion carried.

RECONSIDERATION WAIVED.

Miss Miller waived her notice to reconsider the vote whereby Assembly Bill No. 547 was passed.

Assembly Bill No. 547 ordered transmitted to the Senate.

EXPLANATION.

The following explanation was read, and ordered printed in the Journal:

By Miss Miller:

I wish to express at this time my sincere belief in and my hearty appreciation of the California State Polytechnic School, and by way of explanation of my waiver of reconsideration of Assembly Bill No. 547, by Mr. Jespersen. I desire to state that I regret extremely that it has been deemed necessary to remove the girls from this school. I am informed, however, that there is promise of an effort to establish a school of the same nature for girls in the near future, and this prompts me to refrain from further asking for reconsideration.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 536—An act to secure the safety of the public at public bathing places and to provide for the attendance of lifeguards.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 227—An act to amend section 7 of an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 29, 1915, as amended, relating to mosquito abatement districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 694—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending section 28, relating to the definition and regulation of the business of banking.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On line 8 of the printed bill, beginning with the word "every", strike out all of the balance of line 8 and all the rest of the printed bill, and insert in lieu thereof the following:

"Every bank which maintains a branch office or branch offices, must give to each branch office maintained by it a specific designation by name or number and include in such designation the word "branch," or the word "office," and must on all window signs and in advertising and on letterheads and other stationery on which the business of such branch office or offices is transacted, prominently set out or display such designation."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 449—An act to amend "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, by adding a new section thereto to be known as section 887, making it unlawful for any municipality to levy license taxes or fees against the business of, or instrumentalities used in, the sale or delivery of merchandise to retailers for retail purposes.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, after the word "selling", insert the words "and/or delivering".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvement; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 5, line 29, of the printed bill, commencing with the word "By", strike out all printed matter down to and including the period following the word "contents" in line 50, page 5.

AMENDMENT NUMBER TWO.

On page 6, line 4, of the printed bill, strike out the word "thirty", and insert in lieu thereof the word "fifteen".

AMENDMENT NUMBER THREE.

On page 7, line 46, of the printed bill, strike out the word "twenty", and insert in lieu thereof the word "ten".

AMENDMENT NUMBER FOUR.

On page 11, line 40, of the printed bill, strike out the words "county clerk", and insert in lieu thereof the following: "clerk of the board".

AMENDMENT NUMBER FIVE.

On page 12, line 1, of the printed bill, following the word "address" strike out all printed matter down to and including line 2, page 12, and insert in lieu thereof the following: "of such owners".

AMENDMENT NUMBER SIX.

On page 14, line 9, of the printed bill, commencing with the word "At", strike out all printed matter down to and including the word "justice" in line 24, page 15, and insert in lieu thereof the following:

"It shall be the duty of the superintendent of streets or county surveyor on or before the fourth Monday of September of each year to certify to the city tax collector of the city conducting said proceeding or to the county tax collector as the case may be, or in case the city taxes are collected by the county, to the county tax collector, a list of the properties within said city or cities or county upon which there is a lien for delinquent assessments, as shown by the records of the street superintendent, or county surveyor. In case the assessment district for said improvement includes territory in more than one city or in one or more cities and a county said notice herein provided for shall be placed on the county tax bill. Such tax collector shall cause to be pasted

or attached to or printed or stamped upon the tax bill or tax receipt, a notice which shall, in substance, be as follows:

"Notice of Assessments.

There is an assessment lien on this property which must be paid to city street superintendent (or bureau of assessments in cities where such bureau exists, or to county surveyor as the case may be), to avoid foreclosure."

At any time after the first day of July next succeeding nine months following the date of recording of such assessment, the contractor or his assignee may sue in his own name the owner of the land, lots or portions of lots assessed on the day of the date of recording of the warrant, assessment and diagram, and recover the amount of any assessment remaining unpaid together with interest and any penalties allowed hereunder; *provided*, that if any state, county or municipal taxes or other special assessment or assessments be delinquent on said property then such action may be brought at any time after ninety days after the recording of such assessment.

When suit has been brought in accordance with the provisions of this section, the plaintiff shall be entitled to have and recover five dollars attorney fees on each assessment sued on, in addition to all taxable costs, notwithstanding that the suit may be settled or a tender may be made before a recovery in said action, and he may have judgment therefor; *provided*, that if the court finds an unnecessary number of actions have been brought, where the parties are identical, it may allow the costs of one action only; *and provided, further*, that such attorney's fee in any one action shall not exceed five dollars where said action shall be settled before trial or where judgment shall be taken on default. Suit may be brought in the superior court within whose jurisdiction said work has been done, and in case any of the assessments are made against lots, portions of lots, or lands, the service of process must be had in said action, in such manner as is prescribed in the codes and laws of this state. It shall be competent to bring a single action under any such assessment irrespective of the number of lots assessed where the parties defendant are identical, and where separate actions are brought, the same may be consolidated by order of the court. The said warrant, assessment and diagram, with proof of nonpayment shall be held prima facie evidence of the regularity and correctness of the assessment and of the prior proceedings and acts of the superintendent of streets or county surveyor and city council or board upon which said warrant, assessment and diagram are based, and like evidence of the right of the plaintiff to recover in the action. The plaintiff in such action may recover the costs of any abstract or report of search of title procured in good faith in order to determine ownership, such search to be by a reputable abstractor or title company and such cost not to exceed five dollars per lot, and such abstract or report of search with affidavit of payment to be filed in the action.

In a complaint in any such action it shall be held sufficient to allege briefly that the city council or board ordered the work, the performance of the work under the contract, the making of the assessment, the issuing of said warrant and the making of said diagram; that an assessment (naming the amount) was levied against that certain lot or parcel of land (describing the same) which, according to the information and belief of the plaintiff, is owned by the defendant; that payment of said assessment has not been made.

In describing said lot or parcel of land in said complaint it shall be sufficient to refer the same by its number upon said diagram, provided a certified copy of said warrant, assessment and diagram shall have been previously filed in the office of the recorder of the county or city and county in which the same is situated. It shall be the duty of such recorder to so file any such certified copy presented to him upon payment of the filing fee therefor, which fee is hereby fixed at fifty (50) cents.

If the contractor or his agent or any person acting in behalf of the contractor shall, prior to the filing of a complaint for the recovery of any assessment as herein provided or subsequent to the filing of suit and prior to the allowance of attorney fees and costs as herein provided, make any written demand upon or present any bill or notice in writing to such owner, demanding, requesting or notifying such owner to pay or that there is due, attorney's fees or court costs in connection with the collection of such assessment, then, the superintendent of streets, or county surveyor is authorized, upon written demand of such owner, accompanied by the affidavit of such owner, that such written demand, bill or notice for the payment of attorney's fees and costs, or either thereof, was made upon or presented to such owner prior to the commencement of suit, or subsequent to the filing of suit and prior to the allowance of attorney's fees and costs, together with such written demand, bill or notice to mark said assessment "paid" and such assessment shall thereby be deemed to be paid and the lien thereof released; *provided*, that this clause shall not be held to apply to the service of summons and complaint in a civil action.

Should suit be brought for the recovery of any assessment prior to the time permitted for bringing same as herein provided, then in such action, so brought the plaintiff shall not recover and defendant shall be entitled to have and recover such

attorney's fees as the court may deem reasonable in addition to all taxable costs and he may have judgment therefor."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 367—An act to amend sections 3, 5, 10, 19 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, property or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to street improvements.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, following the comma after the figure "3", strike out all printed matter down to and including figures "25", and insert in lieu thereof the figures "10, 19, 20, 21, 25, 27, 40 and 41 of an act entitled".

AMENDMENT NUMBER TWO.

On page 2, line 12, of the printed bill, commencing with the word "By", strike out all printed matter down to and including the period and quotation marks after the word "contents" in line 34.

AMENDMENT NUMBER THREE.

On page 2, line 40, of the printed bill, strike out the word "thirty", and insert in lieu thereof the word "fifteen".

AMENDMENT NUMBER FOUR.

On page 2, line 41, of the printed bill, strike out the word "resolutions", and insert in lieu thereof the word "resolution".

AMENDMENT NUMBER FIVE.

On page 3, line 22, of the printed bill, strike out the word "of" following the word "change", and insert in lieu thereof the word "or".

AMENDMENT NUMBER SIX.

On page 3, line 29, of the printed bill, commencing with the word "Sec.", strike out all printed matter down to and including the period following the word "hereunder" on page 4, line 12.

AMENDMENT NUMBER SEVEN.

On page 4, line 13, of the printed bill, strike out the numeral "3", and insert in lieu thereof the numeral "2".

AMENDMENT NUMBER EIGHT.

On page 4, line 17, of the printed bill, following the period after the word "work", insert the following: "Notice shall be posted conspicuously for five days on or near the council chamber door of said council inviting sealed proposals or bids for doing the work ordered"

AMENDMENT NUMBER NINE.

On page 5, line 13, of the printed bill, strike out the numeral "4", and insert in lieu thereof the numeral "3"

AMENDMENT NUMBER TEN.

On page 5, line 17, of the printed bill, following the word "shall", strike out the word "before", and insert in lieu thereof "at the time of signing and".

AMENDMENT NUMBER ELEVEN.

On page 5, line 22, of the printed bill, following the word "by", strike out all printed matter down to and including the comma following the word "improvement" in line 29, page 5, and insert in lieu thereof the following: "either by two or more

good and sufficient sureties who have each qualified before an officer competent to administer oath, in an amount not less than sum specified in the bond and over and above all statutory exemptions, or by one duly authorized and acceptable corporate surety, and must provide that if the contractor, person, company or corporation, or his or its subcontractor fails to pay for any materials, provisions, provender, or other supplies or use of implements or machinery used in, upon, for or about the performance of the work contracted to be done."

AMENDMENT NUMBER TWELVE

On page 5, line 33, of the printed bill, following the word "materials", strike out all printed matter down to and including line 22 page 6, and insert in lieu thereof the following: " . . . provisions, provender or other supplies used in, upon for or about the performance of the work contracted to be executed or performed, or any person, company or corporation renting or hiring teams or implements, or machinery for, or contributing to, said work to be done, or any person who performs work or labor upon the same, or any person who supplies both work and materials and whose claim has not been paid by the contractor, company or corporation to whom the contract has been awarded, or by the subcontractors of said contractor, company or corporation may, at any time prior to the day fixed for hearing on the assessment under section 21 hereof, file with the superintendent of streets a verified statement of his or its claim, together with a statement that the same, or some part thereof, has not been paid. Any laborer, materialman, person, company or corporation entitled to the benefit of this act as hereinbefore set forth, whose claim has not been paid by the said contractor, company or corporation, or his or its subcontractors, shall severally have a first lien upon and against the assessment, any partial assessment, any reassessment and any bonds which may be issued to represent any assessment or reassessment, which lien may be enforced by action in the superior court of the county or city and county in which such work is done according to the custom and practice of such court, and which action must be brought within three months from the date of the filing of such verified statement

No assignment by the contractor of the whole or any part of the money, assessment, partial assessment, any reassessment and any bonds which may be issued to represent any assessment or reassessment, due him or to be due him under the contract, or for "extras" in connection therewith, whether made before a verified claim is filed as provided for herein, or after said claim is filed shall be held to take priority over claims filed under this section, and such assignment shall have no binding force in so far as the rights of the claimants who file claims hereunder, or their assigns, are concerned;

If any contractor, subcontractor or other person against whom any claim is filed as provided in this act shall dispute the correctness or validity of any claim so filed, it shall be lawful for the municipality or superintendent of streets by whom the contract for the improvement was awarded, in its or his discretion to permit the contractor to whom said contract was awarded to deliver to such municipality or superintendent of streets a bond executed by some corporation authorized to issue surety bonds in the State of California, in a penal sum equal to one and one-fourth times the amount of said claim, which said bond shall guarantee the payment of any sum which said claimant may recover on said claim together with his costs of suit in said action, if he shall recover therein, and upon filing of said bond and by and with the consent of such municipality or superintendent of streets, then such municipality or superintendent of streets shall not withhold any funds, assessment, partial assessment, any reassessment and any bonds which may be issued to represent any assessment or reassessment from said contractor on account of said claim. The sureties upon said bond shall be jointly and severally liable to said claimant with the sureties upon the original bond inuring to the benefit of the persons, firms or corporations entitled to file claims under this act and given in accordance with the provisions of this act."

AMENDMENT NUMBER THIRTEEN

On page 6, between lines 22 and 23, of the printed bill, insert the following:

"Sec. 5. A new section to be numbered section 20 is hereby added to said act to read as follows:

Sec. 20. The expenses incurred for any work authorized by this act (which expense shall not include the cost of any work done in such portion of any street as is required by law to be kept in order or repair by any person or company having railroad tracks thereon, nor include work which shall have been declared in the resolution of intention to be assessed on a district benefited) shall be assessed upon the lots and lands fronting thereon, except as otherwise in this act specifically provided, each lot or portion of a lot being separately assessed, in proportion to the frontage, at a rate per front foot sufficient to cover the total expense of the work.

Sec. 6. A new section to be numbered section 20a is hereby added to said act to read as follows:

Sec. 20a. The expense of the work done on main street crossings shall be assessed at a uniform rate per front foot of the quarter blocks and irregular blocks adjoining and cornering upon the crossings, and separately upon the whole of each

lot or portion of a lot having any frontage in the said blocks fronting on said main streets, half way to the next main street crossing, or to the end of such street if it does not meet another, and all the way on said blocks to a boundary line of the city where no such crossing intervenes, but only according to its frontage in said quarter blocks and irregular blocks.

SEC. 7. A new section to be numbered section 20*b* is hereby added to said act to read as follows:

Sec. 20*b*. Where a main street terminates in another main street, the expenses of the work done one-half of the width of the street opposite the termination shall be assessed upon the lots in each of the two quarter blocks adjoining and cornering on that side, according to the frontage of such lots on said main streets, and the expenses of the work on the other half of the width of said street when the work is sewerage of the terminating street only, shall be assessed upon the lots fronting on the termination and the lots adjacent to said lots on each side half way from the termination to the next terminating or intersecting street, according to the frontage of such lots on that side, and in all other work done on the termination, the property fronting on the termination shall be considered frontage and be assessed as set forth in section 20 of this section.

SEC. 8. A new section to be numbered section 20*c* is hereby added to said act to read as follows:

Sec. 20*c*. Where any alley or subdivision street crosses a main street, the expenses of all work done on said crossing shall be assessed on all lots or portions of lots half way on said alley or subdivision street to the next crossing or intersection, or to the end of such alley or subdivision street, if it does not meet another.

SEC. 9. A new section to be numbered 20*d* is hereby added to said act to read as follows:

Sec. 20*d*. The expense of work done on alley or subdivision street crossing shall be assessed upon the lots fronting upon such alley or subdivision streets on each side thereof, in all directions, half way to the next street, place or court, on either side, respectively, or to the end of such alley or subdivision street if it does not meet another.

SEC. 10. A new section to be numbered section 20*e* is hereby added to said act to read as follows:

Sec. 20*e*. Where a subdivision street, avenue, lane, alley, place or court terminates in another street, avenue, lane, alley, place or court, the expense of work done on one-half of the width of the subdivision street, avenue, lane, alley, place or court opposite the termination, shall be assessed upon the lot or lots fronting on such subdivision street, avenue, lane, alley, place or court so terminating, according to its frontage thereon, half way, on each side respectively, to the next street, avenue, lane, alley, place or court, or to the end of such street, avenue, lane, alley, place or court, if it does not meet another, and the expense of the work on the other half of the width when the work is sewerage of the terminating subdivision street, avenue, lane, alley, place or court, shall be assessed upon the lots fronting on the termination and the lots adjacent to said lots on each side half way from the termination to the next terminating or intersecting street, according to the frontage of such lots on that side, and in all other work done on the termination the property fronting on the termination shall be considered frontage and be assessed as set forth in section 20 of this act.

SEC. 11. A new section to be numbered section 20*f* is hereby added to said act to read as follows:

Sec. 20*f*. Where any work mentioned in this act (manholes, sewers, cesspools, culverts, crosswalks, plug and capping excepted) is done on one side of the center of any street, or sewerage or re-sewerage is ordered to be done under the sidewalk on only one side of any street for any length thereof, the assessment for the expenses thereof shall be made only upon the lots and lands fronting nearest upon that side of the street and for intervening intersections only upon the two quarter blocks adjoining the cornering upon that side.

SEC. 12. A new section to be numbered section 20*g* is hereby added to said act to read as follows:

Sec. 20*g*. Whenever any lot, piece or parcel of land belonging to the United States, or to the State of California, or any lot, piece or parcel of land belonging to any county, city, public agent, mandatory of the government, school board, educational, penal or reform institution or institution for the feeble minded or the insane, and being in use in the performance of any public function, shall front upon the proposed work or improvement, or be included within the district declared by the city council in its resolution of intention to be the district to be assessed to pay the costs and expenses thereof, said city council may, in the resolution of intention, declare that said lots, pieces or parcels of land, or any of them, shall be omitted from the assessment thereafter to be made to cover the costs and expenses of said work or improvement. In the event that said lots, pieces or parcels of land, or any of them, shall by said resolution be omitted from the assessment, then the total expense of all work done shall be assessed on the remaining lots fronting on the work or improvement, or lying within the limits of the assessment district, without regard to such omitted lots, pieces or parcels of land. In the event that

the council shall, in such resolution of intention, declare that said lots, pieces or parcels of land so owned as aforesaid, or any of them, shall be included in the assessment, or in the event that no declaration is made respecting such lots, pieces or parcels of land, or any of them, then said city shall be liable for such sum or sums as may thereafter be assessed against any such lots, pieces or parcels of land so owned and used, and so included in the assessment by reason of the aforesaid declarations, or such lots, pieces or parcels of land so owned and used respecting which the resolution of intention makes no declaration, which shall be payable by the said city out of the general fund unless the legislative body shall in its resolution of intention designate another fund, *provided, however*, that any such sum or sums which may be assessed against any such lots, pieces or parcels of land so owned and used, shall not be payable by the city when such sum or sums are paid by the owner of or the governing body controlling such lots, pieces or parcels of land.

SEC. 13. A new section to be numbered Section 20h is hereby added to said act to read as follows:

Sec. 20h. It shall be lawful for the owner or owners of lots or lands fronting upon any street, the width and grade of which have been established by the city council, to perform, at his or their own expense (after obtaining permission from the council so to do, but before said council has passed its resolution of intention to order grading inclusive of this), any grading upon said street, to its full width, or to the center line thereof, and to its grade as then established, and thereupon to procure, at his or their own expense, a certificate from the city engineer, setting forth the number of cubic yards of cutting and filling made by him or them in said grading, and the proportions performed by each owner, and that the same is done to the established width and grade of said street, or to the center line thereof, and thereafter to file said certificate with the superintendent of streets, which certificate the superintendent shall record in a book kept for that purpose in his office, properly indexed. Whenever hereafter the city council orders the grading of said street, or any portion thereof, on which any grading certified as aforesaid has been done, the bids and contracts must express the price by the cubic yard for cutting and filling in grading; and the said owner or owners and his or their successor in interest, shall be entitled to credit, on the assessment upon his or their lots and lands fronting on said streets for the grading thereof, to the amount of the cubic yards of cutting and filling set forth in his or their certificate, at the prices named in the contract for said cutting and filling; or, if the grade meanwhile has been duly altered, only for so much of said certified work as would be required for grading to the altered grade; *provided, however*, that such owner or owners shall not be entitled to such credit as may be in excess of the assessments for grading upon the lots and lands owned by him or them, and proportionately assessed for the whole of said grading, and the superintendent of streets shall include in the assessment for the whole of said grading upon the same grade the number of cubic yards of cutting and filling set forth in any and all certificates so recorded in his office, or for the whole of said grading to the duly altered grade so much of said certified work as would be required for grading thereto, and shall enter corresponding credits, deducting the same as payments upon the amounts assessed against the lots and lands owned, respectively, by said certified owners and their successors in interest; *provided, however*, that he shall not so include any grading quantities or credit any sums in excess of the proportionate assessments for the whole of the grading which are made upon any lots and lands fronting upon said street and belonging to any such certified owners or their successors in interest. Whenever any owner or owners of any lots and lands fronting on any street have heretofore done, or shall hereafter do any work (except grading) on such street, in front of any block, at his or their own expense and the city council shall subsequently order any work to be done of the same class in front of the same block, said work so done at the expense of such owner or owners shall be excepted from the order ordering work to be done; *provided*, that the work so done at the expense of such owner or owners shall be upon the official grade, and in condition satisfactory to the street superintendent at the time said order is passed.

SEC. 14. A new section, to be numbered section 20i, is hereby added to said act to read as follows.

Sec. 20i. Whenever the resolution of intention declares that the cost and expenses of the work and improvement are to be assessed upon a district, the city engineer shall prior to completion of the contract make a diagram of the property affected or benefited by the proposed work or improvement, as described in the resolution of intention, and to be assessed to pay the expenses thereof. Such diagram shall show each separate lot, piece or parcel of land, and the relative location of the same to the work proposed to be done, all within the limits of the assessment district, and when said diagram shall have been approved by the city council, the clerk shall certify the fact and date thereof. Immediately thereafter the said diagram shall be delivered to the superintendent of streets of said city, who shall immediately, after the contractor of any street work has fulfilled his contract to the satisfaction of said superintendent of streets or city council on appeal, proceed to estimate upon the lands, lots or portions of lots within said assessment district, as shown by said diagram, the benefits arising from such work, and to be received

by each such lot, portion of such lot, piece or subdivision of land, and shall thereupon assess upon and against said lands in said assessment district the total amount of the costs and expenses of such work, and in so doing shall assess said total sum upon the several pieces, parcels, lots or portions of lots, and subdivisions of land in said assessment district, benefited thereby, to wit: upon each respectively, in proportion to the estimated benefits to be received by each of said several lots, portions of lots, or subdivisions of land. In other respects the assessment shall be as provided in the next section, and the provisions of sections 20, 20a, 20b, 20c, 20d, 20e and 20f of this act shall not be applicable to the work or improvement provided for in this section.

SEC 15 A new section, to be numbered section 20j, is hereby added to said act to read as follows:

Sec 20j The terms, lot, lots, lands, piece or parcel of land wherever mentioned in this act shall be deemed to include and shall include property owned or controlled by any person, firm or corporation as a railroad, street or interurban railroad right of way, and whenever a railroad, street or interurban railroad right of way shall front on or abut or parallel or be included with or divide longitudinally any street improved under the provisions of this act or shall be included within any district to be assessed for the cost of any improvement provided in this act, such railroad right of way (whether the same is owned in fee or as an easement) shall be included in the warrant, assessment and diagram and shall be assessed in the manner and with the same effect as other lots, lands or pieces or parcels of land are assessed as provided in this act and such railroad, street or interurban railroad right of way shall be subject to sale for nonpayment of assessments as in this act provided.

SEC 16 Section 21 of said act is hereby amended to read as follows:

Sec 21 After the contractor of any street work has fulfilled his contract to the satisfaction of the street superintendent of said city, or the city engineer, if such power has been delegated to him, as hereinbefore provided, shall make an assessment to cover the sum due for the work performed and specified in said contract (including all incidental expenses), in conformity with the provisions of the preceding section according to the character of the work done. The assessment shall briefly refer to the contract, the work contracted for and performed, and shall show the amount to be paid therefor, together with all incidental expenses, the amount of each assessment against each lot or portion of a lot, the number of each lot or portion or portions of a lot so assessed, and shall have attached thereto a diagram exhibiting each street or street crossing, lane, alley, place or court, property or rights of way on which any work has been done, showing the relative location of each lot, or portion of lot to the work done, numbered to correspond with the numbers of the assessments. The said assessment shall then be filed with the city clerk. Said clerk shall then give notice of the filing of said assessment and of a time to be therein fixed by said clerk when all persons interested in the work done, or in the assessment will be heard by the city council. Such notice shall be posted for not less than five (5) days on or near the council chamber door, and in addition be published twice in a newspaper published in such city if there be any, the first of which publications shall be not less than fifteen (15) days before the time fixed for such hearing. Such notice shall also be given by mailing a post card to the owner of each lot listed according to the name and address appearing on the last equalized assessment roll for city taxes prior thereto or as known to the clerk; *provided*, that a failure of the clerk to give such notice by mailing or of the person addressed to receive same shall not affect the jurisdiction of the council to proceed with the hearing noticed. Reference shall therein be made to the resolution of intention and the date of its passage for a description of the work therein mentioned and no other description thereof shall be necessary. The owners, the contractor, or his assigns, and all other persons interested in any work done under this act, or in the assessment, feeling aggrieved by any act or determination of the superintendent of streets, or city engineer in relation thereto, or who claim that the work has not been performed according to the contract in a good and substantial manner or who claims that any portion of the work for any reason was omitted or illegally included in the contract for the same, or having or making any objection to the correctness of the assessment or diagram or other act, determination or proceedings of the superintendent of streets, or city engineer, shall prior to the day fixed for the hearing upon the assessment, appeal to the city council by briefly stating in writing the grounds of appeal. Upon such appeal, the said city council may remedy and correct any error or informality in the proceedings, and revise and correct any of the acts or determinations of the street superintendent or city engineer, relative to said work; may confirm, amend, alter, modify or correct the assessment or diagram in such manner as to them shall seem just, and require the work to be completed according to the directions of the city council; and may instruct and direct the street superintendent to correct the warrant, assessment, or diagram in any particular. All the decisions and determinations of said city council, upon notice and hearing as aforesaid, shall be final and conclusive upon all persons entitled to appeal under the provisions of this section, as to all errors, informalities, and irregularities which said city council might have avoided, or have remedied during the progress of the proceedings or which it can at that time remedy. No assessment, warrant, or diagram, and no proceedings prior to the assessment,

shall be held invalid by any court for any error, informality, or other defect in the same, where the resolution of intention of the council to do the work, has been actually published as herein provided. When no appeal is taken or when the orders and determinations of the council upon appeal have been complied with, and the council is satisfied with the correctness of the assessment, thereupon the council shall forthwith confirm the proceedings and the street superintendent shall attach thereto a warrant bearing the date of said order of said city council."

AMENDMENT NUMBER FOURTEEN

On page 6, line 23, of the printed bill, strike out the numeral "5", and insert in lieu thereof the numerals "17".

AMENDMENT NUMBER FIFTEEN.

On page 7, between lines 9 and 10, of the printed bill, insert the following.

"Sec. 18 Section 27 of said act is hereby amended to read as follows:

Sec 27 It shall be the duty of the superintendent of streets on or before the fourth Monday of September of each year to certify to the city tax collector, or in the city taxes are collected by the county, to the county tax collector, a list of the properties within said city upon which there is a lien for delinquent assessments, as shown by the records of the street superintendent.

In cases where the county collects city taxes the notice herein provided to be attached to or pasted to or printed or stamped upon the tax bill shall if the county tax collector so requires be prepared by the superintendent of streets and shall be forwarded to the county tax collector on or before the dates herein provided for forwarding said list. Such tax collector shall cause to be pasted or attached to or printed or stamped upon the tax bill or tax receipt, a notice which shall, in substance be as follows:

"Notice of Assessments.

There is an assessment lien on this property which must be paid to city street superintendent (or bureau of assessments in cities where such bureau exists) to avoid foreclosure."

At any time after the first day of July next succeeding nine months following the date of recording of such assessment, the contractor or his assignee may sue in his own name the owner of the land, lots or portions of lots assessed on the day of the date of the recording of the warrant, assessment and diagram, and recover the amount of any assessment remaining unpaid together with interest and any penalties allowed hereunder, *provided*, that if any state, county or municipal taxes or other special assessment or assessments be delinquent on said property then such action may be brought at any time after ninety days after the recording of such assessment.

When suit has been brought in accordance with the provisions of this section, the plaintiff shall be entitled to have and recover five dollars attorney fees on each assessment sued on, in the event that said suit be settled or a tender made prior to the trial of said action, or in the event that judgment be taken by default; if said suit proceeds to trial then in that event the court having jurisdiction of said cause shall fix and allow a reasonable attorney fee for the prosecution of said suit which fee in either case shall be in addition to all taxable costs and the plaintiff may have judgment therefor; *provided*, that if the court finds an unnecessary number of actions have been brought, where the parties are identical, it may allow the costs of one action only. Suit may be brought in the superior court within whose jurisdiction the city is, in which said work has been done, and in case any of the assessments are made against lots, portions of lots, or lands, the service of process may be had in said action, in such manner as is prescribed in the codes and laws of this state. It shall be competent to bring a single action under any such assessment irrespective of the number of lots assessed where the parties defendant are identical, and where separate actions are brought, the same may be consolidated by order of the court. The said warrant, assessment and diagram, with proof of nonpayment shall be held prima facie evidence of the regularity and correctness of the assessment and of the prior proceedings and acts of the superintendent of streets, and city council upon which said warrant, assessment and diagram are based, and like evidence of the right of the plaintiff to recover in the action. The plaintiff in such action may recover the cost of any abstract or report of search of title procured in good faith in order to determine ownership, such search to be by a reputable abstractor or title company and such cost not to exceed five dollars per lot, and such abstract or report of search with affidavit of payment to be filed in the action. The provisions hereof shall not be applicable to assessments represented by the issuance of bonds nor to assessments collected on the tax rolls but shall be applicable only to cash assessments levied pursuant to part one of this act.

In a complaint in any such action it shall be held sufficient to allege briefly that the city council ordered the work, the performance of the work under the contract, the making of the assessment, the issuing of said warrant and the making of said diagram; that an assessment (naming the amount) was levied against that certain lot or parcel of land (describing the same) which, according to the information and belief of the plaintiff, is owned by the defendant; that payment of said assessment has not been made. Upon the entry of judgment or dismissal of said suit the county clerk shall forthwith mail to the street superintendent of the city having jurisdiction over the proceeding in which said assessment was levied, a certificate of said judgment or evidence sufficient to advise the street superintendent of the judgment of the court in said action.

In describing said lot or parcel of land in said complaint it shall be sufficient to refer to the same by its number upon said diagram, provided a certified copy of said warrant, assessment and diagram shall have been previously filed in the office of the recorder of the county or city and county in which the same is situated. It shall be the duty of such recorder to so file any such certified copy presented to him upon payment of the filing fee therefor, which fee is hereby fixed at fifty (50) cents.

If the contractor or his agent or any person acting in behalf of the contractor shall, prior to the filing of a complaint for the recovery of any assessment as herein provided or subsequent to the filing of suit and prior to the allowance of attorney fees and costs as herein provided, make any written demand upon or present any bill or notice in writing to such owner, demanding, requesting or notifying such owner to pay or that there is due, attorney's fees or court costs in connection with the collection of such assessment, then, the superintendent of streets is authorized, upon written demand of such owner, accompanied by the affidavit of such owner, that such written demand, bill or notice for the payment of attorney's fees and costs, or either thereof, was made upon or presented to such owner prior to the commencement of suit, or subsequent to the filing of suit and prior to the allowance of attorney's fees and costs, together with such written demand, bill or notice to mark said assessment "paid" and such assessment shall thereby be deemed to be paid and the lien thereof released, *provided*, that this clause shall not be held to apply to the service of summons and complaint in a civil action.

Should suit be brought for the recovery of any assessment prior to the time permitted for bringing same as herein provided, then in such action, so brought, the plaintiff shall not recover and defendant shall be entitled to have and recover such attorney's fees as the court may deem reasonable in addition to all taxable costs and he may have judgment therefor.

SEC. 19. Section 40 of said act is hereby amended to read as follows:

Sec. 40. The city council may, in its discretion, provide, by resolution that the whole or any part of the cost and expenses of any of the work mentioned in this act be paid out of the treasury of the municipality from such fund as the council may designate, in which case it shall be so stated in the resolution of intention and the liability and obligation to pay any sum so provided for shall accrue and become fixed upon the date of the confirmation of the assessment by said council, and thereupon said council shall order said amount to be forthwith paid. Whenever a part of such cost and expenses is so provided to be paid, the superintendent of streets, in making up the assessment heretofore provided for such cost and expenses, shall first deduct from the whole cost and expenses such part thereof as has been so ordered to be paid out of the municipal treasury, and shall assess the remainder of said costs and expenses proportionately upon the lots, parts of lots and lands fronting on the streets where said work was done, or liable to be assessed for such work, and in the manner heretofore provided.

SEC. 20. Section 41 of said act is hereby amended to read as follows:

Sec. 41. The city engineer, or where there is no city engineer, the county or city and county surveyor or engineer of work hereinafter mentioned, shall be the proper officer to do the surveying and other engineering work necessary to be done under this act, and to survey and measure the work to be done under contracts for grading, macadamizing or improving streets and other work done hereunder, and to estimate the costs and expenses thereof, and perform such other duties hereunder as may be directed by the city council; and every certificate signed by him in his official character shall be prima facie evidence in all courts in this state of the truth of the contents. He shall also keep a record of all surveys made under the provisions of this act, as in other cases. In its discretion, the city council may appoint an engineer of work, other than the city engineer or in place of the city engineer, and all provisions of this act applicable to the city engineer shall apply to such engineer of work. The city council shall initially fix or if not thereafter confirm the compensation of such city engineer, surveyor or engineer of work."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 782—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41, and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add new sections to said act to be numbered 2a, 2b, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j, and 25k,
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relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds: and providing for the proceedings which shall be affected by the foregoing amendment.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3 of the printed bill, strike out lines 31, 32, 33 and 34, and insert in lieu thereof the following: "are necessary because of varying benefits), with a statement as to what per-".

AMENDMENT NUMBER TWO.

On page 3, line 39, of the printed bill, strike out the word "descriptions", and insert in lieu thereof the words "a description".

AMENDMENT NUMBER THREE.

On page 6, line 34, of the printed bill, strike out the words "If the", and strike out all of lines 35 to 38, inclusive, and insert in lieu thereof the following: "Said resolution shall state that the first payment on the aggregate principal of the bonds issued will be made----- (either two or three years, as said legislative body shall determine) after the issuance thereof."

AMENDMENT NUMBER FOUR.

On page 7, line 41, of the printed bill, strike out the word "the" which precedes the word "benefits", and insert in lieu thereof the word "varying".

AMENDMENT NUMBER FIVE.

On page 7, line 43, of the printed bill, strike out the word "may", and insert in lieu thereof the word "shall".

AMENDMENT NUMBER SIX.

On page 7 of the printed bill, strike out lines 44 to 52, both inclusive, and insert in lieu thereof the following: "may be divided into as many zones, not to exceed twenty in number, as may be deemed necessary because of varying benefits, and each zone shall be composed of and include the lands within the district which will be benefited in a like measure. If more than twenty zones are necessary because of varying benefits, the".

AMENDMENT NUMBER SEVEN.

On page 8, line 2, of the printed bill, strike out the following: ", and the", and insert in lieu thereof a period.

AMENDMENT NUMBER EIGHT.

On page 8 of the printed bill, strike out all of lines 3, 4, 5 and 6 and the following in line 7: "(under)."

AMENDMENT NUMBER NINE.

On page 9, line 8, of the printed bill, strike out the word "eighteen", and insert in lieu thereof the word "thirty".

AMENDMENT NUMBER TEN.

On page 9, line 13, of the printed bill, strike out the word "fifteen", and insert in lieu thereof the word "twenty".

AMENDMENT NUMBER ELEVEN.

On page 9, line 18, of the printed bill, strike out the word "following", and insert in lieu thereof the word "following".

AMENDMENT NUMBER TWELVE.

On page 9, line 19, of the printed bill, strike out the words "a separate".

AMENDMENT NUMBER THIRTEEN.

On page 9, line 20, of the printed bill, strike out the first word in the line, being the word "and", and insert in lieu thereof the word "an".

AMENDMENT NUMBER FOURTEEN.

On page 9, line 26, of the printed bill, insert the word "estimated" before the word "benefit".

AMENDMENT NUMBER FIFTEEN.

On page 9, line 37, of the printed bill, strike out the period, and insert in lieu thereof the following: ", setting forth the rate of interest, if determined, otherwise the maximum rate at which bonds may be issued, which shall not exceed eight per cent per annum, payable semiannually, the first interest payment to be made

on the second day of January or July next succeeding one year after the date of issuance of the bonds. Said resolution shall also state that the first maturity of the said bonds shall be on the second day of July next succeeding----- (two or three years as determined by said legislative body) after the date of issuance thereof, and the number of annual installments in which the bonds to be issued under the proceeding shall be payable, and the last maturity of said bonds shall not exceed for acquisition and immediate possession bonds thirty years from the second day of July next succeeding the date of issuance thereof and for improvement bonds twenty years from the second day of July next succeeding the date of issuance thereof."

AMENDMENT NUMBER SIXTEEN.

On page 9 of the printed bill, insert the following new paragraph following line 37: "In all matters not specifically provided for under the direct assessment method provisions, the provisions elsewhere in this act shall be followed and govern, where applicable."

AMENDMENT NUMBER SEVENTEEN.

On page 9, line 50, of the printed bill, strike out the comma following the word "assessed".

AMENDMENT NUMBER EIGHTEEN.

On page 10, line 5, of the printed bill, strike out the words "After the adoption of the resolution of intention", and insert in lieu thereof the following: "Not later than twenty days prior to the date fixed in the resolution of intention for the hearing"

AMENDMENT NUMBER NINETEEN.

On page 10, line 17, of the printed bill, strike out the word "length", and insert in lieu thereof the word "height".

AMENDMENT NUMBER TWENTY.

On page 10, line 30, of the printed bill, strike out the words "to be", and insert in lieu thereof the following: "of the total amount to be levied each year which shall be levied upon the lands within each zone,".

AMENDMENT NUMBER TWENTY-ONE.

On page 10, line 31, of the printed bill, strike out the following. "raised from each of such zones,".

AMENDMENT NUMBER TWENTY-TWO.

On page 10, line 40, of the printed bill, insert the following after the word "county": "as the case may be,".

AMENDMENT NUMBER TWENTY-THREE.

On page 11, line 2, of the printed bill, strike out the word "diligently", and insert in lieu thereof the word "diligently",

AMENDMENT NUMBER TWENTY-FOUR.

On page 11, line 6, of the printed bill, strike out the word "ten", and insert in lieu thereof the word "fifteen".

AMENDMENT NUMBER TWENTY-FIVE.

On page 11, line 28, of the printed bill, strike out the words "one-half", and insert in lieu thereof the following: "fifty per cent but less than sixty per cent".

AMENDMENT NUMBER TWENTY-SIX.

On page 11, line 37, of the printed bill, strike out the period, and insert in lieu thereof the following: " unless such protests shall be overruled by a four-fifths vote of the legislative body; and if upon such hearing it appears that the owners of sixty per cent or more of the area of such property have made such objection no further proceeding for substantially the same acquisition or improvement, or both, as the case may be, may be begun within a period of six months from the date of such finding unless such protest shall be overruled by the affirmative vote of all of the members of said legislative body."

AMENDMENT NUMBER TWENTY-SEVEN.

On page 11, line 38, of the printed bill, strike out the words "operate as", and insert in lieu thereof the word "constitute".

AMENDMENT NUMBER TWENTY-EIGHT.

On page 11, line 49, of the printed bill, strike out the period, and insert in lieu thereof the following. "and if the owners of more than fifty per cent and less than sixty per cent of such area have made such written objection and such objection has been overruled by a four-fifths vote of the legislative body, or if the owners of sixty per cent or more of such area have made such written objection and such objection has been overruled by the affirmative vote of all of the members of such legislative body, it shall thereupon proceed with the hearing."

AMENDMENT NUMBER TWENTY-NINE.

On page 12, line 45, of the printed bill, strike out the words "one-half", and insert in lieu thereof the words "fifty per cent".

AMENDMENT NUMBER THIRTY.

On page 12, line 47, of the printed bill, strike out the period, and insert in lieu thereof the following: ". or if such objection has been made by the owners of more than fifty per cent but less than sixty per cent of such area that such objections are overruled by an affirmative vote of four-fifths of the members of the legislative body, or if such objection has been made by the owners of sixty per cent or more of such area that such written objections are overruled by an affirmative vote of all of the members of such legislative body."

AMENDMENT NUMBER THIRTY-ONE.

On page 13, line 2, of the printed bill, insert the following new matter after the word "modify": "either as to number of boundaries".

AMENDMENT NUMBER THIRTY-TWO.

On page 13, line 4, of the printed bill, strike out the word "correspond-", and insert in lieu thereof the word "like".

AMENDMENT NUMBER THIRTY-THREE.

On page 13, line 5, of the printed bill, strike out "ing" at the beginning of said line.

AMENDMENT NUMBER THIRTY-FOUR.

On page 13, line 7, of the printed bill, strike out the comma at the end of the line, and insert in lieu thereof a period.

AMENDMENT NUMBER THIRTY-FIVE.

On page 13 of the printed bill, strike out all of lines 8, 9 and 10 and the following matter in line 11: "parcels of land included therein."

AMENDMENT NUMBER THIRTY-SIX.

On page 14 of the printed bill, strike out lines 14 to 21, inclusive, and insert in lieu thereof the following: "body shall be final and conclusive."

AMENDMENT NUMBER THIRTY-SEVEN.

On page 16, line 24, of the printed bill, insert the following new matter after the comma "file a certificate of said fact with the legislative body and shall".

AMENDMENT NUMBER THIRTY-EIGHT.

On page 17, line 25, of the printed bill, strike out the following words: "performing services".

AMENDMENT NUMBER THIRTY-NINE.

On page 17, line 26, of the printed bill, insert the following new matter following the word "of": "or any interest in".

AMENDMENT NUMBER FORTY.

On page 17, line 28, of the printed bill, insert the following new matter after the comma: "or has not been condemned,".

AMENDMENT NUMBER FORTY-ONE.

On page 17, line 34, of the printed bill, strike out the words "performing services".

AMENDMENT NUMBER FORTY-TWO.

On page 17, line 40, of the printed bill, strike out the word "determinations", and insert in lieu thereof the word "determination".

AMENDMENT NUMBER FORTY-THREE.

On page 17, line 41, of the printed bill, strike out the word "omit", and insert in lieu thereof the word "amend".

AMENDMENT NUMBER FORTY-FOUR.

On page 17, line 43, of the printed bill, strike out the word "just", and insert in lieu thereof the following: "proportional to the estimated benefits".

AMENDMENT NUMBER FORTY-FIVE.

On page 17, line 45, of the printed bill, strike out the word "correct", and insert in lieu thereof the word "change".

AMENDMENT NUMBER FORTY-SIX.

On page 18, line 10, of the printed bill, strike out the words "the correctness of the assessment," and insert in lieu thereof the following: "the work and the assessment, it shall by resolution accept the said work and confirm the assessment, and".

AMENDMENT NUMBER FORTY-SEVEN.

On page 19 of the printed bill, strike out all of lines 25 and 26, and insert in lieu thereof the following: "expenses which are chargeable to the improvement. The provisions of section 21 of this act relating to labor and materialmen's liens on bonds shall apply to money derived from assessments paid in cash within the thirty-day period and to the bonds to be issued against the assessments unpaid at the

expiration of said period; *provided*, that prior to the expiration of said thirty-day period the verified statement provided in said section 21 has been filed, demanding the withholding of sufficient of said bonds and money to satisfy said claim and all costs which can reasonably be anticipated."

AMENDMENT NUMBER FORTY-EIGHT.

On page 20, line 40, of the printed bill, strike out the words "January or July", and insert in lieu thereof the following: "----- (here insert the month, January or July, whichever next succeeds the date of the bond) -----".

AMENDMENT NUMBER FORTY-NINE.

On page 23, line 4, of the printed bill, strike out the word "and", and insert in lieu thereof the word "or".

AMENDMENT NUMBER FIFTY.

On page 25 of the printed bill, strike out all of lines 18 to 52, both inclusive, and on page 26 of the printed bill, strike out all of lines 1 to 42, both inclusive, and insert in lieu thereof the following:

"Sec. 25*g*. All unpaid assessments shall be payable in such installments, not necessarily equal, as shall be annually determined by the legislative body which conducted the proceedings. Such unpaid assessments shall bear interest to the dates of maturity of the bonds issued against the same at the rate stated in the bonds. The city or county treasurer with whom the assessment is recorded shall annually prepare during the term of the bonds a statement of the amount of interest and principal, if any, which shall be payable upon said bonds on January second and July second of the next year, together with a statement of the total amount in the fund which may be used for the payment of said principal and interest, a statement of the amount in the funds derived from the assessments paid in full, if any, and a statement of the total amount of unpaid assessments not due.

Such statement shall be filed with the legislative body which conducted the proceedings at least two weeks before the first business day in August of each year. Thereafter said legislative body shall prior to said first business day in August, call an installment of the unpaid assessment sufficient to pay the said principal, if any, and, if the legislative body deems it advisable to provide an additional sum with which to call a bond, the balance it deems necessary to call such bond, and order the collection of interest on all unpaid assessments to July second of the next year. In addition to such installment of assessment and interest, and such balance deemed necessary to call a bond, if any, said legislative body shall levy such an additional percentage of the installment of assessment and interest as it may deem necessary to provide for anticipated delinquencies, not exceeding, however, fifteen per cent of the said installment of assessment and interest, and also one-fourth of one per cent of the total amounts shall be added thereto for costs of collection and shall be retained by the city or county making such collection, and all of said sums shall comprise and shall hereinafter be referred to as the "annual levy."

When the said legislative body shall have determined the annual levy as hereinbefore in this section provided it shall order the treasurer of the city or county, as the case may be, to prepare an assessment roll which shall describe separately each lot, piece or parcel of land within the district as the same appears on the assessment on file with said treasurer; the number by which the same is designated thereon; the name of the owner of each such lot, piece or parcel of land, if known, otherwise the word "unknown" shall be placed opposite the description of each such lot, piece or parcel; the total assessment against each such lot, piece or parcel as shown on the original assessment on file with the treasurer; the amount of the annual levy against each such lot, piece or parcel and the installments, if any, in which such amount is payable. No mistake in the name of the owner or supposed owner shall render the levy on any such lot, piece or parcel invalid.

If the assessment district is entirely within the boundaries of one municipality such assessment roll for said annual levy shall be filed with the city tax collector, except as hereinafter provided, and the amounts thereon shall be payable and be collected at the same time and in the same manner and become delinquent at the same time and with the same penalties as the general city taxes. In all other cases and in those cases in which county officers collect the general city taxes for the city in which such district lies, said assessment roll for said annual levy shall be filed with the county tax collector and the amounts thereon shall be payable and be collected at the same time and in the same manner and become delinquent at the same time and with the same penalties as general county taxes.

Notice of the amount to be paid on any lot, piece or parcel shall be given and in the discretion of the tax collector, may be given by a separate bill, to be sent with the general tax bill, or by a separate statement of such amount on the general tax bill, or the amount may be included in the total amount to be paid as shown on the general tax bill, with a statement on such general tax bill in substance that there is included in the amount to be paid as shown on such bill a sum for a direct assessment for acquisition and improvement district number-----of the city (or county) of----- (inserting proper designation). Failure to

send or receive the tax bill or any informality or irregularity in same shall in no wise affect the validity of any penalty or any sale of any lot, piece or parcel for delinquency in the payment of the amount of such annual levy.

When any amount payable has become delinquent said amount and the penalties thereon may be paid to the treasurer prior to the date of sale as in this act provided.

All payments on assessments against which bonds have been issued, as provided in section 25*d*, together with all interest and penalties thereon and any additional levy to provide for anticipated delinquencies, shall be placed in a fund to be designated "acquisition and improvement district number _____ of the county (or city) of _____ direct assessment fund," and shall be used exclusively for the purpose of paying the said bonds, and the interest thereon.

If any assessment is fully paid prior to the maturity thereof, as provided in section 25*j* hereof, such portion thereof as is available for calling a bond shall be placed in a fund to be designated acquisition and improvement district number _____ of the county (or city) of _____ bond redemption fund, and any sum included in the annual levy for the purpose of calling a bond shall be paid into the said fund and the moneys in said fund shall be used to call a bond or bonds as herein provided. Such portion of the assessment paid in full as would have been included in any annual levy thereafter made, had such assessment not been paid in full, may be transferred to the direct assessment fund and used to pay principal and interest of bonds to be paid from such annual levy.

When said bonds and the interest thereon have been fully paid, any surplus remaining in said fund shall be repaid to the various property owners in the district in the percentages in which they paid into the total fund."

AMENDMENT NUMBER FIFTY-ONE.

On page 26, line 51, of the printed bill, strike out the words "once a week for three suc", and insert in lieu thereof the following: "by two insertions".

AMENDMENT NUMBER FIFTY-TWO

On page 26, line 52, of the printed bill, strike out the words "cessive weeks".

AMENDMENT NUMBER FIFTY-THREE.

On page 27, line 10, of the printed bill, strike out the word "ten", and insert in lieu thereof the following: "fifteen".

AMENDMENT NUMBER FIFTY-FOUR.

On page 27, line 10, of the printed bill, strike out the word "last", and insert in lieu thereof the following: "first".

AMENDMENT NUMBER FIFTY-FIVE.

On page 28 of the printed bill, insert a new paragraph following the existing line 7, to read as follows:

"No action, suit or proceeding to set aside, cancel or question the validity of such sale or to quiet title of lands affected thereby shall be maintained by any persons unless the same shall have been commenced within six months after the date of such certificate of sale, and thereafter all persons shall be barred from commencing or prosecuting any such action or maintaining any defense of any action based upon the invalidity of such sale. Upon the expiration of one year after the date of said certificate of sale the city or county treasurer, as the case may be, or his successor in office, shall upon application of the purchaser or his assignee, if no redemption shall have been made, execute and deliver to the purchaser or his assignee a deed to the property, which deed shall transfer to the grantee therein named the title to said property, free and clear of all encumbrances, except that the title thereby conveyed shall be subordinate to all special assessment liens previously levied upon the said property and subordinate to all liens for state, county and municipal taxes."

AMENDMENT NUMBER FIFTY-SIX.

On page 28, line 38, of the printed bill, strike out the words "upon the".

AMENDMENT NUMBER FIFTY-SEVEN

On page 28, lines 39 to 43, both inclusive, of the printed bill, strike out the words "ordering of any such foreclosure suits the tax collector shall be credited upon the assessment roll then in his hands with the amount charged against him on account of such assessments ordered to suit and be relieved of further duty in regard thereto."

AMENDMENT NUMBER FIFTY-EIGHT.

On page 30 of the printed bill, strike out all of lines 6 to 20, both inclusive, and insert in lieu thereof the following:

"Whenever any single parcel of land within the district is subdivided or the ownership of a portion of said parcel is transferred to another person, the legislative body which conducted the proceeding may in its discretion order any public officer or other competent person to file with the clerk of said legislative body an amended assessment of the original parcel of land affected by such subdivision or transfer of

ownership, segregating and apportioning said original assessment in accordance with the benefits to said portions of said original parcel. The person so appointed shall file with the clerk of the legislative body a report and an amended assessment of such parcels of land as have been ordered by said legislative body, together with a map or plat showing how such parcels have been divided. Said report shall conform in all respects to the original and the total amount of the assessments of the several portions of any one original parcel shall be equal to the unpaid assessment of said original parcel of land. Each portion of the parcel of land of which an amended assessment is made shall retain the original number designating said parcel of land and shall be further identified by a secondary number or suffix and thereafter reference to said portion by said original number and suffix shall be a sufficient description for all purposes. Upon the filing of said report and amended assessment the clerk of said legislative body of the city or county, as the case may be, shall fix a time and place for hearing upon said amended assessment and shall give notice of said hearing by publication by two insertions in a newspaper. Said notice shall contain a statement of the date fixed for the hearing upon said amended assessment and any objections thereto, which date shall not be less than fifteen days from the first publication of said notice. Said notice shall contain a reference to the original assessment and to the proceedings in which it was issued and shall refer to the report and map or plat of the amended assessment for the particulars and no other description shall be necessary. All persons interested in said original assessment or in the lands affected thereby, or in the bonds secured by assessments thereon, may at any time prior to the date of hearing object in writing to the amended assessment and may at the time of said hearing, or at the time to which said hearing may be continued, appear and protest against the same. At such hearing said legislative body shall have full power to hear and determine all objections as to the division of such assessment and shall confirm or modify the same. All determinations and decisions of said legislative body upon notice and hearing as aforesaid shall be final and conclusive upon all persons entitled to object under the provisions of this section. Final action of said legislative body upon said report and amended assessment shall be taken on or before the fifteenth day of July in any year. After confirmation or modification in accordance with the order of the legislative body said amended assessment shall be recorded with the treasurer of the city or county, as the case may be, and thereafter shall supersede and replace the assessment of the original parcel and all subsequent installments, levies and other charges shall be collected upon such amended assessment."

AMENDMENT NUMBER FIFTY-NINE.

On page 32 of the printed bill, strike out all of lines 17 and 18, and insert in lieu thereof the following: "bonds for an acquisition and bonds for immediate possession, and not to exceed twenty in the case of bonds for an improvement."

AMENDMENT NUMBER SIXTY.

On page 32, line 39, of the printed bill, strike out the following: "one."

AMENDMENT NUMBER SIXTY-ONE

On page 37, line 37, of the printed bill, strike out the words "to be raised from each zone," and insert in lieu thereof the following: "of the total amount to be levied each year which shall be levied upon the lands within each zone in the district."

AMENDMENT NUMBER SIXTY-TWO

On page 38 of the printed bill, strike out lines 15 to 26, both inclusive.

AMENDMENT NUMBER SIXTY-THREE

On page 1 of the printed bill, strike out all of lines 4 to 13, inclusive, and on page 2 of the printed bill, strike out all of lines 1 to 51, inclusive, and on page 3 of the printed bill, strike out all of lines 1 to 11, inclusive, and insert in lieu thereof the following:

"Sec. 2a. Before any resolution of intention can be adopted under the provisions of this act, a report shall be made and action shall be taken thereon by the legislative body conducting the proceeding, as prescribed herein.

The legislative body which is to conduct the proceeding shall designate and order some city or county officer, or body, as the case may be, to prepare and furnish a report as in this section provided. The officer or body so designated must be one who will not receive any remuneration in connection with the proceeding, if subsequently carried out, unless it be as incidental expenses, payable to him or it for deposit in the public funds, by reason of his or its office.

Such report shall set forth the following matters with respect to the proposed proceeding: a statement of the assessed valuation of the lands proposed to be assessed in the proceeding (in case all the lands to be assessed are within one municipality, the last equalized assessment roll used by said municipality for general municipal tax purposes shall be used, and in all other cases the last equalized assessment roll of the county shall be used); a statement of the indebtedness of the said lands by reason of outstanding bonds against such lands issued to defray

the expenses of acquiring or improving street or road areas, under special assessment procedure statutes of this state: a statement of the amount, if any, proposed to be contributed from public funds toward the proposed proceeding; and a statement of the total estimated cost of the proposed proceeding. In the event that said officer or body discovers, in the preparation of said report, that the total estimated cost of the proceeding, less any sum or sums to be contributed from public funds, shall, when added to the amount of the above described indebtedness, exceed one hundred per cent, for the estimated cost of an acquisition, and one hundred per cent for the estimated cost of an improvement (or the combined percentages where both are included in a single proceeding) of the total assessed valuation, of the lands proposed to be assessed in the proceeding as shown in said report, (which shall constitute "an excess of the limitation," as that term is herein employed), then said officer or body shall include in such report a statement of his or its opinion upon the following matters: first, the total market value of the lands proposed to be assessed, estimated as of the date of the report; second, the reasons or necessity for the proposed proceeding, third, the estimated total market value of said lands as the same will be upon the completion of the things proposed to be done in the proceeding; fourth, the feasibility of the proposed proceeding from the standpoint of the ability of the said lands to carry the burden of the proposed proceeding; and fifth, such other matters as may appear advisable to be included in said report. In reporting upon the outstanding indebtedness, as required above, in those cases where the proposed assessment district is not coextensive with other districts in which such bonds are outstanding, or where apportionment of a specific amount of indebtedness to each parcel of land has not been made, or where both such conditions exist, said officer or body shall estimate as fairly as possible, computing, where necessary, according to area or by such other method as to him or it shall appear most accurate, the bonded indebtedness of the lands in the proposed district by reason of such other bonds outstanding. In those cases where land which is owned and used in the performance of a public function, or land not assessed for purposes of general city or county taxes but subject to the payment of special assessments, or both such kinds of property, is included within the proposed district and such property is proposed to be assessed, such property shall be included in the computation and report as to the relation between the estimated cost plus the said bonded indebtedness and the assessed valuation; and in those cases where an assessed valuation of such land has not been made said officer or body shall estimate such assessed valuation as accurately as possible in accordance with the assessed valuation placed upon other lands of similar character in the proximity of such land.

In the event the proceeding is thereafter carried on the cost of making such report shall be included in the incidental expenses of the proceeding.

Upon the receipt of said report the said legislative body shall at its earliest convenience proceed to consider the same. It shall first determine whether the carrying on of the proceeding will constitute an excess of the limitation above set forth. If it finds, upon a consideration of said report and all other information presented to it, that said limitation will not be exceeded, it may proceed as in this act provided and adopt a resolution of intention. If it finds upon such a consideration that said limitation will be exceeded if the proposed proceeding is carried on, no resolution of intention shall be adopted unless said legislative body, by a two-thirds vote of its members, shall by resolution to be entered upon its minutes (which minutes shall show the name and vote of each member voting thereon) find that the proposed proceeding is feasible from the standpoint of the ability of the lands to be assessed to carry the burden thereof and that the circumstances warrant it in carrying out the proceeding, setting forth its reasons, in which case it may proceed.

The finding of the legislative body upon any and all of the above matters shall be final and conclusive, and shall not be open to contest or attack in any way, except in case of fraud.

Where a proceeding is carried on after the above provisions have been followed, upon the execution of a contract for an improvement or upon the filing of a complaint in court to condemn lands for an acquisition all actions attacking any of the proceedings, or any assessments, or any bonds, or any assessments or taxes levied to pay the same, based upon the exceeding of said limitation, shall be forever barred."

AMENDMENT NUMBER SIXTY-FOUR.

In line 10 of the title of the printed bill, strike out the following "2b."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 721—An act to add a new section to the Political Code of the State of California, to be numbered 3456c, relating to assessments levied by reclamation districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged person in need and resident in the State of California, providing the method therefor, making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 6, of the printed bill, after the word "years", strike out the words "and upwards", and insert in lieu thereof a period.

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, after the word "least", strike out the word "twenty", and insert in lieu thereof the word "fifteen".

AMENDMENT NUMBER THREE.

On page 5, line 4, of the printed bill, after the words "said period", strike out the balance of section 15, and insert in lieu thereof the following: "Claims for state aid granted under this act shall be presented by the respective counties and city and county semiannually in January and July of each year. Such claims shall be audited by the state department of social welfare and the state controller and, when approved, the state controller shall draw the necessary warrants and the state treasurer shall pay to the treasurer of said county or city and county a sum equal to one-half of the total amount of payments made by said county or city and county to aged citizens as aid under the provisions of this act during the period for which said claim is made".

AMENDMENT NUMBER FOUR.

On page 5 of the printed bill, strike out all of section 17, being lines 15, 16, 17, 18 and 19, inclusive.

AMENDMENT NUMBER FIVE

On page 6, line 2, of the printed bill, after the word "appropriated", strike out the balance of section 22 of the printed bill, and insert in lieu thereof the following: "to each and every county or city and county maintaining or supporting aged persons who come within the provisions of this act, aid not in excess of one hundred and eighty dollars per annum for each such aged person maintained or supported by such county or city and county. Payments of such aid shall be made in the manner provided in section 15 of this act."

AMENDMENT NUMBER SIX.

On page 5, line 20, of the printed bill, after the word "Sec.", strike out the figures "18", and insert in lieu thereof the figures "17".

AMENDMENT NUMBER SEVEN.

On page 5, line 25, of the printed bill, after the word "Sec.", strike out the figures "19", and insert in lieu thereof the figures "18".

AMENDMENT NUMBER EIGHT

On page 5, line 34, of the printed bill, after the word "Sec.", strike out the figures "20", and insert in lieu thereof the figures "19".

AMENDMENT NUMBER NINE.

On page 5, line 48, of the printed bill, after the word "Sec.", strike out the figures "21", and insert in lieu thereof the figures "20".

AMENDMENT NUMBER TEN.

On page 6, line 1, of the printed bill, after the word "Sec.", strike out the figures "22", and insert in lieu thereof the figures "21".

AMENDMENT NUMBER ELEVEN.

On page 6, line 9, of the printed bill, after the word "Sec.", strike out the figures "23", and insert in lieu thereof the figures "22".

AMENDMENT NUMBER TWELVE

On page 6, line 14, of the printed bill, after the word "Sec.", strike out the figures "24", and insert in lieu thereof the figures "23".

AMENDMENT NUMBER THIRTEEN

On page 6, line 23, of the printed bill, after the word "Sec.", strike out the figures "25", and insert in lieu thereof the figures "24".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 110—An act to amend section 848 of the Code of Civil Procedure, relating to service of summons outside of county.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 682—An act to add a new section to the Civil Code to be numbered 2924a, relating to sales of trust property.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 684—An act to amend section 1592 of the Code of Civil Procedure, relating to investment of moneys of estate pending settlement.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 871—An act to amend section 29 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the powers and jurisdiction of municipal courts, and of the judges and other officers thereof and creating a night court in the city of Los Angeles.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 634—An act to amend section 928 of the Penal Code, relating to grand juries.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 592—An act to amend sections 51, 66, 72 and 73 of the California Vehicle Act, approved May 30, 1923, as amended, relating to the issuance, revocation and suspension of licenses and registration of motor vehicles.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 19, of the printed bill, after the figures "66", insert the following: "Licenses issued to operators and chauffeurs."

AMENDMENT NUMBER TWO.

On page 2, line 20, of the printed bill, after the word "license", strike out the double bracket.

AMENDMENT NUMBER THREE.

On page 2, line 27, of the printed bill, after the word "license", strike out the double bracket.

AMENDMENT NUMBER FOUR.

On page 2, line 30, of the printed bill, after the word "of", insert the following: "sections 112, 113, 121, 122, 125, 134 and 141 of title nine of".

AMENDMENT NUMBER FIVE.

On page 2, line 36, of the printed bill, after the figures "72", insert the following: "Revocation or suspension of license by a court of competent jurisdiction."

AMENDMENT NUMBER SIX.

On page 2, line 48, of the printed bill, after the word "period", insert the words "of six months upon conviction of a misdemeanor and for a period".

AMENDMENT NUMBER SEVEN.

On page 2, line 48, of the printed bill, after the word "year", insert the following: "after a conviction of felony under said section".

AMENDMENT NUMBER EIGHT.

On page 3, line 10, of the printed bill, after the word "of", insert the following: "sections 112, 113, 121, 122, 125, 134 and 141 of title nine of".

AMENDMENT NUMBER NINE.

On page 3, line 16, of the printed bill, after the figures "73", insert the following: "Revocation or suspension of licenses by the division."

AMENDMENT NUMBER TEN.

On page 3, line 17, of the printed bill, strike out the double bracket.

AMENDMENT NUMBER ELEVEN.

On page 4 of the printed bill, strike out all the brackets in line 38 and in line 48.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 595—An act to add a new section to the Civil Code, to be numbered 1714½, relating to negligence upon the part of State and subordinate officers, agents and employees.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Amend the title by striking out all of that portion thereof commencing with the word "state" in line 2 thereof and ending with the word "employees" in line 3 thereof, and insert in lieu thereof the following: "officers, agents and employees of the state, counties, cities and counties, municipal corporations, school districts, irrigation districts, districts established by law and political subdivisions of the state and authorizing the issuance of such insurance covering liability".

AMENDMENT NUMBER TWO.

Strike out all of lines 3 to 20, both inclusive, and insert in lieu thereof the following.

"Sec. 1714½. Hereafter the state, and every county, city and county, municipal corporation, irrigation district, school district, district established by law and political subdivision of the state owning any motor vehicle shall be responsible to every person who sustains any damage by reason of death, or injury to person or property as the result of the negligent operation of any said motor vehicle by any officer, agent, or employee or as the result of the negligent operation of any other motor vehicle by any officer, agent or employee when acting within the scope of his office, agency or employment; and such person may sue the state, county, city and county, municipal corporation, irrigation district, school district, district established by law and political subdivision of the state, as the case may be, in any court of competent jurisdiction in this state in the manner directed by law. In every case where a recovery is had under the provisions of this section against the state, any county, city and county, municipal corporation, irrigation district, school district, district established by law and political subdivision of the state shall be subrogated to all the rights of the person injured, against the officer, agent or employee as the case may be, and may recover from such officer, agent or employee, the total amount of any judgment and costs recovered against the state, county, city and county, municipal corporation, irrigation district, school district, district established by law and political subdivision of the state in such case, together with costs thereon.

And the state, county, city and county, municipal corporation, irrigation district, school district, district established by law and political subdivision of the state may insure their liability in any insurance company authorized to transact the business of such insurance in the State of California, and the premium for such insurance shall be a proper charge against the respective general fund of the state, county, city and county, municipal corporation, irrigation district, school district, district established by law and political subdivision of the state, as the case may be."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 596—An act to add a new section to the Civil Code, to be numbered 1714½, relating to negligence.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of said bill, in line 2, before the word "negligence", insert the word "imputed".

AMENDMENT NUMBER TWO.

Strike out all of lines 3 to 10, both inclusive, and insert in lieu thereof the following: "Every owner of a motor vehicle shall be liable and responsible for the death of or injury to person or property resulting from negligence in the operation of such motor vehicle, in the business of such owner or otherwise, by any person using or operating the same with the permission, express or implied, of such owner provided that the liability of an owner for imputed negligence imposed by this section and not arising through the relationship of principal and agent or master and servant shall be limited to the amounts of five thousand dollars for the death of or injury to one person in any one accident and subject to said limit as to one person shall be limited to the amount of ten thousand dollars with respect to the death of or injury to more than one person in any one accident and shall be limited to the sum of one thousand dollars for damage to property of others in any one accident, and provided that in any action against an owner on account of imputed negligence as imposed by this section the operator of said vehicle whose negligence is imputed to the owner shall be made a party defendant provided personal service of process can be had upon said operator within this state, and upon recovery of judgment, recourse shall first be had against the property of said operator so served; *and provided, further,* that in the event a recovery is had under the provisions of this section against an owner on account of imputed negligence such owner shall be subrogated to all the rights of the person injured or whose property has been injured and may recover from such operator the total amount of any judgment and costs recovered against such owner. If a motor vehicle be sold under a contract of conditional sale whereby the title to such motor vehicle remains in the vendor, such vendor or his assignee shall not be deemed an owner within the provisions of this section, but the vendee, or his assignee shall be deemed the owner notwithstanding the terms of such contract, until the vendor or his assignee shall retake possession of such motor vehicle. A chattel mortgagee of a motor vehicle out of possession shall not be deemed an owner within the provisions of this section."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 860—An act to amend section 4307 of the Political Code, relating to county charges.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, after the word "crime" insert the following: "other than those crimes declared to be misdemeanors by the "California Vehicle Act," approved in 1927 and acts amendatory thereof,".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 641—An act to amend section 1274a of the Code of Civil Procedure of the State of California, relating to the deposit of unclaimed property in the estates of decedents.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 4 of the printed bill, strike out the figures "127a", and insert in place thereof the following: "1274a".

AMENDMENT NUMBER TWO.

In line 7 of the printed bill, strike out the word "depositee", and insert in place thereof the words "distributee, and any money remaining on deposit to the credit of an estate after final distribution,".

AMENDMENT NUMBER THREE

In line 12 of the printed bill, beginning with the word "any", strike out all the words down to and including line 16.

AMENDMENT NUMBER FOUR.

In line 17 of the printed bill, insert a comma after the word "treasury".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 598—An act to amend section 62 of the California Vehicle Act, approved May 30, 1923, as amended, relating to application for operators' and chauffeurs' license, and to the liability of a parent, guardian, or employer from negligence of a minor in the operation of a motor vehicle.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 323—An act to amend section 1766 of the Code of Civil Procedure, relating to guardians.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 383—An act to add a new section to the Code of Civil Procedure, to be numbered 1952, relating to the admissibility of circular evidence.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 750—An act to add a new section to the Penal Code, to be numbered 397*d*, relating to search and seizure.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, strike out the words "any of the laws of this state", and insert in lieu thereof the following:

"An act to enforce the provisions of article eighteen of the amendments to the constitution of the United States; prohibiting all acts or omissions prohibited by the Volstead Act; imposing duties on courts, prosecuting attorneys, sheriffs and other officers, and extending their jurisdictions; and providing for the disposition of fines and forfeitures," approved May 7, 1921."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 527—An act to amend section 1723 of the Code of Civil Procedure, relating to the termination of certain interests in property.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out the word "effects", and insert in lieu thereof the word "affects".

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, strike out the word "of", and insert in lieu thereof the word "to".

AMENDMENT NUMBER THREE.

On page 1, line 16, of the printed bill, strike out the word "such" and strike out the words "as the court may order, either"

AMENDMENT NUMBER FOUR.

On page 1, line 17, of the printed bill, strike out the words "by publication or", strike out the word "notices", and insert in lieu thereof the word "notice".

AMENDMENT NUMBER FIVE.

On page 1, line 18, of the printed bill, after the word "posted", strike out the remainder of the line, and insert in lieu thereof the following: "at the courthouse in the county where the court is held."

AMENDMENT NUMBER SIX.

On page 1, line 19, of the printed bill, strike out all of said line.

AMENDMENT NUMBER SEVEN.

On page 1, line 20, of the printed bill, strike out the words "the court is held," and after the word "hearing" strike out the period, and insert in lieu thereof a comma and the following: "provided the court may order such further notice to be given as in his judgment may seem proper."

AMENDMENT NUMBER EIGHT.

On page 1, line 24, of the printed bill, after the first word "the", insert the word "same".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1033—An act to add a new section to the Penal Code, to be numbered 1618, relating to county and city jails and medical care of persons therein.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the word "whenever", insert the following: "the annual average of".

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, strike out the period, and insert in lieu thereof a semicolon and the following: "*provided, however,* that any prisoner may decline such care or treatment and provide other care or treatment for himself at his own expense."

AMENDMENT NUMBER THREE.

On page 1, line 3, of the printed bill, strike out the word "fifty", and insert in lieu thereof the words "one hundred fifty".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 781—An act to add a new section to the Political Code, to be numbered 625*b*, relating to bonds and undertakings of corporate sureties.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

After the comma in line 5 insert the following: "or accept reinsurance on such bond or undertaking,".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruits, including grapes, produced by another in the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, as amended in Assembly February 28, 1929, strike out all of lines 16 and 17, and insert in lieu thereof the following: "Demand for the purchase price must be made upon the cash buyer in writing and the mailing of a registered letter making such".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, as amended in Assembly February 28, 1929, strike out all of lines 31 to 33, inclusive, and insert in lieu thereof the following: "named price and that said shipper agrees to use said grower's fruit to fill such order."

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, as amended in Assembly February 28, 1929, strike out lines 35 and 36, and insert in lieu thereof the following: "or consignment shipper who attempts to make money on any deciduous fruit by dealing with the grower thereof."

AMENDMENT NUMBER FOUR.

On page 3, line 3, of the printed bill, as amended in Assembly February 28, 1929, after the word "written" insert the words "or verbal."

AMENDMENT NUMBER FIVE.

On page 3, lines 5 and 6, of the printed bill, as amended in Assembly February 28, 1929, in said line 5, strike out the comma and the following: "supported by a cash deposit."

AMENDMENT NUMBER SIX.

On page 3 of the printed bill, as amended in Assembly February 28, 1929, strike out all of lines 7 to 11, inclusive, and insert in lieu thereof the following: "products to fill such order, nor shall this act apply to any deciduous fruit consumed fresh in this state, or dried, canned, preserved or concentrated in this state, and the purchase of any deciduous fruit from the grower for the purpose of any such use is hereby declared to be beyond the application of this act provided said deciduous fruit is actually so used."

AMENDMENT NUMBER SEVEN.

On page 3 of the printed bill, as amended in Assembly February 28, 1929, strike out all of lines 27 to 33, inclusive, and insert in lieu thereof the following: "with control of a portion or all of his deciduous fruit by any representation that said person has an order at a named price for deciduous fruit of the variety produced by said grower and that said grower's fruit is desired to fill said order, then in either of said events the said person is not a consignment shipper but is a dealer within the meaning of this act, notwithstanding the fact that the grower, because of said representation, is induced to, and does, enter into a consignment contract with said person in which no mention is made of said guaranteed price or of said order; and in".

AMENDMENT NUMBER EIGHT.

On page 3 of the printed bill, as amended in Assembly February 28, 1929, strike out line 35, and insert in lieu thereof the following: "verbally or in writing that he holds or will get a cash deposit to support an order for deciduous fruit and by means of such representation causes a grower to part with control of a portion or all of his deciduous fruit, then".

AMENDMENT NUMBER NINE.

On page 3, line 39, of the printed bill, as amended in Assembly February 28, 1929, strike out the word "buyer", and insert in lieu thereof the words "person making said deposit".

AMENDMENT NUMBER TEN.

On page 3, line 40, of the printed bill, as amended in Assembly February 28, 1929, after the word "return" insert the words "or release".

AMENDMENT NUMBER ELEVEN.

On page 3, line 41, of the printed bill, as amended in Assembly February 28, 1929, strike out the words "outcome of".

AMENDMENT NUMBER TWELVE.

On page 5, line 5, of the printed bill, as amended in Assembly February 28, 1929, after the word "rating" insert a comma and the word "character".

AMENDMENT NUMBER THIRTEEN.

On page 5, line 7, of the printed bill, as amended in Assembly February 28, 1929, strike out all of line 7, and insert in lieu thereof the following: "said applicant is in the matter of his business, business rating, character and reputation not properly qualified to".

AMENDMENT NUMBER FOURTEEN.

On page 5, line 21, of the printed bill, as amended in Assembly February 28, 1929, after the word "applicant" strike out the period, and insert in lieu thereof a comma; also insert the words "in the matter of his business, business rating, character and reputation."

AMENDMENT NUMBER FIFTEEN.

On page 5 of the printed bill, as amended in Assembly February 28, 1929, strike out lines 33 and 34, and insert in lieu thereof the following: "application up to and including 1000 tons and in addition the sum of one dollar per ton for each ton in excess of 1000 tons, but no bond shall be less than five thousand dollars in amount. Said bond".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 889—An act to regulate the construction and maintenance of auto camps; to provide for the inspection and supervision of same and to provide penalties for the violations of the provisions hereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 1 to 4, inclusive, and insert in lieu thereof the following: "An act to regulate the construction and maintenance of auto camps in unincorporated areas, to provide for the inspection and supervision of same and to provide penalties for the violation of the provisions thereof."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of lines 1 to 26, inclusive; also strike out all of pages 2 and 3, and insert in lieu thereof the following:

"SECTION 1 For the purpose of this act an auto camp is defined to be any place where tents or buildings are erected or maintained for hire, in an unincorporated area, and used or designed for use primarily by automobile transients, or where space is rented or held out for rent primarily to automobile transients, or free camping is permitted primarily by automobile transients, for the purposes of securing their trade.

SEC. 2. It shall be unlawful for any person, firm or corporation to commence the construction of an auto camp or to construct additional buildings in an existing auto camp unless such person, firm or corporation shall first make application in writing to the division of housing and sanitation, department of industrial relations. Such application shall be accompanied by a description of the grounds upon which said auto camp is to be constructed or upon which new buildings are to be erected in an existing auto camp, together with plans and specifications of the proposed buildings and a description of the water supply, ground drainage, and method of sewage disposal.

SEC 3. Ten days after filing of such application, accompanied by plans and specifications as aforesaid, an inspector of the division of housing and sanitation, department of industrial relations, shall make an inspection and if, in the opinion of the division of housing and sanitation the place selected for such auto camp is satisfactory for such purpose and/or if the plans and specifications of the proposed construction, reconstruction or alteration meet the requirements of this act, then and in that event the division of housing and sanitation shall issue to said applicant or applicants, a permit to construct, reconstruct or alter said auto camp, as the case may be.

SEC 4. For the purpose of defraying expenses of inspection, checking of plans and other incidental costs, the application referred to shall be accompanied by a fee of twenty-five dollars, which fee shall be in turn deposited in the state treasury to the credit of the division of housing and sanitation, department of industrial relations; *provided, however*, that in the case of any addition, alteration or repair to buildings or equipment in any auto camp heretofore erected, such application need not be accompanied by any fee.

Sec 5 Every living room, sleeping room or kitchen in every building hereafter erected in any auto camp must be provided with windows of an area equal to one-eighth of the floor area of such room and in no event shall the aggregate area of such windows be less than twelve square feet. Every bath or toilet room in any such building shall have a window of at least three square feet in area.

All such windows must abut a street, or a yard or court which yard or court shall be of adequate dimensions and shall be open and unobstructed to the sky; *provided*, that bath or toilet room windows may open into a vent shaft eighteen inches in its least dimension and be open and unobstructed to the sky.

All required windows may be measured the full width of the sash and must be arranged so that at least one-half of their aggregate area may be opened unobstructed; *provided*, that French windows or doors, if arranged to open and glazed to give the areas of opening and glass required for windows in rooms, may be used in lieu of windows therein.

Sec. 6 Every sleeping room in any building hereafter erected must have an area of at least eighty square feet and be at least seven feet in width at any point within that portion of the room counted for computing the minimum area of eighty square feet. All such sleeping rooms and kitchens must have a ceiling height of at least eight feet, measured from the finished floor to the finished ceiling, except that in attic rooms and rooms where sloping ceilings occur, ceilings need be eight feet in but one-half of the area of the room.

Sec. 7 In every building hereafter erected there must be a clear space of at least twelve inches between the ground and the lower edge of the floor joists; and the entire space under the building from the level of the floor to the ground must be enclosed, except that a sufficient number of ventilating screens or lattices must be provided to properly ventilate underneath the building.

Sec. 8. One toilet must be provided for each sex for every ten units.

Sec. 9 It shall be unlawful to cook and sleep in the same room, and the partitions separating a room used for cooking purposes from a room used for sleeping purposes must extend to the ceiling or to the roof if there is no ceiling.

Sec. 10 The buildings and premises of all auto camps shall be maintained in a sanitary condition.

Sec. 11. This act and all of the provisions thereof shall apply only to unincorporated areas of the State of California.

It shall be the duty of the division of housing and sanitation, department of industrial relations, to enforce all the provisions of this act pertaining to the construction, reconstruction, alteration, maintenance, sanitation, ventilation, use and occupancy of all such auto camps and buildings or structures located therein and for the purpose of securing enforcement of this act the officers and agents of said division of housing and sanitation shall have the right and hereby empowered to enter upon the premises of and inspect all auto camps now operating or which may be hereafter constructed or operated, and all accommodations connected therewith.

Sec. 12. It shall be the duty of every person, firm or corporation owning or operating an auto camp located in an unincorporated area of the State of California to comply with all of the provisions of this act and any such person, firm or corporation violating any of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding five hundred dollars, or by imprisonment in a county jail not exceeding six months, or by both such fine and imprisonment.

Sec. 13. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 568—An act to amend an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 29, 1915, amended April 27, 1927, by adding new sections thereto to be numbered sections 12, 13, 14, 15, 16, 17, 18, 19 and 20, and relating to the formation, government and operation of said districts embraced in territory in more than one county, and adding territory to districts already formed.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, after the word "and", strike out the remainder of said line 7, including the words "counties, whether", and insert in lieu thereof the following: "counties in the State of California, whether or not".

AMENDMENT NUMBER TWO

On page 1, line 9, of the printed bill, strike out the words "whether including", and insert in lieu thereof the word "include".

AMENDMENT NUMBER THREE.

On page 1, line 10, of the printed bill, after the word "ritory", insert a comma, and strike out the words "or not, in the State of California,".

AMENDMENT NUMBER FOUR

On page 2, line 10, of the printed bill, strike out the words "corporation or part", and insert in lieu thereof the words "corporations or parts".

AMENDMENT NUMBER FIVE.

On page 3, line 16, of the printed bill, after the word "petition", strike out the period and insert a comma, and in said line 16 strike out the capital "S" in "said", and insert a small letter "s" in lieu thereof.

AMENDMENT NUMBER SIX.

On page 4, line 3, of the printed bill, after the word "supervisors", strike out the remainder of said line 3 and all to and including the entire line 5 of said page 4, and insert the following: "shall make separate findings and separately".

AMENDMENT NUMBER SEVEN.

On page 4, line 13, of the printed bill, after the word "boards," insert the words "previously had upon the petitions,".

AMENDMENT NUMBER EIGHT.

On page 4, line 15, of the printed bill, after the word "vote", strike out the comma and the words "may determine that", and insert in lieu thereof the following: "of all of said members, may, by resolution, determine that".

AMENDMENT NUMBER NINE.

On page 4, line 17, of the printed bill, strike out all after the word "may" to and including the word "order" in line 20 of said page 4, and insert in lieu thereof the words "by said resolution declare".

AMENDMENT NUMBER TEN.

On page 4, line 25, of the printed bill, strike out the word "order", and insert in lieu thereof the word "resolution".

AMENDMENT NUMBER ELEVEN

On page 4, line 42, of the printed bill, after the word "owner", insert the words "of property to be included in the district of said municipality".

AMENDMENT NUMBER TWELVE.

On page 5, line 19, of the printed bill, after the word "shall", insert the word "thereafter".

AMENDMENT NUMBER THIRTEEN.

On page 5, line 41, of the printed bill, after the period after the word "provided" in said line 41, strike out the remainder of said line and all to and including the period after word "it" in line 49 of said page 5, and insert in lieu thereof the following: "Separate petitions, which may consist of any number of instruments, shall be signed by the registered voters within the boundaries in each of the parcels of land to be added to the district equal in number to at least ten per cent of the number of votes cast in each of said parcels of territory for the office of governor of this state at the last general election prior to presenting said petition. If said parcels lie in the same county but not contiguous to each other, the petitions therefor shall be deemed separate and shall be considered separately, by the board of supervisors. Said petition or petitions each shall pray that the territory described therein shall be added to and become a part of the mosquito abatement district (naming it).

Each of said boards of the counties having territory to be added to the district shall, separately, if the territory to be added lies in more than one county, fix a time and give notice and notices of the hearing of the petition or petitions coming before it. Said notice and notices shall be published in newspapers in the county and in each of the counties having territory to be added to the district and in each

of the municipalities within territory to be added, and said notices shall be posted in each of the parcels of land to be added. Each board shall separately act upon each petition and may pass upon whether or not the one or all of the parcels of land shall be added to the district, and, when more than one parcel of land in a county is to be determined upon, may determine which of said parcels may be added and which may be excluded, that all of said parcels may be added or rejected, or which may be added and which shall be rejected. Should the board of supervisors of any county, by a vote of a majority of its members act favorably upon said petition, or petitions. Said board or boards shall cause to be transmitted to the trustees of said district a certified copy of said proceedings, whereupon the said trustees shall fix the time of the hearing and give notice thereof by publication and posting as provided for publication and posting in the proceedings relating to the hearing of petitions for adding territory to the district. The trustees of the district shall, by a majority vote declare that the territory and parcels of territory, if in more than one parcel, describing the same, has been added to and is a part of the ---- mosquito abatement district (naming it).

In case said territory is added to the district, the trustees of the district shall so declare by resolution, describing the lands actually added to the district, a certified copy of which shall be transmitted to the secretary of state, who shall thereupon issue a certificate to that effect, a certified copy of which shall be filed with the county clerk of each of the counties having territory within the district, so formed. Upon receipt of the resolution the secretary of state shall issue his certificate reciting that the territory described in the same, has been annexed and added to and is a part of the ----- mosquito abatement district, (naming it), and a copy of the certificate of the secretary of state shall be transmitted to and filed with the county clerk of the county, or city and county, in which any of the territory of the district is situate. In case that the lands in the district are in different counties, or are in a county or counties other than that where the original lands were situate, separate proceedings shall be had before the board or boards where is situate the lands, or parts of lands to be added."

AMENDMENT NUMBER FOURTEEN.

On page 6, line 36, of the printed bill, after the word "certificate", insert the following: "of the secretary of state".

AMENDMENT NUMBER FIFTEEN.

On page 6, line 45, of the printed bill, after the period after the word "thereof", strike out the remainder of said line 45 and all to and including line 52 on said page 6, and insert in lieu thereof the following:

"In case of new territory being added to the district entirely in the same county the same rule concerning representation on the board of trustees shall prevail as is provided for the original formation of districts from lands entirely within one county. If said lands are in whole or in part in a county other than the one from whose land the original district is formed the same rule shall apply concerning the representation as is provided for in the formation of districts from lands in more than one county. In case of territory being added a new arrangement should be made at the time when the tenure of office expires for the trustees going out when new trustees to which the district is entitled shall be appointed and the tenure of office of said trustees shall be determined according to the plan provided for in the formation of districts in one county."

AMENDMENT NUMBER SIXTEEN

On page 7, after line 45, of the printed bill, add a new paragraph to read as follows:

"Section 7 of the act of which this act is amendatory is made applicable to the levy and collection of taxes in the case of a formation of districts with territory in more than one county, and in case of territory being added to the district which lies in a county other than that of the original district and said taxes shall be levied and collected in conformity with said section and the officers of each of the counties are directed and empowered to proceed in the county in which each is an officer, in accordance with the provisions of said section 7. The provisions of section 18 of this act shall apply to the aggregating, drawing and disposition of the funds collected in cases where territory is added to the district when said territory lies in a county other than the original district."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

HON. ROSCOE J. ANDERSON IN THE CHAIR.

At ten o'clock and twenty-five minutes a.m., Hon. Roscoe J. Anderson, member of the Assembly from the Third District, in the chair.

Assembly Bill No. 565—An act to amend section 4 of an act entitled “An act to be known as the Child Labor Law, and regulating the employment, hours, kind and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith,” approved May 10, 1919, as amended, relating to prohibited occupations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 3, of the title of the printed bill, strike out the word “kind”, and insert in lieu thereof the word “kinds”.

AMENDMENT NUMBER TWO.

On page 1, line 3, of the printed bill, strike out the word “kind”, and insert in lieu thereof the word “kinds”.

AMENDMENT NUMBER THREE.

On page 2, line 17, of the printed bill, strike out the word “or”, and insert in lieu thereof the word “of”.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 288—An act to add a new section to the Civil Code, to be numbered 2016, defining the liability of the master to his servant when requiring such servant to wear a uniform or special dress in performing the duties of the employment.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 3 of the title of the act, strike out the word “of”, and insert in its place the word “or”.

AMENDMENT NUMBER TWO

In line 13 of the printed bill, insert between the semicolon and the word “but” the following: “nor shall the master be liable to the servant for the cost of any uniform or special dress so required to be furnished and worn by the servant in any public employment, in the employment of any public service corporation, or in any private employment where the uniform or special dress so required to be furnished and worn is of the same character as that generally worn in other employments of like nature”.

AMENDMENT NUMBER THREE.

In line 14 of the printed bill, strike out the word “definition”, and insert in its place the word “definitions”.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 599—An act to amend section 142 of the California Vehicle Act, approved May 30, 1923, as amended, relating to the creation of a Traffic and Safety Bureau in the Division of Motor Vehicles, prescribing its powers and duties and making an appropriation therefor; and to accident reports.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, after the period appearing at the end of line 22, add the following:

"The information contained in the reports provided for in this subsection shall be deemed confidential and no person shall disclose the contents of said reports except as provided in subsection (b). A violation of this subsection shall be a misdemeanor punishable by a fine not exceeding five hundred dollars or by imprisonment not exceeding six months or by such fine and imprisonment."

AMENDMENT NUMBER TWO

On page 2, line 14, of the printed bill, strike out "chief of the division of motor vehicles", and insert in lieu thereof "director of public works".

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, strike out all of lines 16 and 17, and insert in lieu thereof "director of public works".

AMENDMENT NUMBER FOUR.

On page 2, line 21, of the printed bill, strike out "chief of said division", and insert in lieu thereof "director of public works".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 165—An act relating to the sale or exchange of surplus products between institutions owned, managed or controlled by the State, or to the political subdivisions thereof, and providing for the disposition of moneys received therefrom, and to repeal that certain act entitled "An act providing for the exchange of commodities between the public institutions owned or managed and controlled by the State, or the political subdivisions thereof," approved March 18, 1905.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, strike out the word "value", and insert in lieu thereof the words "selling price".

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, strike out the words "actual or estimated actual cost", and insert in lieu thereof the words "reasonable value".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 260—An act to amend section 366 of the Political Code, relating to the Department of Institutions.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee.

AMENDMENT NUMBER ONE.

On page 1, line 22, of the printed bill, strike out the word "of", and insert in lieu thereof the word "to".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 201—An act to add new sections to the Political Code to be numbered 363*k*, 363*l* and 363*m*, creating a Division of Motor Vehicles in the Department of Public Works, and providing for the administration thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out commencing with line 8, down to and including the word "finance" in line 9, and insert the following: "a salary of five thousand dollars per annum."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 113—An act to amend section 1 of an act entitled "An act to authorize the transportation of certain dependent children for whom proper homes are offered outside the State," approved May 12, 1927.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 4 of the title of the printed bill, after the figure "7", insert the following: "; and making an appropriation therefor".

AMENDMENT NUMBER TWO.

On page 1, after line 14, of the printed bill, insert the following.
"Sec. 2. The sum of four thousand dollars (\$4,000) is hereby appropriated out of any money in the state treasury, not otherwise appropriated, to pay the state's share of expenses necessarily incurred in the transportation of dependent children for whom proper homes are offered outside the state under the provisions of section 1 of said act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 962—An act to add a new section to the Political Code to be numbered 686, relating to the creation of a Division of Personnel and Organization in the Department of Finance and the transference of the work, affairs and functions of the State Civil Service Commission to said department and providing for the performance and discharge of said duties by said department through the Civil Service Commission.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No 16—An act to create a bureau of medical and hospital service in the office of the Insurance Commissioner and to define and provide for the licensing and regulation of medical and hospital service companies.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In the first line of the title of the printed bill, after the word "service", insert the word "companies".

AMENDMENT NUMBER TWO.

On page 1, line 3, of the printed bill, after the word "service", insert the word "companies".

AMENDMENT NUMBER THREE.

On page 1, line 4, of the printed bill, after the word "service", insert the word "companies".

AMENDMENT NUMBER FOUR.

On page 1, line 10, of the printed bill, after the period following the figure "2", insert the following paragraph:

"Any corporation, association, society, firm, partnership, or individual shall, before providing services as described in this section, organize a hospital and service company and shall provide such service only through such company."

AMENDMENT NUMBER FIVE.

On page 1, line 10, of the printed bill, after the word "service", insert the word "companies".

AMENDMENT NUMBER SIX.

On page 1, lines 11 and 12, of the printed bill, strike out the words "include the contracting or agreeing in this state with persons or groups of persons to provide", and insert in lieu thereof the following: "apply only to companies organized as provided in this act for the purpose of providing to members or certificate holders,".

AMENDMENT NUMBER SEVEN.

On page 1, lines 16 to 19, of the printed bill, and beginning with the comma following the word "benefits" in line 16, strike out the following: "or the making of contracts or agreements outside of the state to be performed wholly or in part within the state

Medical and hospital service shall not", and insert in lieu thereof a period and the following: "Nothing in this act shall".

AMENDMENT NUMBER EIGHT.

On page 2, line 5, of the printed bill, following the word "certificate", strike out the words "or contract".

AMENDMENT NUMBER NINE.

On page 2, line 10, of the printed bill, strike out the word "new".

AMENDMENT NUMBER TEN.

On page 2 of the printed bill, between lines 10 and 11, insert the following:

" "Certificate" as the term is used in this act shall include any and all forms of contracts entered into, issued or granted by any medical and hospital service company to persons or groups of persons providing for any service mentioned in this section.

"Member" or "certificate holder" as the terms are used in this act shall include only those persons or groups of persons possessing certificates with a medical and hospital service company.

A medical and hospital service company may provide the services described in this section only through regularly licensed persons in the case of provisional services, and only through licensed hospitals, institutions, or services, when such hospitals, institutions, or services are required to be licensed by the state or by a political subdivision."

AMENDMENT NUMBER ELEVEN.

On page 2, lines 11 to 13, of the printed bill, strike out the following: "Any person desiring to render medical and hospital service in California shall organize a medical and hospital service company. Such", and insert in lieu thereof the following: "Medical and hospital service".

AMENDMENT NUMBER TWELVE.

On page 2, lines 14 and 15, of the printed bill, strike out the following word: "chief of medical and hospital service," and insert in lieu thereof "secretary of state,".

AMENDMENT NUMBER THIRTEEN.

On page 2, line 16, of the printed bill, following the word "corporations", insert the following: "and to which is attached a certificate of approval of the chief of the division of medical and hospital service companies"

AMENDMENT NUMBER FOURTEEN.

On page 2, lines 16, 17 and 18, of the printed bill, strike out the following: "Upon approving the articles the chief shall certify a copy as approved and it shall be filed with the secretary of state."

AMENDMENT NUMBER FIFTEEN.

On page 2, line 22, of the printed bill, following the word "Before", strike out the word "the", and insert in lieu thereof the following: "any medical and hospital service".

AMENDMENT NUMBER SIXTEEN

On page 2 of the printed bill, strike out line 36, and insert in lieu thereof the following: "in its certificates"

AMENDMENT NUMBER SEVENTEEN.

On page 2, line 47, of the printed bill, strike out the word "membership".

AMENDMENT NUMBER EIGHTEEN.

On page 2 of the printed bill, strike out line 51, and insert in lieu thereof the following: "Any medical and hospital service company providing the service described in section 2 of this act at".

AMENDMENT NUMBER NINETEEN.

On page 3, lines 41 and 42, of the printed bill, strike out the words "fulfill contracts for medical and hospital services", and insert in lieu thereof the following: "provide services as specified in its certificates".

AMENDMENT NUMBER TWENTY

On page 3, line 45, of the printed bill, strike out the word "contracts", and insert in lieu thereof the words "its certificates".

AMENDMENT NUMBER TWENTY-ONE.

On page 3, line 46, of the printed bill, strike out the word "rendered", and insert in lieu thereof the word "provided".

AMENDMENT NUMBER TWENTY-TWO.

On page 4, line 1, of the printed bill, strike out the words "service or contracts", and insert in lieu thereof the word "certificates".

AMENDMENT NUMBER TWENTY-THREE.

On page 4, lines 16 and 17, of the printed bill, strike out the words "The contracts for medical and hospital service entered into by such companies", and insert in lieu thereof the words "Such certificates issued or granted by the company".

AMENDMENT NUMBER TWENTY-FOUR.

On page 4, lines 19 and 20, of the printed bill, strike out the words "person or group of persons contracting with the company for service", and insert in lieu thereof the word "member".

AMENDMENT NUMBER TWENTY-FIVE

On page 4, line 21, of the printed bill, strike out the word "contract", and insert in lieu thereof the word "certificate".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 117—An act to provide aid for needy blind persons, creating a State Blind Benefit Commission, and defining the powers and duties thereof, making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out all of lines 1 to 5, inclusive, and insert in lieu thereof the following:

"An act to provide for needy blind persons, not inmates of any institution supported in whole or in part by the state or any of its political subdivisions, making appropriation therefor and prescribing penalties for the violation of the provisions of the act."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, beginning in said line 1, strike out all of lines 1 to 25, inclusive, and also strike out all of pages 2 to 5, inclusive, and insert in lieu thereof the following:

"SECTION 1. There is hereby appropriated out of any money in the state treasury not otherwise appropriated to each and every county in this state, maintaining, supporting, and caring for, as hereinafter provided in this act, any needy blind person, resident of such county and not an inmate of any institution supported in whole or in part by the state or any of its political subdivisions, aid not in excess of three hundred dollars per annum for each such needy blind person maintained, supported and cared for by such county.

SEC. 2. As used in this act, the term "needy blind person" shall be construed to mean any person who by reason of loss or impairment of eyesight is of such condition that he can not be rehabilitated for self-support through the facilities offered by the department of education or the department of institutions or who is unable to provide himself with the necessities of life and who has not sufficient means of his own to maintain himself as further set forth in section 5 of this act.

SEC. 3. In order that any person who may have become blind while a resident of the State of California, may be entitled to aid under the provisions of this act, such person must be sixteen years of age and a resident of the county in which his application is filed for one year prior to the application; and that in order that any person, whose blindness originated while he was not a resident of the State of California, may be entitled to aid under the provisions of this act, such person must be sixteen years of age and a resident of the county in which the application is filed for a period of one year and a resident of the State of California for a period of ten years immediately preceding the filings of his application; *provided, however*, that no applicant shall receive such aid while he is an inmate of any institution supported in whole or in part by the state or any of its political subdivisions; *and provided*, that no one shall receive aid under this act who has any relatives, responsible for his support under the laws of this state, who have sufficient income to pay a tax under the provisions of the federal income tax law; *and provided, further*, that no person shall be eligible to receive aid under this act who publicly solicits alms in any part of the state. The term "publicly solicits" shall be construed to mean either the wearing, carrying or exhibiting of signs denoting blindness for the securing of alms, or the carrying of receptacles for the purpose of securing alms, or the doing of the same by proxy; or stationary or house to house begging; or any other means of publicly seeking alms.

SEC. 4. To receive aid under this act, the applicant shall file his application with the county clerk of the county in which he resides, accompanied by an affidavit, signed by himself, stating his age, sex, places of residence during the preceding ten years, his financial resources and income, the name and address of his next of kin, degree of blindness, how long blind, what employment he has had, his general physical condition and such other data as the state department of social welfare may designate. The county clerk shall forthwith transmit said application to the county board of supervisors of such county or city and county.

SEC. 5. No certificate of qualification for aid under this act shall be granted until the county board of supervisors shall be satisfied, from the evidence of at least two reputable citizens of said county or city and county that they know the applicant to be blind, and that he has the residential qualifications to entitle him to the aid asked for, and from the evidence of a duly licensed and practising physician whose duty it shall be to describe the condition of the applicant's eyes and to testify to his blindness, which evidence shall be in writing, subscribed to by such witnesses, subject to the right of cross-examination by the county board of supervisors or other persons. If the county board of supervisors is satisfied upon such testimony that the applicant is entitled to aid hereunder, they shall, without delay, issue an order therefor, in such sum as they find needed, not to exceed six hundred dollars per annum, to be paid monthly, in advance, out of such county funds as may be designated by the board of supervisors, on warrant of the county auditor of the city and county; *provided, however*, that the yearly income of the applicant from all sources taken together with the aid granted by the county board of supervisors shall not exceed one thousand dollars per annum. The board of supervisors of each county or city and county shall transmit to the state department of social welfare a record of the action of such county or city and county in granting or refusing to grant aid to each blind applicant. Any blind applicant, who is dissatisfied with the action of the county board of supervisors regarding his application for aid, may appeal to the state board of social welfare. The state board of social welfare shall then reconsider the application and, if said board finds that the applicant is entitled to aid under the provisions of this act, it shall award such aid as it deems proper; *provided, however*, that said award shall not exceed six hundred dollars per annum; *and provided*, that the total yearly income of the applicant together with the award shall not exceed one thousand dollars. The county board of supervisors shall then pay to such blind person the sum awarded by the state board of social welfare.

SEC. 6. The county board of supervisors shall investigate, annually or oftener, the qualifications of the blind persons receiving aid hereunder, and may increase or decrease the allowance within the limits prescribed in this act, or if said board is satisfied that any person so on the list is not entitled to aid hereunder, said board shall entirely remove him from said list and shall forthwith notify the county auditor and the state department of social welfare of such action. *Provided, however*, that the person receiving aid may make an appeal to the board of social welfare from such action as if it were an original application for aid.

SEC. 7. The board of supervisors of each county or city and county in this state is hereby authorized and empowered to levy, in addition to the taxes now levied by law for other purposes than these herein provided, a tax not exceeding two-tenths of one mill per dollar on the assessed value of the property of their respective counties and cities and counties, to be levied and collected as now provided by law for the assessment and collection of taxes, for the purpose of creating a fund for the aid of the needy blind of their respective counties or cities and counties.

SEC. 8. Any person qualified for and receiving aid hereunder, in any county of the state, and who removes to another county in the state, shall be entitled to aid under the provisions of this act after ninety days residence in the county to which he has removed; and the removal of any person receiving aid hereunder from one county to another within this state shall not work a forfeiture during such ninety day period of the state aid awarded under this act.

SEC. 9. The board of supervisors of each county or city and county shall, at times to be named by the state department of social welfare, certify to said department the sums of money paid out to blind persons under the provisions of this act during the preceding six months. Such certified claims shall be audited by the state department of social welfare and the state controller and when approved, the state controller shall draw warrants therefor in the sum of one-half the amount paid out by said county or city and county to blind persons under the provisions of this act during the period for which the claim is made, and the amount of such warrants shall be paid by the state treasurer to the treasurer of said county or city and county.

SEC. 10. The department of social welfare is hereby authorized on behalf of the state at any time to inquire in such manner as it may deem fit into the management by any county or city and county of aid to blind persons hereunder. Any county or city and county refusing, upon due demand, to permit such inquiry or refusing to comply with the provisions of section 5 of this act shall not thereafter receive any aid or reimbursement from the state under the provisions of this act until it has complied with all the requirements hereof.

SEC. 11. The department of social welfare is hereby authorized and directed to enforce the provisions of this act and said department shall have the power to make and enforce all proper rules and regulations therefor.

SEC. 12. The sum of fifteen thousand dollars is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, to be expended by the state department of social welfare in carrying out the provisions of this act during the eighty-first and eighty-second fiscal years.

SEC. 13. Any person who, in order to secure for himself or another the aid provided in this act, makes a false statement under oath, shall be deemed guilty of perjury.

SEC. 14. The provisions of this act are to be liberally construed to effect its objects and purposes. If any section, subsection, or subdivision of this act is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 19, of the printed bill, strike out the word "head", and insert in lieu thereof the words "adjutant general of the state".

AMENDMENT NUMBER TWO.

On page 1, line 20, of the printed bill, strike out the words "of the department of finance".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 421—An act to amend section 626 of the Penal Code, relating to the shooting of water fowl.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 26—An act to amend section 626*i* of the Penal Code, relating to the limit of deer that may be killed.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 3, of the printed bill, beginning in said line 3, strike out all of lines 3 to 8, inclusive, and insert in lieu thereof the following:

"626. Every person who takes, kills, or destroys, or has in his possession, whether taken in the State of California or shipped into the state from any other state, territory or foreign country, more than two deer during any one open season is guilty of a misdemeanor; *provided*, that in fish and game district one and three-quarters, it shall be unlawful to hunt, pursue, take, kill or destroy or have in possession more than one deer during any one open season; *provided further*, that it shall be lawful for a resident of fish and game district one and three-quarters to have in his possession not to exceed two deer, one only of which may be killed in district one and three-quarters; *provided*, he has fully complied with all of the laws of this state relating to the protection of deer; *provided, further*, that in fish and game districts one, four, and four and three-quarters it shall be unlawful to hunt, pursue, take, kill or destroy or have in possession more than one deer during any calendar day, or more than two during any one open season, it taken or killed in the State of California, or more than two deer if shipped into the state from any other state, territory, or foreign country. Anyone failing to comply with any of the provisions of this section is guilty of a misdemeanor."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 566—An act to amend section 629 of the Penal Code, relating to fish and game.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out all of pages 2, 3 and 4 of the printed bill.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 325—An act to create a game refuge for quail in certain parts of Marin County.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the words "metes and bounds:" insert the following: "beginning at a point on the southeasterly line of the lands of Ludwig B. Freudenthal, as the same is described in book one hundred fifty-eight of official records on page two hundred sixty-one, of Marin county records, and at a point which is twenty feet above mean high tide of the Pacific ocean, and running thence northeasterly and northwesterly along the southeasterly line of said Ludwig B. Freudenthal tract to a point on the southerly line of the "Mesa road," thence northeasterly and along the southerly line of Mesa road to the westerly line of the road leading from the town of Bolinas to Sausalito, thence southeasterly and along the southerly line of the county road leading through the town of Bolinas to the landing wharf at the entrance of Bolinas bay, and twenty feet above mean high tide, thence southwesterly, westerly and northwesterly and along a line which is twenty feet above mean high tide to the point of beginning."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 78—An act to amend section 4283 of the Political Code, relating to the salaries and fees of officers of counties of the fifty-fourth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 651—An act to amend section 2322*x* of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors, in counties of the eighteenth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 339—An act to amend section 2322*c*20 of the Political Code, relating to the compensation of the horticultural commissioner in counties of the twentieth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 10, of the printed bill, after the word "of", strike out the rest of the line, and all of lines 11, 12, 13 and 14, and insert in lieu thereof the following: "one hundred forty dollars (\$140 00) per month during time actually employed".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 340—An act to amend section 4249 of the Political Code, relating to the salaries and compensation of officers in counties of the twentieth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed bill, after the word "hundred", insert the word "twenty-five".

AMENDMENT NUMBER TWO.

On page 2, line 33, of the printed bill, after the word "annum", strike out the period, and insert in lieu thereof a semicolon, and add the following: "one deputy who shall be paid one thousand five hundred dollars per annum".

AMENDMENT NUMBER THREE

On page 4, line 10, of the printed bill, after the word "him", strike out the period, and insert in lieu thereof a comma, and add the following: "and the duties of this office shall be performed by the tax collector".

AMENDMENT NUMBER FOUR

On page 5, line 1, of the printed bill, after the word "annum", strike out the rest of the line and strike out all of line 2 and the first two words on line 3. Insert after the word "annum" on line 1, a comma.

AMENDMENT NUMBER FIVE.

On page 5, line 8, of the printed bill, after the word "attorney", strike out the words "an additional", and insert in lieu thereof the word "the".

AMENDMENT NUMBER SIX.

On page 5, line 9, of the printed bill, after the word "of", insert the words "not to exceed".

AMENDMENT NUMBER SEVEN.

On page 5, line 10, of the printed bill, strike out the word "extra".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read :

ON MILITARY AFFAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: Your Committee on Military Affairs, to which was referred Assembly Bill No. 20—An act to amend section 1936 of the Political Code, relating to the powers of The Adjutant General;

Also: Assembly Bill No. 301—An act permitting State officers and State employees to attend military training encampments without deduction of pay; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

PATTERSON, Chairman.

The above reported bills ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Military Affairs, to which was referred Assembly Bill No. 411—An act to make an appropriation for the payment of enlisted men attending National Guard encampments, provided for in section 2076 of the Political Code—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

PATTERSON, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also :

MR. SPEAKER: Your Committee on Military Affairs, to which was referred Assembly Concurrent Resolution No. 4—Relative to reports of the proceedings of the annual convention of the Veterans of Foreign Wars of the United States, Department of California—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

PATTERSON, Chairman.

The above reported concurrent resolution ordered on file for second reading.

THE SPEAKER IN THE CHAIR.

At ten o'clock and forty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 1016—An act relating to certain funds of inmates of State prisons and reformatories and the expenditures thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1016 passed by the following vote :

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Byrne, Cloudsley, Collier, Coombs, Craig, Crowley, DeYoe, Dillinger, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, James A., Mixer, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Wright, Young, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal :

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, CALIFORNIA, March 4, 1929.

*To the Senate and Assembly of the State of California,
Sacramento, California.*

Assembly Bill No. 1052 makes an appropriation for equipment of buildings at the Veterans' Home of California.

In my opinion the appropriation necessary for such expenditure during the remainder of the eightieth fiscal year constitutes an emergency within the meaning of article IV, section 34, of the constitution, and I therefore recommend the passage of this bill as an emergency measure.

Respectfully submitted.

C. C. YOUNG, Governor.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1052—An act making an appropriation to supply books, magazines and papers for the library of the Veterans' Home of California, and to equip the barracks there constructed under the provisions of "An act making an appropriation for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922," approved April 14, 1927.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Assembly Bill No. 1052—An act making an appropriation to supply books, magazines and papers for the library of the Veterans' Home of California, and to equip the barracks there constructed under the provisions of "An act making an appropriation for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922," approved April 14, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1052 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Roland, Scudder, Seawell, Sewell, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 245—An act to amend section 5 of an act entitled "An act establishing a State Mining Bureau, creating the office of State Mineralogist, fixing his salary and prescribing his powers and duties; providing for the employment of officers and employees of said bureau,

making it the duty of persons in charge of mines, mining operations and quarries to make certain reports, providing for the investigation of mining operations, dealings and transactions and the prosecution for defrauding, swindling and cheating therein, creating a State Mining Bureau fund for the purpose of carrying out the provisions of this act and repealing an act entitled 'An act to provide for the establishment, maintenance, and support of a bureau, to be known as the State Mining Bureau, and for the appointment and duties of a board of trustees, to be known as the Board of Trustees of the State Mining Bureau, who shall have the direction, management and control of said State Mining Bureau, and to provide for the appointment, duties, and compensation of a State Mineralogist, who shall perform the duties of his office under the control, direction and supervision of the Board of Trustees of the State Mining Bureau,' approved March 23, 1893, and all acts amendatory thereof and supplemental thereto or in conflict herewith," approved June 16, 1913, as amended, and to add a new section to said act to be numbered section 16, defining the term mine and the term mineral as used in said act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 245 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Scofield, Scudder, Seawell, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—53.
 NAYS—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 712—An act to provide for the change of name of irrigation districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 712 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—62.
 NAYS—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 366—An act to amend section 14 of an act entitled "An act to regulate the manufacture, sale and use of economic poisons, to prevent the adulteration, mis-branding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement, and creating the Division of Chemistry

fund," approved June 3, 1921, as amended, relative to the registration or cancellation of registration of economic poisons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 366 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 868—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of grand and trial jurors in such counties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 868 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 368—An act to amend "The Improvement Act of 1911" as amended, by striking out sections 70, 71, 72, 73, 74 and 75, and by amending sections 63, 67, 68, 69 and 76, relating to penalty and default, sale of property, affidavit of publication of notice, costs and fees, certificate of treasurer, lien on property, redemption, recording of certificate, deed to purchaser.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Stockwell moved that Assembly Bill No. 368 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 368 ordered re-referred to Committee on Municipal Corporations.

SECOND READING OF SENATE BILL.

Senate Bill No. 465—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill strike out the period in said line, and insert in lieu thereof the following: ". and attachment."

AMENDMENT NUMBER TWO.

On page 4 of the printed bill, strike out lines 7 to 11, inclusive, and insert in lieu thereof the following: "state as a pension from the United States government, whether the same shall be in the actual possession of such pensioner, or deposited, loaned or invested by him.

21. All money held, controlled or in process of distribution by the state or a city, county, city and county or other political subdivision of the state, derived from contributions from the state or such city, county, city and county, or other political subdivision, or by any officer or employee thereof for retirement or pension purposes or the payment of death benefits."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON IRRIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1929.

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 100—An act to amend the California Irrigation District Act, approved March 31, 1897, by amending sections 7, 26, 27b and 90 thereof, relating to directors of irrigation districts—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 420—An act confirming and validating the formation or organization and existence of irrigation districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 784—An act to amend the California Irrigation District Act, approved March 31, 1897, by adding thereto a new section, to be numbered 35a, defining the term "assessment book," and by amending section 42 thereof, relating to the publication of the delinquent list—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, as amended.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 138—An act relating to the suspension or expulsion of pupils from the public schools;

Also: Assembly Bill No. 637—An act relating to revocation of life diplomas or other teacher's credential or document issued by the State Board of Education;

Also: Assembly Bill No. 821—An act relating to maximum rates of tax for school district purposes;

Also: Assembly Bill No. 824—An act providing for the employment of home teachers by governing boards of school districts;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Education to which was referred Senate Bill No. 22—An act to provide for the establishment, government, maintenance and operation of the public school systems of the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL REVENUES AND EXPENDITURES.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: Your Committee on Governmental Revenue and Expenditures, to which was referred Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

(Signed out)

COOMBS, Chairman.
ARNOLD.
WITTER.
CRAIG.
MEEKER.
QUIGLEY.
LUTTRELL.
HARPER.

The above reported bill ordered on file for second reading.

ON PUBLIC UTILITIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1929.

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No. 1066—An act to amend sections 24 and 504 of the Public Utilities Act, relating to passenger stage corporations—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

MILLER, JAMES A., Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or making inspection of electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two journeymen in the doing of such work or inspection; and providing penalty for the violation thereof—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

MILLER, JAMES A., Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No. 499—An act to add a new section to the Civil Code, to be numbered 2178, limiting the liability of steam and electric railroad common carriers and sleeping car companies of property carried in trunks, valises, suit cases, traveling bags, boxes, bundles or packages, in the event of loss of or injury to the same—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MILLER, JAMES A., Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No. 399—An act relating to the establishment and maintenance of a Bureau of Safety in the Railroad Commission of this State, and making an appropriation

therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to committee on Governmental Efficiency and Economy.

MILLER, JAMES A., Chairman.

The above reported bill ordered re-referred to Committee on Governmental Efficiency and Economy.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 369—An act to amend the "Acquisition and Improvement Act of 1925, approved May 23, 1925," as amended by adding thereto a new section number 10½ and by amending sections 4, 5, 6, 7, 8, 9, 10, 11, 38, 40, 41, 42, 44 and 50 thereof relating to limiting number of zones, relative rates of taxes in zones, contributions of county or municipality, basis of protest, hearings as to details and on protest how and when held, notices, mailing and posting of notices, objection by whom, how and when filed, affidavit on objection, effect of objections and how overruled;

Also: Assembly Bill No. 433—An act to amend the title and sections 1, 2, 3 and 4 of an act entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the State Fire Marshal, providing ways and means for enforcement and providing penalties for violations," approved June 3, 1927, and to add two new sections thereto to be known as section 5, relating to hazardous buildings and equipment, and section 6, creating a Division of Industrial Fire Safety in the Department of Industrial Relations, and transferring to said division the administration and enforcement of said act;

Also: Assembly Bill No. 625—An act to amend section 421 of the Civil Code, relating to investments of insurance companies; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 771—An act to provide for the setting aside of moneys raised for building purposes by school districts for three fiscal years and the expenditures of such moneys thereafter;

Also: Senate Bill No. 355—An act to provide for the leasing of real property belonging to a school district to the State Department of Education or to the Regents of the University of California;

Also: Senate Bill No. 577—An act to amend section 159 of an act entitled "California Vehicle Act," approved May 30, 1923, relating to the distribution and expenditures of funds provided by said act;

Also: Senate Bill No. 472—An act to amend section 637 of the Civil Code, relating to the making of loans by building and loan associations;

Also: Senate Bill No. 146—An act to amend the Code of Civil Procedure by adding a new section numbered 549a, providing for the release from attachment of real property owned by any person not a party to the action;

Also: Senate Bill No. 409—An act to add a new section to be numbered section 1576a to the Code of Civil Procedure, relating to the conveyance of the property of decedents by trade or exchange.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos 771 and 355 read first time, and referred to Committee on Education.

Senate Bill No. 577 read first time, and referred to Committee on Motor Vehicles.

Senate Bill No. 472 read first time, and referred to Committee on Building and Loan Associations.

Senate Bills. Nos. 146 and 409 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 167—An act to amend section 7 of an act entitled

"An act to establish and support a Bureau of Labor Statistics," approved March 3, 1883, as amended, relating to the powers and duties of the commissioner and providing penalties for violation of the said section;

Also: Senate Bill No. 20—An act to amend section 4 of an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees, and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to penalties;

Also: Senate Bill No. 8—An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits;

Also: Senate Bill No. 810—An act providing for the establishment of courses of instruction for inmates of State institutions.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Bills Nos. 167, 20 and 8 read first time, and referred to Committee on Labor and Capital.

Senate Bill No. 810 read first time, and referred to Committee on Education.

Also:

SENATE CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 578—An act to amend section 196 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salaries thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Senate Bill No. 542—An act to amend sections 1 and 4 of the act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to state conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees; and to repeal the act approved April 7, 1911, known as the Direct Primary Law; and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law; and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913; and amended and approved May 29, 1917; and amended and approved April 8, 1919; and amended and approved May 31, 1927;

Also: Senate Bill No. 247—An act to amend section 1188 of the Political Code, relating to independent nominations;

Also: Senate Bill No. 17—An act to amend section 1203 of the Political Code, relating to elections.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 578 read first time, and referred to Committee on Public Charities and Corrections.

Senate Bills Nos. 542, 247 and 17 read first time, and referred to Committee on Elections.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689 and 690, and to amend sections 662 and 675 of the said code, all relating to the Department of Finance and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893—has had the same under consideration, and respectfully reports the same back as amended, without recommendation.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

ON MINES AND MINING.

ASSEMBLY CHAMBER, SACRAMENTO, March 6, 1929.

MR. SPEAKER: Your Committee on Mines and Mining, to which was referred Assembly Bill No. 974—An act to amend an act entitled "An act to reserve all minerals in State lands, to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals, to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; to repeal acts or parts of acts in conflict herewith; to provide for an appropriation to defray the cost of administering this act," as approved May 25, 1921, and as amended, by amending section 18 thereof, relative to fixing boundary lines of oil or gas field—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Oil Industries.

DILLINGER, Chairman.

The above reported bill ordered re-referred to Committee on Oil Industries.

Also:

MR. SPEAKER: Your Committee on Mines and Mining, to which was referred Assembly Bill No. 235—An act to amend sections 1, 3, and 4 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm or corporation engaging in the business of milling, sampling, concentrating, reducing, purchasing, or receiving for sale, ores, concentrates, or amalgams, bearing gold or silver, gold-dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act," approved April 15, 1925, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

DILLINGER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Mines and Mining, to which was referred Assembly Bill No. 650—An act appropriating money to be used for the purchase of dam sites and other necessary land to restrain tailings from hydraulic mining operations and for engineering investigations in connection therewith—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to the Committee on Ways and Means.

DILLINGER, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

MOTION TO PRINT EXTRA COPIES OF BOULDER CANYON PROJECT ACT.

Mr. Witter moved that the Chief Clerk be instructed to have 2000 additional copies of the report of the Boulder Canyon Project Act printed in pamphlet form as appearing in the Journal of February 27, 1929, pages 31 to 37, inclusive.

Motion carried.

ADJOURNMENT.

At eleven o'clock and thirty minutes a.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until eleven o'clock a.m., Monday, March 11, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Monday, March 11, 1929.

At eleven o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jaspersen, Jewett, Jones, Jost, Keaton, Klime, Levmeil, Luttrell, Lyons, McDonough, McGumness, Meeker, Miller, Eleanor: Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Qugley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Stockwell moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVE OF ABSENCE.

On motion of Mr. Emmett, Mr. Bliss was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Jones, J. C. Jones of Etiwanda, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Witter, J. M. Grafton of El Centro was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, Howard Davis, former Assemblyman of Los Angeles, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, W. B. Bonelli, president of the council, city of Los Angeles, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, Pierson Hall, member of city council, Los Angeles, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Feigenbaum, Honorable and Mrs. Albert A. Rosenshine of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal

Through the courtesy of Mr. Byrne, Mrs. Irving R Bancroft, Mrs. Lawrence Cooper, Mrs W. S James and Mrs. Chipron were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Kline, Dale Kiler of Mecca was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal

Through the courtesy of Mr. Kline, Tom Yager of Indio was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Eddy, Fred Lindley of San Diego was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Anderson, C. A. Paulsen, former district attorney of Weaverville, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Anderson, B. R. Brown, supervisor of Weaverville, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Anderson, H. R. Given, district attorney of Weaverville, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. McGuinness, Hon. H. B. Ream, former Assemblyman, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Scofield, George L. Barclay of Huntington Park was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roland, Sister Mary Loyola and Sister Imelda Maria, teachers of the College of Holy Names of Oakland, and the following students: Ramona Kercher, Sidney Cook, Regina Comstock, Mary Comstock, Margaret Cunningham, Alice Schween, Mary G. Long, Margaret Concannon, Marian Ceverndick, Virginia Delury, Adeline Donnelly, Marjorie Osborne, Rose Kauffman, Meryl Furth, Eileen Quinn, Alice Bronner, Virginia Flynn, Lucile Gillick, Thelma Porter, Grace Wilson, Dorothy Watson, Mary Mahoney, Leone Mahoney and Marian Fears, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Gilmore, Mr. Walter (Iron Hat) McIntyre, the celebrated "South of Market" baritone, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

COMMUNICATIONS.

The following communications were read, and ordered printed in the Journal:

By Chief Clerk:

SACRAMENTO, CALIFORNIA, March 5, 1929

*Mr. Arthur A. Ohnimus, Chief Clerk,
State Assembly, Sacramento, California*

DEAR MR. OHNIMUS: After conferring with the parties concerned, I have arranged with our California Real Estate Magazine staff photographer, Mr. B. Hodson of Sacramento, to take a panorama picture of the Governor and State officers, members of the Legislature and officers thereof, accredited active members of the "Fourth Estate," on the front steps of the west wing of the State Capitol at 12:15 p.m., Thursday, March 14, 1929.

The forty-eighth session of the California Legislature is notable for several historic reasons due to the impending reapportionment, the impeachment trial, enactment of Colorado River compact, and it is the first Legislature of the State of California to have been in session at the time a Californian was inaugurated President of the United States.

We will appreciate suggestions and assistance of the officers of the Legislature and the secretaries to the Governor in making a perfect picture. It would be advisable to have an announcement given to each member and from the rostrum, and promptness must be observed in order to conserve the time of everyone concerned.

We expect to publish this picture in the California Real Estate Magazine of the April issue.

Undoubtedly members of the Legislature will desire to have a panorama framed for their own particular homes and offices.

Sincerely yours,

GLEN D. WILLAMAN,

State Secretary, California Real Estate Association.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929

MR. SPEAKER: Pursuant to your instructions, the following named person has filed his credentials and is duly recognized as representative of the newspaper set opposite his name:

The Sutter Independent—A. A. McMullen.

ARTHUR A. OHNIMUS, Chief Clerk.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

March 4, 1929.

We, the undersigned school trustees of the Kennedy School District of Tulare County, do hereby petition the Legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes.

JOHN WICKLUND,
J. S. HARRIS,
LEOLA BREWER

Also:

SAN FRANCISCO, CALIFORNIA, March 8, 1929.

The undersigned, being the full membership of the San Francisco Plant Owners Association of Cleaners and Dyers, at a regular meeting of the association last night passed a resolution to the effect that they were unanimously in favor of Assembly Bill No. 433, and respectfully ask your full support on this measure. Regulation, in our opinion, is the only means of uplifting the industry and protect-

ing human life and property. We are opposed to Assembly Bill No. 982, and respectfully request you to do all in your power to defeat this bill.

J. Allec Cleaning and Dyeing Works, F. Thomas Parisian Cleaning and Dyeing Works; City of Paris Cleaning and Dyeing Works, Eureka Cooperative Cleaning and Dyeing Works; Galties Cleaning and Dyeing Works; Home Cleaning and Dyeing Works, Liberty Cleaning and Dyeing Works; Independent Cleaning and Dyeing Works, San Francisco Cleaning and Dyeing Works, White House Cleaning and Dyeing Works, National Cleaning and Dyeing Works, City Cleaning and Dyeing Works; California Cleaning and Dyeing Works; Messner's, Inc., Cleaning and Dyeing Works.

Also :

LOS ANGELES, CALIFORNIA, March 8, 1929.

Hon. Edgar C. Levey, Speaker of the Assembly,
California Legislature, Sacramento, California.

DEAR SIR: The executive committee of the Church Federation of Los Angeles, representing the Protestant churches of the city, at its meeting on Tuesday, March 5th, unanimously passed a resolution favoring the Old Age Pension Bill that has been reported out of committee and that makes provision for the paying of \$30 per month to persons who have resided in California fifteen years, have attained to the age of seventy, and come under the provisions in the bill.

Will you please transmit this statement of endorsement to the members of the Assembly in the manner in which it should be sent to them.

Yours sincerely,

EDWIN P. RYLAND, General Secretary

By Mr. Bernard :

LAKEPORT, CALIFORNIA, March 7, 1929.

Hon. Van Bernard, State Capitol.

WHEREAS, An increase in production of perishable fruits and vegetables in California has caused a demand for wider and better distribution, and

WHEREAS, Organized extension for the distribution of perishable fruits and vegetables, especially to foreign countries, such as Japan, South America, China and Europe, has caused a demand for more ships, particularly those of the refrigerator type, and

WHEREAS, The demand for ships has been and is being met by a marked increase in the number of ships and that many more are under construction, and

WHEREAS, The shipping terminals for rapid transfer of perishable fruit and vegetables from cold storage to boat are at the present time inadequate in San Francisco Harbor, and

WHEREAS, This inadequacy in shipside cold storage facilities, if not remedied, is sure to cause a severe handicap to the rapid expansion of the fruit and vegetable industry in California and a great loss to California orchardists and vegetable growers; therefore, be it

Resolved, That the Lake County Farm Bureau and the Lake County Pear Growers Department, at joint meeting of the directors held at the Clear Lake Union High School on March 7, 1929, do hereby recommend to Governor C. C. Young, Senator Fred C. Handy, Frank Coombs and Chairman W. J. Mitchell of the Cold Storage Terminal Committee that they use their supreme efforts to get legislation established that will enable the State to build the contemplated shipside cold storage terminal.

CHARLES BENSON,

President, Lake County Farm Bureau,

PAUL ROLLER,

President, Lake County Pear Department

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 78—An act to amend section 4283 of the Political Code, relating to the salaries and fees of officers of counties of the fifty-fourth class;

Also: Assembly Bill No. 90—An act to amend section 19725 of the Juvenile Court Law, relating to probation officers in counties of the twenty-fifth class;

Also: Assembly Bill No. 95—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922;

Also: Assembly Bill No. 110—An act to amend section 848 of the Code of Civil Procedure, relating to service of summons outside of county;

Also: Assembly Bill No. 323—An act to amend section 1766 of the Code of Civil Procedure, relating to guardians;

Also: Assembly Bill No. 400—An act to provide for instruction in public safety and accident prevention primarily devoted to avoidance of accident hazards on streets and highways in the elementary and secondary schools of the State and in the normal schools and teachers' colleges in the State and making an appropriation for the carrying out of the provisions of this act;

Also: Assembly Bill No. 421—An act to amend section 626 of the Penal Code, relating to the shooting of waterfowl;

Also: Assembly Bill No. 431—An act to amend section 1197 of the Political Code, relating to election ballots, the manner of voting and the conduct of elections;

Also: Assembly Bill No. 536—An act to secure the safety of the public at public bathing places and to provide for the attendance of life guards, and for the violation thereof;

Also: Assembly Bill No. 634—An act to amend section 928 of the Penal Code, relating to grand juries;

Also: Assembly Bill No. 645—An act to authorize and empower boards of supervisors to levy a tax for advertising purposes;

Also: Assembly Bill No. 651—An act to amend section 2322¹18 of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors, in counties of the eighteenth class;

Also: Assembly Bill No. 698—An act to amend section 2322¹ of the Political Code, relating to county horticultural commissioners;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 2—Relative to veterans and widows of veterans engaged in civil service of the several counties, cities and other political subdivisions of the State of California;

Also: Assembly Concurrent Resolution No. 4—Relative to reports of the proceedings of the annual convention of the Veterans of Foreign Wars of the United States, Department of California;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported concurrent resolutions ordered on file for adoption.

ON OIL INDUSTRIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No. 2—An act to amend the Political Code by adding thereto a new section to be numbered 4041^m, empowering boards of supervisors of the counties of the State to lease all lands whether dedicated to a public use or not, and under the jurisdiction of the county, for the drilling of oil and gas, and the extraction of other minerals—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SCOFIELD, Chairman.

The above reported bill ordered on file for second reading.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 18—Relative to the Colorado compact.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Concurrent Resolution No. 18 read, and referred to Committee on Federal Relations.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Noyes:

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER. I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property.

Referred to Committee on Introduction of Bills.

By Mr. Arnold:

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend sections 3682, 3732, 3746, 3748, 3756 and 3759 of the Political Code, relating to the preparation and delivery of the county tax roll and the collection and delinquency of taxes.

Referred to Committee on Introduction of Bills.

By Mr. McGinness:

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation to pay the claim of Mrs. Caroline Fugitt against the State of California

Referred to Committee on Introduction of Bills.

MOTION TO APPROVE JOURNALS.

Mr. Jones moved that the Journals of Monday, February 25, 1929; Tuesday, February 26, 1929; Wednesday, February 27, 1929; Thursday, February 28, 1929, and Friday, March 1, 1929, be approved as corrected by the Minute Clerk.

Motion carried.

RESOLUTIONS.

The following resolutions were offered:

By Mr. Snyder:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant upon the contingent expense fund in favor of Arthur A. Ohnumus, Chief Clerk, and the State Treasurer is hereby directed to pay the same, for the sum of one hundred dollars (\$100), said amount being for the payment of postage, telegraphing, expressage and incidental expenses of the Chief Clerk's office.

Resolution ordered referred to Committee on Contingent Expenses. Also:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the persons or firms listed below, and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same:

Cascade Towel Supply Company (towel service) -----	\$19 95
M. H. Ebel -----	15 00
Western Union Telegraph Company -----	7 36
Bureau of State Purchases -----	312 17

Resolution ordered referred to Committee on Contingent Expenses.

MOTION TO RECONSIDER.

Mr. Byrne moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 552 was passed be continued until the next legislative day.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 958—An act amending sections 2 and 14 of an act entitled "An act to provide for a general system based on investigation as to merit, efficiency, and fitness for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make appropriation therefor." approved June 16, 1913, as amended, relating to the appointment of the State Civil Service Commission and its powers and duties.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 11 of the title of the printed bill, after the word "amended", insert the following: ", and adding a new section to said act to be numbered section thirty-two".

AMENDMENT NUMBER TWO

On page 1 of the printed bill, strike out all of lines 12 to 17, inclusive

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, strike out all of lines 1 to 27, inclusive, and insert in lieu thereof the following:

"SEC. 2. There is hereby created a commission known as the "state civil service commission" which shall consist of three commissioners whose term of office shall be for four years except that as to the terms for the first three commissioners appointed under this act, one shall end on June 30, 1930; one shall end on June 30, 1931; and one shall end on June 30, 1933, as shall be designated by the governor when making these appointments. Vacancies shall be filled by appointments by the governor for the unexpired terms. A commissioner may be removed by concurrent resolution of both houses of the legislature adopted by a two-thirds vote of each house. No person holding a paid, full time position in the state service shall be eligible to appointment or competent to hold the position of commissioner under this act. The members of the state civil service commission now in office shall continue to serve until their successors shall be appointed as herein provided. Each member of the commission shall receive as compensation for his services fifteen dollars per day while actually engaged in the duties of his office and his actual and necessary traveling expenses incurred in the performance of his duties as a commissioner. One of said commissioners shall be designated by the governor to act as president and executive member of the commission. The names "commission" and "commissioner" as used in the civil service act shall be construed to mean and apply to the executive member in whom in all respects the duties, powers and functions now conferred upon the civil service commission, commissioner or commissioners are vested and conferred except that the enactment of the rules and regulations of the commission, the creation and adjustment of classifications and grades, exemptions of positions from under the civil service act as permitted by law, and dismissals, demotions or other punitive actions placed in the control of the commission shall be the duty of and be controlled by the members of the commission, and the votes of two commissioners shall be required to make any action of the commission effective."

AMENDMENT NUMBER FOUR.

On page 4 of the printed bill, after line 6, insert the following:

"SEC. 3. A new section is hereby added to said act to read as follows:
Sec. 32. This act shall be known and may be cited as the "State Civil Service Act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 20—An act to amend section 1936 of the Political Code, relating to the powers of the Adjutant General.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 301—An act permitting State officers and State employees to attend military training encampments without deduction of pay.

FLOOR AMENDMENT.

During second reading of the bill, the following amendment was submitted by Mr. Leymel:

AMENDMENT NUMBER ONE

On page 1, line 11, of the printed bill, strike out the period, and insert the following: "*provided, however,* that the foregoing provisions shall not in any manner restrict or limit the usual and ordinary vacation period allowed such state officers and other persons."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 100—An act to amend the California Irrigation District Act, approved March 31, 1897, by amending sections 7, 26, 27b and 90 thereof, relating to directors of irrigation districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed bill, strike out the words "a qualified", and insert in lieu thereof the word "an".

AMENDMENT NUMBER TWO.

On page 3, line 39, of the printed bill, after the period, strike out all the balance of the page, and insert in lieu thereof the following: "Or in lieu of the execution and recording of such agreement signed and acknowledged by the owners of land to be included subject to such conditions the board of directors may adjourn said hearing for not less than thirty days nor more than sixty days and shall give notice of the time and place of such adjourned hearing by publication in a newspaper of general circulation published in the county in which the office of the board of directors is located and in which the lands affected are situate for not less than once a week for three consecutive weeks; said notice so published shall set out at length the conditions proposed to be imposed and directing all persons interested to appear at the time and place specified in said notice and show cause, if any they have, why such conditions should not be imposed. At such hearing, or at any further adjournment thereof duly entered upon the minutes the board of directors may by resolution adopt, reject, or modify such conditions as may be just and make the order hereinabove provided for containing such of said conditions as may have been adopted and such order shall be final and conclusive upon a copy thereof duly certified by the secretary of the board having been recorded in the office of the county recorder of the county in which the lands affected are situate; *provided*, that said certified copy of such order shall not be recorded for a period of thirty days from and after the making of such order, during which thirty days a majority of the holders of title or evidence of title of the land described in the petition for inclusion and representing also more than one-half of the area of said tract or tracts of land, may file with the secretary of the board of directors a statement or statements in writing signed and acknowledged in the form required for the conveyance of real property, objecting to the inclusion of such lands with the conditions imposed thereon, whereupon said objections shall be laid before the board of directors and if the board finds the same to be in the form required by this section and signed by a majority of the holders of title or evidence of title of the tract or tracts of land described in said petition for inclusion, and also representing more than one-half of the area of land described in said petition, then the board of directors shall enter in its minutes an order dismissing said petition for inclusion and no further proceedings shall be had thereon, but such order of dismissal shall be without prejudice to the filing of another petition or other petitions for inclusion of the same land or any part thereof; *and provided, further*, that agreeable to the laws of the United States and the proper regulations or consent of any authorized department thereof, or the laws of this state as the case may be, such conditions as the board of directors shall deem equitable and just may be imposed upon any public lands of the United States or of this state as a part of the order of inclusion without the agreement or hearing provided for in this section."

AMENDMENT NUMBER THREE.

On page 4 of the printed bill, strike out all of page 4, and insert in lieu thereof the following:

"SEC. 5. Section 84 of said act is hereby amended to read as follows:

Sec 84. Nothing in this act provided shall, in any manner, operate to release any of the lands so excluded from the district from any obligation to pay, or any lien thereon, of any valid outstanding bonds or other indebtedness of said district at the time of the filing of said petition for the exclusion of said lands, but upon the contrary, said lands shall be held subject to said lien and answerable and chargeable for and with the payment and discharge of all said outstanding obligations at the time of the filing of the petition for the exclusion of said land, as fully as though said petition for such exclusion were never filed and said order or decree of exclusion never made: and for the purpose of discharging such outstanding indebtedness, said lands so excluded shall be deemed and considered as part of said irrigation district the same as though said petition for its exclusion had never been filed or said decree of exclusion never made, and all provisions which may have been resorted to to compel the payment by said lands of its quota or portion of said outstanding obligations, had said exclusion never been accomplished, may, notwithstanding said exclusion, be resorted to to compel and enforce the payment on the part of said lands of its quota and portion of said outstanding obligations of said irrigation district for which it is liable, as herein provided. But said land so excluded shall not be held answerable or chargeable for any obligation of any nature or kind whatever, incurred after the filing with the board of directors of said district of the petition for the exclusion of said lands from the said district; *provided*, that the provisions of this section shall not apply to any outstanding bonds, the holders of which have assented to the exclusion of such lands from said district, as hereinbefore provided; *provided, further*, that if within ten days of the time of any order excluding any lands from an irrigation district, other lands of equal or greater assessable value, have been included within the district, such excluded lands shall no longer be subject to further assessment by the district, except in the event of proceedings on behalf of the bondholders to enforce the payment by said excluded lands of their pro rata share of any principal or interest due and unpaid on the district's bonded indebtedness incurred while such excluded lands were part of such irrigation district."

AMENDMENT NUMBER FOUR.

On page 1, line 2, of the title of the printed bill, at the end of the line after "27b", insert a comma and the figures "84".

AMENDMENT NUMBER FIVE.

On page 1, line 20, of the printed bill, strike out the words "In lieu of", and insert in lieu thereof the following: "Notwithstanding".

AMENDMENT NUMBER SIX.

On page 2, line 22, of the printed bill, after the word "section", strike out the period, and insert in lieu thereof a comma and the following: "but such treasurer shall be chargeable with the safe keeping, management and disbursement of the bonds deposited with him as security for the deposits of such moneys, and the respective irrigation district shall be responsible for the custody and safe return of any bonds so deposited."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 420—An act confirming and validating the formation or organization and existence of irrigation districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 784—An act to amend the California Irrigation District Act, approved March 31, 1897, by adding thereto a new section to be numbered 35a, defining the term "assessment book," and by amending section 42 thereof, relating to the publication of the delinquent list.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, strike out the words "opposite each name and description", and insert in lieu thereof the following: "thereon".

AMENDMENT NUMBER TWO.

On page 1, line 21, of the printed bill, after the word "made", insert the following: "three times; to wit,".

AMENDMENT NUMBER THREE.

On page 1, line 23, of the printed bill, after the semicolon after the word "situated", insert the following: "*provided, however,* that only such lands as may be situated in such county shall be set forth in such publication, and".

AMENDMENT NUMBER FOUR.

On page 1, line 23, of the printed bill, after the word "*provided*", insert the word "*further*".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 138—An act relating to the suspension or expulsion of pupils from the public schools.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 637—An act relating to revocation of life diplomas or other teacher's credential or document issued by the State Board of Education.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 821—An act relating to maximum rates of tax for school district purposes.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 824—An act providing for the employment of home teachers by governing boards of school districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, after the period in said line, insert the following: "All moneys derived from bonuses, royalties and rentals and hereafter apportioned to and received by the State of California under the provisions of an act of Congress of the United States entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium on the public domain," approved by the President of the United States February 25, 1920, shall be received by the state treasurer and by him apportioned to the respective counties of the state in proportion to the amount of such moneys received from the royalties in each county."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1066—An act to amend sections 2½ and 50½ of the Public Utilities Act, relating to passenger stage corporations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, after the word "include", strike out the remainder of said line.

AMENDMENT NUMBER TWO

On page 1 of the printed bill strike out all of lines 17, 18, 19, 20, 21 and 22, and insert in lieu thereof the following: "those whose operations are exclusively within the limits of a single incorporated city, town or city and county, except that it shall include those operating sight-seeing buses to the extent of their operation thereof, *provided, further*, that this term shall also not include those whose operations consist solely in the transportation of bona fide pupils attending an institution of learning between their homes and such institution of learning."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment and third reading

Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or making inspection of electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two journeymen in the doing of such work or inspection; and providing penalty for the violation thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 3 of the preamble of the printed bill, strike out the words "making inspection of", and insert in lieu thereof the words "construction on".

AMENDMENT NUMBER TWO.

In line 6 of the preamble of the printed bill, strike out the words "or inspection".

AMENDMENT NUMBER THREE.

In line 5, section 1, of the printed bill, strike out the words "the making of inspection of", and insert in lieu thereof the words "construction work on".

AMENDMENT NUMBER FOUR.

In line 10, section 1, of the printed bill, strike out the words "or inspection".

AMENDMENT NUMBER FIVE.

In line 13, section 1, of the printed bill, strike out the word "inspection", and insert in lieu thereof the word "construction".

AMENDMENT NUMBER SIX.

In line 14, section 1, of the printed bill, after the word "of" insert the words "or on".

AMENDMENT NUMBER SEVEN.

In line 17, section 1, of the printed bill, strike out the word "inspection", and substitute in lieu thereof the word "construction".

AMENDMENT NUMBER EIGHT.

In line 18, section 1, of the printed bill, after the word "equipment", add the words "so situated that it is necessary to pass through restricted areas caused by the proximity of high tension wires of equipment".

AMENDMENT NUMBER NINE.

In line 19, section 1, of the printed bill, strike out the word "such".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 499—An act to add a new section to the Civil Code, to be numbered 2178, limiting the liability of steam and electric railroad common carriers and sleeping car companies of property carried in trunks, valises, suit cases, traveling bags, boxes, bundles or packages, in the event of loss of or injury to the same.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689 and 690, and to amend sections 662 and 675 of the Code, all relating to the Department of Finance and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 2 of the title of the printed bill, strike out the word "and" following the figures "680", and insert in lieu thereof a comma, and after the figures "690" insert the following: ", 691 and 692".

AMENDMENT NUMBER TWO.

On page 4 of the printed bill, after line 29, add the following:

"SEC 6. A new section is hereby added to the Political Code to be numbered 691 and to read as follows:

691. The director of finance and the civil executive officers thereof are hereby vested with and may exercise within any political subdivision of this state, all powers conferred by law upon the highest peace officer in such political subdivision, in enforcing any lawful order or orders of the department.

SEC. 7. A new section is hereby added to the Political Code to be numbered 692 and to read as follows:

692. Every contract for the acquisition of land by the state entered into by any state department, board, commission, officer or any other state agency whatsoever, on behalf of the state, shall be approved by the director of finance. Any contract entered into in violation of the provisions of this section is void."

AMENDMENT NUMBER THREE.

On page 4, line 30, of the printed bill, strike out the figure "6" following the word "Sec.", and insert in lieu thereof the figure "8".

AMENDMENT NUMBER FOUR

On page 4, line 41, of the printed bill, following the period in said line, insert the following:

"Before remitting to the treasury any sums collected under the provisions of this section, the department of finance may deduct an amount not to exceed fifty per cent of the sum or sums so received, the amount so deducted to be used in paying for services and other expenses incidental to the recovery of money or property as herein set forth.

The state controller is hereby authorized and directed to approve for payment from the tax land fund any claim approved by the department of finance not to exceed fifty per cent of any sum or sums remitted to the state treasury for credit to said fund of money received under the provisions of this section, to pay the expenses incident to the recovery of such money."

AMENDMENT NUMBER FIVE.

On page 4, line 42, of the printed bill, strike out the figure "7" after the word "Sec.", and insert in lieu thereof the figure "9".

AMENDMENT NUMBER SIX.

On page 4, line 52, of the printed bill, strike out the words "for a".

AMENDMENT NUMBER SEVEN.

On page 5, line 1, of the printed bill, strike out the words "period of not to exceed five years."

AMENDMENT NUMBER EIGHT.

On page 5 of the printed bill, after line 25, insert the following:

"8. To grant and convey in the name of the State of California easements and rights of way over and across real property belonging to the state for such purposes and upon such consideration and subject to such conditions, limitations, restrictions and reservations as in his judgment may be to the interest of the state."

AMENDMENT NUMBER NINE.

On page 5, line 26, of the printed bill, strike out the figure "8", and insert in lieu thereof the figures "10".

Amendments adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 235—An act to amend sections 1, 3 and 4 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm or corporation engaging in the business of milling, sampling, concentrating, reducing, purchasing, or receiving for sale ores, concentrates, or amalgams, bearing gold or silver, gold dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act," approved April 15, 1925.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out the following: "and 4", and insert in lieu thereof the following: "1, 3, 4, 8, 9 and 10".

AMENDMENT NUMBER TWO.

On page 1 line 14, of the printed bill, after the comma following the word "reducing", insert the following: "refining".

AMENDMENT NUMBER THREE.

On page 1, line 19, of the printed bill, after the comma following the word "reducing", insert the following: "refining".

AMENDMENT NUMBER FOUR.

On page 1, line 21, of the printed bill, beginning in said line 20, strike out the following: "five hundred dollars (\$500)", and insert in lieu thereof the following: "one thousand dollars (\$1,000)".

AMENDMENT NUMBER FIVE.

On page 2, line 1, of the printed bill, strike out the following: "five dollars (\$5)", and insert in lieu thereof the following: "fifteen dollars (\$15)".

AMENDMENT NUMBER SIX.

On page 2, line 3, of the printed bill, strike out the following: "one dollar (\$1)", and insert in lieu thereof the following: "two dollars (\$2.00)".

AMENDMENT NUMBER SEVEN.

On page 2, line 17, of the printed bill, after the word "said", insert the word "act".

AMENDMENT NUMBER EIGHT.

On page 2, line 28, of the printed bill, strike out the following: "five dollars (\$5)", and insert in lieu thereof the following: "fifteen dollars (\$15)".

AMENDMENT NUMBER NINE.

On page 3, line 9, of the printed bill, strike out the word "operating".

AMENDMENT NUMBER TEN.

On page 3, line 11, of the printed bill, strike out the semicolon and the remainder of said line and all of lines 12 and 13, and insert in lieu thereof a period.

AMENDMENT NUMBER ELEVEN.

On page 3, line 35, of the printed bill, after said line 35, insert the following:

"SEC. 4. Section 8 of said act is hereby amended to read as follows:

Sec. 8. Any violation of sections 1, 4, 4a and 5 of this act shall be punishable by a fine of not less than one hundred dollars and not more than one thousand dollars, or by imprisonment in the county jail for not less than thirty days nor more than six months or both such fine and imprisonment. The state mineralogist shall notify the district attorney of the county in which the offense occurs of such violation, and the said district attorney shall institute criminal proceedings for the enforcement of this act before any court of competent jurisdiction. All forfeited bail and fines received under the provisions of this section shall be sent without delay by the magistrate receiving the same, fifty per cent to the state treasurer, to be deposited in the state treasury to the credit of the ore buyer's license fund hereinafter in this act created and fifty per cent to the city treasurer of the city, if incorporated, or to the county treasurer of the county in which the prosecution is conducted.

SEC. 5. Section 9 of said act is hereby amended to read as follows:

Sec. 9. Except as herein otherwise provided, all moneys received by the state mineralogist under the provisions of this act, shall be accounted for and reported

monthly by said mineralogist to the state controller to be remitted by said controller to the state treasury to the credit of a fund to be known as "the ore buyer's license fund" which said fund is hereby created, except that moneys deposited with the state mineralogist for fees for licenses which have not been granted shall be retained by the state mineralogist in the trust fund of the division to be remitted to the state treasurer upon the issuance of the license or returned to the applicant in case a license is refused under the provisions of sections 2 and 7 hereof. All moneys placed in said fund under the provisions of this section or sections 3, 4b and 8 of this act, shall be expended, in accordance with law, for the payment of all actual and necessary expenses incurred in carrying out the provisions of this act.

Sec. 6. Section 10 of said act is hereby amended to read as follows:

Sec. 10. Nothing in this act contained shall be construed as limiting, affecting or abrogating any provisions of any law now in force or that may hereafter be enacted transferring to and vesting in the department of natural resources all of the duties, powers, purposes, responsibilities and jurisdiction of the state mineralogist or any officer, deputy, agent, assistant or employee as provided in this act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILL.

Senate Bill No. 22—An act to provide for the establishment, government, maintenance and operation of the public school systems of the State of California.

Bill read second time, and ordered on file for third reading.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 8, 1929.

MR. SPEAKER, I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 183—An act to add a new section to the Political Code, to be numbered 4300m, relating to fees of interpreters and to repeal conflicting acts and parts of acts—and requests that your honorable body recede therefrom.

J. A. BELK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 183?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 183 by the following vote:

AYES—Arnold, Badham, Baum, Byrne, Coombs, Craig, Cronin, Dillinger, Feigenbaum, Flynn, Fry, Horublower, Lyons, McDonough, McGinness, Miller, James A., Morrison, Oliva, Quigley, Reindollar, Roberts, Scofield, Stockwell, and Mr. Speaker—24

NOES—Adams, Anderson, Brock, Cloudman, Cloudsley, Collier, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Meeker, Miller, Eleanor, Mixer, Morgan, Noyes, Parkman, Patterson, Roland, Scudder, Seawell, Snyder, Spalding, West, Wright, and Young—43.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Cloudsley, Byrne and West as a Committee on Free Conference to meet with a like committee from the Senate to consider amendments to Senate Bill No. 183.

CHIEF CLERK OHNIMUS READING.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, March 11, 1929.

To the Members of the Senate and the Assembly.

I am herewith transmitting to you the final report of the California Tax Commission—a body created by chapter 455, Statutes of 1927, "to investigate the

systems of revenue and taxation in force in this and other states, and particularly to examine into any and all matters appertaining to the subjects of revenue and taxation in this State." This portion of the Commission's investigation is embodied in Part One, as found on pages 11 to 132 of the report.

The same statute also specifically required the making of "a special investigation and report upon the matter of the relative burden of taxes borne by general property values and such property values as are taxed directly by the State under the existing system of taxation." The Commission's very full and illuminating discussion of this phase of the subject comprises Part Two of the report, and is printed on pages 133 to 241.

A final portion of the report concerns itself with the emergency problem of bank taxation with which practically every state in the Union is now struggling, and which California has solved in advance of the others by our recent constitutional amendment and bank tax legislation. Most of this portion of the report has already been transmitted to the Legislature by special message under date of September 4, 1928, but, in order to round it out, is here included as Part Three, pages 243 to 291, and Part Four, pages 293 to 305. The latter was submitted on January 15 of this year, and contains the Commission's recommendation against a real estate offset to the proposed State franchise tax. This offset in a modified form, however, was subsequently granted by the Legislature.

The remainder of the report, and the portion which will probably receive the most intensive study is the general introduction, particularly as found on pages 4 through 9, and the summary of recommendations included in the preface under the roman numerals XXI to XXIV. The report as a whole, however, is exceedingly well worth reading, and its careful perusal will richly repay every legislator and every student of State finance.

WORK OF THE COMMISSION.

In presenting this report I should be remiss if I did not render proper acknowledgment to the California Tax Commission and its staff of experts for their faithful and untiring work in making possible its preparation. Many conferences and hearings in all portions of the State, a large number of meetings of the Commission itself, the continuous, daily labors of Mr. Irving Martin, president of the Commission, and other commissioners with whom he has been in constant contact—all these help fill out the picture of a very fine, unselfish public service.

This report of the Commission, which I am transmitting to you, is a fitting result of its endeavors. It must not be imagined that California is the only state which is wrestling with these problems of taxation. It is more than probable that a substantial majority of all the states, either through permanent or temporary tax commissions, are engaged in precisely similar work; but it is also probable that this report of California's Commission will be pronounced as outstanding among them all. In fact, it will unquestionably take rank as one of the best and most comprehensive taxation studies ever made.

I would particularly call attention to the large number of statistical and financial tables with which the report is interspersed. These will be found of almost incalculable value, whether use of them is made this year or in future years. Many of these tables, occupying only a single page in the report, obviously must have taken weeks of preparation. Through their use any tax revision, whenever undertaken, may be based on solid fact, rather than on guess-work or theory. The money value of the Commission's activities in helping to save our past and future bank taxes, and in furnishing a sound and legal basis for the taxation of intangibles, amounts to more than a hundred times the appropriation for this work, to say nothing of the value which will be evidenced as we enter upon a final solution of our larger tax problems.

RECOMMENDATIONS OF THE COMMISSION.

The recommendations of the Commission as included in its report, may, I think, be set down in five groups. One of these concerns a suggested major change in our State tax system, to take place in the near future; one, a major change to follow the first, but to be undertaken later; while three of them are miscellaneous recommendations, some of which, at least, may be followed out at once. I shall briefly, and in order, attempt to set down what each of these three groups proposes to accomplish:

1. Assess through some State agency the operative real estate of all public utility corporations, and let this be taxed directly by counties and cities at their local tax rates. Abolish all the gross receipts tax now supporting the State government, and make it up by a general ad valorem State tax on all property. Place no tax on the operative personal property of public utility corporations, but levy instead a business tax equal to four per cent of their net income, as in the case of other corporations. This is a virtual abandonment of the so-called "Constitutional Amendment No. 1," and as such would require the adoption of a new constitutional amendment.

2. Do away with personal property taxes of all kinds, of both corporations and individuals, and substitute therefor a personal income tax. This would, among other things, abolish the recently enacted tax on intangibles, as well as taxes on other classes of personal property. In fairness to the Commission it must be noted that

for the present it is proposed, as to personal income tax, merely that "the issue should be raised for discussion." in order that the Legislature may determine when this proposition may properly be submitted to the people.

3. Reduce the taxes on insurance companies in the amount of about \$800,000 per biennium; and adjust the rates and exemptions of the inheritance tax law, with a resulting reduction of approximately \$3,000,000 per biennium; thus, in some respects, establishing California as the most liberal of all the states imposing inheritance taxes.

4. Abolish the present personal property taxes on automobiles, increasing the present \$3 license fee sufficiently to reimburse the counties for the loss of revenue involved, and still further equalize the taxation of motor carriers.

5. Abandon the personal property taxes of corporations, and thus do away with the offset of such personal property taxes against the franchise tax of these corporations; and, finally, establish a permanent appointive Tax Commission of three to administer the State taxes, in place of the existing State Board of Equalization.

TAX DISCUSSION IN BIENNIAL MESSAGE.

Before entering upon any discussion as to the use which may be made of this tax report, I would call attention to the text of my biennial message as printed on pages 101 and 102, and reading in part as follows.

"Conditions surrounding the commission's main report will be very different from those at the time of the bank tax emergency. Then action was imperative at once if any relief was to be secured. Hence the special legislative session and the prompt submission of the constitutional amendment to the voters. In this case, however, no such haste will be necessary. * * * There will be no desire on the part of either the Commission or myself to force any tax change for which an actual demand does not exist."

In line with this policy, I shall take up the five groups of the Commission's recommendations, in order that the Legislature may be able to give proper weight to the recommendations of the Commission and may determine the order in which these recommendations may best be carried out. In order to conclude the two major tax changes discussed by the Commission, I shall take up the groups of recommendations in the reverse order from that which I have used in naming them above.

FURTHER ANALYSIS OF RECOMMENDATIONS.

The recommendations included in group number five have to do with the abolishment of the personal property taxes of corporations and the creation of an appointive permanent Tax Commission. To do either of these would require a constitutional amendment. To do the first would probably require that the corporate franchise tax be increased from 4 to 5 per cent, and that a portion of this be remitted to the counties and cities to take the place of the personal property taxes formerly received from corporations. As to an appointive Tax Commission, such bodies exist in a majority of the states, and will undoubtedly be found necessary in California when any major tax revision is finally undertaken.

The recommendations of group number four include a substitute for the present personal property tax on motor vehicles, and an equalizing of the taxes on motor carriers. As for the latter, the Commission recommends two years further study before any change is attempted. As to personal taxes on automobiles, however, I think practically every member of the Legislature would desire to see some immediate change which would make impossible the evasion of automobile taxes which is now so prevalent. It is for you to determine whether the equivalent of this tax should be secured by an increased license fee, as the Commission proposes, or some other plan shall be evolved which will permit the tax to be paid at the same time the license is issued. It should be kept clearly in mind that whatever form of tax replaces the present unsatisfactory personal property tax on automobiles, or whatever method of tax collection may be employed, the proceeds, as at present, are entirely for local and not for State uses. At all events, this is something which can be attended to at once.

The third group of recommendations concerns a reduction in the taxes of insurance companies and an adjustment and reduction in inheritance taxes, so as to conform more nearly to similar taxes in other states. The first of these reductions can be effected partly, and the second wholly, without a constitutional amendment. If both things were done, the State would lose nearly \$4,000,000 a biennium, which would have to be compensated for by other tax adjustments.

This brings us to group number two, comprising a major tax change which the Commission recommends as an ultimate objective, but which it does not propose until the people have had full opportunity to study it and to express themselves clearly upon it. This is the abolishment of personal property taxes, and the substitution of a personal income tax, based on ability to pay. Regarding this, however, the Commission says, "It would be unwise to propose the adoption of a personal income tax in advance of the development of a strong public sentiment in its favor. Such a tax requires a full assent, even an enthusiastic assent from the taxpayers, if it is to be successfully administered. In the belief that such action would be premature, the Commission does not at this time propose the imposition of a personal income tax." However, it does propose a careful study; and this, at least, would appear a reasonable request.

Now we come to the major tax change included under number one, which the majority of the Commission would undoubtedly like to see submitted at once as a constitutional amendment, and to which the Legislature is respectfully referred. As shown above, this is the virtual abandonment of the so-called "Constitutional Amendment No. 1," and would secure our State revenue by an ad valorem State tax on all property, rather than by a gross receipts tax on public utilities as at present. Meanwhile the operative real estate of public utilities would be subject to tax both by the State and by local subdivisions, on a valuation to be fixed by a central assessing body. Finally, the personal property taxes of public utilities would be abolished, and be supplanted by a business tax based on net income, as in the case of other corporations.

WHEN A MAJOR TAX CHANGE SHOULD BE MADE.

I believe that anyone who studies the Commission's report will agree that the time is coming when we must devise some other tax system to take the place of the one created by "Constitutional Amendment No. 1." The thing for the Legislature to determine is whether the change should be attempted now, or whether it should be preceded by a more thorough public discussion and a more pronounced public demand.

I would suggest that a Tax Commission might perform extremely valuable service during the next two years, not only through a discussion of tax problems and tax systems in various portions of the State, but also by carrying out the recommendations of the present commission as expressed on page 4 of their report, in which attention is called to "the advisability of making a study of public expenditures to ascertain what, if any, limitations on such expenditures may be imposed, and what economies may be made, in the public interest." The Commission further advises that this survey of public expenditures should include those of counties and municipalities, as well as of the State, and that the findings of this investigation should be reported to the Governor and the Legislature.

After all, the real purpose of any tax revision must be the reducing of the tax burdens of the ordinary taxpayer, rather than the mere creation of any new tax system. The taxpayer at the present time especially feels the weight of the local taxes which he has to pay; and if by a change in the system an ad valorem State tax were to be added, I feel that he would want to be convinced that there would be absolute certainty of a corresponding reduction in his county or city or school district taxes. If in spite of the wider local tax base only moderate reductions were made, it might easily transpire that the new local tax plus the new ad valorem State tax might together constitute a tax burden greater than now exists. I believe that a plan can be devised by which a genuine tax reduction may be safeguarded; but I am wondering if such a plan should not be thoroughly worked out before any major change in our system is attempted.

Whatever plan is finally adopted, it will fail of its purpose if it does not succeed in lightening the tax burden upon the property of the average taxpayer. Real estate and the improvements thereon are ever visible to the local assessor, and in consequence now bear more than their just share of the load. The man who has worked and saved for many years, and has put the results of his labor into a home or a farm, finds that the tax collector is taking more from him than from his more prosperous neighbor who has put his money into investment securities of various kinds. Some way must be found to compel that neighbor to pay his share of the cost of government, to the end that the burden upon the home owner may be correspondingly lightened. The Tax Commission believes that the only way to give adequate relief to the existing tax burden on visible property is to provide for a tax on persons, based on their prosperity and ability to pay. It may be well to defer any major tax revision until the people of the State can thoroughly study into this report of the commission, and can determine for themselves how this spread of the tax burden may most justly and equitably be accomplished.

READJUSTMENT OF PUBLIC UTILITY TAX RATES.

On the assumption that a constitutional amendment might be proposed by the present Legislature, done away with the present gross receipts taxes on public utilities, no revision of their rates was suggested by the Commission in the report, although the need for such revision is clearly shown. If, however, the Legislature decides not to recommend a major change in the tax system at the present time, I would submit that there should at least be a readjustment of public utility tax rates, especially in view of the fact that no readjustment or revision has been made during the past eight years. This suggestion by no means implies a second "King Tax Bill" contest, since the very splendid studies included in Part Two of this report have given us a basis of accurate knowledge as to comparative tax burdens which was altogether wanting at the time of the King Tax Bill. Heads of public utilities have been kept in touch with the computations of experts during the preparation of the report, and have generally expressed themselves as agreeing to the substantial fairness and accuracy of these figures.

As may be seen in the table on page 185, and in numerous other places of the report, as compared with \$1.79 or \$1.81, which the Board of Equalization has determined to be the tax burden on common property, the tax burden on the properties

of certain public utilities is distinctly too high, just as on those of some others it is clearly too low. I am satisfied that public utilities have no desire to evade their fair share of the tax burden, and that, in view of the very carefully compiled existing data, no resistance will be offered to such moderate readjustment as the Legislature may see fit to make.

NECESSITY FOR THIS READJUSTMENT.

Aside from the mere equalizing of tax burdens, there is great present necessity for a readjustment of public utility rates, since the net increase of revenues coming from such readjustment is needed to offset the loss we are sustaining through changes in our tax system. For instance, in the note on page 244, the experts of the Commission figure that through the liberalizing of the franchise tax law and the addition of the real estate offset, there will be produced about \$2,300,000 less revenue per year than had been anticipated, or approximately \$2,300,000 less than our present revenues. Computation has shown that a fair and reasonable readjustment in public utility gross receipts rates will almost exactly make up for this loss of revenue.

Moreover, if we are to make the recommended changes in insurance and inheritance tax rates, this will mean an additional loss of nearly \$2,000,000 per year. But there is still another expense which I believe we should undertake, and for which we must clearly have additional income in order to prevent our surplus from being too rapidly used up. I refer to a moral obligation to come to the aid of certain counties which have been suffering from an undue tax burden, owing to the continued operation of "Constitutional Amendment No. 1," and the consequent removal from the local tax base of the operative property of public utilities.

These counties have a large proportion of operative property in comparison with the rest of the property in the county, and when this is withdrawn from taxation other property in the county has to pay a correspondingly higher tax rate. I accordingly would suggest a constitutional amendment to provide that a certain limited portion of our State surplus shall be allocated to these counties on the basis of the relative proportion which the value of their operative property bears to property which is nonoperative. While it is probably true that such allocation can not meet the relative deserts of these counties with mathematical exactness, I am of the opinion that some formula may be devised by which substantial justice may be done.

CONCLUSION.

In concluding this message, I would again call attention to the long and faithful labors of the California Tax Commission, and to the excellence of their thoroughgoing and very valuable report. I can not too strongly commend to you a careful study of this report, for I am satisfied that such study on the part of yourselves and the public will suggest the basis of a future tax system so well founded that its permanence may be assured. Tax systems are not built up in a day. Even that embodied in "Constitutional Amendment No. 1" was six years in the making; yet I imagine there are few who believe that to retain this as our permanent system would be wise. In working out a new system, however, I am satisfied that this report, with its thorough analysis and carefully prepared tables, will give us a foundation to build upon which we have never had before.

Meanwhile I would recommend that this Commission be continued with augmented personnel and powers, not to repeat the excellent technical study and investigation which has already been made; but rather to get into direct touch with public sentiment on the subject of taxation in all portions of the State, and to bring into one picture more thoroughly than has yet been done the whole subject of interrelated State and local taxation and expenditures. These questions are looming large in every state of the Union, but in California this is especially true, owing to our exceedingly rapid growth and the necessarily continuous increase in governmental expense which this growth entails. I believe that such a study, continued for two years more and based upon the achievements of the past two years, will point the way to a State tax system not only sound and permanent, but, in addition, so coordinated with the problems of local taxation as to insure that the total tax burden upon our people may be far better adjusted and very materially lightened.

Respectfully submitted

C. C. YOUNG, Governor.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER FIVE.

Assembly Constitutional Amendment No. 5—Proposed amendment to article IV of the constitution, relative to initiative and referendum.

The question being on the adoption of the amendment.

The roll was called, and Assembly Constitutional Amendment No. 5 was adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A.,

Mixer, Morgan, Nielsen, Noyes, Ohva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—68.
NOES—None.

Title read and approved.

Assembly Constitutional Amendment No. 5 ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 5.

A resolution to propose to the people of the State of California an amendment to the constitution of the State by amending section 1 of article IV of the constitution, relating to the initiative and referendum.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its forty-eighth regular session commencing on the seventh day of January, 1929, two-thirds of all the members elected to each of the two houses voting in favor thereof, hereby proposes to amend section 1, of article IV of the constitution to read as follows:

Section 1. The legislative power of this State shall be vested in a Senate and Assembly which shall be designated "The Legislature of the State of California," but the people reserve to themselves the power to propose laws and amendments to the constitution, and to adopt or reject the same, at the polls independent of the Legislature, and also reserve the power, at their own option, to so adopt or reject any act, or section or part of any act, passed by the Legislature. The enacting clause of every law shall be "The people of the State of California do enact as follows."

The first power reserved to the people shall be known as the initiative. Upon the presentation to the Secretary of State of a petition certified as herein provided to have been signed by qualified electors, equal in number to 8 per cent of all the votes cast for all candidates for Governor at the last preceding general election, at which a Governor was elected, proposing a law or amendment to the constitution, set forth in full in said petition, the Secretary of State shall submit the said proposed law or amendment to the constitution to the electors at the next succeeding general election occurring subsequent to ninety days after the presentation aforesaid of said petition, or at any special election called by the Governor in his discretion prior to such general election. All such initiative petitions shall have printed across the top thereof in twelve-point black-face type the following: "Initiative measure to be submitted directly to the electors."

Upon the presentation to the Secretary of State, at any time not less than ten days before the commencement of any regular session of the Legislature, of a petition certified as herein provided to have been signed by qualified electors of the State equal in number to five per cent of all the votes cast for all candidates for Governor at the last preceding general election, at which a Governor was elected, proposing a law set forth in full in said petition, the Secretary of State shall transmit the same to the Legislature as soon as it convenes and organizes. The law proposed by such petition, shall be either enacted or rejected without change or amendment by the Legislature, within forty days from the time it is received by the Legislature. If any law proposed by such petition shall be enacted by the Legislature it shall be subject to referendum, as hereinafter provided. If any law so petitioned for be rejected, or if no action is taken upon it by the Legislature, within said forty days, the Secretary of State shall submit it to the people for approval or rejection at the next ensuing general election. The Legislature may reject any measure so proposed by initiative petition and propose a different one on the same subject by a yea and nay vote upon separate roll call, and in such event both measures shall be submitted by the Secretary of State to the electors for approval or rejection at the next ensuing general election or at a prior special election called by the governor, in his discretion, for such purpose. All said initiative petitions last above described shall have printed in twelve-point black-face type the following: "Initiative measure to be presented to the Legislature."

The second power reserved to the people shall be known as the referendum. No act passed by the Legislature shall go into effect until ninety days after the final adjournment of the session of the Legislature which passed such act, except acts calling elections, acts providing for tax levies or appropriations for the usual current expenses of the State, and urgency measures necessary for the immediate preservation of the public peace, health or safety, passed by a two-thirds vote of all members elected to each house. Whenever it is deemed necessary for the immediate preservation of the public peace, health or safety that a law shall go into immediate effect, a statement of the facts constituting such necessity shall be set forth in one section of the act, which section shall be passed only upon a yea and nay vote, upon a separate roll call thereon; *providing, however*, that no measure creating or abolishing any office or changing the salary, term or duties of any officer, or granting any franchise or special privilege, or creating any vested right or interest, shall be construed to be an urgency measure. Any law so passed by the Legislature and declared to be an urgency measure shall go into immediate effect.

Upon the presentation to the Secretary of State within ninety days after the final adjournment of the Legislature of a petition certified as herein provided, to have been signed by qualified electors equal in number to five per cent of all the votes cast for all candidates for Governor at the last preceding general election at which a Governor was elected, asking that any act or section or part of any act of the Legislature be submitted to the electors for their approval or rejection, the Secretary of State shall submit to the electors for their approval or rejection, such act, or section or part of such act, at the next succeeding general election occurring special election which may be called by the Governor, in his discretion, prior to such regular election, and no such act or section or part of such act shall go into effect until and unless approved by a majority of the qualified electors voting at any time subsequent to thirty days after the filing of said petition or at any time thereon; but if a referendum petition is filed against any section or part of any act the remainder of such act shall not be delayed from going into effect.

Any act, law or amendment to the constitution submitted to the people by either initiative or referendum petition and approved by a majority of the votes cast thereon, at any election, shall take effect five days after the date of the official declaration of the vote by the Secretary of State. No act, law or amendment to the constitution, initiated or adopted by the people, shall be subject to the veto power of the governor, and no act, law or amendment to the constitution, adopted by the people at the polls under the initiative provisions of this section, shall be amended or repealed except by a vote of the electors, unless otherwise provided in said initiative measure; but acts and laws adopted by the people under the referendum provisions of this section may be amended by the Legislature at any subsequent session thereof. If any provision or provisions of two or more measures, approved by the electors at the same election, conflict, the provision or provisions of the measure receiving the highest affirmative vote shall prevail. Until otherwise provided by law, all measures submitted to a vote of the electors, under the provisions of this section, shall be printed, and together with arguments for and against each such measure by the proponents and opponents thereof, shall be mailed to each elector in the same manner as now provided by law as to amendments to the constitution, proposed by the Legislature; and the persons to prepare and present such arguments shall, until otherwise provided by law, be selected by the presiding officer of the Senate.

At any such election where an initiative or referendum measure provided for in this section is to appear on the ballot no other measures are to appear on the ballot except such initiative and referendum measures and amendments to the constitution as provided for in section 1, of article XVIII of this constitution but this provision shall not be construed to prevent the name of any candidate for public office from appearing on or being voted for on such ballot.

If for any reason any initiative or referendum measure, proposed by petition as herein provided, be not submitted at the election specified in this section, such failure shall not prevent its submission at a succeeding general election, and no law or amendment to the constitution, proposed by the Legislature shall be submitted at any election unless at the same election there shall be submitted all measures proposed by petition of the electors, if any be so proposed, as herein provided.

Any initiative or referendum petition may be presented in sections, but each section shall contain a full and correct copy of the title and text of the proposed measure. Each signer shall add to his signature his place of residence, giving the street and number if such exist. His election precinct shall also appear on the paper after his name. The number of signatures attached to each section shall be at the pleasure of the person soliciting signatures to the same. Any qualified elector of the State shall be competent to solicit said signatures within the county or city and county of which he is an elector. Each section of the petition shall bear the name of the county or city and county in which it is circulated, and only qualified electors of such county or city and county shall be competent to sign such section. Each section shall have attached thereto the affidavit of the person soliciting signatures to the same, stating his own qualifications and that all the signatures to the attached section were made in his presence and that to the best of his knowledge and belief each signature to the section is the genuine signature of the person whose name it purports to be, and no other affidavit thereto shall be required. The affidavit of any person soliciting signatures hereunder shall be verified free of charge by any officer authorized to administer oaths. Such petitions so verified shall be prima facie evidence that the signatures thereon are genuine and that the persons signing the same are qualified electors. Unless and until it be otherwise proven upon official investigation, it shall be presumed that the petition presented contains the signatures of the requisite number of qualified electors.

Each section of the petition shall be filed with the clerk or registrar of voters of the county or city and county in which it was circulated, but all said sections circulated in any county or city and county shall be filed at the same time. Within twenty days after the filing of such petition in his office the said clerk, or registrar of voters, shall determine from the records of registration what number of qualified electors have signed the same, and if necessary the board of supervisors shall allow said clerk or registrar additional assistance for the purpose of examining such

petition and provide for their compensation. The said clerk or registrar, upon the completion of such examination, shall forthwith attach to said petition, except the signatures thereto appended, his certificate, properly dated, showing the result of said examination and shall forthwith transmit said petition, together with his said certificate, to the Secretary of State and also file a copy of said certificate in his office. Within forty days from the transmission of the said petition and certificate by the clerk or registrar to the Secretary of State, a supplemental petition identical with the original as to the body of the petition but containing supplemental names, may be filed with the clerk or registrar of voters, as aforesaid. The clerk or registrar of voters shall within ten days after the filing of such supplemental petition make like examination thereof, as of the original petition, and upon the completion of such examination shall forthwith attach to said petition his certificate, properly dated, showing the result of said examination, and shall forthwith transmit a copy of said supplemental petition, except the signatures thereto appended, together with his certificate, to the Secretary of State.

When the Secretary of State shall have received from one or more county clerks or registrars of voters a petition certified as herein provided to have been signed by the requisite number of qualified electors, he shall forthwith transmit to the county clerk or registrar of voters of every county or city and county in the State his certificate showing such fact. A petition shall be deemed to be filed with the Secretary of State upon the date of the receipt by him of a certificate or certificates showing said petition to be signed by the requisite number of electors of the State. Any county clerk or registrar of voters shall, upon receipt of such copy, file the same for record in his office. The duties herein imposed upon the clerk or registrar of voters shall be performed by such registrar of voters in all cases where the office of registrar of voters exists.

The initiative and referendum powers of the people are hereby further reserved to the electors of each county, city and county, city and town of the State, to be exercised under such procedure as may be provided by law. Until otherwise provided by law, the legislative body of any such county, city and county, city or town may provide for the manner of exercising the initiative and referendum powers herein reserved to such counties, cities and counties, cities and towns, but shall not require more than fifteen per cent of the electors thereof to propose any initiative measure nor more than ten per cent of the electors thereof to order the referendum. Nothing contained in this section shall be construed as affecting or limiting the present or future powers of cities or cities and counties having charters adopted under the provisions of section 8 of article XI of this constitution. In the submission to the electors of any measure under this section all officers shall be guided by the general laws of this State, except as is herein otherwise provided. This section is self-executing, but legislation may be enacted to facilitate its operation, but in no way limiting or restricting either the provisions of this section or the powers herein reserved.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read :

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Noyes: An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property.

By Mr. Arnold: An act to amend sections 3682, 3732, 3746, 3748, 3756 and 3759 of the Political Code, relating to the preparation and delivery of the county tax roll and the collection and delinquency of taxes.

By Mr. McGuinness: An act making an appropriation to pay the claim of Mrs. Caroline Fugitt against the State of California.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Olya, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williamson Witter, Woolwine, Wright, and Mr. Speaker—66.

NOES—None.

RECESS.

At twelve o'clock and ten minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 931—An act to validate the Golden Gate Bridge and Highway District, confirm its boundaries and all proceedings relative to the formation and incorporation thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 7, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 867—An act relating to the opening and closing of polls at school elections; Also: Assembly Bill No. 894—An act providing for the payment of traveling expenses of rural supervisors; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 819—An act relating to the use of school buses owned by high school districts—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

ON SOLDIERS AND SAILORS AFFAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1929.

MR. SPEAKER: Your Committee on Soldiers and Sailors Affairs, to which was referred Assembly Bill No. 251—An act authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans' Farm and Home Purchase Act, approved May 30, 1921, and of any and all acts amendatory thereof or supplemental thereto, creating a Veterans' Welfare Finance Committee, defining the powers and duties of said committee and of the Veterans' Welfare Board and other State officers in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued, and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1930;

Also: Assembly Bill No. 252—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article 11k, embracing sections 374 to 374g, inclusive, relating to a Department of Military and Veterans' Affairs.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

KEATON, Chairman.

The above reported bills ordered on file for second reading.

ON CLAIMS.

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929

MR. SPEAKER. Your Committee on Claims, to which was referred Assembly Bill No. 360—An act making appropriation to pay the claim of W. J. Brown against the State of California;

Also Assembly Bill No. 447—An act recognizing and establishing that the unpaid expenses of the convention which framed the constitution of the State of California, including the unpaid per diem of the delegates to such convention for the full term thereof, are obligations against the State, providing that suits may be brought against the State to determine by judgment the amount and ownership of claims for such unpaid expenses and per diem;

Also Assembly Bill No. 537—An act to appropriate money to pay the claims of corporations arising from the erroneous and unlawful assessment and payment under the provisions of the unconstitutional license acts approved March 20, 1905, and May 10, 1915, respectively, as amended, and the return of such unlawful corporation taxes erroneously collected under the provisions thereof;

Also Assembly Bill No. 924—An act making an appropriation to pay the claim of George T. Gunston against the State of California;

Also Assembly Bill No. 890—An act making an appropriation to pay the claim of Douglas Tilden against the State of California;

Has has the same under consideration, and respectfully reports the same back, and recommends that they be re-referred to Committee on Ways and Means.

WILLIAMS, Chairman

The above reported bills ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER. Your Committee on Claims, to which was referred Assembly Bill No. 9—An act making an appropriation to pay the claim of Harry L. Hopper against the State of California;

Also Assembly Bill No. 161—An act appropriating money to pay the claim of Annie Locarelli against the State of California;

Also Assembly Bill No. 220—An act to provide that corporations shall be credited upon forthcoming taxes in the respective sums heretofore collected from them under an erroneous construction of the corporation license act, approved May 10, 1915, as amended, prescribing certain duties of the Secretary of State and the Board of Equalization with respect to such credits and prescribing the conditions under which such credits shall be granted;

Also Assembly Bill No. 221—An act authorizing suits against the State of California on claims or demands arising from the erroneous collection and payment of taxes under the Corporation License Act approved May 10, 1915, as amended, and validating suits already commenced,

Also Assembly Bill No. 222—An act to appropriate money to pay the claims of corporations, arising from the erroneous assessment, and payment under protest of taxes, under the Corporation License Act, approved May 10, 1915, as amended, and the return of corporation license taxes erroneously collected under the provisions thereof;

Also Assembly Bill No. 350—An act making an appropriation to pay the claim of John R. Huberty against the State of California;

Also Assembly Bill No. 546—An act making an appropriation to pay the claim of Arthur B. Eddy against the State of California.

Also Assembly Bill No. 905—An act appropriating money to pay the claim of Mr. S. W. Moore against the State of California.

Also Assembly Bill No. 906—An act appropriating money to pay the claim of Grove J. Pink against the State of California.

Also Assembly Bill No. 907—An act appropriating money to pay the claim of Fred A. Taylor against the State of California;

Also Assembly Bill No. 908—An act to appropriate money to pay the claim of C. E. Skidmore against the State of California;

Also Assembly Bill No. 909—An act appropriating money to pay the claim of E. E. Purrington against the State of California.

Also Assembly Bill No. 911—An act appropriating money to pay the claim of disbursing officer of the Division of Highways, State Department of Public Works, against the State of California.

Also Assembly Bill No. 912—An act appropriating money to pay the claim of Will C. Wood against the State of California.

Also Assembly Bill No. 1064—An act making an appropriation to pay the claim of the American Railway Express Company against the State of California.

Also Assembly Bill No. 913—An act to pay the claim of Hans Hausen against the State of California.

Also Assembly Bill No. 914—An act appropriating money to pay the claim of the city controller of the city of Los Angeles against the State of California.

Also: Assembly Bill No 915—An act appropriating money to pay the claim of H. L. Preston against the State of California.

Also: Assembly Bill No 916—An act appropriating money to pay the claim of Harold E. Smith against the State of California; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass and be re-referred to Committee on Ways and Means.

WILLIAMS, Chairman.

The above reported bills ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Claims, to which was referred Assembly Bill No. 910—An act to pay the claim of J. A. Norton against the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WILLIAMS, Chairman.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 17—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California, adding to article XIII thereof a new section to be numbered 18, relative to taxation of marine insurers—has had the same under consideration and respectfully reports the same back, and recommends that it be adopted as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Emmett:

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend sections 17 and 18 of an act entitled "The California Fruit, Nut and Vegetable Standardization Act of 1927," approved June 2, 1927, relating to the packing and sale of avocados and berries.

Referred to Committee on Introduction of Bills.

By Mr. Reindollar:

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 737u of the Political Code, relating to the salary of the superior judge in and for the county of Marin.

Referred to Committee on Introduction of Bills.

By Mr. Seawell:

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class.

Referred to Committee on Introduction of Bills.

By Mr. Crowley:

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation for minor construction, improvements and repairs at San Quentin Prison.

Referred to Committee on Introduction of Bills.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No 183, the following Senators: Pedrotti, Lyon and McKinley—to meet with a like committee from your honorable body.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TWO.

Assembly Concurrent Resolution No. 2—Relative to veterans and widows of veterans engaged in the civil service of the several counties, cities and other political subdivisions of the State of California.

The question being on the adoption of the resolution.

Resolution read, and on motion adopted.

Title read and approved.

Assembly Concurrent Resolution No. 2 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 2.

Relative to veterans and widows of veterans engaged in the civil service of the several counties, cities and other political subdivisions of the State of California.

WHEREAS, The nation's debt to those who have served their country in time of war is recognized by a grateful people; and

WHEREAS, As an expression of such gratitude and in token of such recognition for services valiantly rendered, it is the law of the State of California to accord to veterans and widows of veterans who become eligible for appointment in the civil service of the State by attaining the passing mark established for examination, an additional credit of five points added to the percentages attained by them in such examinations; and

WHEREAS, It appears that there is lack of uniformity of treatment in this respect upon the part of the counties, cities and other political subdivisions of this State, and that the ends of justice will be subserved if substantial uniformity is attained in this respect; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California hereby recommends to the governing authorities of the several counties, cities and other political subdivisions of this State that they respectively consider and adopt the policy of providing and requiring that whenever an examination for entrance to or promotion in the civil service of the county, city or other political subdivision of the State be held, veterans and widows of veterans who become eligible for appointment or promotion by attaining the passing mark established for the examination, be allowed an additional five points to be added to the percentage attained by such persons in the examination.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER FOUR.

Assembly Concurrent Resolution No. 4—Relative to reports of the proceedings of the annual convention of the Veterans of Foreign Wars of the United States, Department of California.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 4 adopted by the following vote:

AYES—Badham, Baum, Bernard, Brock, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowlev, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower Jones, Jost, Klme, Leymel, Luttliell, Lyons, McDonough, McGinness, Mecker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Olva, Parkman, Patterson, Qungley, Reindollar, Roberts Roland, Scofield, Seudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—65

NOES—Anderson, Arnold, Cloudsley, Ingels, and Keaton—5.

Title read and approved.

Assembly Concurrent Resolution No. 4 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 4.

Relative to reports of the proceedings of the annual convention of the Veterans of Foreign Wars of the United States, Department of California.

Resolved by the Assembly, the Senate concurring. That there shall be printed as a public document 500 copies of the report of the proceedings of the annual convention of the Veterans of Foreign Wars of the United States, Department of California, for the year 1929 and of each succeeding annual convention together with illustrations, copies of general orders enacted at such conventions and of the official roll, 250 copies for the use of the Assembly and 250 copies for the use of the Senate, the annual cost thereof, not exceeding \$600, to be payable from the appropriation for legislative printing.

RESOLUTION.

The following resolution was offered :

WHEREAS, The electric fan temporarily used in the Judiciary Committee room has been found to be a great convenience to the members of that committee; and

WHEREAS, There being no ventilation in the various committee rooms, the electric fan has been found to be of great benefit during meetings of this committee, now therefore, be it

Resolved. That the sum of \$115.50, or whatever may be necessary of that sum, be appropriated out of the contingent expense fund of the Assembly, to purchase and install electric fans in the various committee rooms;

Resolved further, That the Chief Clerk of the Assembly be and is hereby authorized and directed to purchase and have installed six (6) portable electric fans, not to exceed in cost the sum of \$115.50.

SEWELL,

Chairman of Committee on Judiciary.

WILLIAMSON,

Chairman of Committee on Banking.

FRY,

Chairman of Committee on Public Health and Quarantine.

BYRNE,

Chairman of Committee on Education.

NOYES,

Chairman of Committee on Conservation.

FEIGENBAUM,

Chairman of Committee on Governmental Efficiency and Economy.

SNYDER,

Chairman of Committee on Contingent Expenses.

KEATON,

Chairman of Committee on Soldiers and Sailors Affairs.

SCUDDER,

Chairman of Committee on Fish and Game.

PATTERSON,

Chairman of Committee on Military Affairs.

JESPERSEN,

Chairman of Committee on Roads and Highways.

JOST,

Chairman of Committee on Agriculture

REINDOLLAR,

Chairman of Committee on Attaches

Resolution referred to Committee on Contingent Expenses

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 433—An act to amend sections 2, 3 and 4 of an act entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the State Fire Marshal, providing ways and means for enforcement and providing penalties for violations," approved June 3, 1927, and to add a new section to be known as section 5.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Fry moved that Assembly Bill No. 433 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 433 ordered re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 369—An act to amend the Acquisition and Improvement Act of 1925 as amended, by adding thereto a new section numbered 10½ and by amending sections 4, 5, 6, 7, 8, 9, 10, 11, 41, 44 and 50 thereof, relating to limiting number of zones, relative rates of taxes in zones, contributions of county or municipality, basis of protest, hearings as to details and on protest how and when held, notices, mailing and posting of notices, objection by whom, how and when filed, affidavit on objection, effect of objections and how overruled.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Badham moved that Assembly Bill No. 369 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 369 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 422—An act providing a debt burden limit for lands within counties, cities and counties, and cities, and providing the method of ascertaining the amount thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Arnold moved that Assembly Bill No. 422 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 422 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 698—An act to amend section 2322h of the Political Code, relating to county horticultural commissioners.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jespersen moved that Assembly Bill No. 698 be withdrawn from the file, and ordered re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 698 ordered re-referred to Committee on Agriculture.

Assembly Bill No. 95—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Keaton:

AMENDMENT NUMBER ONE

On page 9, line 17, of the printed bill, as amended in Assembly March 6, 1929, after the period in said line, insert the following paragraph:

"For construction of the national guard armory at Long Beach, one hundred fifty thousand (\$150,000) dollars."

Amendment adopted.

Bill read, and ordered to reprint, engrossment, and third reading.

Assembly Bill No. 196—An act to amend section 1151 of the Political Code, relating to boards for municipal elections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 196 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 257—An act to add a new section to the Political Code, to be numbered 1197*d*, relating to ballots.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 257 passed by the following vote:

AYES—Anderson, Baum, Bernard, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Leymel, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Reindollar, Roland, Scofield, Snyder, Spalding, Stockwell, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—55.

NOES—Collier, Crowley, Quigley, and Seawell—4.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. F. C. CLOUDSLEY IN THE CHAIR.

At three o'clock p.m., Hon. F. C. Cloudsley, member of the Assembly from the Twentieth District, in the chair.

Assembly Bill No. 387—An act to amend section 4 of an act to permit the consolidation of elections and to provide a procedure therefor, approved June 11, 1913.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 387 passed by the following vote:

AYES—Anderson, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman,

Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Seawell, Snyder, Spalding, Williamson, Witter, Woolwine, Wright, and Young—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 388—An act to amend section 25 of the Voting Machine Act, being an act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections; and providing for the punishment of all violations of the provisions of this act. Approved May 3, 1923.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 388 passed by the following vote:

AYES—Arnold, Baum, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Woolwine, Wright, and Young—60.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Quigley gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 388 was this day passed.

THE SPEAKER IN THE CHAIR.

At three o'clock and twelve minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 90—An act to amend section 19x25 of the Juvenile Court Law, relating to probation officers in counties of the twenty-fifth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 90 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—67.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 625—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 625 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jewett, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 674—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 674 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—69.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 110—An act to amend section 848 of the Code of Civil Procedure, relating to service of summons outside of county.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 110 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—Feigenbaum—1.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. B. J. FEIGENBAUM IN THE CHAIR.

At three o'clock and twenty-five minutes p.m., Hon. B. J. Feigenbaum, member of the Assembly from the Thirty-first District, in the chair.

RESOLUTION.

The following resolution was offered :

By the San Francisco delegation :

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

WHEREAS, Tomorrow, the twelfth day of March, 1929, marks the anniversary of a great event in the lifetime of one of our esteemed members; and

WHEREAS, We feel it is only fitting and proper that we invite the balance of this State Legislature to join with us in celebrating that great event; now, therefore, be it

Resolved, That we, the San Francisco delegation, in meeting assembled, hereby tender our most sincere felicitations and congratulations to Assemblyman and Mrs. B. J. Feigenbaum, on their first, the cotton, wedding anniversary.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 871—An act to amend section 29 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the powers and jurisdiction of municipal courts, and of the judges and other officers thereof and creating a night court in the city of Los Angeles.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 871 passed by the following vote :

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Wilhamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—70.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 323—An act to amend section 1766 of the Code of Civil Procedure, relating to guardians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 323 passed by the following vote :

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Wilhamson, Witter, Woolwine, Wright, and Young—67.

NOES—None.

Title read and approved.

Bill ordered transmitted to Senate.

THE SPEAKER IN THE CHAIR.

At three o'clock and forty minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 421—An act to amend section 626 of the Penal Code, relating to the shooting of water fowl.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Mr. Witter:

AMENDMENT NUMBER ONE.

On page 2, line 5, of the printed bill, after the words "purpose of", strike out the words "frightening or".

AMENDMENT NUMBER TWO.

On page 2, line 8, of the printed bill, after the comma immediately following the word "birds", strike out the remainder of said line 8 and all of line 9 and the words "toward him" in line 10.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 78—An act to amend section 4283 of the Political Code, relating to the salaries and fees of officers of counties of the fifty-fourth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 78 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jaspersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—67.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS.

Senate Bill No. 499—An act to add five new sections to the Penal Code, to be numbered 447*a*, 448*a*, 449*a*, 450*a* and 451*a*, and to repeal sections 447, 448, 449, 450, 451, 452, 453, 454 and 455 of said code, all relating to the crime of arson.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 499 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—67.

NOES—Coombs—1.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Anderson gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 499 was this day passed.

Senate Bill No. 465—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 465 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jewett, Jost, Keaton, Kline, Leymel, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 20—An act to amend section 1936 of the Political Code, relating to the powers of the Adjutant General;

Also: Assembly Bill No. 26—An act to amend section 626i of the Penal Code, relating to the hunt of deer that may be killed;

Also: Assembly Bill No. 76—An act to amend section 1096a of the Political Code, relating to elections;

Also: Assembly Bill No. 138—An act relating to the suspension or expulsion of pupils from the public schools;

Also: Assembly Bill No. 165—An act relating to the sale or exchange of surplus products between public institutions owned, managed or controlled by the State, or the political subdivisions thereof, and providing for the disposition of moneys received therefrom, and to repeal that certain act entitled "An act providing for the exchange of commodities between the public institutions owned or managed and controlled by the State, or the political subdivisions thereof," approved March 18, 1905;

Also: Assembly Bill No. 201—An act to add new sections to the Political Code to be numbered 363k, 363l, and 363m, creating a Division of Motor Vehicles in the Department of Public Works, and providing for the administration thereof;

Also: Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor;

Also: Assembly Bill No. 383—An act to add a new section to the Code of Civil Procedure, to be numbered 1952, relating to the admissibility of evidence;

Also: Assembly Bill No. 393—An act to amend sections 5, 10, 12 and 24 of the Direct Primary Law, being "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act, approved June 16, 1913;

Also: Assembly Bill No. 420—An act confirming and validating the formation or organization and existence of irrigation districts;

Also: Assembly Bill No. 499—An act to add a new section to the Civil Code, to be numbered 2178, limiting the liability of steam and electric railroad common carriers and sleeping car companies of property carried in trunks, valises, suit cases, traveling bags, boxes, bundles or packages, in the event of loss of or injury to the same;

Also: Assembly Bill No 527—An act to amend section 1723 of the Code of Civil Procedure, relating to the termination of certain interests in property;

Also: Assembly Bill No. 565—An act to amend section 4 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to prohibited occupations;

Also: Assembly Bill No. 566—An act to amend section 629 of the Penal Code, relating to fish and game;

Also: Assembly Bill No. 590—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class;

Also: Assembly Bill No. 595—An act to add a new section to the Civil Code to be numbered 1714 $\frac{1}{2}$, relating to negligence upon the part of State officers, agents and employees of the State, counties, cities and counties, municipal corporations, school districts, irrigation districts, districts established by law and political subdivisions of the State and authorizing the issuance of insurance covering such liability;

Also: Assembly Bill No. 596—An act to add a new section to the Civil Code to be numbered 1714 $\frac{1}{4}$, relating to imputed negligence;

Also: Assembly Bill No. 597—An act to amend section 61 of the California Vehicle Act, approved May 30, 1923, as amended, relating to applications for operators and chauffeurs licenses;

Also: Assembly Bill No. 598—An act to amend section 62 of the California Vehicle Act, approved May 30, 1923, as amended, relating to application for operator's and chauffeur's license, and to the liability of a parent, guardian, or employer for negligence of a minor in the operation of a motor vehicle.

Also: Assembly Bill No 599—An act to amend section 142 of the California Vehicle Act, approved May 30, 1923, as amended, relating to the creation of a Traffic and Safety Bureau in the Division of Motor Vehicles, prescribing its powers and duties and making an appropriation therefor; and to accident reports;

Also: Assembly Bill No. 637—An act relating to revocation of life diplomas or other teacher's credential or document issued by the State Board of Education,

Also: Assembly Bill No 641—An act to amend section 1274a of the Code of Civil Procedure of the State of California, relating to the deposit of unclaimed property in the estates of decedents;

Also: Assembly Bill No 671—An act to amend sections 1, 2, 11, 16 and 24b of an act entitled "An act to promote the drainage of wet, swamp, and overflowed lands, or lands otherwise needing surface or underground drainage or protection from storm water overflow, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919; as amended April 13, 1927, relating to contents of petition, extent of district, award of contract, date and form of bonds and reassessments;

Also: Assembly Bill No 682—An act to add a new section to the Civil Code to be numbered 2924a, relating to sales of trust property.

Also: Assembly Bill No 684—An act to amend section 1592 of the Code of Civil Procedure, relating to investment of moneys of estate pending settlement;

Also: Assembly Bill No 688—An act to amend the State Medical Practice Act, approved June 2, 1913, as amended, by adding thereto a new section known as section 11a, relating to the recognition of a certificate of examination issued by the National Board of Medical Examiners of the United States;

Also: Assembly Bill No. 694—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending section 28, relating to the definition and regulation of the business of banking.

Also: Assembly Bill No. 721—An act to add a new section to the Political Code of the State of California, to be numbered 3456c, relating to assessments levied by reclamation districts;

Also: Assembly Bill No. 750—An act to add a new section to the Penal Code to be numbered 397d, relating to search and seizure;

Also: Assembly Bill No 769—An act providing for the compilation of, printing, binding publishing, and distribution of a Legislative Manual State Blue Book, or Roster, repealing all conflicting acts, and making an appropriation to carry out the provisions thereof;

Also: Assembly Bill No. 781—An act to add a new section to the Political Code, to be numbered 625b, relating to bonds and undertakings of corporate sureties;

Also: Assembly Bill No 962—An act to add a new section to the Political Code to be numbered 686, relating to the creation of a Division of Personnel and Organization in the Department of Finance and the transference of the work, affairs and functions of the State Civil Service Commission to said department and providing

for the performance and discharge of said duties by said department through the Civil Service Commission;
And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

ON REVISION AND PRINTING.

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1929.

MR. SPEAKER: Your Committee on Revision and Printing, to which was referred Assembly Bill No. 753—An act to add a new section to the Political Code to be numbered 539*d*, relating to the printing of legislative bills and constitutional amendments prior to the convening of the Legislature—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

HEISINGER, Chairman.

The above reported bill ordered on file for second reading.

ON IRRIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 798—An act authorizing and providing for an investigation and report upon the methods of financing irrigation, reclamation and other public improvement districts in agricultural regions, providing for a commission therefor, and defining the duties and powers of such commission in respect thereto, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 344—An act to amend section 832 of the Civil Code, relating to excavations, lateral and adjacent support, and establishing standard depth for foundations.

Also: Assembly Bill No. 925—An act to amend section 304 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Noyes: Assembly Bill No. 1087—An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Arnold: Assembly Bill No. 1088—An act to amend sections 3682, 3746, 3756 and 3759 of the Political Code, relating to the preparation and delivery of the county tax roll and the collection and delinquency of taxes.

Bill read first time, and referred to Committee on Revenue and Taxation

By Mr. McGuinness: Assembly Bill No. 1089—An act making an appropriation to pay the claim of Mrs. Caroline Fugitt against the State of California.

Bill read first time, and referred to Committee on Claims.

By Mr. Woolwine: Assembly Concurrent Resolution No. 15—Relative to the death of Honorable Frank P. Flint.

Introduced.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Woolwine asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 15, at this time, without reference to printer, committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER FIFTEEN.

Assembly Concurrent Resolution No. 15—Relative to the death of Honorable Frank P. Flint.

Resolution read, and unanimously adopted.

ASSEMBLY CONCURRENT RESOLUTION No. 15.

Relating to the death of Honorable Frank P. Flint.

WHEREAS, It has pleased an All-Wise Providence to call from us Honorable Frank P. Flint, a former member of the Senate of the United States of America from California and the Chairman of the Citizens Committee of Southern California, which said committee espoused and promoted the passage of the Congressional act known as the Boulder Canyon Project Act; and

WHEREAS, He will be accounted in history as a foremost leader in his time in the advancement and progress of our State, and as one of California's illustrious men, and as a public spirited citizen who gave freely and unselfishly of his time to promote the betterment of this State; now therefore, be it

Resolved by the Assembly, the Senate concurring. That a committee of two members, consisting of one member of the Assembly to be appointed by the Speaker of the Assembly, and one member of the Senate to be appointed by the President of the Senate, be appointed to attend the funeral of said Honorable Frank P. Flint; and be it further

Resolved, That when the respective houses of this Legislature of the State of California shall this day adjourn, they shall do so in respect of the memory of Honorable Frank P. Flint; and be it further

Resolved, That the Secretary of the Senate and the Chief Clerk of the Assembly are hereby directed to convey to the family this expression of tribute from the Senate and Assembly of California.

MOTION.

On motion of Mr. Coombs an engrossed copy of the above resolution, which was unanimously adopted by the Assembly this day, was ordered sent to the family of the late Frank P. Flint.

ADJOURNMENT.

At four o'clock and five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Tuesday, March 12, 1929, out of respect to the memory of the late Frank P. Flint.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Tuesday, March 12, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudban, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Helsingoi, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klue, Leymel, Luttrell, Lyons, McDonough, McGinness, Mecker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Paterson, Quigley, Reindollar, Roberts, Roland, Schofield, Scudder, Seawell, Sewell,

Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—74.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Emmett, Mr. Bliss was granted leave of absence for the day.

On motion of Mr. Hoffman, Mr. Bishop was granted leave of absence for the day.

On motion of Mr. Wright, Mr. Easley was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Badham, Mrs. Alyce C. Norman, teacher of the Riverbank School of Sacramento, and the following students: Walter Samcoff, Erma Meyers, Olga Vasutin, Leonard Rollins, Julia Rodrigues, Bud Collins, Leonard Nelson, Lorraine Silva, Sarah Perino, Frank Sydow, Jack Garibaldi, Dan Curry, John Foorman, Nick Samborsky, Corinna Cognasi, Myrtle Bell, Mary Ruzanov, Marjorie Rollins, Dorothy Dondero, Josephine Carvalho, Mary Fisher, Lydia Pires, Joe Cognasi and Hayward Reed were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Feigenbaum, Hon. Cornelius W. Kelley, justice of the peace of the city and county of San Francisco, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Seawell, sheriff George Custer of Nevada, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Miss Eleanor Miller, Mrs. William Asbury Wann of Berkeley, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Crawford, Hon. Henry W. Wright, former speaker of the Assembly and supervisor of Los Angeles County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roberts, J. W. Buzzell, secretary and treasurer of the Los Angeles Central Labor Council, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, supervisor J. S. Jack of Calaveras County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, supervisor Grant Merrill of Alpine County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, Sidney T. Graves, former member of the Assembly and supervisor of Los Angeles County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Badham, Frank Shaw, supervisor of Los Angeles County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Miss Eleanor Miller, Mrs. Henry W. Wright, wife of former speaker of the Assembly, of South Pasadena, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

By Chief Clerk:

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Pursuant to your instructions, the following named person has filed his credentials and is duly recognized as representative of the newspaper set opposite his name:

Los Angeles Examiner—Otheman Stevens.

ARTHUR A. OHNIMUS, Chief Clerk.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Chief Clerk:

SAN FRANCISCO, CALIFORNIA, March 6, 1929.

Mr. Arthur A. Ohnimus,

HONORABLE SIR: The undersigned is interested in Tulare County. That county is face to face with an irrigation crisis. By pump irrigation the farmers have drained the underground reservoir faster than the water could be replaced. The water level is dropping nearly five feet a year and the limit of the pumping possibilities will soon be reached. Our farmers face ruin unless an outside source of water is made available to them within a short time.

The state-wide water plan, now under consideration by the Legislature, provides a means of relief. It has been evolved through years of study and is sound. It is an investment in prosperity for the entire State, as you may determine by looking into it.

We bespeak your favorable consideration of this measure.

Respectfully yours,

A. M. GILBERT AND COMPANY.

By A. M. GILBERT.

By Mr. Speaker:

THE WILITE HOUSE, WASHINGTON, March 8, 1929.

*Mr. Edgar C. Levey, Speaker of the Assembly,
California Legislature, Sacramento, California.*

MY DEAR MR. LEVEY: The President has asked me to convey to you and through you to your associates his deep appreciation of your kind telegram of congratulation and good wishes. Your confidence and your expression of encouragement are most helpful.

Sincerely yours,

LAWRENCE RICHEY,
Secretary to the President.

Also:

SAN FRANCISCO, March 9, 1929

*To the Honorable Edgar Levey, Speaker of the House,
Sacramento, California.*

MY DEAR SIR: At our regular business meeting held Tuesday, March 5, 1929, California Club of California indorsed the following bills:

"Old age pension."

Bill 357—"Registration of social service workers."

Bill 815—Maternity appropriation, \$25,000.

Bill 758—"Three-day marriage law."
Thanking you in advance, I am,

Very truly yours,

MRS. JOSEPH VICTOR, President.

MAY A. O'DONNELL, Corresponding Secretary.

Also:

Protest of judges of the superior court of the State of California in and for the city and county of San Francisco against the passage of Senate Bill No. 86 (amending sections 258 and 259, Code of Civil Procedure), regarding powers of court commissioners.

To the Honorable the Legislature of the State of California.

We, the undersigned judges of the superior court, protest against the adoption of the above mentioned amendment

Our fundamental objection is that no active practicing attorney should be given such power that he may decide judicial matters presented by fellow practicing attorneys. No judicial officer ought in any manner to be permitted to practice law.

Dated: February 21, 1929.

EDMUND P. MOGAN,
Judge of the Superior Court, Department 7.
DANIEL C. DEASY,
Judge of the Superior Court, Department 13.
MICHAEL J. ROCHE,
Judge of the Superior Court, Department —
FRANK H. DUNNE,
Judge of the Superior Court, Department 9.
T. I. FITZPATRICK,
Judge of the Superior Court, Department 8
LOUIS H. WARD,
Judge of the Superior Court, Department 16.
JAMES G. CONLAN,
Presiding Judge of the Superior Court, Department 12.
JOHN J. VAN NOSTRAND,
Judge of the Superior Court, Department 4.
E. P. SHORTALL,
Judge of the Superior Court, Department 15.
GEORGE H. CABANISS,
Judge of the Superior Court, Department 3.
THOS. F. GRAHAM,
Judge of the Superior Court, Department 10.
FRANKLIN A. GRIFFIN,
Judge of the Superior Court, Department 5.
LILE T. JACKS,
Judge of the Superior Court, Department 6.
FRANK J. MURASKY,
Judge of the Superior Court, Department 2.
C. J. GOODELL,
Judge of the Superior Court, Department 11.

By Mr. Kline:

HEMET WOMAN'S CLUB, HEMET, CALIFORNIA.

Inasmuch as there is now pending at Sacramento, legislation which if enacted will absolutely require pasteurization of all milk offered for sale in the State, and in this will deprive the municipalities of the prerogative they now have of regulating the production and distribution of dairy products to suit their peculiar requirements; and

WHEREAS, Pasteurization is a highly expensive operation and could be installed by only the largest dairymen and would work toward monopoly and the elimination of many smaller producers with consequent decrease in supply and raise in price of retail milk, which would make its use prohibitive to the poorer classes that are now using it very generally; now, therefore, be it

Resolved, That the Hemet Woman's Club vigorously protest this intended legislation and request its Senator and Assemblyman to use their best efforts in defeating the measure.

BLANCHE S. HUNTCOX, Recording Secretary.

EFFIE G. CARR, President.

Also:

WHEREAS, It has come to the attention of the Hemet Woman's Club that a bill is to be introduced at the next session of our Legislature, changing the present district management of our schools to a county management; and

WHEREAS, That change takes away from each community all participation in the conduct of its schools, viz. the hiring of teachers, janitors, bus drivers, etc., and vests this authority in a county supervisor and five county trustees; and

WHEREAS, It further states that any bond issue for local improvement must be voted on by the whole county, and that small schools must be consolidated into one large unit, all of which we consider as detrimental to the best interests of our local schools; therefore, be it

Resolved, That the Hemet Woman's Club, assembled this twentieth day of December, does hereby go on record as opposed to the introduction or passage of this bill, and that copies of this resolution be sent to our Assemblyman, Senator and Governor.

EFFIE G. CARR, President.

BLANCHE S. HUNTOON, Recording Secretary.

Also:

INDIO, CALIFORNIA, March 6, 1929.

We, The Women's Club of Indio, Riverside County, California, do hereby protest the passage of Assembly Bill No. 459, introduced by Assemblyman Baum and commonly known as The California Taxpayers County Unit School Bill; and do petition the Legislators of the State of California to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for at least two years before enacting a law which involves such great changes in the educational system as this bill proposes.

CORDELIA R. AMES,

Chairman Legislative Committee.

By Mr. Seawell:

*To His Excellency, C. C. Young,
Governor of the State of California,
and to the Legislature of the State of California.*

We, the undersigned, residents and taxpayers of the State of California, do hereby respectfully represent as follows:

That the State Highway Commission of the State of California, according to information received by us, has sufficient funds and money with which to do all necessary work upon the State highways of the State of California; that there have been, during the year of 1928, a large number of unemployed free men in the State of California who would be greatly benefited by an opportunity for employment upon the State highway system of the State, that we are informed that the State Highway Commission has ample money and funds to its credit now to employ free labor upon the State highways; that the employment of free labor upon the State highways would greatly benefit residents of districts through which said highways traverse; that many residents of the State are opposed to the establishment of convict camps for work upon the State highway in the neighborhood, or vicinity, of their homes.

Therefore, we respectfully but earnestly protest against the further employment of convict labor upon the California State highway system by the California State Highway Commission, and do hereby respectfully urge and petition that that certain act of the Legislature of the State of California, known as the "Convict Labor Act," enacted June 9, 1923, and as amended by that certain act of the Legislature of the State of California, chapter 653, Statutes of 1927, be repealed.

F. B. ROSSI,

And 70 others.

By Mr. Witter:

RESOLUTION

CALIPATRIA, CALIFORNIA.

WHEREAS, There has been introduced in the Assembly of the State of California "An act providing for the management, control, administration and support of the public school system of the State of California" numbered Assembly Bill No. 459 and entitled "The School Code of the State of California" but popularly known as the County Unit Bill, and

WHEREAS, The board of trustees of the Calipatria Union High School District in regular meeting assembled on February 11, 1929, have carefully considered the provisions of Assembly Bill No. 459 and believe that said bill will not promote the best interests of the schools of this State for various reasons among which are:

1st. That the bill provides for a "county fragment" system, rather than a true county unit system, and

2d. That the number 1500 which is set as the minimum number of pupils in average daily attendance in independent school districts is entirely arbitrary and is not justified by facts and conditions as they actually exist, and

3d. That the bill does not contain an adequate or feasible method of setting up independent districts other than by this act created, when and if facts and conditions justify them, and

4th. That in our own county of Imperial, under the clumsy and unfair provisions of the bill, the three men who would virtually appoint the first board of education,

who would elect a superintendent for four years, and thereby practically determine the policy of the schools, do not live within the boundaries of, nor have any immediate interest in the proposed Imperial County School District, and

5th. That in our own county of Imperial the proposed county unit would be broken up territorially to such an extent that efficient administration would be difficult if not impossible, and

6th. That it seems doubtful if increased efficiency can result anywhere in the State under the provisions of this bill in spite of the increased revenues allowed the schools, and it is certain that hardships will be worked upon the smaller communities in many instances.

Now, therefore, be it

Resolved, By the board of trustees of the Calipatria Union High School District in regular meeting assembled on the 11th day of February, 1929, that this board do everything in their power to prevent the passage of Assembly Bill No. 459; and be it further

Resolved, That a copy of this resolution be forwarded to the Hon. Nelson T. Edwards, Senator from the Thirty-ninth Senatorial District, and to the Hon. Myron D. Witter, Assemblyman from the Seventy-eighth Assembly District, and to the boards of trustees of the Brawley, El Centro, Holtville, Imperial, and Calexico high school districts.

(Signed)

THOMAS M. MONTGOMERY, President.

T. N. MYERS, Clerk.

Also:

Petitions of protest against Assembly Bill No. 459 from the following districts in Imperial County: Holtville Grammar, Alamo, McCabe, Silsbee, Eucalyptus, Magnolia Union, Lantana, Westmoreland

By Mr. Mixer:

At a meeting of the city council of the city of Visalia, Monday, February 18, 1929, Councilman Bagby introduced the following resolution and moved the adoption thereof:

Resolved, That the council of the city of Visalia endorse Assembly Bill No. 652, providing for the appropriation of \$65,000 for the study of sewage disposal in the State of California, and we recommend that said bill be commended to our Senator and Assemblyman for their support. The motion was seconded by Councilman Ward and carried by vote as follows:

Ayes—Councilmen Lambert, Tschumy, Bagby, Godsey, Ward.

Noes—Councilmen, none.

Absent—Councilmen, none.

[SEAL]

IDA MARKHAM,

City Clerk of City of Visalia and ex officio Clerk of City Council.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

By Mr. Speaker:

SAN FRANCISCO, March 11, 1929.

Hon. Edgar C. Levey, Speaker of the Assembly,
California Legislature.

DEAR MR. LEVEY: This is to certify that Celestine J. Sullivan, LL. D., is the representative of "Better Health" and duly authorized to secure information on legislative matters affecting public health. Will you please enter his name as our representative and extend to him the usual courtesy given to a publication of the high standing of "Better Health."

Very truly yours,

C. D. McGETTIGAN, M. D., Director.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 260—An act to amend section 306 of the Political Code, relating to the Department of Institutions;

Also: Assembly Bill No. 325—An act to create a game refuge for quail in Marin County;

Also: Assembly Bill No. 449—An act to amend "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, by adding a new section thereto to be known as section 887, making it unlawful for any municipality to levy license taxes or fees against the business of, or instrumentalities used in, the sale or delivery of merchandise to retailers for retail purposes;

Also: Assembly Bill No. 594—An act to amend section 36 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the applications for registrations of motor vehicles;

Also: Assembly Bill No. 824—An act providing for the employment of home teachers by governing boards of school districts;

Also: Assembly Bill No. 860—An act to amend section 4307 of the Political Code, relating to county charges;

Also: Assembly Bill No. 1033—An act to add a new section to the Penal Code to be numbered 1618, relating to county and city jails and medical care of persons therein;

Also: Assembly Bill No. 457—An act providing for the organization of certain elementary school districts into union or joint union high school districts; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes, produced by another in the State of California;

Also: Assembly Bill No. 773—An act to amend section 4041 of the Political Code and to add twenty-five new sections to said code, to be numbered 4041.1 to 4041.25, both inclusive, relating to jurisdiction and powers of boards of supervisors. And reports that the same have been correctly re-engrossed.

SPALDING, Chairman

The above reported bills ordered on file for third reading.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 16—An act to create a Bureau of Medical and Hospital Service Companies in the office of the Insurance Commissioner and to define and provide for the licensing and regulation of medical and hospital service companies;

Also: Assembly Bill No. 117—An act to provide for needy blind persons, not inmates of any institution supported in whole or in part by the State or any of its political subdivisions, making appropriation therefor and prescribing penalties for the violation of the provisions of the act;

Also: Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act;

Also: Assembly Bill No. 593—An act to add two new sections to the "California Vehicle Act," approved May 30, 1923, as amended, to be numbered 36½ and 36¾, relating to registration of motor vehicles;

Also: Assembly Bill No. 630—An act to carry into effect the provisions of subdivisions 6 and 7 of section 8½ of article XI of the constitution of the State of California; to provide for the alteration of the boundaries of and for the consolidation of territory located in the county of San Mateo with the city and county of San Francisco, for the incorporation of such consolidated territory in and as a part of said city and county, and for the government of such consolidated territory as an integral part of such city and county of San Francisco;

Also: Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns;

And reports that the same have been correctly engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

MOTION TO RECONSIDER.

Mr. Byrne moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 552 was passed be continued until the next legislative day.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 2—An act to amend the Political Code, by adding thereto a new section to be numbered 4041*m*, empowering boards of supervisors of the counties of the State to lease all lands whether dedicated to a public use or not, and under the jurisdiction of the county, for the drilling of oil and gas, and the extraction of other minerals.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out lines 7 to 29, inclusive, and insert in lieu thereof the following "of any other minerals whatsoever, in tracts of such size and shape as the board of supervisors may determine, any land owned or under the jurisdiction of the county, whether dedicated to a public use or not, where such lands contain, in the judgment of the supervisors, oil, gas and other hydrocarbons, or other minerals in commercial quantities, *provided*, that no land used, owned, dedicated or acquired by purchase, condemnation, gift, or otherwise, as a public park, highway, street, walk, or public play ground shall be so leased; *provided, also*, that no land owned or under the jurisdiction of the county lying within three hundred feet above the line of high tide, or at any point below the line of high tide, of the Pacific Ocean, or any arm, bay, or inlet of the Pacific Ocean shall be leased, for the drilling for and production of petroleum products, or other minerals. Before executing a lease of any such property, the supervisors shall in open meeting, by not less than a two-thirds vote of its members, adopt a resolution declaring its intention to lease the same, which resolution shall describe the property proposed to be leased in such manner as to identify it, and shall specify the minimum rental and term for which it will be leased, and fix a time not less than three weeks thereafter and place for a public meeting of said supervisors, at which meeting sealed proposals to lease will be received and considered. Said resolution shall, before the date of such meeting, be published once a week for three successive weeks in one or more newspapers of general circulation in the county where said property is situated. At the time and place fixed in said resolution for the meeting all sealed proposals which have been received shall in public session be opened, examined and recorded by said board, and the property may be leased to the highest responsible bidder in the judgment of the board, *provided*, that the board may, should it deem such action for the best public interest, at any time reject any and all bids and withdraw such property from lease. Any order to lease made hereunder by said supervisors shall authorize and direct the execution and delivery by the chairman or other presiding officer of a lease to the lessee. Any money accruing from such leases shall be paid into the general fund of the county treasury for the use of the county."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 931—An act to validate the Golden Gate Bridge and Highway District, confirm its boundaries and all proceedings relative to the formation and incorporation thereof.

The above reported bill ordered on file for third reading.

Assembly Bill No. 867—An act relating to the opening and closing of polls at school elections.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 11, of the printed bill, strike out the word "three", and insert in lieu thereof the word "five".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 894—An act providing for the payment of traveling expenses of rural supervisors.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, strike out the period, and insert in lieu thereof the following: "of schools."

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, after the word "actual" insert the word "traveling".

AMENDMENT NUMBER THREE.

On page 1, line 7, of the printed bill, after the word "and" insert the word "other".

AMENDMENT NUMBER FOUR.

On page 1, line 7, of the printed bill, strike out the word "traveling".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 819—An act relating to the use of school buses owned by high school districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the numerals "1.73", and insert in lieu thereof the numerals "1 83."

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, after the word "one" insert the word "of".

AMENDMENT NUMBER THREE.

On page 1, lines 7 to 15, of the printed bill, strike out all of lines 7 to 15, inclusive, and insert in lieu thereof the following:

"Sec. 1.83 The driver or operator of a school bus, owned or operated by a school district for the transportation of pupils to and from school in the school district shall not be allowed to go into any other school district for the purpose of transporting pupils from such other school district to any school situated in the school district owning or operating the school bus; nor shall any driver or operator of any school bus knowingly assist in the transportation of any pupil or pupils from any other school district into the school district which owns or operates the bus without first having obtained the written consent of the board of trustees from which the pupils are transported."

Amendments adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 251—An act authorizing the creation of a debt or debts, liability or liabilities through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans' Farm and Home Purchase Act, approved May 30, 1921, and of any and all acts amendatory thereof or supplemental thereto; creating a Veterans' Welfare Finance Committee; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State offices in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the

interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1930.

The above reported bill ordered on file for third reading.

Assembly Bill No. 252—An act to add a new article to chapter 3 of title I, part III of the Political Code, to be numbered article II*k*, embracing sections 374 to 374*g*, inclusive, relating to a Department of Military and Veterans' Affairs.

The above reported bill ordered on file for third reading.

Assembly Bill No. 910—An act to pay the claim of L. A. Norton against the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, after the word "of" insert the word "fifty".

AMENDMENT NUMBER TWO.

On page 1, line 2, of the printed bill, after the dollar mark, insert the figure "5".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 753—An act to add a new section to the Political Code, to be numbered 539*d*, relating to the printing of legislative bills and constitutional amendments prior to the convening of the Legislature.

The above reported bill ordered on file for third reading.

Assembly Bill No. 798—An act authorizing and providing for an investigation and report upon the methods of financing irrigation, reclamation and other public improvement districts in agricultural regions, providing for a commission therefor, and defining the duties and powers of such commission in respect thereto, and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out the words "an investigation and", and insert in lieu thereof the word "a".

AMENDMENT NUMBER TWO

In line 2 of the title of the printed bill, immediately following the word "financing" insert the words "and refinancing".

AMENDMENT NUMBER THREE.

On page 1, line 4, of the printed bill, beginning in said line 4, strike out all of lines 4 and 5, inclusive, and insert in lieu thereof the following: "used at the direction of the governor for the purpose of reporting upon better methods of financing and refinancing irrigation,".

AMENDMENT NUMBER FOUR.

On page 1, line 10, of the printed bill, strike out the words "investigation and".

AMENDMENT NUMBER FIVE.

On page 1, line 13, of the printed bill, immediately following the word "financing", insert the words "and refinancing".

AMENDMENT NUMBER SIX.

On page 1, line 16, of the printed bill, strike out the word "investigate", and insert in lieu thereof the words "report upon".

AMENDMENT NUMBER SEVEN.

On page 1, line 17, of the printed bill, immediately preceding the word "irrigation", insert the following: "and refinancing".

AMENDMENT NUMBER EIGHT.

On page 1, line 21, of the printed bill, immediately following the word "financing", insert the words "and refinancing".

AMENDMENT NUMBER NINE.

On page 1, line 22, of the printed bill, strike out the word "investigations", and insert in lieu thereof the word "report".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 344—An act to amend section 832 of the Civil Code, relating to excavations, lateral and adjacent support, and establishing standard depth for foundations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 20, of the printed bill, strike out the words "at least thirty days", and insert in lieu thereof the word "reasonable".

AMENDMENT NUMBER TWO.

On page 1, line 21, of the printed bill, after the words "which notice", insert the words "under any circumstances shall be, not less than ten days and".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 925—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county, or city is a party.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 4, of the printed bill, after the word "injury", insert a comma and the following: "occurring therein,".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 76—An act to amend section 1096a of the Political Code, relating to elections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 76 passed by the following vote:

AYES—Adams, Badham, Baum, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, and Mr. Speaker—53.

NOES—Arnold—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 431—An act to amend section 1197 of the Political Code, relating to election ballots, the manner of voting and the conduct of elections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 431 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. ELBERT G. ADAMS IN THE CHAIR.

At ten o'clock and fifty-five minutes a.m., Hon. Elbert G. Adams, member of the Assembly from the Forty-ninth District, in the chair.

Assembly Bill No. 590—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Anderson moved that Assembly Bill No. 590 be withdrawn from the file, and ordered re-referred to Committee on County Government. Motion carried.

Assembly Bill No. 590 ordered re-referred to Committee on County Government.

Assembly Bill No. 1045—An act to amend section 647 of the Penal Code, relating to vagrancy.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1045 passed by the following vote:

AYES—Adams, Arnold, Baum, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett,

Jones, Jost, Leymel, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Morgan, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, and Wright—53

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 457—An act providing for the organization of certain elementary school districts into union or joint union high school districts.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr Craig moved that Assembly Bill No. 457 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No 457 ordered re-referred to Committee on Education.

Assembly Bill No. 694—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending section 28, relating to the definition and regulation of the business of banking.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 694 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Brock, Cloudsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, and Young—55.

NOES—Luttrell, and Lyons—2.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and twenty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

HON. HARRY LYONS IN THE CHAIR.

At eleven o'clock and twenty-six minutes a.m., Hon. Harry Lyons, member of the Assembly from the Sixty-fourth District, in the chair.

Assembly Bill No. 721—An act to add a new section to the Political Code of the State of California, to be numbered 3456c, relating to assessments levied by reclamation districts.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 721 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones,

Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 682—An act to add a new section to the Civil Code to be numbered 2924a, relating to sales of trust property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 682 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

MOTION TO SUSPEND RULE.

Mr. Stockwell moved that Rule 71 be suspended for the remainder of the day.

Motion lost.

Assembly Bill No. 684—An act to amend section 1592 of the Code of Civil Procedure, relating to investment of moneys of estate pending settlement.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 684 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and thirty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 641—An act to amend section 1274a of the Code of Civil Procedure of the State of California, relating to the deposit of unclaimed property in the estates of decedents.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 641 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Kline, Leymel, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Woolwine, Wright, Young, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 383—An act to add a new section to the Code of Civil Procedure, to be numbered 1952, relating to the admissibility of circular evidence.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 383 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Eddy, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, McDonough, McGuinness, Meeker, Miller, Eleanor; Morgan, Nielsen, Noyes, Olva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Williams, Woolwine, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 750—An act to add a new section to the Penal Code, to be numbered 397*d*, relating to search and seizure.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Sewell moved that Assembly Bill No. 750 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 750 ordered re-referred to Committee on Judiciary.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Baum:

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to allow the tax for the special building fund of any school district to be levied and expended without the vote of the district.

Referred to Committee on Introduction of Bills.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 527—An act to amend section 1723 of the Code of Civil Procedure, relating to the termination of certain interests in property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 527 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 781—An act to add a new section to the Political Code, to be numbered 625*b*, relating to bonds and undertakings of corporate sureties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 781 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Morgan, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

MOTION TO SUSPEND RULE.

Mr. Oliva moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Emmett: An act to amend sections 17 and 18 of an act entitled "The California Fruit, Nut and Vegetable Standardization Act of 1927," approved June 2, 1927, relating to the packing and sale of avocados and berries.

By Mr. Reindollar: An act to amend section 737*u* of the Political Code, relating to the salary of the superior judge in and for the county of Marin.

By Mr. Seawell: An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class.

By Mr. Crowley: An act making an appropriation for minor construction, improvements and repairs at San Quentin Prison.

By Mr. Baum: An act to allow the tax for the special building fund of any school district to be levied and expended without the vote of the district.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes,

Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—64.

NOES—None.

RECESS.

At twelve o'clock and ten minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 823—An act validating the formation, organization and existence of sanitary districts and declaring the urgency of the same;

Also: Senate Bill No. 656—An act to add a new section to the Political Code to be numbered 594*b*, relating to burial contracts and certificates; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 550—An act to add two new sections to be numbered 13 and 14 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to withdrawal and annexation of territory in public cemetery districts;

Also: Assembly Bill No. 785—An act to amend sections 1184, 1184*a* and 1184*b* of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No. 786—An act to amend section 1183 of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No. 787—An act to amend sections 1187 and 1188 of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No. 788—An act to amend section 1192 of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No. 789—An act to amend section 1197 of the Code of Civil Procedure, relating to mechanics' liens;

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Concurrent Resolution No. 5—Relative to speculation in desert lands—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

SEWELL, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 458—An act to amend section 737*dd* of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Orange;

Also: Assembly Bill No. 213—An act to amend section 1490 and to repeal section 1491*a* of the Code of Civil Procedure, relating to the publication of notice to creditors;

Also: Assembly Bill No. 133—An act to declare provisions in contracts of employment whereby either party undertakes not to join, become or remain a member of a

labor union or of any organization of employers or undertakes in such event to withdraw from the contract of employment, to be against public policy and void;

Also: Assembly Bill No. 335—An act to amend section 128 of the Civil Code, as to the residence of the plaintiff, defendant and cross-complainant in an action for divorce;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 330—An act to amend section 19, r17 of the Juvenile Court Law, approved June 5, 1915, relating to counties of the seventeenth class;

Also: Assembly Bill No. 1079—An act to amend section 2322 of the Political Code, creating the office of county agricultural commissioner, and transferring to said office the powers and duties of the county horticultural commissioner;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 541—An act to amend section 4269 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the fortieth class;

Also: Assembly Bill No. 45—An act to amend section 4254 of the Political Code, relating to compensation of county officers and employees in counties of the twenty-fifth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON HOSPITALS AND ASYLUMS.

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on Hospitals and Asylums, to which was referred Assembly Bill No. 691—An act to amend section 2192 of the Political Code;

Also: Assembly Bill No. 896—An act authorizing the conveyance to the county of Los Angeles, State of California, of lands and rights of way for road purposes along, in, through or across property of the State known as the Norwalk State Hospital grounds;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

OLIVA, Chairman.

The above reported bills ordered on file for second reading.

ON AGRICULTURE

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 978—An act to amend the California Fruit, Nut and Vegetable Standardization Act of 1927, approved June 2, 1927, as amended, by amending section 35 thereof, relating to standards for sweet potatoes;

Also: Assembly Bill No. 1037—An act to amend an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927, by adding a section 15a, and to repeal "An act to establish standards for the packing, marketing and sale of apples, forbidding the sale of certain infected and diseased apples, providing for the inspection and certification thereof, and for its enforcement, fixing penalties for its violation, and repealing an act entitled 'The Standard Apple Act of 1917,' approved May 7, 1917," as amended, approved June 3, 1921, Statutes 1921, page 1169; amended Statutes

1923, page 472; amended Statutes 1925, page 1131; amended Statutes 1927, chapter 250, and to provide for the necessary transfer of funds;
Has had the same under consideration, and respectfully reports the same back with-
out recommendation, as amended.

JOST, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 685—An act to amend sections 2, 5 and 7 of an act entitled "An act to promote the apicultural interests of California by providing for the inspection and disposition of bees, their brood, hives and appliances that are or may be infected with disease, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners, and defining their powers and duties hereunder, providing for the establishment of quarantines to prevent the introduction and spread of disease, declaring box hives and infected bees, their brood, hives and appliances to be a public nuisance and providing for the abatement thereof, providing for the registration of apiaries, prohibiting the sale or removal of infected bees, their brood, hives and appliances without permit, providing penalties for the violation hereof, and repealing an act entitled 'An act to promote the apicultural interests of the State of California by providing county inspectors of apiaries and defining their duties, and providing for their compensation, and repealing the act entitled "An act to authorize the boards of supervisors of the several counties of this state to appoint inspectors of apiaries, and provide for their compensation, and defining their duties, and for the further protection of bee culture, approved March 13, 1883."' approved February 20, 1901, as amended," approved May 31, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 732—An act to amend section 2319 of the Political Code, relating to the licensing of persons selling, shipping, or offering for sale any nursery stock, trees, plants, shrubs, bulbs or vines for planting, propagation or ornamental purposes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JOST, Chairman.

The above reported bill ordered on file for second reading.

ON HOSPITALS AND ASYLUMS.

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on Hospitals and Asylums, to which was referred Assembly Bill No. 1083—An act authorizing the State Department of Finance to select and acquire additional land for the State Hospital at Patton, California, and to that end to sell or exchange certain property belonging to the State and situated in the county of San Bernardino, and making an appropriation therefor;

Also: Assembly Bill No. 523—An act to provide for the establishment of a State Hospital for the Insane, providing for commitments thereto and the management thereof, and making an appropriation therefor;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass, and be re-referred to Committee on Ways and Means.

OLIVA, Chairman.

The above reported bills ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Hospitals and Asylums, to which was referred Assembly Bill No. 689—An act to amend sections 4 and 11 of an act entitled "An act to provide an institution for the confinement, cure, care, and rehabilitation of drug addicts to be known as the State Narcotic Hospital; to provide for the government and maintenance thereof; to provide for admission and commitment of such addicts, and to prescribe penalties for unlawfully or improperly contriving to have persons adjudged drug addicts under this act; to provide penalties for procuring the escape, or aiding or advising in the escape of inmates, or concealing inmates thereof." approved April 9, 1927, relating to payment of expenses of persons committed to State Narcotic Hospital;

Also: Assembly Bill No. 692—An act to amend sections 20 and 31 of an act entitled "An act to be known as the 'Pacific Colony Act' to establish an institution for the care, confinement and instruction of feeble-minded and epileptic persons, to

provide for government and maintenance thereof, and for the study of mental deficiency and related problems, to provide for admission and commitment to such institution and to prescribe penalty for unlawfully or improperly contriving to have persons adjudged feeble-minded under this act, to provide for the sterilization of inmates of such institution, to prescribe penalties for procuring the escape or aiding or advising in the escape of inmates, or concealing inmates thereof, to provide a contingent fund for the use of such institution and to make an appropriation therefor," approved June 1, 1917, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

OLIVA, Chairman.

The above reported bills ordered on file for second reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Emmett: Assembly Bill No. 1090—An act to amend sections 17 and 18 of an act entitled "The California Fruit, Nut and Vegetable Standardization Act of 1927," approved June 2, 1927, relating to the packing and sale of avocados and berries.

Bill read first time, and referred to Committee on Agriculture.

By Mr. Reindollar: Assembly Bill No. 1091—An act to amend section 737*u* of the Political Code, relating to the salary of the superior judge in and for the county of Marin.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Seawell: Assembly Bill No. 1092—An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class.

Bill read first time, and referred to Committee on County Government.

By Mr. Crowley: Assembly Bill No. 1093—An act making an appropriation for minor construction, improvements and repairs at San Quentin Prison.

Bill read first time, and referred to Committee on Prisons and Reformatories.

By Mr. Baum: Assembly Bill No. 1094—An act to allow the tax for the special building fund of any school district to be levied and expended without the vote of the district.

Bill read first time, and referred to Committee on Education.

By Mr. McGuinness: Assembly Constitutional Amendment No. 19—Proposed amendment to article XIII of the constitution, relative to the exemption from taxation of the property of all veterans of the Army, Navy or Marine Corps and Revenue Marine Service of the United States in time of war.

Introduced, and referred to Committee on Constitutional Amendments.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. DeYoe:

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to cure defects in maps or plats filed for record prior to March 1, 1929, and in deeds or conveyances referring to such maps.

Referred to Committee on Introduction of Bills.

By Mr. Roberts:

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act authorizing any municipal corporation to institute suits against the State of California or any county of said State to cancel tax assessments and sales erroneously made against municipal owned property exempt from taxation.

Referred to Committee on Introduction of Bills.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 165—An act relating to the sale or exchange of surplus products between institutions owned, managed or controlled by the State, or to the political subdivisions thereof, and providing for the disposition of moneys received therefrom, and to repeal that certain act entitled "An act providing for the exchange of commodities between the public institutions owned or managed and controlled by the State, or the political subdivisions thereof," approved March 18, 1905.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 165 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Kenton, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Patterson, Reindollar, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—53.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Woolwine gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 165 was this day passed.

Assembly Bill No. 962—An act to add a new section to the Political Code to be numbered 686, relating to the creation of a Division of Personnel and Organization in the Department of Finance and the transference of the work, affairs and functions of the State Civil Service Commission to said department and providing for the performance and discharge of said duties by said department through the Civil Service Commission.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 962 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Keaton, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Oliva, Quigley, Reindollar, Roberts, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 117—An act to provide aid for needy blind persons, creating a State Blind Benefit Commission, and defining the powers and

duties thereof, making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Crowley moved that Assembly Bill No. 117 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 117 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 16—An act to create a Bureau of Medical and Hospital Service in the office of the Insurance Commissioner and to define and provide for the licensing and regulation of medical and hospital service companies.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. West moved that Assembly Bill No. 16 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 16 ordered re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Keaton moved that Assembly Bill No. 255 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 255 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 26—An act to amend section 626*i* of the Penal Code, relating to the limit of deer that may be killed.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Heisinger moved that Assembly Bill No. 26 be withdrawn from the file, and ordered re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 26 ordered re-referred to Committee on Fish and Game.

Assembly Bill No. 566—An act to amend section 629 of the Penal Code, relating to fish and game.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Scudder moved that Assembly Bill No. 566 be withdrawn from the file, and ordered re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 566 ordered re-referred to Committee on Fish and Game.

Assembly Bill No. 325—An act to create a game refuge for quail in certain parts of Marin County.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 325 passed by the following vote:

AYES—Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Spalding, Stockwell, West, Williams, Wilhamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 651—An act to amend section 2322x of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors, in counties of the eighteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 651 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Spalding, Stockwell, West, Williams, Wilhamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. CHRIS N. JESPERSEN IN THE CHAIR.

At two o'clock and forty minutes p.m., Hon. Chris N. Jespersen, member of the Assembly from the Fifty-third District, in the chair.

Assembly Bill No. 20—An act to amend section 1936 of the Political Code, relating to the powers of the Adjutant General.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 20 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman,

Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williamson, Witter, Woolwine, Wright, and Young—59.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 420—An act confirming and validating the formation or organization and existence of irrigation districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 420 passed by the following vote:

AYES—Anderson, Badham, Baum, Bernard, Brock, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Emmott, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Keaton, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER SEVENTEEN.

Senate Constitutional Amendment No. 17—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California adding to article XIII thereof a new section, to be numbered 18, relative to taxation of marine insurers.

COMMITTEE AMENDMENTS.

During reading of Senate Constitutional Amendment No. 17, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Amend title in the second line thereof, by striking out the word "to" following the word "amendment".

AMENDMENT NUMBER TWO.

Amend title in the fifth line thereof, by inserting the word "ocean" before the word "marine".

AMENDMENT NUMBER THREE.

On page 1, line 9, of the printed measure, as engrossed, after the word "of" in said line insert the word "ocean".

AMENDMENT NUMBER FOUR.

On page 1, line 21, of the printed measure, as engrossed, after the first quotation mark and immediately preceding the word "marine" in said line, insert the word "ocean".

Amendments adopted.

Senate Constitutional Amendment No. 17 ordered to reprint, and on file for adoption.

Senate Bill No. 22—An act to provide for the establishment, government, maintenance and operation of the public school systems of the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 22 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Young—60.
 NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Williamson gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 22 was this day passed.

THE SPEAKER IN THE CHAIR.

At three o'clock p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

MOTION TO RE-REFER.

Mr. Scofield moved that Assembly Bill No. 128 be withdrawn from the file, and be re-referred to Committee on Public Utilities.

MOTION TO LAY ON TABLE.

Mr. Williamson moved that the motion to re-refer Assembly Bill No. 128 to Committee on Public Utilities be laid on the table.

REQUEST FOR ROLL CALL.

On request of Messrs. Sewell, Keaton and Williamson, the Speaker ordered a roll call taken on the motion to lay on the table.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Sewell moved a call of the House.

Motion carried.

Time, three o'clock and fifteen minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell Sewell, Spalding, Stockwell, West, Wilhams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—67.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At three o'clock and twenty minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Sewell.

The roll of absentees was called, and the motion to lay on the table carried by the following vote:

AYES—Anderson, Bernard, Bliss, Byrne, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, Eddy, Flynn, Gilmore, Hawes, Hersinger, Jespersen, Jewett, Jones, Kline, Leymel, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Olva, Quigley, Reindollar, Roland, Seawell, Sewell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—40.

NOES—Arnold, Badham, Baum, Brock, Cloudman, Coombs, Crawford, DeYoe, Dillinger, Emmett, Feeley, Fisher, Fry, Harper, Hoffman, Ingels, Jost, Keaton, Little, Luttrell, Lyons, Mixer, Morgan, Parkman, Patterson, Roberts, Scofield, Scudder, Snyder, Spalding, Stockwell, and Woolwine—32.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was received, and ordered printed in the Journal:

MESSAGE ON HIGHWAYS.

EXECUTIVE DEPARTMENT STATE OF CALIFORNIA,
SACRAMENTO, March 12, 1929.

To the Members of the Senate and the Assembly.

In the message transmitted to you at the opening of the present legislative session, and again in the message accompanying the budget, there was discussed the importance of our State highway system to the prosperity and growth of California. In these messages the following statement was made relative to the inclusion of new roads in the State system.

"At this time it will be necessary to establish some policy relative to the inclusion of new roads within the State highway system. There is a certain 'orphan' section of highway which, by error in description, by oversight, or through other fault, was not included in the State system when the parent roads were designated as State highways. This probably should be annexed to the present system at once. It comprises about five miles. But aside from this I am very doubtful whether other additions can be made just now without disrupting our entire highway program.

There are certain other roads, now a part of county highway systems, that are largely devoted to State rather than local uses. These roads clearly have prior rights to become a part of the State system, when that system is expanded. The question now is as to when such transfer should take place. I would suggest to the Director of Public Works that during the next two years he make a comprehensive traffic study of those county highways in California which now serve as arterial highways, or of routes not now in the State system of probable arterial value, to determine what roads should be added to the system, and the order in which they should be added as determined by State use and traffic needs, together with an estimate of the probable time when such roads can be included in the State system without imposing an impossible burden on that system.

No governor should be asked or expected to sign a bill providing for the extension of the State highway system, except upon recommendation of the Department of Public Works—a recommendation in its turn based upon a careful study of traffic requirements and highway use, in line with the broad general policy of long-time planning. Any other plan will break down our program of highway construction and will savor of political expediency rather than of safe and businesslike procedure. Whatever policy may be adopted must be based on traffic and not political pressure."

POLICY FOR INCLUSION OF NEW ROADS.

Having thus recognized that there are unquestionably roads which should be added to the State system, and having suggested a study of these roads during the next two years, it becomes necessary to adopt a policy which at the earliest possible moment may afford relief to those localities where county roads, due to the large volume of State traffic using them, have in effect become State roads, thus throwing an undue maintenance burden upon the counties in which these roads lie. It is only fair and proper that this situation be corrected through a gradual expansion of our secondary road system.

Accordingly I would suggest that by resolution the Legislature direct that a study of this problem be immediately begun in order to determine:

(1) Roads not now in the State highway system, which in the opinion of the California Highway Commission and the Department of Public Works, should properly be included in it.

(2) The extent to which there is a lack of balance which prevents a well-ordered and unified system and the manner in which such lack of balance may be corrected.

(3) A study of the State highway system, which will give information regarding the cost of bringing the system up to a stage where traffic on our highways is adequately and economically served.

(4) The extent to which highways may be added in the next two years to the State system without unduly jeopardizing existing and future maintenance and construction funds; and

(5) Some method by which these maintenance and construction funds may as soon as possible be made available for the new roads that may be added to the State system.

I think we would all agree that, considering the many hundreds of miles of unimproved and undeveloped roads in our existing State highway system, we should not add new roads to that system in any careless or haphazard way. I think we would agree that before a road is added a traffic and economic study should determine its necessity, and a survey as to rights of way, grades, economy of construction, and the like, should determine its location.

I think we would also agree that new roads should not be added more rapidly than they can be adequately cared for. Money spent on these new roads can be expended only on the theory that they are more immediately important to the State than other roads in the existing system whose development might thereby be postponed. I am of the opinion that the California Highway Commission and the Department of Public Works are justified in their belief that at the present time a mileage increase of approximately 10 to 12 per cent. or between 650 and 800 miles, is about all the system can safely stand.

NECESSITY OF EQUALIZING SECONDARY MILEAGE

I think we would agree that in developing our highway system we must do justice to all sections of the State. The Breed law, in allocating gas tax funds, proportioned the amounts given to primary roads in the northern and southern portions according to the primary mileage in these two sections these being roads of state-wide interest and importance. For the secondary roads, however, an equal amount of funds was given to the north and to the south. I believe that the best interests of the State will be served by maintaining this equality of allotment.

However, the present highway system as built up during previous administrations included only 525 miles of secondary roads in the southern counties as against 1778 miles in the north. This means that whereas the north has 1778 miles over which to spread its allotment of secondary highway funds, the south has only 525 miles on which to use an equal allotment, thus requiring that, until this lack of balance is adjusted by taking in other roads which may qualify for a place in the State system, there must be an uneven development of the secondary system in the two ends of the State.

No one, I am sure, would wish to disturb the equal allotment of funds to northern and to southern secondary roads. It is obvious, therefore, that an unsatisfactory condition will exist until the present great disparity in secondary mileage is reduced. The Highway Commission assures me that on the basis of preliminary investigations it is also obvious that, in the 10 to 12 per cent increase referred to above, they must of necessity recommend the addition of three or four times as much mileage in the south as in the north. This addition will be confined to the secondary system and by so doing it will more nearly equalize the secondary mileage in the State.

UNDISPUTED FAIRNESS OF SOUTHERN POSITION.

I have noted certain newspaper accounts which would seem to indicate that it is proposed to change the present equal allocation of funds to northern and to southern secondary roads. Nothing can be further from the facts, since neither south nor north seeks to disturb this wise provision of the Breed law. The only change suggested is a rather generous increasing of the 525 miles of southern secondary roads until they shall more nearly approach in extent the 1778 miles of secondary roads in the north.

Fortunately no one wants to precipitate a conflict between the two ends of the State. The south is not asking for a single dollar additional for the construction or reconstruction of its secondary road system. It is asking, however, for an increased secondary mileage over which to spread the allotment which it now receives; and I have yet to meet a friend of good roads, in the Legislature or out of it, who considers this an unreasonable request. It is not right that, with practically equal traffic and almost equal area, one end of the State should continue to have nearly three and one-half times as much secondary mileage as the other; and that the latter owing to this limited mileage, must continue to convey its equal traffic so largely over locally maintained county roads.

On one point, however, I must reiterate what I have already quoted from my biennial message, that we must see to it that no extensions whatever shall be made to the State highway system except after careful study and survey on the part of our highway engineers. To do otherwise would be to include roads which afterwards we might all regret, just as we now regret hundreds of miles which without sufficient study were long ago unwisely included in our present highway system. Having made this mistake once, we must not make it again. Even for the roads which are included we must make certain of the engineering data which shall make each of them the very best road possible for the community which it serves. The Highway Commission and Department of Public Works have indicated that they are prepared to commence this work at once, thus assuring that the necessary new secondary roads shall be promptly added. I thoroughly approve of this, and also approve of the ratio by which it is proposed to begin the correction of the very indefensible disparity of secondary mileage in the two ends of the State.

Nevertheless, while this disparity is gradually being corrected, the study as proposed must ultimately include every road in every section of the State whose probable right to a place in the State system can be demonstrated. Thus from time

to time other roads will be added, both north and south, until our secondary highway system is complete. This, when finally brought about, must be only through the admission of roads on which such adequate study has been made, and whose right to a place in the secondary highway system can not be disputed.

PROMPT INCLUSION OF NEW ROADS INSURED

It only remains to discover a method by which when new roads are recommended to the Legislature for adoption into the system, these roads may share in construction and maintenance funds as speedily thereafter as possible. In other words, if these roads are not formally adopted until the next legislative session, how can they be included in the highway budget made just previous to the beginning of that session?

While it might be questioned whether authority can be delegated to a highway commission actually to "adopt" new roads into the system without legislative ratification, the Highway Commission can at least, after proper study, submit these to the Legislature and include them in its proper highway budget, thus making certain that they can be cared for as State highways two years from next July.

By this procedure no time will be lost in providing for the construction and maintenance of the new roads thus to be taken into the system. The highway budget for the present biennium is already made up, but these roads will go into the next budget, will be recommended in my next biennial message, and beyond the shadow of a doubt will be formally ratified by the next Legislature. Meanwhile, with entire justice to every section of the State, we shall have established the principle that roads shall be added to our highway system, not through political pressure, but as the result of an impartial, unbiased study of our highway needs. This will also give to the members of the Legislature supporting data for the roads in which they are interested and which they may hereafter seek to have added to the system.

BASIC PRINCIPLES FOR HIGHWAY CONSTRUCTION

I feel very strongly that the time is now ripe, and the opportunity here, to formulate a policy and establish a precedent that will govern future additions to the State highway system upon the basis of their ability to qualify as of State importance. This policy and precedent may be tersely stated as providing that expert study by State authorities must precede, rather than follow, the inclusion of roads into the State highway system.

In conclusion, permit me to call your attention to the fact that our major highway problems have been solved in a substantially satisfactory manner, with the exception of the method by which additions to the State highway system shall be made. The greatest contribution that this Legislature can make to our highway system is to formulate a policy of highway extension that will give to the system its necessary and proper measure of protection.

I feel that a program outlined in a concurrent resolution, embodying by reference what I have tried to express in this message, is one in which friends of good roads all over California can join. I feel also that this is a most happy time for the formulation of these principles, since at this particular time our action will not jeopardize the interest or delay the improvement of any road in any section of the State.

Respectfully submitted,

C. C. YOUNG, Governor.

MOTION TO CONTINUE RECONSIDERATION

Mr. Quigley moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 388 was passed be continued until the next legislative day.

Motion carried.

RECONSIDERATION WAIVED.

Mr. Anderson waived his notice to reconsider the vote whereby Senate Bill No. 499 was passed.

Senate Bill No. 499 ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 113—An act to amend section 1 of an act entitled "An act to authorize the transportation of certain dependent children for whom proper homes are offered outside the State," approved May 12, 1927, and making an appropriation therefor:

Also: Assembly Bill No. 251—An act authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single

object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans' Farm and Home Purchase Act, approved May 30, 1921 and of any and all acts amendatory thereof or supplemental thereto, creating a Veterans' Welfare Finance Committee; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State offices in respect to the administration of the provisions hereof, providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures, appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1930;

Also, Assembly Bill No. 252—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article 2*k*, embracing sections 374 to 374*g*, inclusive relating to a Department of Military and Veterans' Affairs;

Also, Assembly Bill No. 288—An act to add a new section to the Civil Code to be numbered 2016, defining the liability of the master to his servant when requiring such servant to wear a uniform or special dress in performing the duties of the employment;

Also, Assembly Bill No. 333—An act to amend section 4253 of the Political Code, relating to the salaries of the county officers of counties of the twenty-fourth class;

Also, Assembly Bill No. 339—An act to amend section 2322/20 of the Political Code relating to the compensation of the horticultural commissioner in counties of the twentieth class;

Also, Assembly Bill No. 368—An act to amend an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects, and to provide for the assessment, levy, collection and disbursement of taxes thereon" approved May 29, 1915, amended April 27, 1927, by adding new sections thereto to be numbered sections 12, 13, 14, 15, 16, 17, 18, 19 and 20, and relating to the formation, government and operation of said districts embraced in territory in more than one county, and adding territory to districts already formed;

Also, Assembly Bill No. 592—An act to amend sections 51, 66, 72 and 73 of the "California Vehicle Act" approved May 30, 1923, as amended, relating to the issuance, revocation and suspension of licenses and registration of motor vehicles;

Also, Assembly Bill No. 753—An act to add a new section to the Political Code to be numbered 539*d*, relating to the printing of legislative bills and constitutional amendments prior to the convening of the Legislature;

Also, Assembly Bill No. 889—An act to regulate the construction and maintenance of auto camps in unincorporated areas, to provide for the inspection and supervision of same and to provide penalties for the violation of the provisions thereof;

Also, Assembly Bill No. 931—An act to validate the Golden Gate Bridge and Highway District, confirm its boundaries and all proceedings relative to the formation and incorporation thereof

And reports that the same have been correctly engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER Your Committee on Judiciary, to which was referred Senate Bill No. 781—An act to amend section 1313 of the Civil Code, relating to restriction on devise for charitable uses.

Also, Senate Bill No. 528—An act to amend section 857 of the Civil Code of the State of California;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON CONTINGENT EXPENSES

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER Your Committee on Contingent Expenses, to which was referred the following resolution by Mr. Snyder

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the persons or firms listed below, and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same

Cascade Towel Supply Company (towel service).....	\$19 95
M. H. Ebel.....	15 00
Western Union Telegraph Company.....	7 36
Bureau of State Purchases.....	312 17

Has had the same under consideration, and respectfully reports the same back, and recommends that the same be adopted.

(Signed out)

SNYDER, Chairman.
NIELSEN.
COLLIER.
GILMORE.
WILLIAMS.

Mr. Snyder moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Brock, Byrne, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, James A. Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Wright, Young, and Mr. Speaker—53.

NOES—None.

Also:

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred the following resolution by Mr. Snyder:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant upon the contingent expense fund in favor of Arthur A. Ohnum, Chief Clerk, and the State Treasurer is hereby directed to pay the same, for the sum of one hundred (\$100) dollars, said amount being for the payment of postage, telegraphing, expressage and incidental expenses of the Chief Clerk's office—has had the same under consideration, and respectfully reports the same back, and recommends that the same be adopted.

(Signed out)

SNYDER, Chairman.
NIELSEN.
COLLIER.
GILMORE.
WILLIAMS.

Mr. Snyder moved the adoption of the report and resolution

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Arnold, Baum, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, DeYoe, Dillinger, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williamson, Witter, Wright, and Mr. Speaker—54.

NOES—None.

INTRODUCTION AND REFERENCE OF BILL

The following concurrent resolution was introduced, and referred as indicated:

By Mr. Jespersen: Assembly Concurrent Resolution No. 16—Relative to the orderly addition of new roads to the State highway system, after engineering and economic studies by the California Highway Commission and the Department of Public Works

Introduced, and referred to Committee on Roads and Highways.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 556—An act to amend the Political Code, by adding thereto a new section to be numbered 2168a, providing for the arrest, without a warrant upon probable cause, of alleged insane persons;

Also: Senate Bill No. 521—An act to amend sections 2319a, 2319b, and 2319c of the Political Code, relating to the duties of the State Commissioner of Horticulture;

Also: Senate Bill No. 747—An act amending section 9 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, prescribing the method of computing the amount of compensation payable in second injury cases; providing a method of compensating for permanent disabilities suffered by employees in industry after previous permanent disabilities and creating a "subsequent injuries fund" to compensate for further disabilities by fixing a liability on all employers subject to the "Workmen's Compensation, Insurance and Safety Act of 1917" and amendments thereto, to pay a specified amount into the "subsequent injuries fund" in addition to liability under said act, in cases where their employees sustain fatal injuries in the course of their employment and leave no dependents; for the administration of said fund by the Industrial Accident Commission; for the determination of controversies arising out of this act by said Industrial Accident Commission and by the superior and municipal courts of the State of California,

Also: Senate Bill No. 773—An act to amend section 15c of the Building and Loan Commission Act;

Also: Senate Bill No. 765—An act to repeal an act entitled "An act authorizing the board of supervisors of the counties in which water is sold for the purpose of irrigation, to fix the rates at which water shall be sold," approved March 26, 1880,

Also: Senate Bill No. 766—An act to repeal an act entitled "An act to regulate and control the sale, rental, and distribution of any appropriated water in this State other than in any city, city and county, or town therein and to secure the rights of way for the conveyance of such water to the places of use," approved March 12, 1885.

J. A. BEEK, Secretary of Senate

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 556 and 747 read first time, and referred to Committee on Judiciary.

Senate Bill No. 521 read first time, and referred to Committee on Agriculture.

Senate Bill No. 773 read first time, and referred to Committee on Building and Loan Associations.

Senate Bills Nos. 765 and 766 read first time, and referred to Committee on Irrigation.

Also:

SENATE CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 51—An act to amend section 384a of the Penal Code, relating to the protection of native trees, shrubs and ferns.

Also: Senate Bill No. 227—An act to add a new section to the Political Code to be numbered section 2643, relating to powers and duties of supervisors respecting the abandonment of certain roads and providing the method therefor:

Also: Senate Bill No. 315—An act to establish the line of ordinary high tide in certain parts of Newport Bay in Orange County, California, in conformity with and to confirm certain decrees of the superior court of the State of California, in and for the county of Orange, establishing said line of ordinary high tide, and to confirm the grants of tidelands heretofore made to the city of Newport Beach;

Also: Senate Bill No. 371—An act to promote the purity of legislation by requiring the registration of persons engaged in influencing or attempting to influence legislation, defining advocates, and advocating, requiring the filing of statements of money received and expended by such persons and requesting a disclosure of the source from which money was received and how it was expended; prohibiting acts and practices in relation to influencing legislation and providing for the punishment of violation hereof;

Also: Senate Bill No. 471—An act to amend section 634 of the Civil Code of the State of California, relating to the issuance of shares and investment certificates of building and loan associations and relating to the creation of a reserve fund; selection of directors and fees chargeable by such associations

J. A. BEEK, Secretary of Senate

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 51 read first time, and referred to Committee on Conservation.

Senate Bill No. 227 read first time, and referred to Committee on County Government.

Senate Bill No. 315 read first time, and referred to Committee on Commerce and Navigation.

Senate Bill No. 371 read first time, and referred to Committee on Rules.

Senate Bill No. 471 read first time, and referred to Committee on Building and Loan Associations.

Also:

SENATE CHAMBER, SACRAMENTO, March 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 475—An act to amend section 648a of the Civil Code, relating to formation of building and loan associations; requiring a permit from the Building and Loan Commissioner before selling or offering for sale guarantee capital stock or permanent nonwithdrawable capital stock of such associations; and providing penalties for violation of the provisions of the act;

Also: Senate Bill No. 485—An act to amend section 646 of the Civil Code, relating to regulation of and deposits required by building and loan associations and similar corporations, associations or societies organized under the laws of any other state or territory or of any foreign country, carrying on business within this state;

Also: Senate Bill No. 486—An act to amend the Civil Code by adding a new section to be known as section 648b thereto, relating to the establishment of branches by building and loan associations and prescribing penalties for the violation of the provisions of the act;

Also: Senate Bill No. 491—An act relating to courses of study for special day and evening classes in high schools;

Also: Senate Bill No. 527—An act to amend sections 2322a, 2322b, and 2322c of the Political Code, relating to county horticultural commissioners;

Also: Senate Bill No. 553—An act to amend section 537 of the Code of Civil Procedure, relating to attachment.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 475, 485 and 486 read first time, and referred to Committee on Building and Loan Associations.

Senate Bill No. 491 read first time, and referred to Committee on Education.

Senate Bill No. 527 read first time, and referred to Committee on Agriculture.

Senate Bill No. 553 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 165—An act to amend section 683 of the Civil Code, relating to joint tenancy;

Also: Senate Bill No. 413—An act to amend an act entitled "An act to provide for the organization and creation of improvement districts within irrigation districts organized under the California Irrigation District Act, to provide for the construction of improvements therein, and for the levy of assessments on the lands of such improvement districts," approved May 25, 1927, by amending the title thereof and sections 1, 2, 3, 4, 6, 7, 9 and 10, and adding three new sections to be numbered 11, 12, 13 and 14, relating to the levying of assessments for maintenance, operation and repair, the designation of such act and the constitutionality thereof;

Also: Senate Bill No. 172—An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand," approved March 1, 1911, as amended, relating to pay checks that can not be cashed and providing penalties for violation of the provisions of the act;

Also: Senate Bill No. 152—An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the lands and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings," approved May 22, 1925.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 165 read first time, and referred to Committee on Judiciary.

Senate Bill No. 413 read first time, and referred to Committee on Irrigation

Senate Bill No. 172 read first time, and referred to Committee on Labor and Capital.

Senate Bill No. 152 read first time, and referred to Committee on Governmental Efficiency and Economy.

Also:

SENATE CHAMBER, SACRAMENTO, March 12, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 427—An act to amend section 718 of the Civil Code, relating to the leasing of municipal property;

Also: Senate Bill No. 508—An act to amend section 8 of "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement" approved March 24, 1903.

Also: Senate Bill No. 541—An act to amend section 9 of an act entitled "An act to regulate and license the business of producing, refining and distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and distribution of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended.

Also: Senate Bill No. 540—An act to amend section 3 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and distribution of license taxes and adopting those provisions, not inconsistent herewith, of an act entitled 'An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and distribution of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith,' approved May 30, 1923, as amended and approved May 23, 1925," approved May 26, 1927;

Also: Senate Bill No. 44—An act to amend section 2 of an act entitled "An act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination of and issuance of certificates to qualified applicants, with the designation of certified public accountant; and to provide the grade of penalty for violations of the provisions hereof," approved March 23, 1901, as amended, and to add a new section to said act to be numbered section 6, creating the accountancy fund in the State treasury in which all moneys collected under the provisions of said act shall be deposited and providing for the payment of expenses incurred in carrying out the provisions of said act from said fund.

J. A. BEEK, Secretary of Senate

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 427 and 508 read first time, and referred to Committee on Municipal Corporations.

Senate Bills Nos. 541 and 540 read first time, and referred to Committee on Revenue and Taxation.

Senate Bill No. 44 read first time, and referred to Committee on Governmental Efficiency and Economy

Also:

SENATE CHAMBER, SACRAMENTO, March 12, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 568—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 376 to 376f, inclusive, relating to a department of penology;

Also: Senate Bill No. 121—An act to amend section 6 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children, providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919 as amended, relating to permits and records of employment and certificates of age of minors

J. A. BEEK, Secretary of Senate

By FRANCIS E. DALIN, Assistant Secretary

Senate Bill No. 568 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 121 read first time, and referred to Committee on Labor and Capital.

Also:

SENATE CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Constitutional Amendment No. 29—A resolution to propose to the people of the State of California, an amendment to the constitution of said State, by adding to article IV thereof, a new section to be numbered 31a, relating to the indemnification of owners of condemned cattle.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Constitutional Amendment No. 29 read, and referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Joint Resolution No. 8—Relating to the Federal Income Tax Law:

Also: Senate Joint Resolution No. 6—Relating to an act of Congress of the United States restricting immigration of aliens ineligible to citizenship and a proposed modification of said act.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Joint Resolutions Nos. 8 and 6 read first time, and referred to Committee on Federal Relations.

Also:

SENATE CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 524—An act to amend section 84 of the Civil Code, relating to children of annulled marriages

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 545—An act to amend section 2 of an act entitled "An act creating a reclamation district to be called and known as 'Reclamation District No. 1500,' providing for the management and control thereof and dissolving all levee districts, swamp land districts and reclamation districts, lying wholly within the boundaries of said Reclamation District No. 1500; providing for the liquidation and winding up of said dissolved districts, and excluding from any levee district, swamp land district and reclamation district any land lying within the boundaries of said Reclamation District No. 1500," approved April 30, 1913, as amended, relating to the election, appointment, powers, and duties of the trustees of said district, and to the office and principal place of business of the said district, and relating to the management and control thereof.

J. A. BEEK, Secretary of Senate

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Joint Resolution No. 3—Relative to memorializing Congress to adopt a bill to provide compensation in lieu of taxes for the several states with respect to certain lands of the United States within the borders of said states, and for other purposes.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Assembly Joint Resolution No. 3 ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 15—Relative to the death of Honorable Frank P. Flint.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Assembly Concurrent Resolution No. 15 ordered to enrollment.

ASSEMBLY CONCURRENT RESOLUTION No. 15.

Relating to the death of Honorable Frank P. Flint.

WHEREAS, It has pleased an All-Wise Providence to call from us Honorable Frank P. Flint, a former member of the Senate of the United States of America from California, and the Chairman of the Citizens Committee of Southern California, which said committee espoused and promoted the passage of the congressional act known as the Boulder Canyon Project Act; and

WHEREAS, He will be accounted in history as a foremost leader in his time in the advancement and progress of our State, and as one of California's illustrious men, and as a public spirited citizen who gave freely and unselfishly of his time to promote the betterment of this State, now, therefore, be it

Resolved by the Assembly, the Senate concurring, That a committee of two members, consisting of one member of the Assembly to be appointed by the Speaker of the Assembly, and one member of the Senate to be appointed by the President of the Senate, be appointed to attend the funeral of said Honorable Frank P. Flint; and be it further

Resolved, That when the respective houses of this Legislature of the State of California shall this day adjourn, they shall do so in respect of the memory of Honorable Frank P. Flint; and be it further

Resolved, That the Secretary of the Senate and the Chief Clerk of the Assembly are hereby directed to convey to the family this expression of tribute from the Senate and Assembly of California.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with the above resolution the Speaker appointed Hon. Clare Woolwine as such select committee.

ADJOURNMENT.

At four o'clock p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Wednesday, March 13, 1929, out of respect to the memory of the late Honorable Frank P. Flint.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Wednesday, March 13, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Oliva moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Keaton, Mr. Baum was granted leave of absence for the day.

On motion of Mr. Morgan, Mr. Bishop was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Anderson, Albert F. Ross, district attorney of Shasta County and former member of the Assembly, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Eddy, E. A. Hornbeck, supervisor of San Diego, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Eddy, Tom Hurley, supervisor of San Diego, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Eddy, Dr. Chas. L. Good, supervisor of San Diego, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Eddy, Edgar Hastings, supervisor of San Diego, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Leymel, L. L. Lombard of Fresno, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Miss Miller, K. J. Scudder of Whittier State School, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Feeley, Frank C. Merritt, city clerk of Oakland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Feeley, C. Stanley Wood, assistant city attorney of Oakland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Feeley, Carl E. Hardy, city official of Oakland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Feeley, J. F. Lynch, city official of Oakland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Crowley, Mrs. Andrew Sheveland, wife of Supervisor Sheveland of Solano County, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal

Through the courtesy of Mr. Quigley, Mr. Rees, Mr. Bryte and Mr. McCashlock, members of Sacramento High School, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal

Through the courtesy of Mr. Williamson, James Bullock and Frank K. Centor, members of Sacramento High School, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal

Through the courtesy of Mr. Brock, Mr. George S. Biggin, supervisor of San Bernardino, and Mrs. Biggin, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Brock, Mr. John Anderson, supervisor of San Bernardino, and Mrs. John Anderson, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Easley, Mrs. Bertha McDiarmid, principal of the Morago School, and the following students: Mary Neves, Evelyn Azevedo, Hilda Ferreria, John Fagundes, Lucy Neves, Madeline Freitas, Frank Sanders, Amos Mason, Mabel Nelson and Clyde Nelson were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Easley, Miss Ruth Halsted, principal of Pacheco School, and the following students: Catherine Rose, Adeline Vargas, Laura Vargas, Mary Magmaghi, Woodrow Roche, Ernest Bock, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. West and Mr. Nielsen, Miss Bell, Mr. Everett, Mr. Mitchell, Miss Smyser and Mrs. Thomsen, teachers of Sacramento High School, and the following students of the civics classes: Ruth Anderson, James Barkley, Elsie Bodmer, Pauline Carman, Elizabeth Cooper, Jack Geary, Vernon Greer, Ruby Harris, George Heaton, Ruth Herman, Horace Horton, Harvey Jennings, Ronald Kemper, Albert Modell, Helen Childs, Horace Clark, Viola McIntosh, Robert Beyer, James Bullock, William Cortopassi, Robert Court, Bessie Curd, Donald Downing, Clarence Eckrote, Almon Eversult, Leland Ford, Jennings Jasperson, Mabel Hansen, Bill King, Glenn King, James Leitch, David McColloch, Grace Stuart, Jewel Carter, Nancy Childs, Betty Coe, Adeline Dawson, Theo Fisk, Margaret Maier, Ellabel Massie, Ayako Masuhara, Edgar Patterson, Alyce Phillips, Henry Sparks, Percy Miller, June Nunn, Holis Palm, Dolores Prentice, Gertrude Rowell, Mildred Steimle, Sabert Summers, Morton Treadwell, Olga Zambelich, Rose Barabto, Dorothy Boss, Janice Harris, Mildred Linscott, Gillen Palmiter, Dayton Brown, Elizabeth Darnielle, Stephen Doran, Catherine Dunckhorst, Urith Kitchell, Miyoko Nishimura, Gertrude Forman, Paul Guidero, Willard Nielsen, Audrey Olmsted, Olive Shannon, Calvin Schmidt, Eugene White, Dorothy Atkins, Dorothy Azevedo, Shelton Bentley, Stone Blackwell, Mary Boust, Robert

Burd, Thair Bolles, Gould Bullier, June Chenoweth, Earl Curtis, Mary Clayton, Claire McAllister, Stella Muraoka, Lawrence Nicolaus, Marjorie Newbert, Fred Noble, Eileen Paine, Virginia Phillippi, Edna Pyatt, Marvin Rosenberg, Frances Silva, Herbert Sommers, Marie Steiner, Norris Stone, Ed Stoneking, Albin Templeman, La Una Williams, Tom Anastasian, Emma Backer, Elvira Galli, Melva Gessner, Kathryn Gibson, Richard Glacken, Elsie Meadows, Mary Enid Mills, Andreas Mitchell, Pauline Seal, Dorothy Sherritt, Alberta Stermer, Sam Morris, John Ostego, Frank Pelzman, Helen Roberts, Marjorie Scott, Roberta Stanton, Merle Stay, Marian Weber, Esther Alderson, Dorothy Bevins, Earline Burt, Claire Kitzauami, Bess Norman, Leroy Soost, Frank Center, Dominik Dinelli, Margaret Desdorian, Maxine Eckhart, Ted Markowitz, Dorothy O'Kane, Bethel Glacken, Ruth Hartford, Gordon Daniels, Harold Dougherty, Muriel Ennis, Doris Flint, Edith Gerkin, Philip Groff, Anna Hoffman, John Howe, Carson Hart, Beatrice Jenkins, Ruth Jergens, Harry Katsuyama, Olin Kimberlin, Euell Labhard, Edith Laine, Ozelle Lewis, Helen McArthur, James Mattox, Lester Amick, Jack Leland, Wayne Swart, Fred Osterman, Victor Simmons, Howard Costa, Marshall Beard, Tom Bryte, Park Powell, Jane Brown, Charles Szasz, Ruth Lubin, Alva Berger, Margaret Reese, Helen Rausch, Margaret Hill, Frances Gleason, Idela Gorman, Eleanore Gravel, Richard Hails, Jim Morris, Melba Mortimer, Mary McCollum, Roberta Smith, Alice Snedden, Eulah Tregellas, Edith Mitchell, Ray Owen, Earl Pope, Esther Rosenberg, Bernice Salcedo, Elmer Solander, Albert Thomas, Edith Wallace, Dorothy Bagwill, Luella Brooks, Gordon Bush, Helen Kuker, William Spangle, Clara Clark, Doris Dixon, Robert Driver, Estelle Kauffman, Harold Nelson, Alma Bennetts, Doris Greene, Ann Hunger, Katherine Kribs, Bernice Spangler, Rose Jenanyan, Frank Silva, Frederick Thompson, Irene Wilde, Gene Bigham, Herbert Bunyan, Sam David, Lucille Sowell, Mary Lee Pollock, Allen Spurr, Al Johnson, John Silva, Blanche Tomasetti, Patricia Doran, Brinkley Pierce, Bernice Clement, Elsie Downing, Conrad Weisker, Randola Shaw, Artha Hunt, Marie Poncioni, Mavis Lightner, Creed Wainscott, Carmon Berkenkamp, Virginia Bredie, Ruth Crowell, Doris Smyth, Peggy Slauson and Lillie Oyama were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Nielsen, Mrs. Mabel Adams, teacher of David Lubin School, and the following students: Harold Pollard, George Finnill, Alvin Gomes, Dick Johnson, David Voltzel, Bill Kearney, Albert Ward, Roy Gravel, Robert D. Minnum, Milton Fithian, Russell Kruse, Frank Morgese, Sumner H. Gill, Gordon Fleury, Kenneth Murray, Alden Roberts, Billie Eiler, Jack Hammond, Donald Johnstone, Philip Newman, Sam Osoffsky, Billy Mayhood, George Faris, Harrison Wahl, Burton De Hart and Edward Masters, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 426—An act to repeal section 3889 and to amend section 4294 of the Political Code, relating to county revenue;

Also: Assembly Bill No. 427—An act to amend sections 3866 and 3868 of the Political Code, relating to semiannual reports and settlements of counties with the State;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass

WEST, Chairman.

The above reported bills ordered on file for second reading.

ON ROADS AND HIGHWAYS.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER. Your Committee on Roads and Highways, to which was referred Assembly Concurrent Resolution No 10—Relative to the orderly addition of new roads to the State highway system, after engineering and economic studies by the California Highway Commission and the Department of Public Works—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

JESPERSEN, Chairman

The above reported concurrent resolution ordered on file for adoption.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 550—An act to add two new sections, to be numbered 13 and 14, to an act entitled "An act to provide for the organization and government of public cemetery districts." approved June 1, 1921, as amended, relating to withdrawal and annexation of territory in public cemetery districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the following: "two new sections to be numbered", and insert in lieu thereof: "three new sections to be numbered 10 $\frac{1}{2}$ ".

AMENDMENT NUMBER TWO

In line 5 of the title of the printed bill, strike out the period and insert in lieu thereof the following: "and creating a perpetual care fund to provide for the perpetual care of burial lots in cemeteries therein."

AMENDMENT NUMBER THREE

On page 2, line 49, of the printed bill, following line 49, add the following: "SEC. 3 A new section to be numbered 10 $\frac{1}{2}$ is hereby added to said act to read as follows:

Sec 10 $\frac{1}{2}$. The board of trustees shall have power upon a two-thirds vote of the whole of said board to establish and create a fund to be known as "the perpetual care fund." and for this purpose may set aside, use and apply from any unexpected funds such sum as in the judgment of said board may be necessary or expedient to provide for the perpetual care of the burial lots in said cemetery and for this purpose may receive property by grant, gift, devise, or any other method; *provided, however,* that no part of the tax levy provided for in section 9 of said act shall be used for this purpose

The board of trustees is hereby empowered and authorized to invest and reinvest the principal of said fund in such income producing securities as may be approved by the treasurer and district attorney of the county in which said cemetery district is situated; *provided,* that no part of the principle of said fund shall be expended for the care of said lots, but such expenditures shall be limited to the income thereof; *and provided, further,* that the board of trustees shall annually on or before the first day of July, file with the board of supervisors of the county in which said cemetery district is situated, an itemized report of the receipts and expenditures from such fund; *and provided, further,* that all moneys received from the income

of said fund shall be deposited in the county treasury of the county in which said cemetery is situated in a separate fund to be known as "the perpetual care fund", the same to be expended solely for the purpose herein specified upon warrants issued by the county auditor on orders signed by not less than two of said cemetery trustees."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 785—An act to amend sections 1184, 1184a and 1184b of the Code of Civil Procedure, relating to mechanics' liens.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 15, of the printed bill, immediately following the word "labor", strike out the word "on", and insert in lieu thereof the word "or".

AMENDMENT NUMBER TWO.

On page 2, line 21, of the printed bill, immediately following the word "owner", insert the following: "or other person to whom it is addressed".

AMENDMENT NUMBER THREE.

On page 2, line 25, of the printed bill, immediately following the word "labor", strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER FOUR.

On page 2, line 43, of the printed bill, immediately following the word "person", strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER FIVE.

On page 2, line 45, of the printed bill, insert a comma after the word "work", and beginning in said line 45, strike out the words "due or that may become due to such", and also strike out in line 46, the words "contractor, owner or other person."

AMENDMENT NUMBER SIX.

On page 2, line 47, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER SEVEN.

On page 3, line 37, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER EIGHT.

On page 3, line 40, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER NINE.

On page 3, line 48, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 786—An act to amend section 1183 of the Code of Civil Procedure, relating to mechanics' liens.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 12, of the printed bill, strike out the words "or work of improvement".

AMENDMENT NUMBER TWO.

On page 1, line 17 of the printed bill, beginning in said line 17, strike out the words "or the street highway or sidewalk", and all of line 18, and in line 19 strike out the words "areas, vaults, cellars or rooms under said sidewalks,".

AMENDMENT NUMBER THREE.

On page 1, line 23, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER FOUR

On page 1, line 25, of the printed bill, strike out the words "for its permanent benefit".

AMENDMENT NUMBER FIVE.

On page 3, line 5, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER SIX.

On page 3, line 6, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER SEVEN

On page 3, line 9, of the printed bill, strike out all of said line 9, and insert in lieu thereof the following: "or furnish appliances, teams or power contribut-".

AMENDMENT NUMBER EIGHT.

On page 3, line 24, of the printed bill, immediately following the comma after the word "subsequent", insert the words "contained therein,".

AMENDMENT NUMBER NINE.

On page 3, line 27, of the printed bill, immediately following the word "provision", strike out the comma and insert the words "nor any fraud practiced by any person other than such laborer, materialman or other person seeking to recover thereon nor any change in any agreement pertaining to the furnishing of labor or materials, nor the terms or time of payment thereof,".

AMENDMENT NUMBER TEN.

On page 3, line 29, of the printed bill, beginning in said line 29, immediately following the period after the word "section", strike out the words "Where the surety or sureties on such bond is a", and in line 30, the words "compensated surety the bond", and insert in lieu thereof the following: "All bonds given pursuant to the provisions of this chapter".

AMENDMENT NUMBER ELEVEN.

On page 3, line 32, of the printed bill, immediately following the words "shall a", strike out the word "paid".

AMENDMENT NUMBER TWELVE.

On page 3, line 34, of the printed bill, strike out all of said line 34, and insert in lieu thereof the following: "or materialmen or persons furnishing appliances,".

AMENDMENT NUMBER THIRTEEN

On page 3, line 35, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER FOURTEEN.

On page 3, line 39, of the printed bill, strike out all of said line 39, and insert in lieu thereof the following: "person furnishing labor or material or appliances,".

AMENDMENT NUMBER FIFTEEN.

On page 3, line 40, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER SIXTEEN.

On page 3, line 41, of the printed bill, strike out all of said line 41, and insert in lieu thereof the following: "or materials has been used or consumed in or said".

AMENDMENT NUMBER SEVENTEEN

On page 3, line 42 of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER EIGHTEEN

On page 4, line 1, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER NINETEEN.

On page 4, line 6, of the printed bill, strike out all of said line 6, and insert in lieu thereof the following: "labor or materials, appliances or materials or".

AMENDMENT NUMBER TWENTY.

On page 4, line 17, of the printed bill, immediately following the words "herein provided" insert the following: "It shall be lawful for the owner to protect himself against any failure of the contractor to perform his contract and make full payment

for all work done and materials furnished thereunder by exacting such bond or other security as he may deem necessary".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 787—An act to amend sections 1187 and 1188 of the Code of Civil Procedure, relating to mechanics' liens.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 8, of the printed bill, insert a comma immediately following the words "with his name", and the word "address".

AMENDMENT NUMBER TWO.

On page 2, line 20, of the printed bill, beginning in said line 20, strike out all of lines 20 to 23, inclusive.

AMENDMENT NUMBER THREE.

On page 2, line 30, of the printed bill, immediately following the comma after the word "materials" insert the following: "whether said parcels are owned by one or more owners,".

AMENDMENT NUMBER FOUR.

On page 2, line 35, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER FIVE.

On page 2, line 36, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER SIX.

On page 2, line 44, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER SEVEN.

On page 2, line 50, of the printed bill, strike out the period immediately following the word "situated", and insert in lieu thereof a semicolon and the following: "*provided, however,* that, for all purposes of this section, if there is a single structure on more than one parcel of land owned by one or more different owners, it shall not be the duty of the lien grant to segregate the proportion of material or labor entering into the structure on any one of said parcels; but upon the trial thereof the court may, where it deems it equitable so to do, distribute the lien equitably as between the several parcels involved; *provided, further,* that all persons interested as owners of, encumbrancers on, contractors, subcontractors, or entitled to liens on any of said parcels, may be joined in one action to foreclose the liens hereinabove referred to."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 788—An act to amend section 1192 of the Code of Civil Procedure, relating to mechanics' liens.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 6, of the printed bill, strike out the word "no", and insert in lieu thereof the word "any".

AMENDMENT NUMBER TWO.

On page 2, line 8, of the printed bill, immediately following the comma after the word "same" strike out the word "to", and insert in lieu thereof the words "only in".

AMENDMENT NUMBER THREE.

On page 2, line 10, of the printed bill, immediately following the comma after the word "further" insert the following: "that no contract owner whether contracting by direct contract or in the form of a lien whereby he becomes the owner of the improvement, shall be entitled to give such notice of nonresponsibility,".

AMENDMENT NUMBER FOUR.

On page 2, line 15, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER FIVE.

On page 2, line 16, of the printed bill, immediately following the period after the word "commenced" insert the following: "This section shall be deemed remediable."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 789—An act to amend section 1197 of the Code of Civil Procedure, relating to mechanics' liens.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER THREE.

On page 1, line 7, of the printed bill, immediately following the comma after the word "to", insert the following: "maintain a personal action to recover said debt against the person liable therefor and to,".

AMENDMENT NUMBER FOUR.

On page 1, line 8, of the printed bill, immediately following the comma after the word "therefor" insert the following: "against the person personally liable for such debt".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 458—An act to amend section 737*dd* of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Orange.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 213—An act to amend section 1490 and to repeal section 1491*a* of the Code of Civil Procedure, relating to the publication of notice to creditors.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 133—An act to declare provisions in contracts of employment whereby either party undertakes not to join, become or remain a member of a labor union or of any organization of employers or undertakes in such event to withdraw from the contract of employment to be against public policy and void.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 335—An act to amend section 128 of the Civil Code, as to the residence of the plaintiff, defendant and cross-complainant in an action for divorce.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 330—An act to amend section 19x17 of the Juvenile Court Law, approved June 5, 1915, relating to counties of the seventeenth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1079—An act to amend section 2322 of the Political Code, creating the office of county agricultural commissioner, and transferring to said office the powers and duties of the county horticultural commissioner.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 541—An act to amend section 4269 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the fortieth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, after line 2, of the printed bill, insert the following:

"4269. In counties of the fortieth class the county officers shall receive, as compensation for the services required of them by law or by virtue of their offices, the following salaries, to wit:

1. The county clerk, three thousand dollars per annum, and the said county clerk may appoint one deputy county clerk, which said office of deputy county clerk is hereby created. The salary of such deputy county clerk is hereby fixed at one thousand eight hundred dollars per annum, such salary to be paid at the same time and in the same manner as the salary of county officers are paid; *provided*, that in each year in which a new and complete or supplemental registration of voters is required by law, the county clerk shall appoint as many deputy registration clerks as may be necessary for the convenient registration of voters in the county, which deputy registration clerks shall receive as compensation for their services the sum of ten cents per name, for each and every voter registered by them, said compensation to be paid out of the general fund of the county on presentation and filing with the board of supervisors of the county of a duly verified claim therefor, approved by the county clerk; *provided, further*, that the county clerk shall appoint one additional deputy to compile the great register, and for making sample ballots, at a compensation not to exceed the sum of one thousand two hundred dollars for each such registration.

2. The sheriff, four thousand dollars per annum, and his actual traveling expenses in the pursuit or arrest of criminals either in or out of his county; *and provided*, that in counties of this class there shall be, and is hereby created the office of undersheriff, to be appointed by the sheriff, who shall be paid a salary of one thousand eight hundred dollars per annum, which salary of said undersheriff herein provided for shall be paid out of the same fund and in the same manner and at the same times as the salaries of other county officers are paid. Said undersheriff shall receive his actual traveling expenses in the pursuit or arrest of criminals either in or out of his county. In counties of this class the sheriff may appoint one deputy to act as jailer at an annual salary of one thousand eight hundred dollars.

3. The recorder, one thousand five hundred dollars per annum; and the said recorder may appoint one deputy recorder, which said office of deputy recorder is hereby created. The salary of such deputy recorder is hereby fixed at one thousand five hundred dollars per annum, such salary is to be paid at the same time and in the same manner as the salary of county officers is paid.

4. The auditor, one thousand five hundred dollars per annum, and the said auditor may appoint one deputy auditor, which said office of deputy auditor is hereby created. The salary of such deputy auditor is hereby fixed at one thousand eight hundred dollars per annum. Such salary is to be paid at the same time and in the same manner as the salary of county officers is paid.

5. The treasurer, one thousand five hundred dollars per annum; and the said treasurer may appoint one deputy treasurer, which said office of deputy treasurer is hereby created. The salary of such deputy treasurer is hereby fixed at one thousand five hundred dollars per annum, such salary to be paid at the same time and in the same manner as the salary of county officers is paid.

6. The tax collector, one thousand five hundred dollars per annum, which shall be in full for all services as tax collector and as license collector.

7. The assessor, three thousand dollars per annum. In counties of this class the assessor may appoint one deputy assessor, which office is hereby created, and who shall receive an annual salary of one thousand five hundred dollars. The said assessor

may appoint one office deputy assessor, which said office of office deputy assessor is hereby created, who shall serve as such only during five months of each calendar year. Said office deputy assessor shall receive a salary of one hundred dollars per month, payable during the period of said services, at the same time and in the same manner as the salary of county officers is paid. The said assessor may also appoint one additional deputy assessor, who shall be designated as a "field deputy assessor," which said office of "field deputy assessor" is hereby created, who shall serve as such only during five months of each calendar year. Said "field deputy assessor" shall receive a salary of one hundred dollars per month payable during the period of such service, at the same time and in the same manner as the salary of county officers is paid.

8. The district attorney, three thousand dollars per annum. Said district attorney may appoint one clerk to the district attorney, which said office of clerk is hereby created. Said clerk to the district attorney shall receive a salary of one hundred dollars per month, payable at the same time and in the same manner as the salary of county officers is paid.

9. The coroner, such fees as are now or may be hereafter allowed by law.

10. The public administrator, such fees as are now or may be hereafter allowed by law.

11. The superintendent of schools, two thousand seven hundred dollars per annum, and actual traveling expenses when visiting the schools of his county. The foregoing salary of the superintendent of schools shall be in full for all services rendered, including the services rendered by such superintendent of schools as a member of the county board of education. Said superintendent of schools may appoint one deputy superintendent of schools, which said office of deputy superintendent of schools is hereby created, who shall serve as such only during ten months of each calendar year. The salary of such deputy superintendent of schools is hereby fixed at seven hundred fifty dollars per annum, such salary to be paid at the same time and in the same manner as the salary of county officers are paid.

12. The surveyor, one thousand two hundred dollars per annum; and in addition thereto he shall receive his actual traveling and other necessary expenses incurred by him while engaged in work for the county.

13. In townships having a population of five thousand or more, the justice of the peace shall receive a salary of one hundred fifty dollars per month, and the constable of said township shall receive a salary of one hundred dollars per month.

In townships having a population of over five hundred and less than five thousand, the justice of the peace shall receive a salary of thirty dollars per month, and the constable shall receive a salary of thirty dollars per month.

In townships having a population of less than five hundred, the justice of the peace shall receive a salary of twenty dollars per month and the constable shall receive a salary of twenty dollars per month.

The above salaries shall be in full compensation of said justices of the peace and said constables in criminal cases; *provided*, that in addition to the salaries herein allowed, said constables shall be paid out of the treasury of the county, their actual traveling expenses when engaged in the service of a warrant of arrest or any other paper in a criminal case.

14. Each member of the board of supervisors, one thousand two hundred dollars per annum, and mileage when acting as road commissioner, twenty-five cents per mile one way; *provided*, the amount of mileage shall not exceed the sum of three hundred dollars in any one year.

15. In counties of this class grand jurors and trial jurors in the superior court shall each receive for each day's attendance the sum of three dollars, and mileage to be computed at the rate of fifteen cents per mile for each mile actually and necessarily traveled from their residences to the county seat, in going only. Such fees and mileage shall be paid by the treasurer of the county out of the general fund of said county upon warrants drawn by the county auditor upon the written order of the judge of the superior court in said county.

SEC. 2 The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof, and not as new enactments, and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 45—An act to amend section 4254 of the Political Code, relating to compensation of county officers and employees in counties of the twenty-fifth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 6, of the printed bill, after the words "to wit:" insert the following:

1. The county clerk, four thousand dollars per annum, and when a new register of voters is required by law to be made, he shall receive in addition, fifteen cents per name for each voter registered, which shall be in full for all services required in registering voters and making the great register; *provided*, that in counties of this class there shall be and is hereby allowed to the county clerk, two deputies, who shall be appointed by said county clerk, and who shall be paid a salary of two hundred dollars per month, each, and one additional deputy, which office is hereby created, who shall be appointed by said county clerk, who shall be paid a salary of one hundred seventy-five dollars per month, said salaries of said deputies to be paid by said county monthly and at the same time and in the same manner and out of the same fund as the salary of the county clerk is paid; *provided, further*, that there is hereby allowed to the county clerk such additional deputies to be appointed by said county clerk, as may be necessary to carry on the work of his office for a length of time not to exceed four months in each year for each deputy, and the aggregate compensation to be paid all of said deputies shall not exceed six hundred dollars in any one year; said deputies to be paid at the same time and in the same manner and out of the same fund as the salary of the county clerk is paid.

2. The sheriff, four thousand five hundred dollars per annum, and also all fees for service in actions arising out of his county, *provided*, that in counties of this class there shall be and is hereby allowed to the sheriff one undersheriff, who shall be appointed by said sheriff, who shall be paid a salary of two hundred twenty-five dollars per month, and one deputy who shall be appointed by said sheriff, who shall be paid a salary of two hundred dollars per month, said salaries to be paid by said county monthly at the same time and in the same manner and out of the same fund as the salary of the sheriff is paid.

3. The recorder, four thousand dollars per annum; *provided*, that in counties of this class there shall be and is hereby allowed to the recorder, one deputy, who shall be appointed by said recorder, who shall be paid a salary of two hundred dollars per month, and one deputy, who shall be appointed by the recorder, who shall be paid a salary of one hundred fifty dollars per month, and two copyists who shall be appointed by said recorder, who shall be paid a salary of one hundred thirty-five dollars per month, each, said salaries of said deputies and of said copyists to be paid by said county, monthly, at the same time and in the same manner and out of the same fund, as the salary of the recorder is paid. He may also appoint such additional copyists as may be required for the recording of all papers, notices, or documents, in his office, who shall receive for their services the sum not to exceed seven cents per folio for typewritten recording of each paper or document so recorded paid out of the fees collected by him further, that said recorder shall file monthly with the county auditor a sworn statement showing in detail the persons and amounts paid to each for such recording.

4. The auditor, four thousand five hundred dollars per annum; *provided*, that in counties of this class there shall be and is hereby allowed to the auditor, clerks and employees, who shall be appointed by said auditor, who shall be paid salaries as follows. Two deputy auditors at a salary of two hundred dollars per month, each, and a sum not to exceed six hundred dollars in any one year for such additional clerk hire as may be necessary, and one additional deputy which office is hereby created, at a salary of one hundred fifty dollars per month; *provided, however*, that the provision for such additional deputy auditor shall become effective only upon the enactment of that certain act known as "An act to amend section 3714 of the Political Code of the State of California, relating to the levy of taxes," introduced at the forty-seventh session of the Legislature and known as Senate Bill No. 298; *provided, further*, that the said salaries of the clerks and employees herein provided for shall be paid by said county monthly at the same time and in the same manner and out of the same fund as the salary of the county auditor is paid.

5. The treasurer, four thousand dollars per annum; and such fees as are now or may hereafter be allowed by law; *provided*, that in counties of this class there shall be and is hereby allowed to the treasurer, one deputy, who shall be appointed by said treasurer and who shall be paid a salary of two hundred dollars per month, said salary of said deputy to be paid by said county, monthly, at the same time and in the same manner and out of the same fund as the salary of the treasurer is paid.

6. The tax collector, four thousand dollars per annum; *provided*, that in counties of this class there shall be and is hereby allowed to the tax collector, a deputy, who shall be appointed by said tax collector, who shall be paid a salary of two hundred dollars per month, and one deputy who shall be appointed by said tax collector, who shall be paid a salary of one hundred fifty dollars per month, said salaries to be paid by said county monthly at the same time and in the same manner and out of the same

fund as the salary of the tax collector is paid; *provided, further*, that in counties of this class there shall be and is hereby allowed to the tax collector a copyist for the period of time embraced between the first day of August and the thirty-first day of December, both dates inclusive, in each year. Said copyist shall be appointed by said tax collector, and shall be paid a salary of one hundred thirty-five dollars per month during the period of time said copyist shall be employed, to be paid by said county monthly at the same time and in the same manner and out of the same fund as the salary of the tax collector is paid; *provided, further*, that in counties of this class, the said tax collector be allowed a sum not to exceed one thousand dollars per annum for such additional clerk hire as may be necessary, the same to be paid in the same manner and out of the same fund as the salary of the tax collector is paid; *provided, further*, that said tax collector shall be entitled to receive and retain for his own use ten per centum only of all licenses collected by him.

7. The assessor, four thousand five hundred dollars per annum, and also such fees and commissions as are allowed by law; *provided*, that in counties of this class there shall be and is hereby allowed to the assessor, a deputy, who shall be appointed by said assessor who shall be paid a salary of two hundred dollars per month, to be paid by said county monthly at the same time and in the same manner and out of the same fund as the salary of the assessor is paid; *and provided, further*, that in counties of this class there shall be and is hereby allowed to the assessor, a deputy who shall be appointed by said assessor, who shall be paid a salary of one hundred fifty dollars per month, to be paid by said county monthly, at the same time, and in the same manner and out of the same fund as the salary of the assessor is paid; *provided, further*, that in counties of this class there shall be and is hereby allowed to the assessor, a copyist, who shall be appointed by said assessor from the first day of January to the thirty-first day of July, inclusive, during each year. Said copyist shall be paid a salary of one hundred thirty-five dollars per month, to be paid by said county monthly, at the same time, and in the same manner and out of the same fund as the salary of said assessor is paid; *provided, further*, that in counties of this class there shall be and is hereby allowed to the assessor a copyist, who shall be appointed by said assessor from the first day of February to the thirty-first day of August, inclusive, during each year. Said copyist shall be paid a salary of one hundred thirty-five dollars per month, to be paid by said county monthly, at the same time, and in the same manner and out of the same fund as the salary of said assessor is paid; *provided, further*, that said assessor shall be entitled to receive and retain for his own use three per centum only in personal property tax collected by him as authorized by section 3820 of the Political Code of the State of California; *provided, further*, that there is hereby allowed to the assessor such additional deputies, to be appointed by said assessor, as may be necessary to carry on the work of his office, and the aggregate compensation to be paid all of such deputies shall not exceed four thousand five hundred dollars in any one year; said deputies to be paid monthly at the same time out of the same fund and in the same manner as the salary of said assessor is paid.

8. The district attorney, three thousand six hundred dollars per annum; *provided*, that in counties of this class, the district attorney may appoint a deputy, which office of deputy district attorney is hereby created; said deputy to receive a salary of one thousand eight hundred dollars per annum; *provided, further*, that said district attorney may appoint a stenographer at a salary of one hundred fifty dollars per month. Said deputy and said stenographer shall be paid at the same time and out of the same fund as other county officers are paid.

9. The superintendent of schools, three thousand six hundred dollars per annum and actual traveling expenses, while attending to his duties as such superintendent of schools; *provided*, that such traveling expenses shall not in any one year exceed the sum of seven hundred fifty dollars; *provided*, that in counties of this class there shall be and is hereby allowed to the superintendent of schools, a deputy, who shall be appointed by said superintendent of schools and who shall be paid a salary of two hundred dollars per month at the same time and in the same manner and out of the same fund as the salary of the superintendent of schools is paid; *provided, further*, that said superintendent of schools may appoint a stenographer, which office is hereby created, at a salary of one hundred fifty dollars per month. Said stenographer shall be paid at the same time and out of the same fund as other county officers are paid; and an assistant supervisor of schools, which office is hereby created, and who shall serve as such during the months of February, March, April, May, and June of each year, and who shall be appointed by the superintendent of schools and shall receive a salary of two hundred dollars per month, payable in the same manner and at the same time and out of the same fund as the salary of the said county superintendent of schools is paid.

10. The coroner, such fees as are now or may be hereafter allowed by law.

11. The public administrator, such fees as are now or may be hereafter allowed by law.

12. The surveyor shall receive the sum of four thousand dollars (\$4,000) for the period beginning with the date upon which this act becomes effective and ending December 31, 1927, and thereafter a salary of four thousand dollars (\$4,000) per annum, for all work performed for the county, and in addition thereto he shall receive his actual traveling and other necessary expenses incurred by him while engaged in work for the county; said salary shall be paid in the manner and out of

the same fund as the salaries of county officers are paid. The surveyor shall devote his entire time and service to the work of the county, and is prohibited from engaging in private surveying and engineering work.

13. For the purpose of fixing the compensation of justices of the peace and constables according to their duties, townships in counties of this class are hereby classified according to their population as follows: Townships having a population of more than twenty thousand shall belong to and be known as townships of the first class; townships having a population of not less than ten thousand nor more than twenty thousand shall belong to and be known as townships of the second class; townships having a population of less than ten thousand and more than one thousand eight hundred shall belong to and be known as townships of the third class; townships having a population of one thousand eight hundred or less and more than one thousand one hundred shall belong to and be known as townships of the fourth class; townships having a population of one thousand one hundred or less shall belong to and be known as townships of the fifth class. Justices of the peace shall receive the following salaries.

In townships of the first class the sum of one hundred fifty dollars per month; *provided*, that each justice of the peace in townships of this class shall be an attorney at law admitted to practice before the supreme court of this state;

In townships of the second class the sum of one hundred fifty dollars per month;

In townships of the third class the sum of one hundred fifty dollars per month;

In townships of the fourth class the sum of fifty dollars per month;

In townships of the fifth class the sum of twenty-five dollars per month;

Said salaries shall be paid in the same manner, and out of the same fund as the salaries of county officers are paid, and shall be compensation in full for all services rendered. All fees received by justices of the peace shall be paid into the county treasury every month. Justices of the peace of the first and second classes shall be allowed their necessary office expenses not to exceed the sum of fifteen dollars per month; *provided, further*, that all justices of the peace shall be allowed their civil and criminal dockets and legal blanks at the expense of the county; *provided, further*, that the justices of the peace of the townships of the third class when in the trial of criminal cases it becomes necessary to rent a hall to conduct said trial, the said justices of the peace of said townships of the third class shall be allowed the rental paid therefor, but not to exceed the sum of three dollars for any one day; *and provided, further*, that said rental shall not exceed in any one month the sum of fifteen dollars.

14. Constables shall receive the following salaries:

In townships of the first class the sum of one hundred dollars per month; *provided, however*, that in the event that only one constable shall be provided in townships of this class, the constable shall receive a salary of one hundred twenty-five dollars per month.

In townships of the second class the sum of eighty dollars per month; *provided, however*, that in the event that only one constable shall be provided in townships of this class, the constable shall receive a salary of one hundred twenty-five dollars per month.

In townships of the third class the sum of one hundred dollars per month.

In townships of the fourth and fifth classes the sum of twenty-five dollars per month.

15. For the purposes of subdivisions 13 and 14 of this section, the population of the several judicial townships shall be ascertained by the board of supervisors of said county at their regular meeting in the month of December following the election of justices of the peace and constables in said county, by multiplying by three the number of registered voters in said township as shown by the register prepared by the county clerk of said county for the general election next preceding the date of such election. It is hereby found as a fact, that the salaries provided for in subdivisions 13 and 14 do not work an increase in the compensation and the same shall apply immediately to incumbents.

16. Each member of the board of supervisors one hundred dollars per month, and ten cents per mile while traveling on official business from his residence to the county seat, or returning therefrom, and also mileage for his services as road commissioner at the rate of ten cents per mile, for the distance actually traveled in the discharge of his duties as road commissioner; *provided*, that such mileage as road commissioner shall not in any one year exceed the sum of three hundred dollars.

17. Each member of the board of education including the secretary, five dollars per day when the board is in session and ten cents per mile for traveling to and from his or her residence to the county seat at each session, unless otherwise provided by law.

18. In counties of this class, the official phonographic reporter of the superior court shall receive the sum of one hundred fifty dollars per month as compensation for the reporting of criminal cases both in the superior court and justice's court in the county, and for the transcription of the shorthand notes of such cases, he shall receive fifteen cents per folio of one hundred words for the original and seven and one-half cents per folio for each copy thereof as compensation for reporting and for the transcription of his shorthand notes. In civil cases he shall receive the fees now or hereafter authorized by law; *provided*, that he shall receive from the county no

fees for the county's share of the cost of reporting in any civil cases in which the county is a party. The salary of the reporter shall be paid out of the county treasury in the same manner as other county officers are paid.

19. In counties of this class the sealer of weights and measures shall receive as compensation the sum of two hundred dollars per month, together with his actual and necessary traveling expenses incurred in the discharge of his duties as such sealer of weights and measures.

20. The county librarian, two thousand four hundred dollars per annum.

21. In all cases where the mileage of any county officer is not provided by general law, or provided for herein, such mileage shall be the sum of ten cents per mile for each mile actually and necessarily traveled in the performance of his duties.

SEC. 2. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 691—An act to amend section 2192 of the Political Code.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

The title of said bill is amended by striking the period after "Code", and adding ", relating to payment of expenses of feeble-minded persons to state hospitals".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 896—An act authorizing the conveyance to the county of Los Angeles, State of California, of lands and rights of way for road purposes, along, in, through or across property of the State known as the Norwalk State Hospital grounds.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, after the word "empowered", insert a comma and the following: "by and with the consent of the director of institutions,".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 987—An act to amend the California Fruit, Nut and Vegetable Standardization Act of 1927, approved June 2, 1928, as amended, by amending section 35 thereof, relating to standards for sweet potatoes.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 of the printed bill, strike out lines 4 to 25, inclusive, and strike out all of page 2, and insert in lieu thereof the following:

"Sec. 35. Sweet potatoes, when being packed or placed in any container, or after packing, or when delivered for shipment, loaded, shipped, or being transported,

offered for sale or sold in any container or in bulk, shall conform to one of the following standards:

Grade Fancy. Grade fancy shall consist of sweet potatoes of similar varietal characteristics which are firm, bright, smooth and well shaped; which are free from black rot, decay, and freezing injury, and free from damage caused by dirt, discoloration, secondary rootlets, bruises, cuts, scars, growth cracks, grass roots, scald, scurf or other disease, nematode, wire worm, or other insects, and mechanical or other means, and shall be in new, clean standard lidded containers.

The diameter of each sweet potato shall be not less than one and three-fourths inches nor more than two and three-fourths inches, and the length shall be not more than nine inches.

In order to allow for variations other than size incident to proper grading and handling, not more than ten per cent, by weight, of the sweet potatoes in any container may be below the requirements of this grade, but not to exceed a total of three per cent shall be allowed for defects causing serious damage, and not more than one-third of this amount or one per cent, shall be allowed for sweet potatoes affected with soft rot.

In addition, not more than ten per cent, by weight, of the sweet potatoes in any container may fail to meet the size requirements, but not more than one-half of this tolerance, or five per cent, shall be allowed for sweet potatoes which are below the minimum size requirements.

Grade Number 1 Grade Number 1 shall consist of sweet potatoes of similar varietal characteristics which are firm, fairly smooth, not badly misshapen; which are free from black rot, decay, and freezing injury; and free from damage caused by dirt, discoloration, secondary rootlets, bruises, cuts, scars, growth cracks, grass roots, scald, scurf or other disease, nematode, wire worm, or other insects, and mechanical or other means, and shall be in new clean standard lidded containers.

The diameter of each sweet potato shall be not less than one and three-fourths inches nor more than three and one-half inches, and the length shall be not more than ten inches, *provided*, that in "Grade Number 1 Jumbo" sweet potatoes, when each container is so marked, the diameter of each sweet potato shall not be less than three and one-half inches, and the length shall not be less than seven inches.

In order to allow for variations other than size, incident to proper grading and handling, not more than ten per cent, by weight, of the sweet potatoes in any container may be below the requirements of this grade, but not to exceed a total of five per cent shall be allowed for defects causing serious damage, and not more than one-fifth of this amount, or one per cent, shall be allowed for sweet potatoes affected with soft rot.

In addition, not more than ten per cent, by weight, of the sweet potatoes in any container may fail to meet the size requirements, but not more than one-half of this tolerance, or five per cent, shall be allowed for sweet potatoes, which are below the minimum size requirements.

Grade Number 2. Grade Number 2 shall consist of sweet potatoes which are free from black rot, decay, and freezing injury; and from serious damage caused by dirt, bruises, cuts, scars, growth cracks, grass roots, scald, disease, nematode, wire worm, or other insects and mechanical or other means.

The diameter of each sweet potato shall be not less than one and one-half inches nor more than three and one-half inches, and the length shall be not more than ten inches.

In order to allow for variations incident to proper grading and handling, not more than ten per cent, by weight, of the sweet potatoes in any container may be below the requirements of this grade, but not to exceed one-half of this tolerance, or five per cent, shall be allowed for any one cause.

In addition, not more than ten per cent, by weight, of the sweet potatoes in any container may fail to meet the size requirements, but not more than one-half of this tolerance, or five per cent, shall be allowed for sweet potatoes which are below the minimum size requirements.

Lot Tolerance. For the purpose of this section, although the tolerances specified for the various standards necessarily are placed on a packing basis, not more than one-fourth of the packages in any lot may be permitted to exceed the tolerance established by not more than one-half of the amount allowed; *provided*, that the entire lot shall average within the tolerance established; *provided*, further, that no container shall have more freezing injury or decay than the amount specified in the tolerance established.

Definitions. When used in this section the words herein mentioned shall be defined as follows:

"Similar varietal characteristics" means that the sweet potatoes in the same container shall have skins of similar color, such as white, yellow or red. Moist and dry types shall not be mixed.

"Firm" means that the sweet potatoes shall not be flabby or shriveled.

"Damage" means any injury which materially affects the appearance of the lot or causes appreciable waste in the ordinary preparation for use. Sweet potatoes are considered damaged by discoloration if ten per cent of the surface is stained.

"Serious damage" means any injury which seriously affects the appearance of the lot, or causes a waste of more than ten per cent, by weight, in the ordinary preparation for use.

"Diameter" means the greatest dimension at right angle to the longitudinal axes.

"Smooth" means that in addition to other defects which cause roughness, sweet potatoes shall be free from prominent veining.

"Fairly smooth" means that sweet potatoes shall be free from excessive prominent veining, corrugations or other roughness.

Markings. In addition to the markings required by Section 9 of this act, all containers of sweet potatoes shall bear upon them in plain sight and in plain letters on the outside thereof the net weight.

Each container of sweet potatoes which meets the requirements for grade Fancy sweet potatoes, as established above, may be marked "Fancy," or with any other proper designation of quality or grade. Each container of sweet potatoes which meets the requirements for Grade Number 1 or Grade Number 1 Jumbo sweet potatoes, as established above, may be marked "Grade Number 1," or "Grade Number 1 Jumbo," as the case may be, or with any other proper designation of quality or grade; *provided*, that each container of sweet potatoes which fail to meet the requirements of one of the foregoing grades, but which meet the requirements for Grade No. 2 sweet potatoes, as established above, shall be plainly and conspicuously marked, in letters not less than one-half inch in height, with the words "Grade No. 2", and shall bear no other term designating quality or grade.

Standard Containers. Sweet potatoes shall be in standard containers numbers 23, 37A or 37B, established in Section 11 of this act, or in containers standardized by federal legislation; *provided*, that Grade Number 2 sweet potatoes may be in other sized containers if these are conspicuously marked in letters not less than one-half inch in height "Irregular container."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1037—An act to amend an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927, by adding a section 15a, and to repeal "An act to establish standards for the packing, marketing and sale of apples, forbidding the sale of certain infected and diseased apples, providing for the inspection and certification thereof, and for its enforcement, fixing penalties for its violation, and repealing an act entitled 'The Standard Apple Act of 1917,' approved May 7, 1917," as amended, approved June 3, 1921, Stats. 1921, p. 1169. Amended Stats. 1923, p. 472; amended Stats. 1925, p. 131; amended Stats. 1927, chapter 250, and to provide for the necessary transfer of funds.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 1, of the title of the printed bill, strike out lines 1 to 22, inclusive, and insert in lieu thereof the following:

"An act to amend "The California fruit, nut and vegetable standardization act of 1927," approved June 2, 1927, by adding to said act a new section to be numbered 15a, relating to standards and standard containers for apples; to add a new section to said act, to be numbered 38a, relating to a fund for the enforcement of said act, and to repeal "The California standard apple act," approved June 3, 1921, as amended."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out lines 1 to 7, inclusive, and also strike out all of pages 2 to 6, inclusive, and insert in lieu thereof the following:

"SECTION 1. A new section, to be numbered 15a, is hereby added to "The California fruit, nut and vegetable standardization act of 1927," approved June 2, 1927, to read as follows:

Sec 15a. Apples, when being packed, or after packing, or when delivered for shipment, loaded, shipped or being transported, offered for sale or sold in any container or subcontainer, or in bulk, shall conform to one of the following standards:

Extra Fancy. The extra fancy grade shall consist of well grown, properly matured apples of one variety which are clean, hand picked, well colored and normally shaped for the locality where produced, free from visible rot, visible dry rot, visible Baldwin spot, Jonathan spot, scald, internal breakdown, internal browning, visible watercore and other diseases, and from insect pests, insect bites, bruises (except such bruises as are necessarily caused in proper packing), skin punctures, skin broken at stem and other defects, and shall be uniform in size and well packed in clean standard boxes; *provided, however*, that russetting confined within the basin of the stem shall be permitted.

In order to allow for variations incident to proper grading and handling not more than ten per cent, by count, of the apples in any container may be below the requirements of this grade; but not to exceed one-half of this tolerance, or five per cent, shall be allowed for any one cause.

Fancy. The fancy grade shall consist of well grown, properly matured apples of one variety which are clean, hand picked, normally shaped for the locality where produced, free from visible rot, visible dry rot, visible Baldwin spot, Jonathan spot, soft scald, internal breakdown, internal browning, visible watercore and other diseases, and from insect pests, insect bites, bruises (except such bruises as are necessarily caused in proper packing), skin punctures, skin broken at stem and other defects, and shall be uniform in size and well packed in clean standard boxes; *provided*, that trace internal browning, slight limb rubs, and not to exceed two superficial well healed over case bearer, codlin moth or aphid stings on each apple, slight sun spots, slight fly speck fungus, and scab spots which on any one apple and in the aggregate shall not exceed one-fourth of one inch in diameter, russetting which is not excessively rough, and which does not appear on more than twenty-five per cent of the surface of any one apple in the aggregate, except in the case of Newtown Pippins on which it does not appear on more than thirty-three per cent of the surface of any one apple in the aggregate, shall be permitted in this grade.

In order to allow for variations incident to proper grading and handling not more than ten per cent, by count, of the apples in any container may be below the requirements of this grade; but not to exceed one-half of this tolerance, or five per cent, shall be allowed for any one cause.

Fancy Loose. The fancy loose grade shall conform in all respects to the fancy grade, as hereinbefore established, with the following exceptions: the apples in this grade shall not be wrapped and the only requirement as to size shall be that none of the apples of this grade shall be of a size that will pass through a ring two and three-eighths inches in diameter; *provided*, that apples of this grade shall not be required to be packed and/or in clean or standard boxes.

C Grade. The C grade shall consist of properly matured apples of one variety which are clean, hand picked, free from visible rot, visible dry rot, visible Baldwin spot, Jonathan spot, soft scald, internal breakdown, serious internal browning, visible watercore and other diseases, and from insect pests, bruises, except such bruises as are necessarily caused in proper packing, skin punctures, skin broken at stem, and from sun scald and/or frost bite more than skin deep, and shall be uniform in size and well packed in clean standard boxes; *provided*, that internal browning which cannot be detected by external examination or pressure, sunburn causing discoloration of the flesh, scab spots on any one apple not larger than one-half of one inch in diameter in the aggregate, and apples showing blossom end cracks, shall be permitted in this grade.

In order to allow for variations incident to proper grading and handling not more than ten per cent, by count, of the apples in any container may be below the requirements of this grade, but not to exceed one-half of this tolerance, or five per cent, may consist of any one insect pest, decay or Baldwin spot.

C Grade Loose. The C grade loose shall conform in all respects to the C grade, as hereinbefore established, with the following exceptions: the apples in this grade shall not be wrapped, and the only requirement as to size shall be that none of the apples of this grade shall be of a size that will pass through a ring two and three-eighths inches in diameter; *provided*, that apples of this grade shall not be required to be hand picked, packed and/or in clean or standard boxes.

Combination Fancy and C Grade Loose. The combination fancy and C grade loose shall meet all requirements of C grade loose apples and shall include in each container not less than fifty per cent of apples meeting all requirements of the fancy loose grade.

For the purpose of this section, although the tolerances specified for the various standards necessarily are placed on a package basis, not more than one-fourth of the packages in any lot may be permitted to exceed the tolerance established by not more

than one-half of the amount allowed; *provided*, that the entire lot shall average within the tolerance established; *provided, further*, that no container shall have more insect pests or decay than the amount specified in the tolerance established.

When used in this section the words herein mentioned shall be defined as follows:

"Packed" shall mean the regular, compact arrangement of all or a part of the fruit in any container.

"Well packed" shall mean the regular, compact, diagonal arrangement of all of the fruit in any container, the fruit being compacted with sufficient solidity so that it will not move in the container when lidded, the top and bottom of the box, when lidded, having a bulge of not less than one-half inch, and, where wrappers are used, all of the apples in the box being properly wrapped, with the exception of the bottom layer, which may be flagged.

"Flagged" shall mean the incomplete covering of the apples by the use of wrappers which are not closed.

"Uniform in size" shall mean, in boxes containing one hundred twenty-five apples, or less, a variation of not more than one-half of one inch in diameter, when measured through the widest portion of the cross section between the fruits in any one container, in boxes containing one hundred thirty-eight apples, or more, a variation of not more than three-eighths of one inch when so measured.

"Cross section" whenever used in this section shall mean the section of the apple taken at a right angle to a straight line drawn from the stem end to the blossom end thereof.

"Properly matured" as used in this section shall be deemed to mean that the apples to which it refers, at the time they were taken or fell from the tree, had reached that stage of development necessary to insure the proper completion of the ripening process, *provided*, that apples of the varieties Alexander, Red Astrachan, White Astrachan, Beittigheimer, White Winter Pearmain, Greening, and Fall Pippin shall not be required to be properly matured, as herein defined, in order to meet the requirements of any grade except extra fancy.

"Insect pests" whenever used in this section shall include San Jose scale, codlin moth and other insects or the larvae, nymphs or pupae thereof, and also shall include any apple which has been infested with codlin moth and bears evidence of such infestation, with the exception of superficial, well healed codlin moth stings.

Markings. In addition to the markings required by section 9 of this act, all containers of apples shall bear upon them in plain sight and in plain letters on the outside thereof the following: Name of variety, if known, and when not known the words "unknown variety"; the grade of the apples therein contained, as herein defined, the designation of grade being stated in letters not less than one-half inch in height, the date when such apples were first packed, or if repacked, the date of repacking, and on each container of apples which have been held in cold storage for more than thirty days after being packed a statement showing the fact that the contents have been held in cold storage; the minimum net weight of the apples contained therein, or the cubical contents of the package, and in the case of wrapped packed apples the numerical count; *provided, however*, that a variation of five apples, more or less, than the number stated, shall be allowed; *provided, further*, that open containers of apples which are not packed shall be required to show only the markings required by section 9 of this act, and the designation of grade as provided by this section.

In lieu of the standard grade markings required by this section any container of apples may be marked with the name of the equivalent grade established for such apples in United States standards for apples promulgated by the United States department of agriculture and approved by the director of agriculture of the State of California; *provided*, that the apples contained in such package shall meet all requirements of the grade marked thereon.

When any lot of apples has been inspected and passed by a duly authorized inspector as conforming to the requirements of this act, and has thereafter been sold, and placed in cold storage or shipped to a purchaser, the person who was the owner, packer, or shipper of the lot at the time of such inspection, shall not be prosecuted hereunder by reason of any failure of any of said fruit to conform to the provisions of this act as a result of deterioration subsequent to the original inspection.

Standard Containers. All wrapped apples shall be in standard containers numbers 17A and 18 established in section 11 of this act; *provided*, that packed or loose unwrapped apples may be in other sized containers, if these are conspicuously marked, in letters not less than one-half inch in height, "irregular container". *provided*, that such marking shall not be required on open containers of apples which are not packed.

SEC. 2. A new section is hereby added to said act, as amended, to be numbered 38a and to read as follows:

Sec. 38a. All moneys collected under these provisions of "The California standard apple act" approved as amended, and deposited in the state treasury to the credit of the standard apple fund created by said act, are hereby transferred, set over and merged with the "fruit and vegetable certification fund," which fund

was created by "The California fruit and vegetable certification act" approved May 17, 1927, to be used in enforcing the provision of this act.

Sec. 3. "The California standard apple act," approved June 3, 1921, as amended, is hereby repealed."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 685—An act to amend sections 2, 5 and 7 of an act entitled "An act to promote the apicultural interests of California by providing for the inspection and disposition of bees, their brood, hives and appliances that are or may be infected with disease, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners, and defining their powers and duties hereunder, providing for the establishment of quarantines to prevent the introduction and spread of disease, declaring box hives and infected bees, their brood, hives and appliances to be a public nuisance and providing for the abatement thereof, providing for the registration of apiaries, prohibiting the sale or removal of infected bees, their brood, hives and appliances without permit, providing penalties for the violation hereof, and repealing an act entitled 'An act to promote the apicultural interests of the State of California by providing county inspectors of apiaries and defining their duties, and providing for their compensation, and repealing the act entitled "An act to authorize the boards of supervisors of the several counties of this State to appoint inspectors of apiaries, and provide for their compensation, and defining their duties, and for the further protection of bee culture, approved March 13, 1883," approved February 20, 1901,' as amended," approved May 31, 1927.

COMMITTEE AMENDMENTS.

During the second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 25, of the printed bill, strike out the period, and insert in lieu thereof the following "and beeswax in rendered form"

AMENDMENT NUMBER TWO.

On page 2, line 29, of the printed bill, strike out the period, and insert in lieu thereof the following "or box or similar container taken possession of by bees."

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, strike out all of line 40, and all following lines down to and including line 45.

AMENDMENT NUMBER FOUR.

On page 3, lines 10 and 11, of the printed bill, strike out the words "and accompanying equipment".

AMENDMENT NUMBER FIVE.

On page 3 of the printed bill, strike out all of line 17 and all following lines down to and including line 23, and insert in lieu thereof the following "said bees excepting where origin and destination are registered seasonal locations only notice to inspectors shall be required."

AMENDMENT NUMBER SIX.

On page 3, line 32, of the printed bill, strike out the words "or equipment".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 732—An act to amend section 2319i of the Political Code, relating to the licensing of persons selling, shipping or offer-

ing for sale any nursery stock, trees, plants, shrubs, bulbs or vines for planting, propagation or ornamental purposes.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 689—An act to amend sections 4 and 11 of an act entitled “An act to provide an institution for the confinement, cure, care and rehabilitation of drug addicts to be known as the State Narcotic Hospital; to provide for admission and commitment of such addicts, and to prescribe penalties for unlawfully or improperly contriving to have persons adjudged drug addicts under this act; to provide penalties for procuring the escape, or aiding or advising in the escape of inmates, or concealing inmates thereof,” approved April 9, 1917 (Stats. 1927, p. 149), relating to payment of expenses of persons committed to State Narcotic Hospital.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 692—An act to amend sections 20 and 31 of an act entitled “An act to be known as the ‘Pacific Colony Act’ to establish an institution for the care, confinement and instruction of feeble-minded and epileptic persons, to provide for government and maintenance thereof, and for the study of mental deficiency and related problems, to provide for admission and commitment to such institution and to prescribe penalty for unlawfully or improperly contriving to have persons adjudged feeble-minded under this act, to provide for the sterilization of inmates of such institution, to prescribe penalties for procuring the escape or aiding or advising in the escape of inmates, or concealing inmates thereof, to provide a contingent fund for the use of such institution and to make an appropriation therefor, as approved June 1, 1917,” approved June 1, 1917 (Stats. 1917, p. 1623), as amended.

Bill read second time, ordered to engrossment, and third reading.

RECONSIDERATION WAIVED.

Mr. Williamson waived his notice to reconsider the vote whereby Senate Bill No. 22 was passed.

Senate Bill No. 22 ordered transmitted to the Senate.

SECOND READING OF SENATE BILLS.

Senate Bill No. 823—An act validating the formation, organization and existence of sanitary districts and declaring the urgency of the same.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 656—An act to add a new section to the Political Code to be numbered 594*b*, relating to burial contracts and certificates.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 528—An act to amend section 857 of the Civil Code of the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title strike out all following the word “section”, and the word “California” in line 2, and insert in lieu thereof the following: “2220 of the Civil

Code, and to repeal sections 847 and 857 of the Civil Code, all relating to trusts on property."

AMENDMENT NUMBER TWO

Strike out all following the word "section" in line 1, on page 1, of the printed bill, and all of the remainder of said page 1, and insert in lieu thereof the following:

"2220 of the Civil Code is hereby amended to read as follows:
2220. A trust in relation to real and personal property, or either of them, may be created for any purpose or purposes for which a contract may be made.
Sec. 2. Sections 847 and 857 of the Civil Code are hereby repealed."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 781—An act to amend section 1313 of the Civil Code, relating to restriction on devise for charitable uses.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of lines 17 to 21, both inclusive, and the words "State of California" in line 22, and insert in lieu thereof the following: "any municipality, county or political subdivision within the state, or to or for the use or benefit of any institution belonging to the state, or any municipality, county or political subdivision within the state, or to any educational institution which is exempt from taxation under section 1a of article thirteen or section 10 of article nine of the constitution of the State of California and statutes of this state enacted thereunder,".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns.

Bill read third time.

The question being on the passage of the bill

MOTION TO RE-REFER.

Mr. Harper moved that Assembly Bill No. 965 be withdrawn from the file, and ordered re-referred to Committee on Elections.

Motion carried.

Assembly Bill No. 965 ordered re-referred to Committee on Elections.

Assembly Bill No. 630—An act to carry into effect the provisions of subdivisions 6 and 7 of section 8½ of article XI of the constitution of the State of California; and also to provide for the alteration of the boundaries of, for the annexation of territory located in the county of San Mateo to the city and county of San Francisco, for the incorporation of such annexed territory in and as a part of said city and county and for the government of such annexed territory as an integral part of such city and county of San Francisco.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 630 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried

Assembly Bill No. 630 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 645—An act to add a new section to the Political Code, to be numbered 4041q, relating to advertising by boards of supervisors of counties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 645 passed by the following vote:

AYES—Anderson, Badham, Bliss, Brock, Cloudman, Collier, Coombs, Craig, Cronin, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. WILLIAM B. HORNBLOWER IN THE CHAIR.

At nine o'clock and thirty-five minutes a.m., Hon. William B. Hornblower, member of the Assembly from the Twenty-fifth District, in the chair.

Assembly Bill No. 773—An act to amend section 4041 of the Political Code and to add twenty-five new sections to said code, to be numbered 4041.1 to 4041.25, both inclusive, relating to jurisdiction and powers of boards of supervisors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 773 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bliss, Brock, Cloudman, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 333—An act to amend section 4253 of the Political Code, relating to the salaries of the county officers of counties of the twenty-fourth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 333 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bliss, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 549—An act relating to the election of clerks of school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 549 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudman, Coombs, Craig, Crawford, Crittenden, Cronm, Crowley, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fly, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Little, Luttrell, Lyons, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Reindollar, Roberts, Roland, Scudder, Sewell, Spalding, Stockwell, West, Williamson, Wittel, Wright, and Young—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Wright moved that Assembly Bill No. 166 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 166 ordered re-referred to Committee on Ways and Means.

THE SPEAKER IN THE CHAIR.

At eleven o'clock a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes, produced by another in the State of California.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jones moved that Assembly Bill No. 155 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 155 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 400—An act to provide for instruction in public safety and accident prevention primarily devoted to avoidance of accident hazards on streets and highways in the elementary and secondary schools of the State and in the normal schools and teachers colleges in the State and making an appropriation for the carrying out of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Levey moved that Assembly Bill No. 400 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 400 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 889—An act to regulate the construction and maintenance of auto camps to provide for the inspection and supervision of same and to provide penalties for the violations of the provisions hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 889 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—65

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Jones gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 889 was this day passed.

Assembly Bill No. 260—An act to amend section 366 of the Political Code, relating to the Department of Institutions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 260 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 201—An act to add new sections to the Political Code to be numbered 363*k*, 363*l* and 363*m*, creating a Division of Motor Vehicles in the Department of Public Works, and providing for the administration thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 201 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Partness, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 113—An act to amend section 1 of an act entitled "An act to authorize the transportation of certain dependent children for whom proper homes are offered outside the State," approved May 12, 1927.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Miss Miller moved that Assembly Bill No. 113 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 113 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 339—An act to amend section 2322a20 of the Political Code, relating to the compensation of the horticultural commissioner in counties of the twentieth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 339 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Lasley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Moreau, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

HON. EUGENE W. ROLAND IN THE CHAIR.

At eleven o'clock and twenty-seven minutes a m., Hon. Eugene W. Roland, member of the Assembly from the Thirty-seventh District, in the chair.

Assembly Bill No. 821—An act relating to maximum rates of tax for school district purposes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 821 passed by the following vote:

AYES—Adams, Arnold, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—63

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and thirty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 6—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 6 passed by the following vote:

AYES—Adams, Arnold, Badham, Bliss, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Kline, Leymel, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Quigley, Roberts, Roland, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—Bernard, Collier, Ingels, Luttrell, and McGuinness—5.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 252—An act to add to new article to chapter 3 of title I, part III of the Political Code, to be numbered article III*k*, embracing sections 374 to 374*g*, inclusive, relating to a Department of Military and Veterans' Affairs.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Hornblower moved that Assembly Bill No. 252 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 252 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 753—An act to add a new section to the Political Code, to be numbered 539*d*, relating to the printing of legislative bills and constitutional amendments prior to the convening of the Legislature.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 753 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Dasley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell,

McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1033—An act to add a new section to the Penal Code to be numbered 1618, relating to county and city jails and medical care of persons therein.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Quigley.

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, as amended in Assembly March 8, 1929, said line shall commence with "or city and county".

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, as amended in Assembly March 8, 1929, after the word "county", insert "or city and county".

AMENDMENT NUMBER THREE.

On page 1, line 13, of the printed bill, as amended in Assembly March 8, 1929, following the period in said line 13, insert the following:

"The failure or refusal of the county health officer to designate such duly licensed and practicing physician is hereby declared to be a misdemeanor and upon conviction thereof said county health officer shall be subject to punishment of a fine not to exceed five hundred dollars or imprisonment for not more than six months, or both such fine and imprisonment."

Amendments adopted.

Bill ordered to reprint, engrossment, and third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. McGinley:

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 597 of the Penal Code, relating to cruelty to animals.

Referred to Committee on Introduction of Bills.

By Mr. Ingels:

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a Cattle Protection Board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of the meat thereof, to provide for the inspection of cattle and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the cattle protection fund, and to provide penalties for violation of the provisions hereof," approved May 28, 1917.

Referred to Committee on Introduction of Bills.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. DeYoe: An act to cure defects in maps or plats filed for record prior to March 1, 1929, and in deeds or conveyances referring to such maps.

By Mr. Roberts: An act authorizing any municipal corporation to institute suits against the State of California or any county of said State to cancel tax assessments and sales erroneously made against municipal owned property exempt from taxation.

By Mr. Ingels: An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a Cattle Protection Board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of the meat thereof, to provide for the inspection of cattle and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the cattle protection fund, and to provide penalties for the violation of the provisions hereof," approved May 28, 1917.

By Mr. McGuirey: An act to amend section 597 of the Penal Code, relating to cruelty to animals.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Arnold, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Dullinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Patterson, Quigley, Roberts, Roland, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

RECONSIDERATION WAIVED.

Mr. Byrne waived his notice to reconsider the vote whereby Assembly Bill No. 552 was passed.

Assembly Bill No 552 ordered transmitted to the Senate.

MOTION TO RECONSIDER.

Mr. Quigley moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 388 was passed be continued until the next legislative day.

Motion carried.

REQUEST TO USE ASSEMBLY CHAMBER.

Mr. Wright asked for and was granted unanimous consent to use the Assembly Chamber for Monday evening, March 25, 1929, for the purpose of considering Assembly Bill No 650 (hydraulic mining).

MOTION.

On motion of Mr. Sewell, Mr. Badham was remanded to the custody of the Sergeant-at-Arms for the balance of this legislative session.

RECESS.

At twelve o'clock and five minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.
 Speaker Levey in the chair.
 Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof;

Also: Assembly Bill No. 301—An act permitting State officers and State employees to attend military training encampments without deduction of pay;

Also: Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15 and 16 of the General Dairy Law of California, approved June 15, 1923, as amended;

Also: Assembly Bill No. 340—An act to amend section 4249 of the Political Code, relating to the salaries and compensation of officers in counties of the twentieth class;

Also: Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or construction on electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two journeymen in the doing of such work, and providing penalty for the violation thereof;

Also: Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California, and make an appropriation therefor;

Also: Assembly Bill No. 1066—An act to amend sections 2½ and 50½ of the Public Utilities Act, relating to passenger stage corporations;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 5—Relative to speculation in desert lands—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for adoption.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 605—An act relating to the composition of boards of education of consolidated school districts;

Also: Assembly Bill No. 1009—An act relating to the adoption of textbooks for use in the public high schools of the State and to the furnishing of such textbooks for the use of the pupils of such schools,

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

BYRNE, Chairman

The above reported bills ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 319—An act to add new sections to the Penal Code to be numbered 537*f*, 537*g*, and 537*h*, relating to the use or misuse of motor vehicles hired and the obtaining of credit or the possession of such motor vehicles with intent to defraud or by means of false statements, and prescribing punishment therefor;

Also: Assembly Bill No. 525—An act to amend section 3051 of the Civil Code, relating to liens.

Also: Assembly Bill No. 832—An act to amend section 323 of the Political Code, relating to the time when statutes take effect,

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON IRRIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back without recommendation, as amended

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

ON ELECTIONS

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Elections, to which was re-referred Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

LEYMEL, Chairman.

The above reported bill ordered on file for second reading

Also:

MR. SPEAKER: Your Committee on Elections, to which was referred Senate Bill No. 17—An act to amend section 1203 of the Political Code, relating to elections—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

LEYMEL, Chairman.

The above reported bill ordered on file for second reading

ON FEDERAL RELATIONS

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Assembly Bill No. 262—An act to amend section 5 of an act entitled "An act creating the Colorado River Commission of California, prescribing its powers, fixing compensation and appropriating funds for its use," approved May 17, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WITTER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Senate Concurrent Resolution No. 18—Relative to the Colorado River Compact—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

WITTER, Chairman.

The above reported concurrent resolution ordered on file for adoption.

ON PUBLIC CHARITIES AND CORRECTIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929

MR. SPEAKER: Your Committee on Public Charities and Corrections, to which was referred Assembly Bill No. 945—An act making appropriation for the establishment of a water supply and the development of electrical power at the Preston School of Industry—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means

ROLAND, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Public Charities and Corrections, to which was referred Assembly Bill No. 41—An act to repeal section 9 of an act entitled "An act to appropriate money for the support of orphans, half-orphans and abandoned children." approved March 25, 1880, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ROLAND, Chairman.

The above reported bill ordered on file for second reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. DeYoe: Assembly Bill No. 1095—An act to cure defects in maps or plats filed for record prior to March 1, 1929, and in deeds or conveyances referring to such maps.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Roberts: Assembly Bill No. 1096—An act authorizing any municipal corporation to institute suits against the State of California or any county of said State to cancel tax assessments and sales erroneously made against municipal owned property exempt from taxation.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Ingels: Assembly Bill No. 1097—An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a Cattle Protection Board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of the meat thereof, to provide for the inspection of cattle, and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the cattle protection fund, and to provide penalties for violation of the provisions hereof," approved May 28, 1917.

Bill read first time, and referred to Committee on Live Stock and Dairies.

By Mr. McGinley: Assembly Bill No. 1098—An act to amend section 597 of the Penal Code, relating to cruelty to animals.

Bill read first time, and referred to Committee on Crime Problems.

THE SPEAKER PRO TEMPORE IN THE CHAIR.

At two o'clock and thirty minutes p.m., Hon. William M. Byrne, Speaker pro tempore of the Assembly, in the chair.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 592—An act to amend sections 51, 66, 72 and 73 of the California Vehicle Act, approved May 30, 1923, as amended, relating to the issuance, revocation and suspension of licenses and registration of motor vehicles.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 592 passed by the following vote:

AYES—Anderson, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feigenbaum,

Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Noyes, Oliva, Patterson, Quigley, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 593—An act to add two new sections to the "California Vehicle Act," approved May 30, 1923, as amended, to be numbered 36½ and 36¾, relating to registration of motor vehicles.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 593 passed by the following vote:

AYES—Anderson, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Noyes, Oliva, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 594—An act to amend section 36 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the applications for registration of motor vehicles.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Hornblower.

AMENDMENT NUMBER ONE.

On page 2, line 16, of the printed bill, strike out the word "not" after the word "shall".

The question being on the adoption of the amendment.

Amendment lost.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 594 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—Arnold, and Hornblower—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 595—An act to add a new section to the Civil Code to be numbered 1714½, relating to negligence upon the part of State officers, agents and employees of the State, counties, cities and counties,

municipal corporations, school districts, irrigation districts, districts established by law and political subdivisions of the State and authorizing the issuance of insurance covering such liability.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 595 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Crawford, Cronin, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Levey moved to amend the title as follows:

AMENDMENT NUMBER ONE.

In line 2 of the printed bill, strike out the word "state".

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 596—An act to add a new section to the Civil Code, to be numbered 1714 $\frac{1}{2}$, relating to negligence

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 596 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDouough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—65.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 597—An act to amend section 61 of the California Vehicle Act, approved May 30, 1923, relating to applications for operators' and chauffeurs' licenses.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 597 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDouough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder,

Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 598—An act to add two new sections to the "California Vehicle Act," approved May 30, 1923, as amended, to be numbered 36½ and 36¾, relating to registration of motor vehicles.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 598 passed by the following vote:

AYES—Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Levmei, Luttrell, Lyons, McDonough, McGinlev, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 599—An act to amend section 142 of the California Vehicle Act, approved May 30, 1923, as amended, relating to the creation of a Traffic and Safety Bureau in the Division of Motor Vehicles, prescribing its powers and duties and making an appropriation therefor; and to accident reports.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 599 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Levmei, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Levey moved to amend the title as follows:

AMENDMENT NUMBER ONE.

In lines 4 and 5 of the title, strike out the words "and making an appropriation therefor".

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 600—An act to amend section 74 of the California Vehicle Act, approved May 30, 1923, as amended, relating to penalties for driving motor vehicles while license is suspended or revoked.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 600 passed by the following vote:

AYES—Adams, Anderson, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, DeYoe, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—Bernard—1.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At four o'clock and five minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 1066—An act to amend sections 2½ and 50½ of the Public Utilities Act, relating to passenger stage corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1066 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Deuel, DeYoe, Dillinger, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.

NOES—Badham, Crowley, Emmett, and Snyder—4.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF COMMITTEE ON CONFERENCE.

The following report of Committee on Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Conference concerning Senate Bill No. 183—An act to add a new section to the Political Code, to be numbered 4300*m*, relating to fees of interpreters, and to repeal conflicting acts and parts of acts—reports that it has met a like committee of the Senate, consisting of Senators Pedrotti, Lyon, and McKinley, and reports that the Committee on Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out lines 4 to 8, inclusive, and insert in lieu thereof the following: "this title otherwise provided shall be as follows: For each day's actual attendance at a coroner's inquest, when legally required to so attend, the sum of five dollars per diem, and for each day's actual attendance upon a court, when legally required to so attend, such fee as may be allowed by the court, not to exceed ten dollars per diem; *provided, however,* that the aggregate amount of fees that may be allowed to any one person under the provisions of this section shall not exceed the sum of ten dollars per diem, such fees shall be paid, in criminal".

CLOUDSLEY,
BYRNE
WEST.

Assembly Committee on Conference.

The question being on the adoption of the report and amendment.

The roll was called, and the report and amendment adopted by the following vote:

AYES—Arnold, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hoffman, Jones, Jost, Keaton, Leymel, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Noyes, Parkman, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Wright, and Mr. Speaker—52

NOES—Anderson, Ingels, Roland, and Witter—4

Assembly Bill No. 288—An act to add a new section to the Civil Code, to be numbered 2016, defining the liability of the master to his servant when requiring such servant to wear a uniform of special dress in performing the duties of the employment.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Gilmore moved that Assembly Bill No. 288 be withdrawn from the file, and ordered re-referred to Committee on Labor and Capital.

Motion carried.

Assembly Bill No. 288 ordered re-referred to Committee on Labor and Capital.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read.

ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Attaches respectfully begs leave to report that it has carefully considered the application for the position as hereinafter set forth and desires to submit the following resolution:

Resolved, That the following named person be, and he is hereby appointed and employed for the position and at the per diem set opposite his name to wit: Joseph Bafigo, Assistant Sergeant-at-Arms, \$5.00, the appointment to date from and including the eleventh day of March, 1929.

That the name of B. J. Cohn, Assistant Sergeant-at-Arms, be stricken from the list of employees as of the date of March 10, 1929.

Said per diem to be paid out of the fund for the payment of officers and employees of the Assembly, and the Controller is hereby authorized and directed to draw warrants from such funds in favor of the above named person at said per diem and the said Treasurer is hereby authorized to pay same.

Respectfully submitted.

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Leymel, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Mixter, Morgan, Morrison, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—56.

NOES—None.

ON INSURANCE

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 1049—An act to amend section 612 of the Political Code, relating to statements required to be made by insurance companies other than life insurance com-

panies—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 464—An act to amend sections 1 and 45 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915, approved May 28, 1917, as amended, and to add a new section to be numbered 45a to said act as amended;

Also: Assembly Bill No. 831—An act to amend the title and section 3 of an act entitled "An act to regulate the sale and issuance of licenses to hunt, take, pursue, or kill wild birds or mammals, and/or to angle for, take, catch, or kill game fishes for purposes other than sale or profit in order to provide revenue therefrom for fish and game preservation, protection and restoration, defining game fishes; providing a penalty for the violation of this act and repealing all acts and parts of acts inconsistent or in conflict with this act," approved May 27, 1927; Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SCUDDER, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 284—An act prohibiting the catching or taking of any invertebrate or specimen of marine plant life within a certain described portion of fish and game district No. 19, other than by officers, employees, and students of the University of California for scientific purposes, making every violation of certain provisions of this act a misdemeanor, providing for the punishment thereof and providing for the disposition of fines imposed or collected on account of said violation—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Bill No. 731—An act to amend section 8 of an act entitled "An act to regulate the hunting of deer and to provide for the tagging of the carcass of any deer killed, and to provide for the transportation of lawfully killed deer from an open district into a closed district, and to provide revenue therefrom for fish and game preservation, propagation and protection, and providing a penalty for violation," approved May 26, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

ON ENROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 421—An act to amend section 626 of the Penal Code relating to the shooting of waterfowl—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 133—An act to declare provisions in contracts of employment whereby either party undertakes not to join, become or remain a member of a labor union or of any organization of employers or undertakes in such event to withdraw from the contract of employment, to be against public policy and void;

Also: Assembly Bill No. 213—An act to amend section 1490 and to repeal section 1491a of the Code of Civil Procedure, relating to the publication of notice to creditors;

Also: Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689, 690, 691 and 692 and to amend sections 662 and 675 of

the said code, all relating to the Department of Finance and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893:

Also: Assembly Bill No. 330—An act to amend section 19.17 of the Juvenile Court Law, approved June 5, 1915, relating to counties of the seventeenth class;

Also: Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvements; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements;

Also: Assembly Bill No. 784—An act to amend the California Irrigation District Act, approved March 31, 1897, by adding thereto a new section to be numbered 35a, defining the term "assessment book," and by amending section 42 thereof, relating to the publication of the delinquent list; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

RECONSIDERATION LAPSED.

The motion of Mr. Woolwine that Assembly Bill No. 165 be reconsidered having lapsed, the Speaker ordered Assembly Bill No. 165 transmitted to the Senate.

ADJOURNMENT.

At four o'clock and twenty-five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, March 14, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Thursday, March 14, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dullinger, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—76.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with

MOTION TO SUSPEND RULE.

Mr. Fry moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVE OF ABSENCE.

On motion of Mr. Harper, Mr. Eddy was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Miss Eleanor Miller, Miss Therese Levy, member of Social Service Commission of Los Angeles, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Miss Eleanor Miller, Mrs. Elizabeth McManus, chairman of Los Angeles County probation committee and member of State Commission for the Study of Problem Children, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Cronin, Herbert C. Kaufman of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Cronin, W. Urie Walsh of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Noyes, Mrs. Zetta C. Walmsley and Mr. Lawrence Jarvinen, instructors of the economics and civics class of Esparto Union High School of Yolo County, and the following students: Delmas Bloom, Louis Burns, Percy Bourland, Dumars Courtney, Vincent Chamberlain, Theo Dumar, Stella Farnham, Geneveve Gray, Josephine Gray, Dean Hubbard, Delia Hartman, Helen Han, Harry Jones, Booker Logan, Addie Logan, Cedrick Piezzi, Wagner Nicholson, Robert Reiff, Ruth Rudolph, Pat Redmond, Gladys Schwarz, Joe Stotts, Hughie Stevens, Arthur Townsend, Mabel Watkins, Grace Logan and Fredson Wallace, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. West, B. D. Danforth, teacher of William Land Junior High School, and the following students: Thelma Maciel, Adrienne Thomas, Ruth Fricchette, William Nordeste, James Smith, Barbara Smith, Laura Ricci, Mary Smith, Bernice Enos, Ida Gomecalves, Frank Conti, Elizabeth Ferrero, Madeline Machado, Ted Kemp, Simova Torres, Roger Giorgi, Manuel Semas, Joe Gilmette and Adeline Moniz were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Nielson, Lucy J. Turner, teacher of Washington School, and the following students: Marion Strutz, Herman Lauszus, Tony Scalora, Tom Robinson, Carl Gastman, Leftary Legatos, Billie Silva, Gerald Smith, Woodrow Davis, Joseph Masi, Lucile Walters, Tomiko Iwasaki, Myrna Davis, Dorothy Smith, Jean Chapman, Lois McMurchy, Dorothy Robinet, Salvador Flores and Harold Ward were

extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Easley, Miss Doris Bailey, Mr. Neil M. Parson and Mr. W. H. Hudson of Alhambra High School of Martinez, California, and the following students: Annabelle Archibald, Clarence Allender, Richard Anderson, Dorothy Archibald, Elva Armstrong, George Alley, Roger Arnaud, Marian Arnold, Mary Arnold, Lester Arthur, Dorothy Brown, Francis Brown, Winifred Bickel, Winifred Beede, Annie Billecci, Mario Cerri, Clyde Cameron, Genevieve Calicura, Asunda Calicura, Rose Chamberlain, Mildred Chapman, Isabelle Costa, Angie Deaver, Mary Jane Davis, Francis Donnelly, Graham Davidson, Leonard DiBetta, Helen Dwyer, Flora Gemetti, Elsie Gemetti, Mary Giannini, Bess Griffin, Rose Griffanti, Vivian Hills, Margaret Hoey, Francis Hoey, Mary Hersey, Adele Jones, Elizabeth Kish, Stanley Kramer, Luther Lewis, Isabelle Lent, Alberta Lakey, Charlie Lytle, Oscar Magnuson, Ethel Moe, Glenn Miller, Elizabeth Newman, Mildred Price, Inez Prater, Richard Rosenblatt, Etta Ray, Josephine Reynolds, LeClair Richards, Albert Sullenger, Harold Senger, Roberta Shelton, Meiko Toryama, Robert Turner, Rita Viale, Marba Van Sickle, Katherine Walker, Margaret Williams, Jessie Wilkinson, Frank Brown and Helen Trebina were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Roland, George E. Sheldon, Louis J. Kennedy, Hollis R. Thompson, Claude Geneva, J. P. Meany, James Pearson, Henry Suerstedt, George S. Meredith, F. W. Battenhouse, E. F. Cuenin, R. V. Dell, William J. Peterson and Herman G. Walker of Oakland and Piedmont, and an automobile caravan party, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Jespersen, J. J. Hurlbert of Los Angeles, L. F. Loreng of Los Angeles, E. W. Black, supervisor of San Luis Obispo; Asa Porter, supervisor of San Luis Obispo, and Charles Maino of San Luis Obispo were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Williams, A. E. Dolan, sheriff of Mono County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Williams, "Billy" Squires, deputy sheriff of Tuolumne County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Meeker, W. F. Jones, sheriff of Fresno County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Harper, Ed Cooper, undersheriff of San Diego County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Williamson, W. J. (Dick) Fitzgerald, sheriff of San Francisco, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Bliss, Jack Ross, undersheriff of Santa Barbara, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Cronin, Leo A. Cunningham of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Adams, Welton C. Rhodes, sheriff of Madera County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Snyder, N. P. Sinnott, sheriff of Santa Cruz County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Jewett, W. V. Buckner, sheriff of Kings County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Emmett, L. Howard Durley, undersheriff of Ventura County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Emmett, A. H. Call, horticultural commissioner of Ventura County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Noyes, A. L. Rogers, undersheriff of Sutter County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Miss Eleanor Miller, Sam Jernigan, sheriff of Orange County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Messrs. Nielsen and West, Don Cox, undersheriff of Sacramento County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. DeYoe, J. J. Croxon, sheriff of San Benito County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Badham, Eugene W. Biscailuz, undersheriff of Los Angeles County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Mixer, R. L. Hill, sheriff of Tulare County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Bernard, Fred F. Dustin, undersheriff of Colusa County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Charles R. Brott, chief deputy sheriff of Riverside County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Lyons, A. C. Lewell, chief deputy sheriff of Los Angeles County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Williamson, E. J. Spaulding, undersheriff of San Francisco, a famous Olympic football commissioner, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Gilmore, C. A. Callaghan, sheriff of San Mateo County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Cloudsley, H. R. Youngblood, undersheriff of San Joaquin County and organizer of the Civil Deputies Association of California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Miss Eleanor Miller and Messrs. Oliva and James A. Miller, Dr. Mariana Bertola of San Francisco, a member of the Commission for the Study of Problem Children, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mr. Walter Davis, supervisor of Alameda County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Messrs. Luttrell and Scudder, George P. Sanborn, chief deputy of Sonoma County; Blair Hart, Willard Cole and Ed Enzenauer, supervisors of Sonoma County, and Thomas McCarthy were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Coombs, the following members of the University of California rowing crew (Olympic games champions), Peter Donlon of Oxnard, Hubert Caldwell of Oakland, William Thompson of Napa, William Dally of Elmira, James Workman of Orange, Francis Frederick of Berkeley, John Brinck of Winters, Donald Blessing of Visalia, Blake Whartan of Oakland, Ky Ebright, coach, of Berkeley; Lewis Reynolds, publicity, of Berkeley, and William Monohan, manager, of Berkeley were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Kline:

COACHELLA, CALIFORNIA, February 15, 1929.

Chester A. Kline, Sacramento, California.

DEAR SIR: The following resolution was adopted by the board of directors of the Coachella Valley County Water District at a special meeting of the board held yesterday:

WHEREAS, The inadequacy of the secondary State highways in the southern district of California, south of the Tehachapi, has obviously hindered the growing demands of traffic, and

WHEREAS, The secondary system has been recommended to be enlarged by the regional council of the California Development Association and the Automobile Club of Southern California, to include certain roads of more than ordinary local importance, which roads recommended to be included comprise a comprehensive program upon which the entire aforesaid area is united, and particular reference to the highway between El Centro and Calexico and between Brawley and Niland in Imperial County, now, therefore, be it

Resolved, That the board of directors of the Coachella Valley County Water District do hereby supplement the aforesaid recommendation to the regional council of the California Development Association and the Automobile Club of Southern California and to Senator Nelson T. Edwards and Assemblyman M. D. Witter, representing the Seventy-eighth District, and request the Legislature to enact a bill embodying the aforesaid proposal, and further that we urge the Governor of the State of California give favorable consideration to the bill by signing same; and, be it further

Resolved, That we endorse the construction of the aforesaid highways embodied in the proposed secondary highway system, and that our secretary be instructed to forthwith make proper distribution of these resolutions

Very truly yours,

COACHELLA VALLEY COUNTY WATER DISTRICT.
By MABEL CRAIG, Secretary.

Also:

RIVERSIDE COUNTY FEDERATION OF WOMEN'S CLUBS.

WHEREAS, The mourning dove is one of the most useful birds to the farmer, its principal food being the seeds of noxious weeds, and

WHEREAS, Through the shooting of the mother dove, a great wrong is being done the bird and its young, as thousands of nestlings are forced to starve each year, and

WHEREAS, The species is continuing to decrease on account of this wholesale destruction, therefore, be it

Resolved, That we, the County Federation of Women's Clubs, do hereby petition the Legislature of the State of California to extend the season for the protection of doves until October first, and that the open season last for two weeks only.

Also:

RIVERSIDE COUNTY FEDERATION OF WOMEN'S CLUBS.

WHEREAS, There is pending at Sacramento legislation, which, if enacted, will absolutely require pasteurization of all milk offered for sale in the State, and in this will deprive the municipalities of the prerogative they now have of regulating the production and distribution of dairy products to suit their peculiar requirements, and

WHEREAS, Pasteurization is a highly expensive operation and could be installed by only the largest dairymen and would work toward monopoly and the elimination of many smaller producers with consequent decrease in supply and raise in price of retail milk, which would make its use prohibitive to the poorer classes that are now using it very generally; now, therefore, be it

Resolved, That the County Federation of Women's Clubs vigorously protest this intended legislation and request its Senator and Assemblyman to use their best efforts in defeating the measure.

By Mr. Heisinger:

STANFORD UNIVERSITY, CALIFORNIA, March 12, 1929.

*Assemblyman H. L. Heisinger,
State Capitol, Sacramento, California.*

DEAR SIR: Your proposal to establish an agency to forward the scientific study of the various activities of the State is a real piece of constructive work (reference to Assembly Concurrent Resolution No. 14). There are especially three of these lines, Fish and Game, Mining, and Parks, which have suffered for years because the State was trying to carry on a highly technical operation with practically no scientific knowledge upon which to base a policy.

I enclose a memorandum on one phase of the fish and game business which you will find interesting.

Very truly yours,

THEODORE J. HOOVER.

By Mr. Miller:

SAN FRANCISCO, CALIFORNIA, February 12, 1929.

We, the undersigned, residents of the city and county of San Francisco, who through the grace of God have been privileged to enjoy the affection and loyalty of dogs, file herewith a most solemn protest against Senate Bill No. 25, now before the Legislature of the State of California.

We rise to the defense of man's devoted friend, unable as he is to protect himself from the slander that brands even the least offensive of his kind bandit and outlaw. We object to a bill which fixes in dollars and cents companionship and understanding upon which no commercial value may be placed.

We aver that an act which would make of any person an executioner of the friend of the friendless is inhuman and unjust and beg the legislators of the State of California to vote against this bill.

L. R. MORIARTY.

And 100 others.

By Mr. Bernard:

SAN FRANCISCO, CALIFORNIA, March 13, 1929.

*Assembly Committee on Commerce and Navigation,
Senate Chamber, State Capitol, Sacramento.*

The Down Town Association of San Francisco, with representation of over fifteen hundred of San Francisco's leading business houses on its membership and organized for the good of San Francisco and California, has by unanimous action of its board of directors most strongly endorsed proposition for establishment of refrigerating plant on San Francisco waterfront. San Francisco can not prosper unless farming interests prosper also, and consummation of this project is of such incalculable importance to our future prosperity and development that we most strongly

urge passage of legislation insuring establishment of such plant at earliest possible moment.

DOWN TOWN ASSOCIATION.
MARSHAL HALE, President.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 919—An act to amend sections 2, 7 and 9 of and to add a new section to be numbered 12a to the "California Meat Inspection Law," relating to the inspection of animals and meat and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, without recommendation, as amended.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 437—An act to make an appropriation annually for the development of the live stock industry and the exhibit of cattle, hogs and sheep at Los Angeles, California, under the auspices of the Western Live Stock Exhibit Association—has had the same under consideration, and respectfully reports the same back, without recommendation, as amended.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 986—An act providing for the allowance of traveling expenses of members of the State Curriculum Commission—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Education.

WRIGHT, Chairman.

The above reported bill ordered re-referred to Committee on Education.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Meeker:

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation to meet the deficiency in the appropriation for support of Division of Architecture, Department of Public Works, for the seventy-ninth and eightieth fiscal years.

Referred to Committee on Introduction of Bills

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Sewell: Assembly Concurrent Resolution No. 17—A resolution providing for an appropriation out of the contingent funds of the Senate and Assembly for the creation of a Joint Committee of the Senate and Assembly to investigate and report upon the relative burden of taxes borne by the taxpayers of the State of California, to the end that an equitable system of taxation may be perfected whereby taxes upon various classes of property may be equalized and the burden of taxation on the citizens of California may be minimized

* Introduced, and referred to Committee on Contingent Expenses.

MOTION TO RECONSIDER.

Mr. Quigley moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 388 was passed be continued until the next legislative day.

Motion carried.

MOTION TO RECONSIDER.

Mr. Jones moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 889 was passed be continued until the next legislative day.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 426—An act to repeal section 3889 and to amend section 4294 of the Political Code, relating to county revenue.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 427—An act to amend sections 3866 and 3868 of the Political Code, relating to semiannual reports and settlements of counties with the State.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 605—An act relating to the composition of boards of education of consolidated school districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1009—An act relating to the adoption of textbooks for use in the public high schools of the State and to the furnishing of such textbooks for the use of the pupils of such schools.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 319—An act to add new sections to the Penal Code to be numbered 537*f*, 537*g* and 537*h*, relating to the use or misuse of motor vehicles hired, and the obtaining of credit or the possession of such motor vehicles with intent to defraud or by means of false statements, and prescribing punishment therefor.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 12, of the printed bill, after the word "willfully", add "and with the intent to defraud".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 525—An act to amend section 3051 of the Civil Code, relating to liens.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 25, of the printed bill, strike out the word "general".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 832—An act to amend section 323 of the Political Code, relating to the time when statutes take effect.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out all of line 4, of the printed bill, after the word "therein", and insert in lieu thereof the following: "shall go into effect ninety days after".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out all of lines 1 to 23, inclusive; also strike out all of pages 2 to 11, inclusive, and insert in lieu thereof the following:

"SECTION 1 The duties, powers and jurisdiction conferred by this act are invested in the department of public works and shall be administered and exercised through the state engineer. The word "department" when used in this act shall mean the department of public works and shall be construed in accordance with said administration and exercise of duties, powers, and jurisdiction through the agency of the state engineer. The state engineer shall be responsible to the director of public works for the proper administration of this act.

SEC. 2. The word "dam" whenever used in this act shall mean any dam and appurtenant works for the impounding or diversion of water which will be either fifteen feet or more in height from ground level to crest of spillway or whose impounding capacity will be ten acre feet or more; *provided*, that no obstruction used to raise or lower water in a canal or divert water therefrom shall be considered a dam within the meaning of this act. The word "owner" whenever used in this act includes the state and all its departments, institutions and agencies whatsoever, every municipal or quasi municipal corporation, political subdivision, public utility, district, corporation, company, association or person and their duly authorized agents, lessees, trustees, and receivers or trustees appointed by any court whatsoever, owning, controlling, operating, maintaining or managing any dam as defined in this act.

SEC. 3. The department is hereby invested with authority under the police power of the state and directed to supervise dams for the protection of life and property as hereinafter provided. All dams in the State of California whether heretofore or hereafter built or now under construction shall be under the jurisdiction of the department and it shall be unlawful to construct, enlarge, repair, alter, remove, maintain or operate any dam except upon approval of the department as hereinafter provided. The department shall employ such clerical, engineering and other assistants and at such compensation in accordance with civil service regulations as may be necessary for carrying on the work of dam supervision in accordance with this act. The department may employ such consultants none of whom need be civil service employees, as may be necessary. The records pertaining to the supervision of dams shall be public documents. The department shall adopt and revise from time to time such rules and regulations and issue such general orders for carrying out the provisions of this act as may be necessary.

SEC. 4. Every owner of a dam completed prior to the effective date of this act shall, within six months after the effective date of this act, file an application for the approval of such dam. A separate application shall be made for each dam and shall be filed with the department and upon forms to be supplied by it and shall supply such available and appropriate information concerning said dam as may be required by the department. Upon the expiration of said six months period, the department shall give notice to file to owners who have failed to do so as herein required, and a failure to file within thirty days after such notice shall be punishable as hereinafter provided. The notice herein

provided for may be given by registered mail and a return receipt signed by such owner shall constitute prima facie evidence of service. Within three years after the effective date of this act, the department shall cause an examination to be made of all such completed dams in the state and shall, within said time, issue either licenses for the operation and maintenance of such dams or orders directing such work as may be necessary to insure safety and fixing the time for completion of such work. Upon the completion of any work so ordered to the satisfaction of the department, it shall issue a license for the dam involved. Costs of examinations conducted under this section shall be borne by the state and paid for out of funds appropriated for use by the department, but work ordered hereunder shall be done at the expense of the owner.

SEC 5. After the effective date of this act construction of any new dam or the enlargement of any dam shall not be commenced until the owner has applied for and obtained from the department written approval of plans and specifications. A separate application for each dam shall be filed with the department upon forms to be provided by it and shall give the name and address of the owner, the location, type, size and height of the proposed dam and appurtenant works, the storage capacity of the reservoir and such other pertinent information as the department shall require. It shall also give as accurately as may be readily obtained, the area of the drainage basin, rainfall and stream flow records and flood flow records and estimates. The department may also require data concerning subsoil and foundation conditions and may require that the site be drilled or otherwise prospected and may require such other appropriate information as may be necessary in a given instance but in instances wherein the physical conditions involved and the size of the dam are such as to render the above requirements as to drainage areas, rainfall, stream flow and flood flow and drilling or prospecting of site unnecessary, said requirements may be waived.

The application shall set forth the purpose for which the impounded or diverted water is to be used and shall be accompanied by maps and plans and specifications of such character and size, and setting forth such pertinent details and dimensions as the department may require. Such maps and plans and specifications shall be a part of the application. Also the application shall set forth the estimated cost, as hereinafter defined, of the dam or enlargement and shall be accompanied by a filing fee based upon said estimated cost and according to the following schedule, to wit: for the first one hundred thousand dollars a fee of one per cent of the estimated cost; for the next nine hundred thousand dollars a fee of one-half of one per cent; for the next four million dollars a fee of one-tenth of one per cent; and for all costs in excess of five million dollars a fee of one-twentieth of one per cent. In no case, however, shall the minimum fee be less than twenty dollars. For the purposes of this act, the estimated cost of the dam, or enlargement involved shall include the cost of all labor and materials entering into the construction of the dam and appurtenant works, the cost of preliminary investigations and surveys, and the cost of the construction plant properly chargeable to the cost of the dam; and any and all other items entering directly into the cost of the dam; *provided*, that the costs of right of way, detached power houses, electrical generating machinery and roads and railroads affording access to the dam should not be included among the items used in the determination of cost. An application shall not be considered by the department until the filing fee is received. In the event that the actual cost exceeds the estimated cost by more than ten per cent, a further fee shall be required by the department before final approval and shall be in twice the amount by which the original fee is less than it would have been had the cost it was based upon been the same as the actual cost. Any dam which the department finds was not ninety per cent constructed at the date this act goes into effect, shall be subject to the same provisions as a dam commenced after the effective date of this act; *provided, however*, that construction work on such a dam may proceed, if an application for approval thereof is filed within sixty days after the effective date of this act, until an order from the department is received approving said dam or specifying how its construction must be made or altered to render it safe. After receipt of an order directing the construction of such a dam work thereafter must be in accordance with said order. Either an application for the approval of a dam under construction must be filed within sixty days after the effective date of this act or a statement must be filed showing that such dam was ninety per cent or more constructed at the effective date of this act. Dams found to be ninety per cent or more constructed at the effective date of this act shall be subject to the same supervision as dams which were completed prior to the effective date of this act. Applications for dams found by the department to have been less than ninety per cent constructed at the effective date of this act shall be accompanied by fees as much less than provided for dams commenced after the effective date of this act as the percentage of construction found by the department to have been completed at the effective date of this act. All filing fees collected under the provisions of this act shall be paid once each month into the state treasury. The fees herein provided for shall be required of all enumerated in the definition of owner as made in section 2 of this act.

SEC 6. Before commencing the repair, alteration or removal of a dam, whether it was completed before or after the effective date of this act, the owner must secure

the written approval of the department, except as hereinafter provided. Application for such approval shall give the name and address of applicant, and shall adequately detail, with appropriate references to the existing dam, the changes which it is proposed to effect and shall be accompanied by maps and plans and specifications which shall be a part of said application and which shall be of such character and size and set forth such pertinent details and dimensions as the department may require; *provided*, that the department may waive any of the above requirements if found by it unnecessary. Such application shall also give such other pertinent information or data concerning the dam and reservoir as may be required by the department and such information as to other matters appropriate to a thorough consideration of the safety of such a change as may be required by the department and shall also state the proposed time of commencement and of completion of construction. In case of an emergency where repairs are necessary to safeguard life and property repairs may be started immediately, but in the event of such emergency repairs the department shall be notified at once of proposed repairs and of work under way and said proposed repairs and work shall be made to conform to such orders as the department shall issue.

SEC. 7. Upon receipt of an application, the department shall give its consideration thereto and shall approve or disapprove, or approve subject to such conditions as may be necessary to insure safety. A defective application made in a bona fide attempt to conform to the law and rules and regulations of the department shall not be rejected but notice of defect shall be sent to the applicant by ordinary and registered mail and if within thirty days of the date of mailing said notice applicant shall not file an amended and perfected application, said application shall be rejected and canceled unless for good cause shown the department shall allow applicant further time. No application shall be approved in less than ten days from the receipt of said application, nor shall an application pend unacted upon for more than sixty days after it has been filed in the required form and content, unless the department shall find that additional information or data are necessary and that action must therefore be deferred for the time found necessary to acquire and study such information or data. Approvals shall be granted under terms, conditions and limitations necessary to safeguard life and property. Actual construction shall be started within one year after date of approval, otherwise the approval shall become void; *provided*, *however*, that the department may upon written application and for good cause shown, extend the time for beginning of construction. Notice shall be given the department at least ten days before construction is to be started and such other notices shall be given to the department as may be required by it.

SEC. 8. During the construction, enlargement, repair, alteration or removal of any dam under an approval of the department, it shall make or cause to be made such continuous or periodical inspections, investigations or examinations as may be necessary to secure conformity with the provisions of such approval and approved plans and specifications. If, after any such inspections, investigations or examinations, or at any time as the work progresses it shall be found by the department that amendments, modifications or changes are necessary to insure safety, the department shall have authority to revise the approval as may be necessary or, if conditions are revealed which will not permit of the construction of a safe dam in accordance with the approved plans and specifications, the approval may be revoked. In the event that conditions imposed may be waived or made less burdensome without sacrificing a proper margin of safety, the department shall have authority to revise the approval accordingly. If at any time during construction, enlargement, repair or alteration of any dam the department shall find that the work is not being done in accordance with the provisions of the approval and the approved plans and specifications or in accordance with the approval or plans and specifications as same may have been revised, it shall give a written notice and order by registered mail or by personal service to the owner. Said notice and order shall state the particulars in which the approval and approved plans and specifications or the approval and approved plans and specifications as revised are not being or have not been complied with and shall order the immediate compliance with the approval and approved plans and specifications or with the approval and approved plans and specifications as revised as may be the case. Also, the department may order that no further work be done until such compliance has been effected and approved by the department. A failure to comply with the approval and approved plans and specifications as originally approved or revised as may be the case, shall render such approval subject to revocation by the department, if compliance is not made in accordance therewith after notice and order from the department as above provided.

SEC. 9. Immediately upon completion of a new dam or enlargement of a dam the owner shall give a notice of completion to the department and as soon thereafter as possible there shall be filed with the department supplementary drawings or descriptive matter showing or describing the dam as actually constructed, including a record of all grout holes and grouting; a record of permanent location points and bench marks; a record of tests of concrete or other material used in the construction of the dam, and any other items which may be of permanent value and have a bearing on the safety and permanency of the dam; *provided*, that in connection with the enlargement of a dam, the supplementary drawings and descriptive matter need

apply only to the new work. No license shall be issued by the department until the above data and such other pertinent data as may be required by it are filed. As soon as practicable the completed dam shall be inspected by the department and upon a finding that the work has been done as required and that the same is safe a license shall be issued forthwith subject to such terms, conditions, and limitations as may be necessary for the protection of life and property. Pending issuance of a license by the department the dam shall not be used except upon written consent from the department and subject to such conditions as may be imposed by it for the protection of life and property.

SEC. 10. Immediately upon completion of the repair or alteration of any dam, the owner shall give notice of completion to the department and as soon thereafter as possible there shall be filed with it supplementary drawings or descriptive matter showing or describing the dam as actually repaired or altered together with such maps, data, records and information pertaining to such dam as repaired or altered as the department may require. No license for a dam as repaired or altered shall be issued by the department until the above data and such other pertinent data as may be required by the department is filed. As soon as practicable the dam as repaired or altered shall be inspected by the department and upon a finding that the work has been done as required and that the dam is safe a license shall be issued forthwith subject to such terms and conditions as may be necessary for the protection of life and property and shall either supersede any previous license issued for the dam so repaired or altered or be supplemental thereto as may be declared by the department. No such repaired or altered dam shall be used prior to the issuance of a new license or a supplemental license except upon written consent from the department and subject to such conditions as may be imposed by it for the protection of life and property.

Upon completion of the removal of a dam, such evidence as may be required by the department shall be filed with said department. This evidence shall show that a sufficient portion of the dam has been removed to permit the safe passage of floods down the water course across which the dam was located. Before final approval of the removal of a dam shall be issued, the department shall inspect the work and determine that all danger to life and property has been eliminated.

SEC. 11. The findings of the department and the terms and conditions of the approval and the license for any dam, issued by the department shall be final and conclusive as to safety of design, construction, maintenance and operation of such dam and shall be accepted as such by all other state agencies, regulatory or otherwise.

SEC. 12. Supervision over the maintenance and operation of dams in so far as necessary to safeguard life and property from injury by reason of the failure thereof shall be vested in the department. The department shall cause inspections to be made, require reports from the owner and issue rules and regulations and orders necessary to secure maintenance and operation which will safeguard life and property. If any owner shall fail to comply with such rules and regulations or orders, the department shall have authority to forthwith employ any remedial means necessary to protect life and property. If the condition of any dam is so dangerous to the safety of life or property as not to permit of time for the issuance and enforcement of an order relative to maintenance or operation or if passing or imminent floods threaten the safety of any dam, the department shall have authority immediately to employ any remedial means necessary to protect life and property. In applying the remedial means provided for in this section, the department may in emergency lower the water level by releasing water from the reservoir, or may completely empty the reservoir and may take such other steps as may be essential to safeguard life and property and shall continue in full charge and control of such dam and reservoir and its appurtenances until the same have been rendered safe or the emergency occasioning the action shall have ceased. The cost and expenses of such remedial means as herein provided, including costs of any work done to render such a dam or its appurtenances safe shall be recoverable by the state from the owner by action brought by the department in the superior court of the county wherein the dam or any part thereof is situate.

SEC. 13. Upon receipt of a written complaint alleging that the person or property of the complainant is endangered by the construction, maintenance or operation of any dam the department shall cause an inspection to be made unless the data, records and inspection reports on file with it are found adequate to enable a determination whether or not the complaint is meritorious, but if complainant insists upon an inspection and deposits with the department a sum estimated by the department to be sufficient to cover costs of an inspection the same shall be made or caused to be made by the department despite its finding as to the sufficiency of its records to determine the alleged danger. If it be found that an unsafe condition exists, the department shall take such action as shall be necessary to render or cause said condition to be rendered safe and any money deposited to secure an inspection shall be returned but if after an inspection made on account of a complaint, the complaint is found by the department to have been without merit, any money deposited therefor shall be payable into the state treasury.

SEC. 14. For the purpose of enabling decisions to be made which will be as compatible with economy and public safety as possible the department shall make

or cause to be made such investigations and shall gather or cause to be gathered such data as may be needed for a proper review and study of the various features of the design and construction of dams, reservoirs, and appurtenances and shall also make or cause to be made such watershed investigations and studies as may facilitate such decisions. In the making of any of its investigations or inspections as required or authorized by this act the department or its representatives shall have the right to enter upon private property as may be necessary.

SEC. 15. No action shall be brought against the state or the department or its agents or employees for the recovery of damages caused by the partial or total failure of any dam or through the operation of any dam upon the ground that such defendant is liable by virtue of the approval of such a dam or by virtue of the issuance or enforcement of orders relative to maintenance or operation, or by virtue of control and regulation of such a dam or by virtue of measures taken to protect against failure during an emergency.

SEC. 16. Nothing in this act shall be construed to relieve an owner or operator of a dam of the legal duties, or obligations, or liabilities incident to such ownership or operation.

SEC. 17. Every violation of the provisions of this act or of any approval, order, rule, regulation or requirement of the department shall constitute a misdemeanor punishable by a fine of not more than two thousand dollars (\$2,000) or by imprisonment in the county jail not exceeding six months, or both, and in the event of a continuing violation each day that such a violation continues shall constitute a separate and distinct offense.

Any person wilfully obstructing, hindering or preventing the department or its agents or employees from performing the duties imposed by this act or who wilfully resists the exercise of the control and supervision conferred by this act upon the department or its agents or employees shall be guilty of a misdemeanor and punishable as herein provided.

Any owner, or any person acting as a director, officer, agent or employee of such owner, or any contractor or agent or employee of such contractor who shall engage in the construction, enlargement, repair, alteration, maintenance, or removal of any dam, who shall knowingly do work or permit work to be executed thereon without an approval or in violation of or contrary to any approval as provided for in this act or any inspector or agent or employee of the department who shall have knowledge of such work being done and who shall fail to immediately notify the department thereof shall be guilty of a misdemeanor and punishable as herein provided.

SEC. 18. Whenever any owner or any person acting as a director, officer, agent or employee of any owner or any contractor or agent or employee of such contractor is failing or omitting or about to fail or omit to do anything required of him by this act or by any approval, order, rule, regulation, or requirement of the department under the authority of this act or is doing or permitting anything or about to do or permit anything to be done in violation of or contrary to this act or any approval, order, rule, regulation, or requirement of the department under this act the department may commence an action or proceeding in the superior court in and for the county, or city and county, in which the cause or some part thereof arose, or in which the owner or person complained of has its principal place of business, or in which the person complained of resides, for the purpose of having such violations or threatened violations stopped and prevented, either by mandamus or injunction. The department shall bring such action or proceeding by petition in such superior court, alleging the violation or threatened violation complained of, and praying for appropriate relief by way of mandamus or injunction. It shall then be the duty of such court to specify a time, not exceeding twenty days after the service of the copy of the petition within which the owner or person complained of must answer the petition, and in the meantime said owner or person may be restrained. In case of default in answer or after answer the court shall immediately inquire into the facts and circumstances of the case. Such parties shall be joined as the court may deem necessary or proper in order to make its judgment, order or writ effective. The final judgment in such action or proceeding shall either dismiss the action or proceeding or direct that the writ of mandamus or injunction issue or be made permanent as prayed for in the petition, or in such modified or other form as will afford appropriate relief. The department is hereby authorized and empowered to employ necessary counsel to institute any and all proceedings to carry out the provisions of this section.

SEC. 19. For the purpose of carrying out the provisions of this act the sum of two hundred fifty thousand dollars (\$250,000) is hereby appropriated out of any money in the state treasury not otherwise appropriated, and the state controller is hereby directed to draw warrants upon such sum from time to time upon the demand of the department for the purposes of this act and the state treasurer is hereby directed to pay such warrants.

SEC. 20. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase

thereof, irrespective of the fact that any one or more of the sections, subsections, sentences, clauses or phrases be declared unconstitutional.

SEC 21. All acts or parts of acts in conflict herewith are hereby repealed and the jurisdiction hereby conferred is exclusively vested in the department."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 262—An act to amend section 5 of an act entitled "An act creating the Colorado River Commission of California, prescribing its powers, fixing compensation and appropriating funds for its use," approved May 17, 1927.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 41—An act to repeal section 9 of an act entitled "An act to appropriate money for the support of orphans, half-orphans and abandoned children," approved March 25, 1880, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the first line of the title of said bill, after the word "repeal", insert the word "the", and after the figure "9", insert a comma, and add the following: "amended by statutes of 1907, chapter four hundred seventy-two, and amended by statutes of 1927, chapter two hundred twelve."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, before the word "section", insert the word "the", and after the figure "9", insert a comma, and add the following: "amended by statutes of 1907, chapter four hundred seventy-two, and amended by statutes of 1927, chapter two hundred twelve."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1049—An act to amend section 612 of the Political Code, relating to statements required to be made by insurance companies other than life insurance companies.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 464—An act to amend sections 1 and 45 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith," approved May 15, 1915, approved May 28, 1917, as amended, and to add a new section to be numbered 45a to said act as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 41, of the printed bill, strike out the words "Pismo pier", and insert in lieu thereof "La Grande beach pier".

AMENDMENT NUMBER TWO.

On page 2, line 42, of the printed bill, after the word "county" strike out the balance of line and all of line 43, and insert in lieu thereof, "to the mouth of the Santa Maria river."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 831—An act to amend the title and section 3 of an act entitled "An act to regulate the sale and issuance of licenses to hunt, take, pursue, or kill wild birds or mammals and/or to angle for, take, catch, or kill game fishes for purposes other than sale or profit in order to provide revenue therefrom for fish and game preservation, protection and restoration; defining game fishes; providing a penalty for the violation of this act and repealing all acts and parts of acts inconsistent or in conflict with this act," approved May 27, 1927.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 7, of the printed bill, strike out lines 7 to 52, inclusive, and insert in lieu thereof the following:

"SEC. 2. Section 3 of said act as amended is hereby amended to read as follows.

Sec. 3. To whom issued. Licenses as herein provided, shall be issued as follows:

Class A. Hunting license "Hunting license," granting the privilege to hunt, pursue and kill wild birds and mammals, shall be issued:

First—To any citizen of the United States, over the age of eighteen years, who is a bona fide resident of the State of California, upon the payment of two dollars.

Second—To any citizen of the United States, under the age of eighteen years, who is a bona fide resident of the State of California, upon the payment of one dollar.

Third—To any citizen of the United States, not a bona fide resident of the State of California, upon the payment of ten dollars.

Fourth—To any person, not a citizen of the United States, who shall have declared his intention to become such citizen according to the law made and provided for such purposes, who is a bona fide resident of the State of California, upon the payment of ten dollars; *provided*, that after he has declared his intention to become a citizen he must complete his naturalization at the earliest period allowed by law; *provided, further*, that said applicant shall make and subscribe an oath that he has not claimed his citizenship in a foreign country as a basis for avoiding service in the armed forces of the United States, and the person issuing such license is hereby empowered to administer such oath.

Fifth—It shall be unlawful for any unnaturalized foreign born person who has not declared his intention to become a citizen of the United States to hunt, pursue, take or kill any wild bird or animal within this state, except in defense of person or property, and to that end it shall be unlawful for any such unnaturalized foreign born person to own or have in possession any shotgun, rifle or other firearm, except as otherwise provided in this section. Any unnaturalized foreign born person eligible to citizenship within this state and not resident in the United States remaining in this state for a period of less than three months may, upon payment of the prescribed fee and the issuance to such person of a permit by the California fish and game commission in the manner and form prescribed by said commission be allowed to hunt, pursue, take or kill such wild birds or animals subject to the laws of this state relating thereto.

Provided, that the provisions of this section shall not be construed as repealing, modifying or in conflict with any of the provisions of the act entitled "An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this state; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violations of this act and increased penalties for repeated violations thereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regu-

lating sales thereunder; and to repeal chapter one hundred forty-five of California statutes of 1917, relating to the same subject," approved June 13, 1923, and the amendments thereto, nor as repealing, modifying or in conflict with any of the provisions of the act entitled "An act to prohibit the possession of machine rifles, machine guns and submachine guns capable of automatically and continuously discharging loaded ammunition of any caliber in which the ammunition is fed to such guns from or by means of clips, disks, drums, belts or other separable mechanical device, and providing a penalty for violation thereof," approved May 16, 1927, except in so far as the provisions of either of said acts and their amendments shall apply to hunters or fishermen, which said provisions in said acts relating to hunters and fishermen are hereby repealed.

Class B "Sporting fishing license," granting the privilege to angle for, take, catch and kill game fishes for purposes other than profit shall be issued:

First—To any citizen of the United States over the age of eighteen years who is a bona fide resident of the State of California, upon the payment of two dollars.

Second—To any citizen of the United States, over the age of eighteen years, not a bona fide resident of the State of California, upon the payment of three dollars.

Third—To any person, not a citizen of the United States and eligible to citizenship within this state, and over the age of eighteen years upon the payment of five dollars.

Fourth—To any person ineligible to citizenship within the State of California, upon the payment of ten dollars."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 284—An act prohibiting the catching of any invertebrate or specimen of marine plant life within a certain described portion of Fish and Game District No. 19, other than by officers, employees, and students of the University of California, for scientific purposes, making every violation of certain provisions of this act a misdemeanor, providing for the punishment thereof and providing for the disposition of fines imposed or collected on account of said violation.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 7, of the printed bill, strike out the words "one-half mile.", and insert in lieu thereof the words "one thousand feet"

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 17—An act to amend section 1203 of the Political Code, relating to elections.

Bill read second time, and ordered on file for third reading.

Senate Bill No 731—An act to amend section 8 of an act entitled "An act to regulate the hunting of deer and to provide for the tagging of the carcass of any deer killed, and to provide for the transportation of lawfully killed deer from an open district into a closed district, and to provide revenue therefrom for fish and game preservation, propagation and protection, and providing a penalty for violation," approved May 26, 1927.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Concurrent Resolution No. 16—Relative to the orderly addition of new roads to the State highway system, after engineering

and economic studies by the California Highway Commission and the Department of Public Works.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER SIXTEEN.
COMMITTEE AMENDMENTS.

During reading of the resolution, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 28, of the printed bill, after the figure "2" insert the words "For budgeting purposes".

AMENDMENT NUMBER TWO

On page 1, line 28, of the printed bill, strike out the word "This", and insert in lieu thereof the word "this".

AMENDMENT NUMBER THREE.

On page 2, line 1. of the printed bill, strike out the words "for budgetary purposes";.

AMENDMENT NUMBER FOUR.

On page 2, line 1. of the printed bill, strike out the comma after the word "completed", and insert in lieu thereof a semicolon.

AMENDMENT NUMBER FIVE.

On page 2, line 22, of the printed bill, immediately following the semicolon after the word "account", insert the following: "that this investigation shall begin not later than May 1, 1929, and that this report shall be completed and made public not later than August 1, 1930."

Amendments adopted.

Assembly Concurrent Resolution No. 16 ordered to reprint, engrossment, and on file for adoption.

Assembly Bill No. 548—An act relating to holding of school elections in union or joint union school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 548 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Noyes, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 604—An act relating to the publication of textbooks and teachers' manuals of the studies prescribed for elementary schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 604 passed by the following vote:

AYES—Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland.

Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 607—An act relating to the use of public school-houses as civic centers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 607 passed by the following vote:

AYES—Arnold, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—57.

NOES—Williamson—1.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. JAMES A. MILLER IN THE CHAIR.

At ten o'clock and fifty-five minutes a.m., Hon. James A. Miller, member of the Assembly from the Thirty-second District, in the chair.

Assembly Bill No. 611—An act relating to the apportionment of moneys to elementary school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 611 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Dillinger, Easley, Emmett, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 634—An act to amend section 928 of the Penal Code, relating to grand juries.

Bill read third time.

The question being on the passage of the bill.

The roll was called and Assembly Bill No. 634 passed by the following vote.

AYES—Anderson, Arnold, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fry, Harper, Hawes, Hoffman, Hornblower, Jespersen, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Morgan, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Stockwell, West, Witter, Wright, and Mr. Speaker—44.

NOES—Bernard, Collier, Crowley, Deuel, Gilmore, Heisinger, Jewett, Luttrell, Meeker, Noyes, Quigley, Williamson, and Young—13.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 421—An act to amend section 626 of the Penal Code, relating to the shooting of water fowl.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 421 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, Eleanor Miller, James A. Morgan, Noyes, Parkman, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 340—An act to amend section 4249 of the Political Code, relating to the salaries and compensation of officers in counties of the twentieth class

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 340 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor Miller, James A. Mixer, Morgan, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 301—An act permitting State officers and State employees to attend military training encampments without deduction of pay

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 301 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor Miller, James A. Mixer, Morgan, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—57.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and twenty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 784—An act to amend the California Irrigation District Act, approved March 31, 1897, by adding thereto a new section to be numbered 35a, defining the term "assessment book," and by amending section 42 thereof, relating to the publication of the delinquent list.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 784 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 824—An act providing for the employment of home teachers by governing boards of school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 824 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Williams, Williamson, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Anderson gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 824 was this day passed.

Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or making inspection of electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two journeymen in the doing of such work or inspection; and providing penalty for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Quigley moved that Assembly Bill No. 381 be withdrawn from the file, and ordered re-referred to Committee on Public Utilities.

Motion carried.

Assembly Bill No. 381 ordered re-referred to Committee on Public Utilities.

Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Patterson moved that Assembly Bill No. 200 be withdrawn from the file, and ordered re-referred to Committee on Governmental Revenues and Expenditures.

Motion carried.

Assembly Bill No. 200 ordered re-referred to Committee on Governmental Revenues and Expenditures.

Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689 and 690, and to amend sections 662 and 675 of the Code, all relating to the Department of Finance and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. West moved that Assembly Bill No. 293 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 293 ordered re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No 484—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution, and attachment.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 484 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger Hoffman, Hornblower, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 931—An act to validate the Golden Gate Bridge and Highway District, confirm its boundaries and all proceedings relative to the formation and incorporation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 931 passed by the following vote:

AYES—Arnold, Badham, Bernard, Brock, Byrne, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—55.

NOES—Anderson, and Ingels—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 769—An act providing for the compilation of, printing, binding, publishing and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts, and making an appropriation to carry out the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Little:

AMENDMENT NUMBER ONE

In line 17 of the printed bill, after the word "distributed" take out the comma.

Amendment adopted.

Bill ordered to reprint, engrossment, and third reading.

Assembly Bill No. 316—An act granting to the city and county of San Francisco lands known as "Channel" or "Channel street" southwesterly from the northeasterly line of Seventh street in said city and county; and authorizing said city and county of San Francisco to dispose of portions of said street, or otherwise deal with or improve said portion of said street as said city and county may deem proper; and repealing all acts in conflict therewith.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER

Mr. Hornblower moved that Assembly Bill No. 316 be withdrawn from the file, and ordered re-referred to Committee on Commerce and Navigation.

Motion carried.

Assembly Bill No. 316 ordered re-referred to Committee on Commerce and Navigation.

Assembly Bill No. 458—An act to amend section 737dd of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Orange.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 458 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough,

McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 213—An act to amend section 1490 and to repeal section 1491a of the Code of Civil Procedure, relating to the publication of notice to creditors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 213 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Colher, Coombs, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Heisinger:

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add two new sections to be numbered 24 and 50½ to an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended, relating to public utilities.

Referred to Committee on Introduction of Bills.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read.

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Meeker: An act making an appropriation to meet the deficiency in the appropriation for support of Division of Architecture, Department of Public Works, for the seventy-ninth and eightieth fiscal years.

By Mr. Heisinger: An act to add two new sections to be numbered 24 and 50½ to an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and

parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended, relating to public utilities.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Arnold, Badham, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Leymel, Little, Luttrell, McDonough, McGinness, Meeker, Miller, Eleanor, Mixer, Morgan, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—61.

NOES—None.

RECESS.

At twelve o'clock m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock and fifteen minutes p.m. of this day.

REASSEMBLED.

At two o'clock and fifteen minutes p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 524—An act to amend section 84 of the Civil Code, relating to children of annulled marriages;

Also, Assembly Bill No. 545—An act to amend section 2 of an act entitled "An act creating a reclamation district to be called and known as 'Reclamation District No. 1500'; providing for the management and control thereof and dissolving all levee districts, swamp land districts and reclamation districts, lying wholly within the boundaries of said Reclamation District No. 1500; providing for the liquidation and winding up of said dissolved districts, and excluding from any levee district, swamp land district and reclamation district any land lying within the boundaries of said Reclamation District No. 1500." approved April 30, 1913, as amended, relating to the election, appointment, powers, and duties of the trustees of said district, and to the office and principal place of business of the said district, and relating to the management and control thereof; And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of March, at eleven o'clock a.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 3—Relative to memorializing Congress to adopt a bill to provide compensation in lieu of taxes for the several states with respect to certain lands of the United States within the borders of said states, and for other purposes—and reports that the same has been correctly enrolled, and presented to the Governor on the fourteenth day of March, at eleven o'clock a.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 15—Relating to the death of Honorable Frank P. Flint—and reports that the same has been correctly enrolled, and presented to the Governor on the fourteenth day of March, at eleven o'clock a.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 2—An act to amend the Political Code by adding thereto a new section to be numbered 4041m, empowering boards of supervisors of the counties of the State to lease all lands whether dedicated to a public use or not, and under the jurisdiction of the county, for the drilling of oil and gas, and the extraction of other minerals;

Also Assembly Bill No. 235—An act to amend sections 1, 3, 4, 8, 9 and 10 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm or corporation engaged in the business of milling, sampling, concentrating, reducing, purchasing, or receiving for sale, ores, concentrates, or amalgams, bearing gold or silver, gold-dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor, and to provide penalties for the violation of the provisions of this act," approved April 15, 1925, as amended,

Also: Assembly Bill No. 344—An act to amend section 832 of the Civil Code, relating to excavations, lateral and adjacent support, and establishing standard depth for foundations;

Also: Assembly Bill No. 426—An act to repeal section 3889 and to amend section 4294 of the Political Code, relating to county revenue;

Also Assembly Bill No. 427—An act to amend sections 3866 and 3868 of the Political Code, relating to semiannual reports and settlements of counties with the State;

Also Assembly Bill No. 605—An act relating to the composition of boards of education of consolidated school districts;

Also: Assembly Bill No. 689—An act to amend sections 4 and 11 of an act entitled "An act to provide an institution for the confinement, cure, care, and rehabilitation of drug addicts to be known as the State Narcotic Hospital; to provide for the government and maintenance thereof; to provide for admission and commitment of such addicts, and to prescribe penalties for unlawfully or improperly contriving to have persons adjudged drug addicts under this act; to provide penalties for procuring the escape, or aiding or advising in the escape of inmates, or concealing inmates thereof," approved April 9, 1927, relating to payment of expenses of persons committed to State Narcotic Hospital;

Also Assembly Bill No. 692—An act to amend sections 20 and 31 of an act entitled "An act to be known as the 'Pacific Colony Act' to establish an institution for the care, confinement and instruction of feeble-minded and epileptic persons, to provide for government and maintenance thereof, and for the study of mental deficiency and related problems, to provide for admission and commitment to such institution and to prescribe penalty for unlawfully or improperly contriving to have persons adjudged feeble-minded under this act, to provide for the sterilization of inmates of such institution, to prescribe penalties for procuring the escape or aiding or advising in the escape of inmates, or concealing inmates thereof, to provide a contingent fund for the use of such institution and to make an appropriation therefor," approved June 1, 1917, as amended;

Also: Assembly Bill No. 732—An act to amend section 2319i of the Political Code, relating to the licensing of persons selling, shipping, or offering for sale any nursery stock, trees, plants, shrubs, bulbs or vines for planting, propagation or ornamental purposes;

Also: Assembly Bill No. 819—An act relating to the use of school busses owned by high school districts;

Also: Assembly Bill No. 910—An act to pay the claim of L. A. Norton against the State of California;

Also: Assembly Bill No. 925—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party.

Also: Assembly Bill No. 1049—An act to amend section 612 of the Political Code, relating to statements required to be made by insurance companies other than life insurance companies;

Also: Assembly Bill No. 1079—An act to amend section 2322 of the Political Code, creating the office of county agricultural commissioner, and transferring to said office the powers and duties of the county horticultural commissioner;

Also: Assembly Bill No. 335—An act to amend section 128 of the Civil Code, as to the residence of the plaintiff, defendant and cross-complainant in an action for divorce;

And reports that the same have been correctly engrossed

SPALDING, Chairman

The above reported bills ordered on file for third reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 1092—An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class;

Also: Assembly Bill No. 1085—An act to amend section 2322*24 of the Political Code, relating to the county horticultural commissioner, his deputies, inspectors and clerks in counties of the twenty-fourth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman

The above reported bills ordered on file for second reading.

ON CONTINGENT EXPENSES

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929.

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred Assembly Concurrent Resolution No. 17—A resolution providing for an appropriation out of the contingent funds of the Senate and Assembly for the creation of a Joint Committee of the Senate and Assembly to investigate and report upon the relative burden of taxes borne by the taxpayers of the State of California, to the end that an equitable system of taxation may be perfected whereby taxes upon various classes of property may be equalized and the burden of taxation on the citizens of California may be minimized—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

SNYDER, Chairman.

The above reported concurrent resolution ordered on file for adoption.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 368—An act to amend "The Improvement Act of 1911" as amended, by striking out sections 70, 71, 72, 73, 74, and 75, and by amending sections 27, 63, 67, 68, 69, and 76, relating to penalty and default, sale of property, affidavit of publication of notice, costs and fees, certificate of treasurer, lien on property, redemption, recording of certificate, deed to purchaser—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

McDONOUGH, Vice Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 422—An act providing a debt burden limit for lands within counties, cities and counties, and cities, and providing the method of ascertaining the amount thereof—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

McDONOUGH, Vice Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 1058—An act to amend sections 851, 863, 874, 882 and 883 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

McDONOUGH, Vice Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 901—An act to amend section 1 of an act entitled "An act to provide for the establishment within municipalities of districts or zones within which the use of property, height of improvements and requisite open spaces for light and ventilation of such buildings, may be regulated by ordinance," approved May 31, 1917, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

McDONOUGH, Vice Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 937—An act to amend an act entitled "An act authorizing and requiring boards or commissions having the management and control of paid fire departments, to grant the members thereof yearly vacations," approved March 26, 1895, as amended, by amending section 1 thereof, relating to vacations of members of fire departments and extending the provisions of the act to include fire districts, county fire districts and fire protection districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

McDONOUGH, Vice Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 348—An act to amend sections 2163 and 2174 of the Political Code, relating to mentally sick persons;

Also: Assembly Bill No. 309—An act to provide for county and city and county boards of mental health; Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

FRY, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 528—An act to amend section 3 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FRY, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 409—An act to add a new section to be numbered section 1576a to the Code of Civil Procedure, relating to the conveyance of the property of decedents by trade or exchange—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 629—An act to amend section 767 of the Political Code of the State of California, relating to reporters' salaries—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to the Committee on Ways and Means, with a recommendation that it do pass.

SEWELL, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 185—An act to add a new section to the Code of Civil Procedure to be numbered 542b relating to the release of personal property under attachment or garnishment;

Also Assembly Bill No. 683—An act to amend section 1763 of the Code of Civil Procedure, relating to guardians of insane and other incompetent persons;

Also Assembly Bill No. 949—An act to amend sections 3, 4, 5, 6, 7, 10, 11, 12, 13 and 14 of an act entitled "An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof," approved May 14, 1927, as amended, relating to collection agencies,

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 51—An act to amend section 542 of the Code of Civil Procedure, relating to the attachment of real and personal property;

Also: Assembly Bill No. 52—An act to amend section 4307 of the Political Code, relating to county charges;

Also: Assembly Bill No. 54—An act to amend section 4300b of the Political Code, relating to sheriff's fees;

Also: Assembly Bill No. 56—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment in justices' courts;

Also: Assembly Bill No. 57—An act to amend section 540 of the Code of Civil Procedure, relating to the form of the writ of attachment;

Also: Assembly Bill No. 254—An act to amend sections 310 and 310a of the Penal Code, relating to flags of the United States and of this State;

Also: Assembly Bill No. 259—An act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto;

Also: Assembly Bill No. 376—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment;

Also: Assembly Bill No. 377—An act to amend section 849 of the Code of Civil Procedure, relating to summons, by whom and how served and returned;

Also: Assembly Bill No. 378—An act to amend section 902 of the Code of Civil Procedure, relating to writs of execution;

Also: Assembly Bill No. 379—An act to amend section 905 of the Code of Civil Procedure, relating to proceedings supplementary to execution;

Also: Assembly Bill No. 501—An act to amend section 9 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to the levy of taxes for public cemetery districts and fixing the maximum tax which may be levied therefor;

Also: Assembly Bill No. 1008—An act to amend sections 737k and 737zz of the Political Code, relating to the salary of judges of the superior court in counties of the thirty-eighth and thirty-sixth class;

Also: Assembly Bill No. 1071—An act to amend section 323 of the Civil Code, relating to certificates of stock of corporations;

Also: Assembly Bill No. 1073—An act to amend section 401 of the Civil Code, relating to extension of corporate existence;

Also: Assembly Bill No. 1091—An act to amend section 737u of the Political Code, relating to the salary of the superior judge in and for the county of Marin; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 944—An act to amend section 37 of the "Workmen's Compensation, Insurance and Safety Act," approved May 26, 1913, as amended, relating to the State Compensation Insurance Fund—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 1082—An act to amend section 504½ of the Political Code, relating to homes for the aged—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 408—An act to amend sections 3, 7, 8, 10, 11, 18½ and 19 of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended, and to add a new section thereto to be numbered section 20, relating to powers of the directors of said companies and forms of insurance policies issued by said company—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 808—An act to amend section 633au of the Political Code, relating to

insurance—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

ON LABOR AND CAPITAL.

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929.

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Assembly Bill No. 564—An act to amend section 1 of an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to occupations to which act applies.

Also: Assembly Bill No. 288—An act to add a new section to the Civil Code to be numbered 2016, defining the liability of the master to his servant when requiring such servant to wear a uniform or special dress in performing the duties of the employment;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

McDONOUGH, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Assembly Bill No. 186—An act to amend sections 1 and 2 of an act entitled "An act to regulate the moving of certain boxes, brackets and other receptacles used in mills, workshops, packing, canning and other mercantile establishments where women are employed; and providing penalties for its violation," approved June 3, 1921, relating to the occupations to which the act applies, the weight of receptacles and the carrying of boxes, trays or other receptacles up or down stairs—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

McDONOUGH, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Assembly Bill No. 93—An act to add a new section to be numbered section 3a, to an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishments, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to the keeping of records of hours worked and prima facie evidence of violation of the act,

Also: Assembly Bill No. 92—An act to amend sections 1, 2 and 3 of an act entitled "An act to provide for a day of rest from labor," approved February 27, 1893, relating to what emergencies shall permit working more than six days in seven, providing for the enforcement of the act by the Chief of the Division of Labor Statistics and Law Enforcement of the Department of Industrial Relations and providing penalties for violation of the provisions thereof;

Also: Assembly Bill No. 132—An act to amend section 653c of the Penal Code, relating to the hours of labor on public works, the keeping of records of hours worked and the definition of public works;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

McDONOUGH, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Senate Bill No. 167—An act to amend section 7 of an act entitled "An act to establish and support a Bureau of Labor Statistics," approved March 3, 1883, as amended, relating to the powers and duties of the commissioner and providing penalties for violation of the said section;

Also: Senate Bill No. 8—An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits;

Also: Senate Bill No. 20—An act to amend section 4 of an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to penalties.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

McDONOUGH, Chairman.

The above reported bills ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 537—An act to amend sections 6, 7, 10, 13, 14, 17, 18, 20, 22, 24 and 26 of an act entitled "An act to provide for the organization, incorporation, and government of municipal utility districts, authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and collect taxes to pay the principal and interest thereon," approved May 23, 1921, as amended, also to amend section 12 of said act as amended, said last named section referring to the powers of said districts, by amending subdivision 4 thereof, relating to the acquisition and disposing of real and personal property, providing the right to mortgage same and ratifying sales and mortgages, by amending subdivision 5 thereof relating to works, property and facilities of said districts, by amending subdivision 6 thereof relating to the power of eminent domain and by amending subdivision 8 thereof relating to the indebtedness of such districts including any such indebtedness heretofore or hereafter incurred and declaring the urgency of the amendments to said section 12—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

McDONOUGH, Vice Chairman.

The above reported bill ordered on file for second reading.

ON COMMERCE AND NAVIGATION

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 373—An act granting to the city of Los Angeles the tidelands and submerged lands of the State within the boundaries of said city—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 752—An act to amend section 2552 of the Political Code,

relating to the Board of State Harbor Commissioners—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 316—An act dedicating the northerly thirty feet of Channel street in the city and county of San Francisco, between the southwesterly line of Seventh street and the westerly line of Carolina street, exclusively as a right of way for vehicular and pedestrian traffic, and repealing all acts in conflict herewith;

Also: Assembly Bill No. 106—An act to amend sections 1 and 2 of an act entitled "An act providing for the formation, government and operation of harbor districts for the improvement or development of harbors, the calling and conducting of elections in such districts, the issuance and disposal of the bonds thereof, and the assessment and levy of taxes for the payment of such bonds, principal and interest, and for the ordinary expenses of such districts," approved April 20, 1927; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

HORNBLOWER, Chairman.

The above reported bills ordered on file for second reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Heisinger: Assembly Bill No. 1099—An act to add two new sections to be numbered 2 $\frac{3}{4}$ and 50 $\frac{3}{4}$ to an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended, relating to public utilities.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Meeker: Assembly Bill No. 1100—An act making an appropriation to meet the deficiency in the appropriation for support of Division of Architecture, Department of Public Works, for the seventy-ninth and eightieth fiscal years.

Bill read first time, and referred to Committee on Ways and Means.

By Messrs. Adams, Wright, West, Jones, Scudder: Assembly Concurrent Resolution No. 18—Providing for the appointment of a committee on taxation investigation.

Introduced, and referred to Committee on Contingent Expenses.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 537—An act to amend sections 6, 7, 10, 12, 13, 14, 17, 18, 20, 22, 24 and 26 of an act entitled "An act to provide for the organization, incorporation and government of municipal utility districts, authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and

collect taxes to pay the principal and interest thereon," approved May 23, 1921, as amended.

Bill read second time, and ordered on file for third reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read :

SENATE CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed the following:

Assembly Bill No. 573—An act to amend section 2655 of the Civil Code, defining "marine" insurance;

Also: Assembly Bill No. 102—An act amending section 4240 of the Political Code, relating to salaries and compensation of officers in counties of the eleventh class;

Also: Assembly Bill No. 101—An act to amend section 19x11 of the Juvenile Court Law approved June 5, 1915, as amended, relating to the salary of the probation officer of counties of the eleventh class;

Also: Assembly Bill No. 341—An act to amend section 2 of an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California, gifts or donations of lands for forest and watershed purposes," approved April 5, 1927, relating to gifts or donations of land to the State of California.

Also: Assembly Bill No. 342—An act to transfer and set over certain State land known as Mount Zion in Amador County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof.

Also: Assembly Bill No. 343—An act to transfer and set over certain State land known as Iron Mountain in Mendocino County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof;

Also: Assembly Bill No. 198—An act to amend section 19x12 of the "Juvenile Court Law" approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twelfth class

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed the following:

Senate Bill No. 670—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein, by amending sections 3617, 3627, 3628, 3629 and 3650 of the Political Code, all relating to revenue and taxation, to comply with the provisions of the aforesaid section 16 of article XIII;

Also: Senate Bill No. 623—An act to amend section 594 of the Political Code, defining and classifying insurance, and prescribing capital and other requirements of the various classes and limitations of classes permitted, and also requiring the stock of insurance companies to have a specified par value;

Also: Senate Bill No. 622—An act to amend sections 591, 596a and 606 of the Political Code, and adding a new section to be numbered 606a, all relating to the Insurance Commissioner, his office, salary, expenses, deputies, assistants, attorney and employees; submission of written instruments to attorney or Attorney General; assessment of insurance companies for salary and expenses in case of delinquency; creation of Insurance Fund and transfer and abolition of Insurance Commissioner's Special Fund.

Also: Senate Bill No. 580—An act creating a Division of Schoolhouse Planning in the State Department of Education, and establishing standards for school sites and the construction and alteration of school buildings;

Also: Senate Bill No. 482—An act to amend section 369a of the Penal Code, relating to operation of street cars and dummies without suitable brakes and fenders.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 670 read first time, and referred to Committee on Revenue and Taxation.

Senate Bill No. 623 read first time, and referred to Committee on Insurance.

Senate Bill No. 622 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 580 read first time, and referred to Committee on Education.

Senate Bill No. 482 read first time, and referred to Committee on Public Utilities.

Also :

SENATE CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed the following: Senate Bill No. 168—An act to amend section 689 of the Code of Civil Procedure, relating to the claims of third parties and indemnities to the sheriff, by providing for trial within ten days as to the ownership of property whenever a third party claim is filed under an attachment or execution;

Also: Senate Bill No. 100—An act to amend section 1 of an act entitled "An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended, relating to what constitutes an employment agency and extending the law to cover farm labor contractors engaged in securing workers for others for a valuable consideration;

Also: Senate Bill No. 608—An act to amend section 1142 of the Political Code, relating to boards of election, appointment and duties of election officers,

Also: Senate Bill No. 220—An act to amend section 33 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by including in the definition of the word "employer" the State, counties, municipalities or public corporations and agencies.

JOSEPH A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 168 and 220 read first time, and referred to Committee on Judiciary.

Senate Bill No. 100 read first time, and referred to Committee on Labor and Capital.

Senate Bill No. 608 read first time, and referred to Committee on Elections.

Also :

SENATE CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 465—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution and attachment—and requests that your honorable body recede therefrom.

JOSEPH A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being: Shall the Assembly recede from Assembly amendments to Senate Bill No. 465?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 465 by the following vote:

AYES—Brock—1.

NOES—Adams, Arnold, Badham, Bernard, Bliss, Cloudman, Cloudsley, Collier, Coombs, Craig, Cronin, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Keaton, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor: Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.

APPOINTMENT OF COMMITTEE ON CONFERENCE.

The Speaker appointed Messrs. Williamson, Craig and Young as a Committee on Conference, to meet with a like committee from the Senate to consider Assembly amendments to Senate Bill No. 465.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read :

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 95—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading

Also :

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 17—A resolution providing for an appropriation out of the contingent funds of the Senate and Assembly for the creation of a joint committee of the Senate and Assembly to investigate and report upon the relative burden of taxes borne by the taxpayers of the State of California, to the end that an equitable system of taxation may be perfected whereby taxes upon various classes of property may be equalized and the burden of taxation on the citizens of California may be minimized—and reports that the same has been correctly engrossed

SPALDING, Chairman

MOTION TO RE-REFER.

Messrs. Sewell, Badham, Little, Hoffman and Morgan moved that Assembly Concurrent Resolution No. 17 be re-referred to Committee of the Whole, and that the Assembly resolve itself into Committee of the Whole for the purpose of considering Assembly Concurrent Resolution No. 17.

AMENDMENT TO MOTION.

Mr. Coombs moved as an amendment that the Assembly resolve itself into Committee of the Whole for the purpose of considering Assembly Concurrent Resolutions Nos. 17 and 18.

The question being on the motion to amend.

Motion carried.

The question being on the amended motion that the Assembly resolve itself into Committee of the Whole for the purpose of considering Assembly Concurrent Resolutions Nos. 17 and 18.

REQUEST FOR ROLL CALL.

On request of Messrs. Sewell, Wright and Jespersen, the Speaker ordered a roll call taken on the motion to resolve into Committee of the Whole to consider Assembly Concurrent Resolution No. 17 and Assembly Concurrent Resolution No. 18.

The roll was called, and the motion to resolve into Committee of the Whole for the purpose of considering Assembly Concurrent Resolution No. 17 and Assembly Concurrent Resolution No. 18 carried by the following vote:

AYES—Anderson, Arnold, Badham, Bishop, Bliss, Cloudman, Coombs, Craig, Crawford, Cronin, Emmett, Fry, Gilmore, Hawes, Hoffman, Hornblower, Jewett, Keaton, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, James A., Mixer, Morgan, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, Williams, and Woolwine—40.

NOES—Adams, Beruard, Brock, Byrne, Cloudsley, Collier, Crittenden, DeYoe, Dillinger, Easley, Feigenbaum, Fisher, Flynn, Harper, Heisinger, Ingels, Jespersen, Jones, Klme, Leymel, Meeker, Miller, Eleanor; Nielsen, Noyes, Roland, West, Williamson, Witter, Wright, and Young—30.

IN COMMITTEE OF THE WHOLE.

Speaker Levey in the chair.

Consideration of Assembly Concurrent Resolution No. 17 and Assembly Concurrent Resolution No. 18.

Mr. Hornblower moved that the committee do now rise and recommend that further consideration of Assembly Concurrent Resolution No. 17 and Assembly Concurrent Resolution No. 18 be made a special order for Tuesday, March 19, 1929, at two o'clock p.m., before the Assembly sitting as Committee of the Whole.

Motion carried.

IN ASSEMBLY.

Speaker Levey in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

The following report of Committee of the Whole was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929.

GENTLEMEN: The Committee of the Whole has had under consideration Assembly Concurrent Resolution No. 17 and Assembly Concurrent Resolution No. 18, and does now report same back, and recommends that further consideration of Assembly Concurrent Resolution No. 17 and Assembly Concurrent Resolution No. 18 be made a special order of business for Tuesday, March 19, 1929, at two p.m., before the Assembly sitting as Committee of the Whole.

LEVEY, Chairman.

SPECIAL ORDER SET.

On motion of Mr. Hornblower, the consideration of Assembly Concurrent Resolution No. 17 and Assembly Concurrent Resolution No. 18 was made a special order for Tuesday, March 19, 1929, at two o'clock p.m., before the Assembly sitting as Committee of the Whole.

ADJOURNMENT.

At four o'clock and thirty-five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Friday, March 15, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Friday, March 15, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Leymel, Little, Luttrell, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Nielsen, Noyes, Patterson, Quigley, Reindollar,

Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—67.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Hawes, Mr. Byrne was granted leave of absence for the day.

On motion of Mr. Fry, Mr. Morrison was granted leave of absence for the day.

On motion of Mr. Harper, Mr. Eddy was granted leave of absence for the day.

On motion of Mr. Keaton, Mr. Roberts was granted leave of absence for the day.

On motion of Mr. Badham, Mr Morgan was granted leave of absence for the day.

On motion of Mr. Hawes, Mr. Lyons was granted leave of absence for the day.

On motion of Mr. Stockwell, Mr McGinley was granted leave of absence for the day.

On motion of Mr. Noyes, Mr. Deuel was granted leave of absence for the day.

On motion of Mr. Arnold, Mr. Craig was granted leave of absence for the day.

On motion of Mr. DeYoe, Mr Parkman was granted leave of absence for the day.

On motion of Mr. Miller, Messrs Oliva and Williamson were granted leaves of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Easley, Elroy Hill, Miriam White, Willa Youngberg and William Ellis, teachers of Pittsburg Grammar School, and the following students of the seventh and eighth grades: Carmelina Circo, Josie Aiello, Angelina Flores, Jose Pizzimente, John Enea, Frank Pistoia, Edward Blocksom, Amelia Russo, Louise Ferrera, Angelina Viscuso, Bessie Russo, Jennie Enea, Vincent Rubino, Joe Aiello, Marie Pappas, Mary Costanza, Bernard Arentz, Esther Ricca, Mary Jane Smith, Virginia Culcasi, Billy Bankson, Wayne Rebstock, Kenneth Buffo, Evelyn Cavagnola, Albert Siino, Alphonse Sangimino, Charlotte Wright, Shirley Hornsby, Robert Abernathy, Marie Manire, Betty Saling, Harry Pemberton, Helen Nelson, Patricia McDermott, Richard Russo, Mariano Verga, Annie Billeci, Mary Costanza, Carrol Verga, Jack Vierra, Angelo Lucido, Elsie Alves, Joe Davi, Sal Billeci, Jennie Rollo, Isabel Irving, Mike Franco, Cora Ferre, Rose Troia, Roy Pierce, Allen Dadami, Sal Viscuso, Leonard Di Mercurio, Mabel Jones, James Hunziker, Charlotte Alexander, Elwood Dughi, Norine Evola, Mamie Aiello, Anna Orlando, Rocco Russo, Mary Trentanelli, Robert Morgan, Rose Carmelina, Raymunda Herrera, Angelina Davi, Frank Riccabona, Leslie Lincoln,

Francis Straub, Annie DeVito, Tony Bruno, Dorman Canaday, John Bassett, Sylvia Colosina, Dorothy Stovall, Jack Aiello, June Mora, Edith Parsons, James Davi, Mike Partinico, Ratz Lucido, Stanley Maylone, Zorum Hurt, Joe DiMartini, Angelina Aiello, Nellie Davi, Rose Davi, Ethel Russo, Rose Bellone, Angelina Bruno, Guido Davi, Neno Russo, Joe Jimno, James Maloney, Frank Enea, Joe Ferrante, Sal Russo, Sal Siino, Frank Aiello, Marie Guerrasio, Katie Aiello, Frank Siino, Mary Crisenza, Frank Aless, Blas Rodriguez, Helen Billeci, Jack Inzerillo, Peter Inzerillo, Mabel Perry, Paul McClain, Roy Nield, Razi Billeci, Wilbert Smith, Mary Hutchison, Emma Listek, Allen Morris, Rosalie Abona, Virginia Scudero, Peter Cataldo, Horace Enea, Andrew Buffo, Angelina Macalusa, Erasmo Siino, Sarino DiMaggio, Frank Russo, Joe Russo, Margaret Baer, Bernard Vernier, Harry Mercurio, Neno Costanza, Harold Lutich, Hilda Peters, Rocco Lucido, Mary Colombo, Louis Colombo, Susie Gamboli, Walter Blocksom, Fred Ricca, Mary Troia, Frank Verga, Julio Sbranti, Rose Russo, Jennie Russo, Rose Gildi, Rose Davi, Katherine Mercurio, Louis Arata, Anna Grillo, Frank Pareno, Neno Corine, Joe Enea, Rose Guiliano, Rose Partinico, Josephine Davi, Sal Troia, Rose Battaglia, Horace Siino, Joe Lucido, Peter Riso, Frances Enea, Tommy Aiello, Frank Billeci, Ruth Jorgensen, Sarah Trentanelli, Eva Marie Riegger, Stella Promesso, Wilfred Ericson, Rose Costanza, Lorraine Del Carlo, Marion Aiello, Mary Colma, Charles Zeno, Susan Ricca, Annie Ferranti, Joe Lucido, Floyd Rouner, Robert Miller, Marie Russo, Edward Wideman, Joe Billeci, Sal Aiello, Rosalie Abona, Edward O'Neil, Goldie Grabstein, Jack McFarland, Leonard Larson, Thornton Gapen, Miriam McDermott, Wilma Papest, Adele Stow, Joe Russo, Tony Melrose, Walter Carusa, Vincent Cardinalli, Willard Scudero, Raymond Perano, Vincent Billeci, Jack Canavera, Thelma Jones, Margaret Madraza, Ralph Merrit, Edmund Weld, Frank Billeci, Ernest DeStefano, Grace Lucido, Mary Vaulato, Basil Rebstock, Bill Polk, Virginia Straub, John Aiello, Joe Aiello. Inez de Haven, Marion Barnes and Tony Gallegos were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Bishop, E. Van Ribbink and Eddie Van Ribbink of the Oakland Tribune of Oakland, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Feigenbaum, Charles Henry Brennan, Jr., of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Cloudsley, Mr. Grover, Miss Hoerl and Miss McAndrews, teachers of the Fair Oaks School of Stockton, and the following students: Thelma Uldall, Eleanor Pedrucci, Jovita Velez, Laura Senior, Emilia Walters, Anna Walters, Esther Bocoli, Ida Sainaghi, Vera Johnson, Dorothy Thompson, Albert Estrada, Robert Ekin, Earl Lumley, Kenneth Reynolds, Clifford Hansen, Irving Dark and Frank Becknell were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Jewett, Arthur Meldriam, assistant purchasing agent of Kings County, was extended the privilege of the

floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, T. C. Jameson, chairman of supervisors of Riverside County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Jack McGregor, supervisor of Riverside County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, J. C. Moore, supervisor of Riverside County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Meeker, Mrs. Minnie C. Kenyon of Marysville was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Nielsen, Richard J. Werner of San Jose was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Coombs, R. W. Gray, head of agriculture department, Napa Union High School, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Coombs, Carl G. Beck, instructor of agriculture at Middletown Union High School, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Baum N. Bradford Trenham of Los Angeles, secretary of Educational Commission of California Taxpayers Association, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

March 9, 1929.

We, the undersigned school trustees of the Alvard School District of Riverside County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes.

M. E. GOODIEAU.
C. L. REED.
S. R. LINN.

Also:

WHEREAS, The welfare of the public school system and of the children of California are of paramount importance; and

WHEREAS, Under present conditions thousands of them are denied adequate educational opportunities in smaller districts; and

WHEREAS, Comprehensive studies have been carried on for nearly three years looking toward better educational conditions in rural sections particularly; and

WHEREAS, The most reputable educational leaders of this State, including the present United States Commissioner of Education, Dr. Wm. John Cooper, former State Superintendent of Public Instruction, recommend the enactment of this legislation by this session of the Legislature; be it therefore

Resolved, That we, the Women's Political League, do most urgently request our representatives in the Legislature to work for the passage of Assembly Bill No. 459; and be it further

Resolved, That we individually write our friends in other parts of California seeking their support in the passage of this bill.

By Mr. Anderson :

March 4, 1929.

We, the undersigned school trustees of the Latona School District of Shasta County, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes.

FRANK RICE, Clerk.

MARIE ADAMS.

By Mr. Kline :

RIVERSIDE, CALIFORNIA.

WHEREAS, A resolution was introduced at the twenty-ninth annual convention of the State Federation of Labor, held in Sacramento September 17 to 21, 1928, having for its purpose the enactment of a law to remedy the now existing practice by the various school boards in the various counties of the State of California of purchasing textbooks from publishers in eastern manufacturing centers; and

WHEREAS, Great sums of money are annually expended which are raised by taxation in the State of California; and

WHEREAS, The State Printing Office of the State of California is well able to produce all of such books used in the State with its present equipment at a saving of more than fifty per cent to the taxpayers of this State; and

WHEREAS, In many instances these textbooks are produced by unfair employers, of labor under sweatshop conditions; and

WHEREAS, There is now pending before the 1929 Legislature a Constitutional Amendment No. 10 having for its object to remedy some of the existing conditions; and

WHEREAS, This amendment covers only elementary school books and does not take care of the emergency which now exists to protect the printing and binding of all the high school books used in the various school districts in the State of California; therefore, be it

Resolved, By the Central Labor Council of Riverside County, State of California, that we hereby go on record to use our best efforts to bring about the enactment of a law which will fully cover the printing and binding of all school textbooks used in the State of California, by the State Printing Office in Sacramento, California; and be it further

Resolved, That we urge the California State Federation of Labor Legislative Committee and the representatives from this district in the 1929 Legislature to bring about the enactment of a law making it compulsory for the State Board of Education and the various school boards of the various counties in the State of California.

By Mr. Crittenden :

SAN FRANCISCO, March 11, 1929.

Hon. Bradford J. Crittenden, State Legislature,
Sacramento, California.

RE: ASSEMBLY BILL NUMBER SIX HUNDRED SIXTY-SIX.

DEAR SIR: May the writer invite your attention to the above bill which, it is understood, has been referred to your committee for consideration and recommendation.

This measure is known in all the states as the "Basic Science Bill," sponsored by the medical interests. It is introduced wherever there have been established laws and boards for the regulation of the nonmedical healing systems, freed from medical domination.

The proposed measure leaves the existing laws and boards in putative operation, but establishes an additional board to be appointed from the medical faculties of the universities of the State—some of them, that is to say, not all. It shall be the business of the board thus constituted to give a prior examination in the basic subjects already covered by the medical, chiropractic and osteopathic acts, before such an applicant can be reexamined therein by the board administering the law regulating the profession he aims to practice.

It is thus hoped by indirection to reestablish the conditions whose existence prior to 1922 resulted in the passage of the chiropractic and osteopathic acts by the people, the former by a majority vote of 152,000 odd.

We believe your study of the above measure will demonstrate the accuracy of the foregoing analysis and that your committee will see fit to render the Assembly a negative recommendation.

Thanking you for your consideration, I am,

Yours very truly,

RAY S. LA BARRE, D. C.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 647—An act relating to courses of study in elementary schools—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 494—An act providing for the establishment and maintenance of 24 hour elementary schools by elementary school districts with the approval of the State Board of Education, providing for the admission to such schools and providing for the government, control, conduct, and support thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929

MR. SPEAKER. Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 111—An act relating to the regulation and licensing of dealers in live market poultry and providing penalties for the violation of the provisions thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

ON IRRIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 14, 1929

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 498—An act to provide for an appropriation to complete the investigation authorized by an act entitled "An act to provide for the investigation by the State of California of the possibilities of coordinating the development of the water resources of the State for public protection and to the end that they may be put to the greatest beneficial use, and making an appropriation for said purpose," approved May 23, 1925, and to provide for the expenditure thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 193—An act to provide for the standardization of cement-concrete pipe sold for irrigation purposes;

Also: Assembly Bill No. 799—An act to amend the California Irrigation District Act by amending section 18 thereof, relating to the distribution of water, so as to provide for the sale or lease of surplus water; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

MIXTER, Chairman.

The above reported bills ordered on file for second reading.

ON PUBLIC UTILITIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Senate Bill No. 482—An act to amend section 369a of the Penal Code, relating to operation of street cars and dummies without suitable brakes and fenders—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MILLER, JAMES A., Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Senate Concurrent Resolution No. 2—Relative to Henry Meade Bland being given the honorary title of The Laurel Crowned Poet of California—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

BYRNE, Chairman.

The above reported concurrent resolution ordered on file for adoption.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 629—An act to amend section 453hh of the Civil Code, relating to the business of land value insurance, declaring the conditions of which land value insurance may be done and providing penalties for violation of the provisions of this act;

Also: Senate Bill No. 784—An act relating to the finances of the State Board of Education;

Also: Senate Bill No. 785—An act relating to the appointment and employment of persons by the State Department of Education;

Also: Senate Bill No. 786—An act relating to the administration of the State Department of Education.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 629 read first time, and referred to Committee on Insurance.

Senate Bills Nos. 784, 785 and 786 read first time, and referred to Committee on Education.

Also:

SENATE CHAMBER, SACRAMENTO, March 14, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 176—An act to amend sections 2, 3, 5, 8, 9, 9a, 10, 11, 11a, 12, 14, 18, 20a and 20b of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, as amended, and adding new sections to be numbered 9b, 9c, 9d, and 23, relative to the definition of real estate brokers and salesmen; providing for regulation, supervision and licensing thereof; broker's bonds; relating to sale or lease of land for colonization purposes or agricultural, rural acreage, or farm land subdivision; providing penalties for the violations of the provisions thereof;

Also: Senate Bill No. 211—An act to amend sections 1, 3, 8, 9, and 10 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm or corporation engaged in the business of milling, sampling, concentrating, reducing, refining, purchasing or receiving for sale, ores, concentrates, or amalgams, bearing gold or silver, gold dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act," approved April 15, 1925, as amended, and to add a new section to said act to be numbered 4b, relating to the enforcement thereof and the escheat of ores seized thereunder;

Also: Senate Bill No. 212—An act to limit the liabilities of irrigation district directors for the negligence of appointees and employees thereof in certain instances.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 176 read first time, and referred to Committee on Judiciary.

Senate Bill No. 211 read first time, and referred to Committee on Mines and Mining.

Senate Bill No. 212 read first time, and referred to Committee on Irrigation.

MOTION TO RECONSIDER.

Mr. Quigley moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 388 was passed be continued until the next legislative day.

Motion carried.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Jones moved that the vote whereby Assembly Bill No. 889 was passed be reconsidered.

The roll was called, and Assembly Bill No. 889 refused reconsideration by the following vote:

AYES—Anderson, Bernard, Heisinger, Jones, and West—5.

NOES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Coombs, Crawford, Crittenden, Cronin, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fry, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Noyes, Patterson, Quigley, Reindollar, Scofield, Scudder, Snyder, Stockwell, Williams, Wright, Young, and Mr. Speaker—49.

Assembly Bill No. 889—An act to regulate the construction and maintenance of auto camps, to provide for the inspection and supervision of same, and to provide penalties for the violations of the provisions hereof.

Title read and approved.

Assembly Bill No. 889 ordered transmitted to the Senate

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 919—An act to amend sections 2, 7, and 9 of and to add a new section to be numbered 12a to the "California Meat Inspection Law," relating to the inspection of animals and meat and making an appropriation therefor.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 3 of the printed bill, between lines 5 and 6, insert the following paragraph:

"Nothing in this act shall be construed to prohibit an owner, or farmer located on a definite property as a tenant, lessee, or purchaser under contract, from slaughtering cattle, sheep, swine, or goats in small numbers on said premises for his own consumption, and nothing herein shall be so construed as to prohibit such farmer from giving away or selling a portion of the meat thereof."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 437—An act to make an appropriation annually for the development of the live stock industry and the exhibit of cattle, hogs and sheep at Los Angeles, California, under the auspices of the Western Live Stock Exhibit Association.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out lines 3 and 4, and insert in lieu thereof the following: "and sheep at Vernon, California, under the auspices of the Western Live Stock Exhibit Association, and at South San Francisco, California, under the auspices of the California Live Stock and Baby Beef Show."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the words "twenty-five", and insert in lieu thereof the word "fifty".

AMENDMENT NUMBER THREE.

On page 1, line 6, of the printed bill, strike out lines 6 and 7, and insert in lieu thereof the following: "Vernon, California, and at South San Francisco, California; said exhibition at Vernon to be made under the auspices of the Western Live Stock Exhibit Association and said exhibition at South San Francisco to be made under the auspices of the California Live Stock and Baby Beef Show."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1092—An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1085—An act to amend section 2322x24 of the Political Code, relating to county horticultural commission.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 368—An act to amend "The Improvement Act of 1911" as amended, by striking out sections 70, 71, 72, 73, 74 and 75, and by amending sections 63, 67, 68, 69 and 76, relating to penalty and default, sale of property, affidavit of publication of notice, costs and fees, certificate of treasurer, lien on property, redemption, recording of certificate, deed to purchaser.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 6 of the printed bill, following line 35, insert the following.

"Any action to foreclose a bond or any coupon or installment thereof shall become barred four years subsequent to the date of delinquency of the last maturing installment of principal on such bond, and the lien and the record thereof shall be extinguished at the expiration of such four years if action shall not therefore have been commenced."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading

Assembly Bill No. 422—An act providing a debt burden limit for lands within counties, cities and counties, and cities, and providing the method of ascertaining the amount thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 5, of the printed bill, strike out all of the line after the first word "to".

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, strike out the words "to create debt or".

AMENDMENT NUMBER THREE.

On page 1, line 8, of the printed bill, before the comma following the word "debt", insert the word "therefore".

AMENDMENT NUMBER FOUR.

On page 1, line 9, of the printed bill, after the second word "county", insert the words "or city".

AMENDMENT NUMBER FIVE.

On page 1, line 14, of the printed bill, strike out words "board of supervisors", and insert in lieu words "governing board".

AMENDMENT NUMBER SIX.

On page 1, line 15, of the printed bill, before the comma after the word "county", insert the words "or city".

AMENDMENT NUMBER SEVEN.

On page 1, lines 19 and 20, of the printed bill, strike out the following: "county, or city and county".

AMENDMENT NUMBER EIGHT.

On page 1, line 20, of the printed bill, insert following the word "surveyor", but before the period, the following: "of such county, or city and county or city".

AMENDMENT NUMBER NINE.

On page 1, following line 20, of the printed bill, insert the following: "Provided, however, that this act shall not apply to any districts to be formed under the laws of this state which gives such district a permanent corporate existence and upon which the state law imposes a limit of indebtedness."

AMENDMENT NUMBER TEN.

On page 2, lines 18 and 19, of the printed bill, strike out the following: "or through bond issues of the county, city and county, or city".

AMENDMENT NUMBER ELEVEN.

On page 2, following line 27, of the printed bill, insert the following: "In figuring debt burden the auditor shall not include debts of school districts or of any special districts which have a continuing corporate existence and upon which the state law imposes a debt limit.

If the thing proposed to be done is in whole or in part, the opening or widening of a street, the "debt burden" for the district or for each parcel of land which abuts on the portion to be opened or widened, shall be deemed to include only such portion of the estimated amount of awards for the taking as the estimated benefits to each such parcel so abutting shall exceed such estimated award for the taking, (damage for severance or to structures not to be considered as part of the award for the taking)."

AMENDMENT NUMBER TWELVE.

On page 3, lines 35 and 36, of the printed bill, strike out the following: "county, or city and county", and also insert after the word "report", in line 36, the following: "; and if an outline of the proposed spreading of the assessment for the proposed district be needed, the auditor shall call upon the appropriate officer to furnish the same and it shall be the duty of such officer to forthwith furnish such outline."

AMENDMENT NUMBER THIRTEEN.

On page 3, line 38, of the printed bill, following the word "surveyor", insert the following: "of the county, city and county, or city of which he is auditor,".

AMENDMENT NUMBER FOURTEEN.

On page 3, line 39, of the printed bill, strike out the word "county".

AMENDMENT NUMBER FIFTEEN.

On page 4, lines 25 and following, of the printed bill, strike out the following: "that the assessed value of lands on which the debt burden limit will be exceeded is ----- per cent of the total assessed value of all lands in the district; (if the

percentage of lands, so exceeding the debt burden limit by five or less, then the auditor shall certify as follows:" and insert in lieu the following:"

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 348—An act to amend sections 2168 and 2174 of the Political Code, relating to mentally sick persons.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In the title of the printed bill, omit the word "sick", and insert in lieu thereof the word "disordered".

AMENDMENT NUMBER TWO.

On page 1, line 22, of the printed bill, omit the word "sickness", and insert in lieu thereof the word "disorder".

AMENDMENT NUMBER THREE

On page 1, line 25, of the printed bill, omit the word "sick", and insert in lieu thereof the word "disordered".

AMENDMENT NUMBER FOUR

On page 2, line 3, of the printed bill, omit the word "sick", and insert in lieu thereof the word "disordered".

AMENDMENT NUMBER FIVE.

On page 2, line 10, of the printed bill, omit the word "sickness", and insert in lieu thereof the word "disorder".

AMENDMENT NUMBER SIX

On page 2, line 37, of the printed bill, omit the word "sick", and insert in lieu thereof the word "disordered".

AMENDMENT NUMBER SEVEN.

On page 2, line 42, of the printed bill, omit the word "sick", and insert in lieu thereof the word "disordered".

AMENDMENT NUMBER EIGHT.

On page 3, line 7, of the printed bill, omit the word "sick", and insert in lieu thereof the word "disordered".

AMENDMENT NUMBER NINE

On page 3, line 11, of the printed bill, omit the word "sickness", and insert in lieu thereof the word "disorder".

AMENDMENT NUMBER TEN.

On page 3, line 18, of the printed bill, omit the word "sick", and insert in lieu thereof the word "disordered".

AMENDMENT NUMBER ELEVEN.

On page 3, line 26, of the printed bill, omit the word "sick", and insert in lieu thereof the word "disordered".

AMENDMENT NUMBER TWELVE

On page 3, line 32, of the printed bill, omit the word "sickness", and insert in lieu thereof the word "disorder".

AMENDMENT NUMBER THIRTEEN.

On page 3, line 38, of the printed bill, omit the word "sick", and insert in lieu thereof the word "disordered".

AMENDMENT NUMBER FOURTEEN

On page 2, line 27, of the printed bill, omit the word "Insane", and insert in lieu thereof the words "Mentally disordered".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 309—An act to provide for county and city and county boards of mental health.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, strike out the words "accredited medical", and in lieu thereof insert the word "approved."

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, strike out the letter "A", and insert in lieu thereof the words "an unrevoked license."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 528—An act to amend section 3 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1058—An act to amend sections 851, 863, 874, 882 and 883 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

Add the word "the" at the beginning of line 31, page 3, before the word "city".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 901—An act to amend section 1 of an act entitled "An act to provide for the establishment within municipalities of districts or zones within which the use of property, height of improvements and requisite open spaces for light and ventilation of such buildings, may be regulated by ordinance," approved May 31, 1917, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the word "and", and insert in lieu thereof the word "or".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 937—An act to amend an act entitled “An act authorizing and requiring boards or commissions having the management and control of paid fire departments to grant the members thereof yearly vacations,” approved March 26, 1895, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 6, of the printed bill, as amended in Assembly March 5, 1929, after the word “every”, insert the following “city”.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 185—An act to add a new section to the Code of Civil Procedure, to be numbered 542*b*, relating to the release of personal property under attachment or garnishment.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

In line 9 of the printed bill, strike out the word “two”, and in lieu thereof insert the word “three”.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 683—An act to amend section 1763 of the Code of Civil Procedure, relating to guardians of insane and other incompetent persons.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

Strike out all of line 3 of the printed bill, and the first three words of line 4 of the printed bill, and insert in lieu thereof the following:

“1763. Upon the filing with the clerk of the the superior court of a”.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 949—An act to amend sections 3, 4, 5, 6, 7, 10, 11, 12, 13 and 14 of an act entitled “An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof,” approved May 14, 1927, as amended, relating to collection agencies.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE.

On page 2, line 3, of the printed bill, strike out the word “five”, and insert the word “one.”

AMENDMENT NUMBER TWO.

On page 2, line 2, of the printed bill, strike out lines 2 and 3, and insert in lieu thereof the following: "bond which shall run to the people of the State of California. If the surety be a corporation there need be but one surety and the bond shall be in the sum of one thousand dollars. If the surety be not a corporation there shall be not less than two sufficient sureties and the bond shall be in the sum of two thousand dollars. In either case the bond"

AMENDMENT NUMBER THREE.

On page 2, line 50, of the printed bill, strike out the comma following the word "defrayed", and insert a period. Also strike out the balance of line 50 and all of line 51.

AMENDMENT NUMBER FOUR.

On page 5, line 9, of the printed bill, strike out the words "sixty days", and insert in lieu thereof the words "six months".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 51—An act to amend section 542 of the Code of Civil Procedure, relating to the attachment of real and personal property.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 52—An act to amend section 4307 of the Political Code, relating to county charges.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 54—An act to amend section 4300b of the Political Code, relating to sheriff's fees.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 56—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment in justices' courts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 57—An act to amend section 540 of the Code of Civil Procedure, relating to the form of the writ of attachment.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 254—An act to amend sections 310 and 310a of the Penal Code, relating to flags of the United States and of this State.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 259—An act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 376—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 377—An act to amend section 849 of the Code of Civil Procedure, relating to summons, by whom and how served and returned.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 378—An act to amend section 902 of the Code of Civil Procedure, relating to contents of execution.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 379—An act to amend section 905 of the Code of Civil Procedure, relating to proceedings supplementary to execution
Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 501—An act to amend section 9 of an act entitled "An act to provide for the organization and government of public cemetery districts." approved June 1, 1921, as amended, relating to the levy of taxes for public cemetery districts and fixing the maximum tax which may be levied therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1008—An act to amend sections 737*k* and 737*zz* of the Political Code, relating to the salary of judges of the superior court in counties of the thirty-eighth and thirty-sixth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1071—An act to amend section 323 of the Civil Code, relating to certificates of stock of corporations.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1073—An act to amend section 401 of the Civil Code, relating to extension of corporate existence.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1091—An act to amend section 737*u* of the Political Code, relating to the salary of the superior judge in and for the county of Marin.

Bill read second time, ordered to engrossment, and third reading

HON. T. M. WRIGHT IN THE CHAIR.

At ten o'clock and forty-five minutes a.m., Hon. T. M. Wright, member of the Assembly from the Forty-fourth District, in the chair.

Assembly Bill No. 944—An act to amend section 37 of the "Workmen's Compensation, Insurance and Safety Act," approved May 26, 1913, as amended, relating to the State Compensation Insurance Fund.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, after the word "section", strike out the remainder of said title, and insert in lieu thereof the following: "602*b* of the Political Code, relating to the classification of risks, premium rates and schedule ratings for insurance carriers insuring employers and employees under the workmen's compensation, insurance and safety act, chapter one hundred seventy-six, laws of 1913, to permit the issuance of compensation participating policies, and requiring the filing of schedules of dividends by all insurance carriers issuing such policies with the insurance commissioner; authorizing the said insurance commissioner to enforce the provisions of this act and providing penalties for its violation."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the following: "37 of the workmen's compensation", and also strike out line 2 of said page 1, and insert in lieu thereof the following "602*b* of the Political Code"

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, strike out lines 4 to 27, inclusive, and also strike out lines 1 to 8, inclusive, on page 2, and insert in lieu thereof the following: "602*b*. On or before September 1, 1915, the state compensation insurance fund and every corporation, mutual company, association, interinsurance exchange or

other insurance carrier licensed to transact business in this state, which insures employers or employees under the workmen's compensation, insurance and safety act, chapter one hundred seventy-six, laws of 1913, shall file with the state insurance commissioner its classification of risks and premium rates relating thereto with its system of schedule rating (or merit rating, so-called) if any. The state insurance commissioner shall then hold a hearing to determine upon a uniform classification of risks and premium rates relating thereto and, in his discretion, a uniform system of schedule rating (or merit rating, so-called).

On or before October 1, 1915, the state insurance commissioner shall approve or issue, as adequate for all insurance carriers authorized by law or licensed to transact compensation insurance business in this state, a uniform classification of risks and premium rates relating thereto, and may, in his discretion, approve or issue a system of schedule rating (or merit rating, so-called), which shall be a uniform system of schedule rating (or merit rating, so-called) for all insurance carriers. Such premium rates or system of schedule rating (or merit rating, so-called) shall take no account of any physical impairment of employees or the extent to which employees may have persons dependent upon them for support.

The state insurance commissioner may subsequently approve or issue a uniform system of schedule rating (or merit rating, so-called) for all insurance carriers, or may modify or change any such system previously approved or issued after holding a hearing to determine its effect upon the adequacy or inadequacy of rates, and may approve or issue additional uniform rates and classifications or uniform changes in rates and classifications after holding hearings to determine upon the adequacy or inadequacy of such additions or changes.

On or after October 1, 1915, no insurance carrier may issue, renew or carry beyond anniversary date insurance for employers or employees under the workmen's compensation, insurance and safety act at premium rates which are less than the rates previously approved or issued by the state insurance commissioner for all insurance carriers as adequate for the risks to which they respectively apply; *provided, however*, if the state insurance commissioner shall have previously approved or issued a uniform system of schedule rating (or merit rating, so-called), insurance carriers may apply the same to any risks subject thereto, but basis rates no less than the rates previously approved or issued by the state insurance commissioner and any reductions therefrom on account of the application of such system of schedule rating (or merit rating, so-called) shall be clearly set forth in insurance contracts or endorsements attached thereto.

Nothing in this section shall affect the right of any insurance carrier to issue compensation participating policies, *provided, however*, that no refund by reason of such participating provision may be made to policyholders by any insurance carrier except from surplus accumulated from premiums on compensation insurance policies insuring employers or employees under the workmen's compensation, insurance and safety act of this state, *provided, further*, that no refund, cash dividend, or premium credit shall be paid or allowed under any such participating provision to policyholders in this state by any insurance carrier except reciprocals and interinsurance exchanges, except in accordance with a schedule of dividends which must be filed with the state insurance commissioner by all insurance carriers, except reciprocals and interinsurance exchanges issuing such policies, not later than the fifteenth day of February of each year, and said schedules of dividends must show the dividends earned and to be returned to policyholders for the year ending December thirty-first preceding the filing of the schedule, and must be prepared by the classifications in use in the rate manual approved by the state insurance commissioner as applicable to workmen's compensation insurance in this state, said schedules must provide for the return of dividends to all policyholders at the same rate on all premiums earned in the same manual classifications without regard to the minimum premium requirements in the policy except that said schedules may be prepared to show the average dividends earned in any classification and may provide for a uniform variation from said average in accordance with the loss experience under the individual policies, but no discrimination in said schedule shall be made between risks having the same loss experience in the same classification, the payment of said earned dividends shall not be conditioned upon the renewal of the policy or policies under which said dividends were earned, said schedules when filed with the state insurance commissioner shall be open to public inspection and no payments thereunder shall be made until the said schedules have been approved by the state insurance commissioner and after the schedule of any insurance carrier has been approved the said schedule shall not be departed from until a new schedule is prepared and filed and approved as provided herein. All acts and parts of acts inconsistent with this provision are hereby repealed.

The statistical and actuarial data compiled by the industrial accident commission and the state compensation insurance fund shall at all times be available to the state insurance commissioner for his use in judging the adequacy or inadequacy of rates and schedules filed, and it shall be the duty of the manager of the state compensation insurance fund, or other officers of the state compensation insurance fund who may be designated for such duty by the industrial accident commission, to render all possible assistance to the state insurance commissioner in carrying out the provisions of this section.

The state insurance commissioner may require every insurance carrier, which insures employers or employees under the workmen's compensation, insurance and safety act, to file with its annual statement a sworn report of its loss experience in such detail and form as may be prescribed by the state insurance commissioner.

The state insurance commissioner shall have power, after hearing, to suspend or revoke the certificate of authority of any insurance carrier to write liability insurance for violating any of the provisions hereof, and any insurance broker, or agent, or employee of any insurance carrier, who violates any provisions of this section shall be guilty of a misdemeanor."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1082—An act to amend section 594½ of the Political Code, relating to homes for the aged.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

In line 2 of the title of the printed bill, after the word "aged", insert the following: "and making an appropriation for the purposes of administration of the provisions of said section"

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 408—An act to amend sections 3, 7, 8, 10, 11, 18½ and 19 of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended, and to add a new section thereto to be numbered section 20, relating to powers of the directors of said companies and forms of insurance policies issued by said company.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the following: "7,".

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, strike out said line 11, and insert in lieu thereof the following: "shall be on the third Monday in January of each year"

AMENDMENT NUMBER THREE.

On page 1, line 20, of the printed bill, strike out all of lines 20 to 23, inclusive.

AMENDMENT NUMBER FOUR.

On page 2, line 1, of the printed bill, strike out all of lines 1 to 3, inclusive.

AMENDMENT NUMBER FIVE.

On page 2, line 4, of the printed bill, strike out the words "Sec. 3", and insert in lieu thereof the words "Sec. 2."

AMENDMENT NUMBER SIX

On page 2, line 35, of the printed bill, strike out the words "Sec. 4.", and insert in lieu thereof the words "Sec. 3"

AMENDMENT NUMBER SEVEN

On page 2, line 37, of the printed bill, following the words "Sec. 10.", insert the following: "no such company shall insure such property beyond the limits of the county wherein the said company is organized, excepting that the company may insure in any county next adjoining the county wherein such company is organized."

AMENDMENT NUMBER EIGHT.

On page 3, line 7, of the printed bill, strike out the words "in cash".

AMENDMENT NUMBER NINE.

On page 3, line 39, of the printed bill, strike out the words "Sec. 5.", and insert in lieu thereof the words "Sec. 4."

AMENDMENT NUMBER TEN.

On page 4, line 15, of the printed bill, strike out the words "Sec. 6.", and insert in lieu thereof the words "Sec. 5."

AMENDMENT NUMBER ELIVEN.

On page 4, line 31, of the printed bill, strike out said line 31, and insert in lieu thereof the following: "property located and contained as described herein and not while located or contained elsewhere to wit:"

AMENDMENT NUMBER TWELVE

On page 10, line 20, of the printed bill, strike out the words "Sec. 7.", and insert in lieu thereof the words "Sec. 6."

AMENDMENT NUMBER THIRTEEN.

On page 11, line 26, of the printed bill, strike out the words "Sec. 8.", and insert in lieu thereof the words "Sec. 7."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 808—An act to amend section 633aa of the Political Code, relating to insurance

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out lines 3 to 14, inclusive, page 1 of the printed bill, and substitute the following:

"SEC. 633aa. No person shall, within this state, act as a life agent of any life insurance company until such person shall have first obtained a license under the provisions of this section from the insurance commissioner authorizing him so to act. The fee for the issuance of such license shall be the sum of one dollar. Nothing herein contained shall be construed as giving such agent authority to act under the provisions of either sections 633 or 633a of the Political Code, without obtaining a license thereunder, except that an agent licensed under the provisions of this section shall have authority to act as a health or accident agent of the company for which he is licensed under the provisions of this section without obtaining a license under sections 633 or 633a of the Political Code; nor, shall any licensee under said sections 633 or 633a of the Political Code have authority to act as a life insurance agent under the provisions of this section, without obtaining a license hereunder"

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 564—An act to amend section 1 of an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting

or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to occupations to which act applies.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 7, of the printed bill, insert before the word "place", the following: "barber shop,".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 288—An act to add a new section to the Civil Code, to be numbered 2016, defining the liability of the master to his servant when requiring such servant to wear a uniform of special dress in performing the duties of the employment.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, as amended in Assembly March 8, 1929, strike out the words "public employment," and insert in lieu thereof the following: "employment by any governmental unit, body or agency, whether acting in a governmental or proprietary capacity, nor".

AMENDMENT NUMBER TWO

On page 1, line 17, of the printed bill, as amended in Assembly March 8, 1929, strike out the word "or", and insert in lieu thereof the word "nor".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 186—An act to amend sections 1 and 2 of an act entitled "An act to regulate the moving of certain boxes, baskets and other receptacles used in mills, workshops, packing, canning and other mercantile establishments where women are employed; and providing penalties for its violation." approved June 3, 1921, relating to the occupations to which the act applies, the weight of receptacles and the carrying of boxes, trays or other receptacles up or down stairs.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 93—An act to add a new section, to be numbered section 3a, to an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with

the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to the keeper of records of hours worked and prima facie evidence of violation of the act.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, lines 13, 14 and 15, of the printed bill, strike out the following: "and shall be prima facie evidence, sufficient to sustain a conviction in court, if it shows a violation of this act.", and insert in lieu thereof a period

AMENDMENT NUMBER TWO

On page 2, lines 16 to 22, of the printed bill, strike out the entire last paragraph.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 92—An act to amend sections 1, 2 and 3 of an act entitled "An act to provide for a day of rest from labor," approved February 27, 1893, relating to what emergencies shall permit working more than six days in seven, providing for the enforcement of the act by the Chief of the Division of Labor Statistics and Law Enforcement of the Department of Industrial Relations and providing penalties for violation of the provisions thereof.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, lines 5 and 6, of the title of the printed bill, strike out the words "chief of the division of labor statistics and law enforcement of the".

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, strike out the words "in cases where", and insert in lieu thereof the following: "when the employees are employed on a monthly basis and are engaged in the transportation of passengers, goods, materials or merchandise of any character and where it is impracticable for such employees to be at their regular place of residence on their days of rest and"

AMENDMENT NUMBER THREE.

On page 1, line 16, of the printed bill, at the end of the paragraph, insert a new paragraph reading as follows:

"Nothing in this act shall be deemed to apply to employees engaged in interstate commerce coming under the jurisdiction of the United States board of mediation nor to employees coming under the act entitled "An act to regulate the work and hours of employees engaged in selling, at retail, drugs and medicines, and compounding physician's prescriptions, and providing a penalty for the violation thereof", approved February 28, 1905, as amended, nor to employees engaged in agricultural, viticultural, or horticultural pursuits, or in stock or poultry raising"

AMENDMENT NUMBER FOUR

On page 1, lines 19 and 20, of the printed bill, strike out the words "chief of the division of labor statistics and law enforcement of the".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 132—An act to amend section 653c of the Penal Code, relating to the hours of labor on public works, the keeping of records of hours worked and the definition of public works.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 3, line 10, of the printed bill, strike out the period after the word "section", and insert in lieu thereof the following: "; *provided, however,* that nothing in this section shall apply to the operation of the irrigation system of any irrigation district."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 373—An act granting to the city of Los Angeles the tidelands and submerged lands of the State within the boundaries of said city.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 28, of the printed bill, following the comma after the word "boundaries", insert the following: "except as hereinafter provided,".

AMENDMENT NUMBER TWO.

On page 2, line 34, of the printed bill, following the period after the word "purposes", insert the following: "The grant herein made shall not include those tidelands or submerged lands within those certain areas known as the Westgate addition acquired by the city of Los Angeles by annexation on June 14, 1916, or the Santa Monica canyon addition acquired by the city of Los Angeles by annexation on April 28, 1925."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 752—An act to amend section 2552 of the Political Code, relating to the Board of State Harbor Commissioners

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, after the word "of", insert the words "each of".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 106—An act to amend sections 1 and 2 of an act entitled "An act providing for the formation, government and operation of harbor districts for the improvement or development of harbors, the calling and conducting of elections in such districts, the issuance and disposal of the bonds thereof, and the assessment and levy of taxes for the payment of such bonds, principal and interest, and for the ordinary expenses of such districts," approved April 20, 1927.

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No 409—An act to add a new section, to be numbered section 1576a, to the Code of Civil Procedure, relating to the conveyance of the property of decedents by trade or exchange.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 167—An act to amend section 7 of an act entitled "An act to establish and support a Bureau of Labor Statistics," approved March 3, 1883, as amended, relating to the powers and duties of the Commissioner and providing penalties for violation of the said section.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 8—An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 20—An act to amend section 4 of an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company: compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees, and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to penalties.

Bill read second time, and ordered on file for third reading.

THE SPEAKER IN THE CHAIR.

At ten o'clock and fifty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

By Mr. Jones:

SACRAMENTO, March 14, 1929.

Hon. Isaac Jones, Assembly Chamber,

State Capitol Building, Sacramento, California

MY DEAR MR JONES: To the point of your resolution offered in Assembly, and adding to my brief telegram to you concerning the situation at Las Vegas, Nevada, to which your resolution is directed, please be advised that the State Real Estate Department has long since taken full cognizance of the grave situation, and we have repeatedly sent our deputies there to investigate and report.

Briefly stated, we have stopped the sale of residential subdivisions lots in and around Las Vegas, and Kingman, Arizona, unless such subdivisions first install or provide, by a financial setup, a proper impoundment of money in trust, for the installation of a substantial and enduring water system, and for graded and packed streets. We also require that such subdivisions must not be farther away from Las Vegas or Kingman than about 3 miles. We have resolutely refused permission of all others farther away to sell their products in this State even with such improvements, until they can, by recognized rules of land economics, show a use and demand for such a subdivision.

Indeed, we have gone farther than the Real Estate Act, under which we operate, permits us in terms of law to go, relying as we do upon a broad interpretation of honesty and truthfulness in the sale of such property. We hold that anyone who sells any land for which there is no economic use, whether such land be in acreage or lots, is selling something worthless to the purchaser. It is true that despite these restrictions, some of these lots and land are being sold in this State through power of attorney, but where we find them getting around our act in this manner, and at the same time holding a real estate agent's license, we divest them of such license on the grounds stated.

Therefore, I feel that we have the situation now very well in hand. We will, of course, continue our vigilance of this matter.

The amendments to our act passed by the Senate today, and we hope will become law very soon, and among other things, will give us a little more money with which to employ a sufficient number of deputies to properly check up on these matters and to stop the evils complained of before they are committed.

I am, yours very respectfully,

STEPHEN BARNSON.

Commissioner, State Real Estate Department.

THIRD READING OF ASSEMBLY BILLS.

Assembly Concurrent Resolution No. 5—Relative to speculation in desert lands.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER FIVE.

The question being on the adoption of the resolution.

Assembly Concurrent Resolution No. 5 adopted.

Title read and approved.

Assembly Concurrent Resolution No. 5 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 5.

Relative to speculation in desert lands.

WHEREAS, The passage by Congress of the Boulder Canyon Project Act, approved December 21, 1928, has aroused interest in desert lands heretofore of little or no value; and

WHEREAS, B B Smith Registrar of the Federal Land Office at Los Angeles, is reported to have declared that prospective settlers and land buyers already have been defrauded of hundreds of thousands of dollars by unscrupulous promoters in the area below the projected Boulder Dam; and

WHEREAS, Congressman Phil Swing has declared that the completion of the dam will require a period of from 7 to 10 years and that certain lands are now being offered for sale because of the passage of the Boulder Canyon Project Act, which lands cannot be reclaimed from the water to be derived from said project or any other project; and

WHEREAS, The sale of these lands to persons uninformed as to desert conditions, or to persons who are led to believe that these lands can be irrigated immediately from the waters of the Colorado River, will result in distressing injury to the purchasers and will further result in placing valuable lands in other portions of the state under suspicion as to their utility as well as casting a doubt as to the integrity of real estate operators in California; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That the Legislature of California hereby requests the Real Estate Commissioner of this State to fully investigate the character of lands now being offered for sale as lands that will be irrigated from the Colorado River, and the methods employed in offering these lands for sale, and if unfair or fraudulent methods are being employed that cannot effectively be stopped and enjoined under existing provisions of law, that the commissioner submit to the Legislature of California during its forty-eighth session recommendations as to legislation that may be needed for the protection of purchasers and prospective purchasers of such lands.

Assembly Bill No. 555—An act relating to the issuance of permits to work outside of school hours to certain minors.

Bill read third time.

The question being on the passage of the bill.

MOTION TO DEFER ACTION.

Mr. Coombs moved that further consideration of Assembly Bill No. 555 be deferred until Monday, March 18, 1929.

Motion carried.

Assembly Bill No. 95—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Quigley, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Assembly Bill No. 95—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 95 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Cronin, Crowley, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15 and 16 of the General Dairy Law of California, approved June 15, 1923, as amended.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Fisher moved that Assembly Bill No. 304 be withdrawn from the file, and ordered re-referred to Committee on Live Stock and Dairies.

Motion carried.

Assembly Bill No. 304 ordered re-referred to Committee on Live Stock and Dairies.

Assembly Bill No 688—An act to amend the State Medical Practice Act, approved June 2, 1913, as amended, by adding thereto a new section known as section 11a, relating to the recognition of a certificate of examination issued by the National Board of Medical Examiners of the United States

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 688 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—55.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 637—An act relating to revocation of life diplomas or other teacher's credential or document issued by the State Board of Education.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 637 passed by the following vote.

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Noyes, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 235—An act to amend sections 1, 3 and 4 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm or corporation engaging in the business of milling, sampling, concentrating, reducing, purchasing, or receiving for sale ores, concentrates, or amalgams, bearing gold or silver, gold dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act," approved April 15, 1925

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 235 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kluge, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—56

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 2—An act to amend the Political Code by adding thereto a new section to be numbered 4041*m*, empowering boards of supervisors of the counties of the State to lease all lands whether dedicated to a public use or not, and under the jurisdiction of the county, for the drilling of oil and gas, and the extraction of other minerals.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER

Mr. Bliss moved that Assembly Bill No. 2 be withdrawn from the file, and ordered re-referred to Committee on Oil Industries.

Motion carried.

Assembly Bill No. 2 ordered re-referred to Committee on Oil Industries.

Assembly Bill No. 819—An act relating to the use of school buses owned by high school districts.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Heisinger moved that Assembly Bill No. 819 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried

Assembly Bill No. 819 ordered re-referred to Committee on Education.

Assembly Bill No. 251—An act authorizing the creation of a debt or debts, liability or liabilities through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans' Farm and Home Purchase Act, approved May 30, 1921, and of any and all acts amendatory thereof or supplemental thereto; creating a Veterans' Welfare Finance Committee; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State offices in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1930.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Keaton moved that Assembly Bill No. 251 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 251 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 910—An act to pay the claim of L. A. Norton against the State of California.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Wright moved that Assembly Bill No. 910 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 910 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 330—An act to amend section 19.17 of the Juvenile Court Law, approved June 5, 1915, relating to counties of the seventeenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 330 passed by the following vote :

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, James A., Mixer, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Witter, Wright, Young, and Mr. Speaker—48

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1079—An act to amend section 2322 of the Political Code, creating the office of county agricultural commissioner, and transferring to said office the powers and duties of the county horticultural commissioner.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1079 passed by the following vote :

AYES—Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGunness, Meeker, Miller, James A., Mixer, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Emmett gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1079 was this day passed.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read :

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 100—An act to amend the California Irrigation District Act,

approved March 31, 1897, by amending sections 7, 26, 27b, 84 and 90 thereof, relating to directors of irrigation districts;

Also: Assembly Bill No. 262—An act to amend section 5 of an act entitled "An act creating the Colorado River Commission of California, prescribing its powers, fixing compensation and appropriating funds for its use," approved May 17, 1927;

Also: Assembly Bill No. 367—An act to amend sections 3, 10, 19, 20, 21, 25, 27, 40 and 41 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to street improvements;

Also: Assembly Bill No. 782—An act to amend sections 4, 5, 8, 9, 10, 11, 58, 40, 41, and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add new sections to said act to be numbered 2a, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds, and providing for the proceedings which shall be affected by the foregoing amendments;

Also: Assembly Bill No. 785—An act to amend sections 1184, 1184a and 1184b of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No. 788—An act to amend section 1192 of the Code of Civil Procedure, relating to mechanics' liens.

Also: Assembly Bill No. 789—An act to amend section 1197 of the Code of Civil Procedure, relating to mechanics' liens.

Also: Assembly Bill No. 798—An act authorizing and providing for report upon the methods of financing and refinancing irrigation, reclamation and other public improvement districts in agricultural regions, providing for a commission therefor, and defining the duties and powers of such commission in respect thereto, and making an appropriation therefor;

Also: Assembly Bill No. 896—An act authorizing the conveyance to the county of Los Angeles, State of California, of lands and rights of way for road purposes along, in, through or across property of the State known as the Norwalk State Hospital grounds;

Also: Assembly Bill No. 1000—An act relating to the adoption of textbooks for use in the public high schools of the State and to the furnishing of such textbooks for the use of the pupils of such schools;

And reports that the same have been correctly engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1033—An act to add a new section to the Penal Code to be numbered 1618, relating to county and city jails and medical care of persons therein—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

RECONSIDERATION WAIVED.

Mr. Anderson waived his notice to reconsider the vote whereby Assembly Bill No. 824 was passed.

Assembly Bill No. 824 ordered transmitted to the Senate.

ADJOURNMENT.

At eleven o'clock and fifty-five minutes a.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until eleven o'clock a.m., Monday, March 18, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Monday, March 18, 1929.

At eleven o'clock a.m. pursuant to adjournment, the Assembly was called to order.

Hon Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohmimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Klme, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—74

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Brock moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Arnold, Mr. Craig was granted leave of absence for the day.

On motion of Mr. Crawford, Mr. Scofield was granted leave of absence for the day.

On motion of Mr. Spalding, Mr. Wright was granted leave of absence for the day.

On motion of Mr. Harper, Mr. Eddy was granted leave of absence for the day.

On motion of Mr. Mixer, Mr. Easley was granted leave of absence for the day.

On motion of Mr. Feigenbaum, Mr. Jones was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. DeYoe, Bert M. Carner, principal, and Miss Grace Widemann, teacher of Gonzales Union High School, and the following students of the economics and civics classes: Harry Anderson, Gertrude Binns, Donald Boysen, John Brussa, Bert M. Carner, Jr., Merle Cochran, Elwin Drake, Marie Giacomazzi, Carrie Hardy, Eunice Johannsen, Lucille Livernette, Walter Lowe, Carl Nissen, Anne Sgheiza, Marcille Vidaroni and Elvira Vasti were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Baum. Dr. L. H. Peterson, professor of education at the University of California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal

Through the courtesy of Mr. Fry, Mrs. Ray Williamson, wife of Assemblyman Ray Williamson, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Fry, Miss Josephine Tuby of San Francisco was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal

Through the courtesy of Miss Eleanor Miller, Miss Ora A. Miller, sister of Assemblywoman Miller, of Pasadena, California, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Roscoe J. Anderson, Jr., son of Assemblyman Anderson, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker :

LOS ANGELES, CALIFORNIA, March 14, 1929.

GENTLEMEN. We, the undersigned, property owners of Los Angeles and Burbank, California, do respectfully petition you against Bill No. 874, concerning the rapid transit system proposed in Los Angeles and the San Fernando Valley.

Yours truly,

MISS EVA BURBANK.
MRS. AMANDA NICHOLSON.

By Mr. Kline:

WHEREAS. It has come to the knowledge of the Hemet Grammar School Parent-Teacher Association that a bill is to be introduced at the present session of the Legislature that proposes to change the now district management of our schools to a county management; and

WHEREAS. We consider the provisions of this bill to be detrimental to the best interests of our local schools; therefore, be it

Resolved. That the Hemet Grammar School Parent-Teacher Association, assembled this eighth day of January, does go on record as opposed to the introduction or passage of this bill, and that copies of this resolution be sent to our Assemblyman, Senator and Governor.

BLANCHE S. HUNTOON.
IRMA M. SHAFFER,
MYRTLE P. DILWORTH,
Resolutions Committee.

Also :

HEMET, CALIFORNIA.

WHEREAS. The mourning dove is one of the most useful birds to the farmer, its principal food being the seeds of noxious weeds; and

WHEREAS. Through the shooting of the mother dove a great wrong is done the bird and its young, as thousands of nestlings are forced to starve each year; and

WHEREAS. The species is continuing to decrease on account of this wholesale destruction; therefore, be it

Resolved. That we do hereby petition the Legislature of the State of California to extend the season for the protection of doves until October first, and that the open season last for two weeks only.

(Signed)

EFFIE G. CARR, President.
WINIFRED E. HUNT.

Passed by Hemet Woman's Club, January 3, 1929.
BLANCHE S. HUNTOON, Secretary.

Also:

March 9, 1929.

We, the undersigned school trustees of the Elsinore Union High School District of Riverside County, do hereby petition the legislators of the State of California to enact into law Assembly Bill No. 118, introduced by Assemblyman Heisinger, the same being an act to amend 1609 of the Political Code, relating to persons employed in the public school service. If this law were enacted it would do away with the present Teacher Tenure Law of the State of California. We believe that the tenure law is not needed in the case of good teachers, and that poor teachers are not entitled to it.

THOS. H. WILKS, President.
R. H. KIRKPATRICK.
LAURA A. BURNHAM.

Also:

March 9, 1929.

We, the undersigned school trustees of the Elsinore Union High School District of Riverside County, do hereby petition the Legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Tax Payers County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes.

THOMAS H. WILKS, President
R. H. KIRKPATRICK.
LAURA A. BURNHAM.

By Mr Lyons:

LOS ANGELES, CALIFORNIA, March 12, 1929.

*Assemblymen, State Legislature,
Sacramento, California.*

HONORABLE SIRS: The undersigned, being engaged in the business of cleaning and dyeing in the State of California, are advised that a bill has been proposed in the present Legislature by Assemblyman Morrison of San Francisco, which will repeal the act regulating the business of cleaning and dyeing establishments which was passed by the State Legislature two years ago.

We wish to state most vigorously that the firms which we represent oppose the repeal of this act. The established and accredited cleaners and dyers of this State have been endeavoring for years to secure legislation providing a reasonable regulation of our business, for we have thoroughly understood that the business in which we are engaged is a hazardous one, that has in the course of years taken a heavy toll of life and property. We have always welcomed reasonable regulation, but in the absence of this a condition arises wherein it is possible for persons to engage in this business without regulation or governmental supervision of any character. This brings about a situation which we deem extremely unfair, for those of us who desire to operate their business in a manner consistent with safety are compelled, against their will and best judgment, to meet competition which necessitates a lowering of standards of safety, both in construction and operation.

At this time hundreds, and perhaps thousands, of plants, large and small, have accepted the requirements of the present State act and have built or altered their plants in order to be in full compliance therewith. To change the statute at this time would be very unfair, as it would make the question of cheap competition more acute than before the passage of that legislation.

In lieu of this pernicious piece of legislation first above referred to, the undersigned beg to urge your active support of Assembly Bill No. 433, proposed by Assemblyman Fry. This bill is designed to strengthen the present act, and you may be sure that its passage will be welcomed by the stable and responsible members of our industry. All the large cities of the State and nation have found regulation desirable and necessary.

HOLLYWOOD CITY DYE WORKS
NEW METHOD CLEANERS AND DYERS
W L MERRITT.
PACIFIC DYE WORKS.
PICO CLEANERS AND DYERS.
O'CONNOR DYE WORKS

NAPOLEON CLEANERS AND DYERS, INC.
ARROW CLEANERS AND DYERS
RITEWAY CLEANERS
COSMO DRY CLEANERS AND DYERS.
SYLVAIN CLEANERS
MERIT CLEANERS AND DYERS

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 16—Relative to the orderly addition of new roads to the State highway system, after engineering and economic studies by the California Highway Commission and the Department of Public Works—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 41—An act to repeal the section 9, amended by Statutes of 1907, chapter 472, and amended by Statutes of 1927, chapter 212, of an act entitled "An act to appropriate money for the support of orphans, half-orphans and abandoned children," approved March 25, 1880, as amended.

Also: Assembly Bill No. 51—An act to amend section 542 of the Code of Civil Procedure, relating to the attachment of real and personal property;

Also: Assembly Bill No. 52—An act to amend section 4307 of the Political Code, relating to county charges;

Also: Assembly Bill No. 54—An act to amend section 4300b of the Political Code, relating to sheriff's fees;

Also: Assembly Bill No. 56—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment in justices' courts;

Also: Assembly Bill No. 106—An act to amend sections 1 and 2 of an act entitled "An act providing for the formation, government and operation of harbor districts for the improvement or development of harbors, the calling and conducting of elections in such districts, the issuance and disposal of the bonds thereof, and the assessment and levy of taxes for the payment of such bonds, principal and interest, and for the ordinary expenses of such districts," approved April 20, 1927;

Also: Assembly Bill No. 254—An act to amend sections 310 and 310a of the Penal Code, relating to flags of the United States and of this State;

Also: Assembly Bill No. 259—An act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto;

Also: Assembly Bill No. 376—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment;

Also: Assembly Bill No. 378—An act to amend section 902 of the Code of Civil Procedure, relating to writs of execution;

Also: Assembly Bill No. 501—An act to amend section 9 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to the levy of taxes for public cemetery districts and fixing the maximum tax which may be levied therefor;

Also: Assembly Bill No. 525—An act to amend section 3051 of the Civil Code, relating to liens.

Also: Assembly Bill No. 528—An act to amend section 3 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919;

Also: Assembly Bill No. 550—An act to add three new sections to be numbered 10½, 13 and 14 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to withdrawal and annexation of territory in public cemetery districts and creating a perpetual care fund to provide for the perpetual care of burial lots in cemeteries therein;

Also: Assembly Bill No. 832—An act to amend section 323 of the Political Code, relating to the time when statutes take effect;

Also: Assembly Bill No. 867—An act relating to the opening and closing of polls at school elections;

Also: Assembly Bill No. 894—An act providing for the payment of traveling expenses of rural supervisors of schools;

Also: Assembly Bill No. 1073—An act to amend section 401 of the Civil Code, relating to extension of corporate existence;

Also: Assembly Bill No. 1085—An act to amend section 2322.24 of the Political Code, relating to the county horticultural commissioner, his deputies, inspectors and clerks in counties of the twenty-fourth class;

Also: Assembly Bill No. 1091—An act to amend section 737u of the Political Code, relating to the salary of the superior judge in and for the county of Marin; And reports that the same have been correctly engrossed.

SPALDING, Chairman

The above reported bills ordered on file for third reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 880—An act to amend an act entitled "An act transferring the operation and control of certain of the flood control works of the Sacramento and San Joaquin drainage district to the Department of Public Works, and providing that the cost thereof shall be paid by the State for a limited period and relieving said district and the Reclamation Board and its members from responsibility and liability for operation or maintenance of flood control works during said period; providing for the cancellation of bonds of said district authorized but not sold; authorizing the Reclamation Board to levy a supplementary assessment and to order called assessments levied in connection with project number 6; authorizing the issuance of bonds of said district based on and secured by assessments upon the land within the boundaries of project number 6 of said district; authorizing the validation of said bonds; authorizing the State Board of Control to purchase and invest in warrants and bonds of said district, authorizing landowners within said project number 6 to pay assessments in warrants or bonds of said district; adding to, taking away from and altering an act known as the Reclamation Board Act, approved December 24, 1911, as amended, and repealing all other acts, or parts of acts in so far as they are in conflict herewith," approved May 26, 1927, by adding a new section thereto to be numbered section 17—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

Also.

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 880—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands other than swamp and overflowed lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 12 and 17 thereof, relating to directors, and by adding a new section thereto to be numbered 19a, relating to nomination of candidates for office and by amending section 20 thereof, relating to elections, section 41 thereof, relating to assessments, and section 58 thereof, relating to actions to determine the validity of bonds—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 531—An act repealing an act entitled "An act creating a reclamation district to be called and known as, 'Bay Farm Island Reclamation District,' providing for the management and control thereof and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation in winding up of any such said dissolved district," approved June 3, 1921—has the same under consideration, and respectfully reports the same back, and recommends that it do pass.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 873—An act to amend an act entitled "An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat, prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof," approved June 3, 1921—has

had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

ON UNIVERSITIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER: Your Committee on Universities, to which was referred Senate Bill No. 226—An act remising releasing and quitclaiming to the Regents of the University of California the properties in the county of Los Angeles which were heretofore transferred to and vested in said the Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State Normal School,' approved March 14 1881, abolishing the branch of the State Normal School at Los Angeles, transferring its properties to the Regents of the University of California, providing for the establishment of a branch of the University of California at Los Angeles, continuing regular normal school training courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said the Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of acts in conflict with this act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CLOUDMAN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Universities, to which was referred Assembly Bill No. 313—An act remising, releasing and quitclaiming to the Regents of the University of California the properties in the county of Los Angeles which were heretofore transferred to and vested in said the Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State Normal School,' approved March 14, 1881, abolishing the branch of the State Normal School at Los Angeles, transferring its properties to the Regents of the University of California, providing for the establishment of a branch of the University of California at Los Angeles, continuing regular normal school training courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said the Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of acts in conflict with this act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended:

CLOUDMAN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Universities, to which was referred Assembly Bill No. 660—An act to provide for the assent by the State of California to the provisions of an act passed by the Congress of the United States, known as the Capper-Ketcham Act and entitled "An act to provide for the further development of agricultural extension work between the agricultural colleges in the several states receiving the benefits of the act entitled 'An act donating public lands to the several states and territories which may provide colleges for the benefit of agriculture and the mechanic arts,' approved July 2, 1862, and all acts supplementary thereto, and the United States Department of Agriculture," and approved May 22, 1928—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CLOUDMAN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Universities, to which was referred Assembly Bill No. 283—An act granting to the Regents of the University of California for the use of the University of California in connection with scientific research and investigation at the Scripps Institution of Oceanography the sole and exclusive right of possession, occupation, and use of certain lands bordering on the Pacific Ocean in the

county of San Diego, State of California, and State waters adjacent thereto, forbidding entry upon said lands and State waters of any persons other than officers, employees, students of the University of California, and licensees of the Regents of the University of California, making every violation of certain provisions of this act a misdemeanor, and providing for the punishment thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

CLOUDMAN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Universities, to which was referred Assembly Bill No. 823—An act directing the Regents of the University of California to gather data for studying and writing the history of the people of California, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CLOUDMAN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Universities, to which was referred Assembly Bill No. 1084—An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CLOUDMAN, Chairman.

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 456—An act to amend section 412 of the Political Code, relating to appointees of the Secretary of State—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

FEIGENBAUM, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 739—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered title II_m, embracing sections 376 to 376_n inclusive, relating to a Department of Professional and Vocational Standards—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 433—An act to amend the title and sections 1, 2, 3 and 4 of an act entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the State Fire Marshal, providing ways and means for enforcement and providing penalties for violations," approved June 3, 1927, and to add two new sections thereto to be known as section 5, relating to hazardous buildings and equipment, and section 6, creating a Division of Industrial Fire Safety in the Department of Industrial Relations, and transferring to said division the administration and enforcement of said act;

Also: Assembly Bill No. 17—An act to amend section 751 of the Political Code, relating to the Supreme Court and providing for appointment, employment and compensation of the chief deputy clerk and deputy clerks of the Supreme Court of the State of California and for the salaries and expenses incurred by said court under the provisions hereof, and repealing section 756 of said Code;

Also: Assembly Bill No. 19—An act to add a new section to the Political Code, to be numbered 462, relating to claims for which a warrant has been issued and paid and the amount thereof returned to the State treasury for payment by the

State Treasurer, and prescribing a time after which said amount shall revert to and become a part of the general fund of the State;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

FEIGENBAUM, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 206—An act to amend sections 3 and 15 of an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including a minimum wage; providing for an appropriation therefor and fixing a penalty for violations of this act," approved May 26, 1913, as amended;

Also, Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689, 690, 691 and 692 and to amend sections 662 and 675 of the said code, all relating to the Department of Finance and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893;

Also: Assembly Bill No. 294—An act creating the Department of Agriculture fund, specifying what moneys are to be credited to this fund, providing that all moneys remaining in certain special funds at the time this act takes effect shall be credited to said fund, providing that separate record of income and disbursements be kept of all moneys accruing to this fund and providing for a revolving fund;

Also: Assembly Bill No. 402—An act to add a new section to an act entitled "An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof," approved May 14, 1927, to be numbered 15, relating to the transference of the powers and duties of the Secretary of State to the Department of Professional and Vocational Standards;

Also: Assembly Bill No. 713—An act authorizing the Director of Finance and the Director of Public Works to investigate available sites in the city of Sacramento for the erection of a new residence for the Governor of the State, and providing for the acquisition of such site or making a report with reference to same to the forty-ninth session of the Legislature.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

FEIGENBAUM, Chairman.

The above reported bills ordered on file for second reading.

ON AGRICULTURE

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 1065—An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food products or food articles," approved June 5, 1913, as amended, to be numbered 1a, relating to the securing of a permit to destroy foodstuffs—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JUST, Chairman.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 3 of article IV thereof, relating to the election and term of office of members of the Assembly—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 24—A resolution to propose to the people of the State of California, an amendment to the constitution of said State, by adding to article IV thereof, a new section to be numbered 31a, relating to the

indemnification of owners of condemned cattle—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 558—An act to amend the Penal Code by adding a new section thereto to be numbered section 644a, relating to female persons convicted of misdemeanors involving moral turpitude, providing for the adjudging such persons habitual misdemeanants and fixing the punishment therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLING, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 648—An act to amend section 604 of the Penal Code, relating to the injury to, or unlawful taking of any crops, grain, cultivated fruits or vegetables, and fixing the penalty for a violation of this section—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLING, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 4—An act to amend section 653c of the Penal Code, relating to black-listing and providing penalties for same—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLING, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 977—An act to amend section 1168 of the Penal Code, relating to terms of imprisonment, credits to prisoners for good behavior and parole of prisoners; and to repeal sections 18, 18a and 1588, of the Penal Code, relating to terms of imprisonment—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLING, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 559—An act to amend section 1168 of the Penal Code, relating to sentences under the Indeterminate Sentence Law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLING, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 1081—An act to amend section 111 of the Penal Code, relating to the expense of trials for escape—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLING, Chairman.

The above reported bill ordered on file for second reading.

ON OIL INDUSTRIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No. 35—An act to amend sections 4 and 8 of an act entitled "An act to

reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act, and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act," approved May 25, 1921, as amended—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

(Signed out)

SCOFIELD, Chairman.
ARNOLD.
PATTERSON.
CRAWFORD.
BADHAM
JEWETT.
BLISS.

The above reported bill ordered on file for second reading.

ON PRISONS AND REFORMATORIES

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER. Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 1093—An act making an appropriation for minor construction, improvements and repairs at San Quentin Prison—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

HAWES, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69b, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FRY, Chairman.

The above reported bill ordered on file for second reading.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

SACRAMENTO, March 15, 1929.

*To the Senate and Assembly of the State of California,
Sacramento, California.*

Assembly Bill No. 1100 makes an appropriation to meet the deficiency in the appropriation for the support of the Division of Architecture, Department of Public Works.

In my opinion the appropriation necessary for such expenditure during the remainder of the eighteenth fiscal year constitutes an emergency within the meaning of article IV, section 34 of the constitution, and I therefore recommend the passage of this bill as an emergency measure.

Respectfully submitted.

C. C. YOUNG, Governor

MOTION TO WITHDRAW BILL FROM COMMITTEE.

Mr. Meeker moved that Assembly Bill No. 1100 be withdrawn from Committee on Ways and Means, and placed on file for passage
Motion unanimously carried.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Meeker asked for and was granted unanimous consent to take up Assembly Bill No. 1100, at this time, without reference to file, and that the same be considered engrossed.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Meeker:

Resolved, That Assembly Bill No 1100 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Arnold, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Cronin, Crowley, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, and Mr. Speaker—61.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Assembly Bill No. 1100.

SECOND READING OF ASSEMBLY BILL NUMBER ONE THOUSAND ONE HUNDRED.

Assembly Bill No. 1100—An act making an appropriation to meet the deficiency in the appropriation for support of Division of Architecture, Department of Public Works, for the seventy-ninth and eightieth fiscal years.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Noyes, Oliva, Parkman, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, and Mr. Speaker—59.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER ONE THOUSAND ONE HUNDRED.

Assembly Bill No. 1100—An act making an appropriation to meet the deficiency in the appropriation for support of Division of Architecture, Department of Public Works, for the seventy-ninth and eightieth fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1100 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A.,

Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed, as a case of urgency, Assembly Bill No. 1052—An act making an appropriation for equipment of buildings at Veterans' Home of California, and declaring the same an urgency measure necessary for the immediate preservation of the public peace, health and safety and providing for its going into effect immediately.

J. A. BEEK, Secretary of Senate.

By FRANCIS E DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 793—An act to amend section 4245 of the Political Code, relating to salaries and fees of county and township officers, and organization of townships in counties of the sixteenth class—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 793?

AMENDMENT NUMBER ONE.

On page 7, line 3, of the printed bill, preceding the word "The", insert the numerals "15".

The roll was called, and Senate amendment to Assembly Bill No. 793 was concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; J. Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, and Mr. Speaker—62.

NOES—None.

The above reported bill ordered to enrollment.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Emmett:

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act providing for the licensing of aircraft, airmen, and air navigation facilities, and air traffic rules and to make uniform the law with reference thereto; and to provide for the enforcement thereof; and to repeal that certain act entitled "An act concerning the registration, numbering, and the use of aircraft, and the licensing of operators thereof," approved June 3, 1921.

Referred to Committee on Introduction of Bills.

By Mr. Harper :

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows :

An act to appropriate money for permanent improvements in aid of and in connection with State Teachers College of San Diego. •

Referred to Committee on Introduction of Bills.

By Mr. Cloudsley :

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1929

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows :

An act to amend section 204 of the Code of Civil Procedure, relating to the selection of trial jurors and grand jurors.

Referred to Committee on Introduction of Bills.

SENATE MESSAGE.

The Sergeant-at-Arms of the Senate appeared before the bar of the Assembly and stated that the Senate was now organized and sitting as a Court of Impeachment in the matter of The People vs Judge Hardy, and requested that the Board of Managers report and take their seats for the trial.

ANNOUNCEMENT BY SPEAKER.

The Speaker announced that the members of the Board of Managers, appointed to represent the Assembly before the Senate sitting as a Court of Impeachment in the Hardy impeachment proceedings, retire and proceed to the Senate and assume their duties, and also directed that the members of the Board of Managers be excused for absence from their legislative duties in the Assembly during the period they shall be so in attendance at the Senate so sitting as a Court of Impeachment.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated :

By Mr. Adams: Assembly Constitutional Amendment No 20—Proposed amendment to article VI of the constitution, relative to the Judicial Council, its powers and duties.

Introduced, and referred to Committee on Constitutional Amendments.

By Mr. Keaton: Assembly Concurrent Resolution No. 19—Relative to approving ten certain amendments to the charter of the city of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-sixth day of February, 1929.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Keaton asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 19 at this time, without reference to printer, committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER NINETEEN.

Assembly Concurrent Resolution No. 19—Relative to approving ten certain amendments to the charter of the city of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-sixth day of February, 1929.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 19 adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Cloudman, Collier, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Emmett, Feeley, Fisher, Flynn Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 19 ordered transmitted to the Senate.

RECONSIDERATION WAIVED.

Mr. Emmett waived his notice to reconsider the vote whereby Assembly Bill No. 1079 was passed.

Assembly Bill No. 1079 ordered transmitted to the Senate.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 647—An act relating to courses of study in elementary schools.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 8, of the printed bill, beginning in said line 8, strike out all of lines 8 to 13, inclusive, and insert in lieu thereof the following.

"Sec. 3.762. A minimum of fifty per cent of each school week must be devoted to reading, writing, language study, spelling and arithmetic in grades one to six, inclusive, and a minimum of six hundred minutes of each school week must be devoted to such subjects in grades seven and eight."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 494—An act providing for the establishment and maintenance of twenty-four-hour elementary schools by elementary school districts with the approval of the State Board of Education, providing for the admission to such schools and providing for the government, control, conduct, and support thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 111—An act relating to the regulation and licensing of dealers in live market poultry and providing penalties for the violation of the provisions thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of lines 7 to 10, inclusive, and insert in lieu thereof the following

"2. Every person who trades for or buys poultry and trades or sells the same for the purpose of resale shall be deemed to be in the business of dealing in market poultry."

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, strike out all of lines 22 to 30, inclusive and insert in lieu thereof the following "Each person licensed to deal in market poultry under the provisions of this act shall at the time of receipt by him of any".

AMENDMENT NUMBER THREE.

On page 2, line 36, of the printed bill, strike out the words "the record and".

AMENDMENT NUMBER FOUR.

On page 2, line 38, of the printed bill, strike out the period following the word "officer", and insert in lieu thereof the following: ", or of any district attorney, of this state."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 498—An act to provide for an appropriation to complete the investigation authorized by an act entitled "An act to provide for the investigation by the State of California of the possibilities of coordinating the development of the water resources of the State for public protection and to the end that they may be put to the greatest beneficial use, and making an appropriation for said purpose," approved May 23, 1925, and to provide for the expenditure thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 193—An act to provide for the standardization of cement pipes sold for irrigation purposes and providing for the enforcement thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, lines 12 and 13, of the printed bill, as amended in Assembly February 27, 1929, after the word "under", in line 12, strike out the words "low pressure heads", and insert the following: "pressure heads of twenty-five feet or less, and offered for sale under the designation or name of California standard cement-concrete pipe,".

AMENDMENT NUMBER TWO.

On page 3, line 35, of the printed bill, strike out the parentheses, word and figure as follows: "(Plate 1)".

AMENDMENT NUMBER THREE.

On page 3, line 40, of the printed bill, strike out the parentheses, words and figure as follows: "(see Plate 1)".

AMENDMENT NUMBER FOUR.

On page 3, line 41, of the printed bill, strike out the parentheses, words and figure as follows: "(see Fig. 1)".

AMENDMENT NUMBER FIVE.

On page 4, line 5, of the printed bill, strike out the parentheses, words and figure as follows: "(see Fig. 2)", and insert in lieu thereof a comma.

AMENDMENT NUMBER SIX.

On page 5, line 31, of the printed bill, strike out the parentheses, word and figure as follows: "(Par. 6)".

AMENDMENT NUMBER SEVEN.

On page 7 of the printed bill, strike out the word "see" in line 9 and the word "page" in line 10, and insert in lieu thereof the word "seepage".

AMENDMENT NUMBER EIGHT.

On page 7, line 24, of the printed bill, strike out the comma and the word "and", and insert in lieu thereof the word "any".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 799—An act to amend the California Irrigation District Act by amending section 18 thereof, relating to the distribution of water, so as to provide for the sale or lease of surplus water.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, at the end of line 14, insert the following: "*however, that no right in such or any water owned by the district shall thereby be acquired by user; and provided, further, that nothing in this section shall be construed as authorizing the sale of any water right*".

AMENDMENT NUMBER TWO

On page 1 of the printed bill, strike out all of line 15 and the words "water right", in line 16.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILL NUMBER FOUR HUNDRED EIGHTY-TWO.

Senate Bill No. 482—An act to amend section 369a of the Penal Code, relating to operation of street cars and dummies without suitable brakes and fenders.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Concurrent Resolution No. 16—Relative to the orderly addition of new roads to the State highway system, after engineering and economic studies by the California Highway Commission and the Department of Public Works.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER SIXTEEN.

The question being on the adoption of the resolution.

Assembly Concurrent Resolution No. 16 adopted.

Title read and approved.

Assembly Concurrent Resolution No. 16 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 16.

Relative to the orderly addition of new roads to the State highway system, after engineering and economic studies by the California Highway Commission and the Department of Public Works

WHEREAS, It appears that some highways not now in the State highway system are carrying a volume of State traffic that far exceeds the local traffic carried on said roads thus placing upon the counties in which these roads are located an undue and heavy maintenance burden; and

WHEREAS, A preliminary investigation by the California Highway Commission and Department of Public Works indicates that there is at the present time a decidedly greater mileage of such roads in the south, as compared with those in the north, carrying this excessive State traffic; and

WHEREAS, An executive message was transmitted to the Legislature under date of March 12 in which was suggested certain underlying principles to be observed in the inclusion of new secondary roads within the State highway system; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That the principles enunciated in said executive message be observed in the inclusion of new roads within the State highway system, and that the California Highway Commission and the Department of Public Works be, and they are hereby directed to observe the following principles in the inclusion of new roads within the State highway system.

1. Additions shall during the next 2 years be made to the present secondary highway system, totaling between 10 and 12 per cent of existing State highway mileage, said mileage to be added in the ratio of not less than 3 or 4 miles in the south to 1 mile in the north.

2. For budgeting purposes this mileage shall be included as a part of the State highway system by the California Highway Commission when the necessary surveys are completed; *provided, however,* no money be expended on same until they have been finally included in the system by legislative act.

3. There shall be no change in the present statutory division of secondary highway funds; and, be it further

Resolved, That the California Highway Commission and the Department of Public Works be and they are hereby directed to make a careful study of the State highway system to ascertain and determine routes not now in the system which, either by reason of the large volume of State traffic that they are now carrying, or by reason of the relief that they would afford to heavy traffic upon present highways, or as highways serving as important interstate links, might properly be included and added to the State highway system, and be it further

Resolved, That this study shall, in accordance with the above mentioned executive message, include an investigation into the engineering, economic and traffic facts involved in the matter, that a comprehensive report shall be made to the forty-ninth Legislature embodying such recommendations as the investigation may disclose as proper and a recital of such facts as may have been taken into account; that this investigation shall begin not later than May 1, 1929, and that this report shall be completed and made public not later than August 1, 1930, and that pending the adoption of such report authority be hereby given to the California Highway Commission to take into consideration for its next budget such roads as it is thus designating and bringing to the attention of the Legislature at its next session.

Assembly Bill No. 367—An act to amend sections 3, 5, 10, 19 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article 1 of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, property or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to street improvements.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Dillinger moved that Assembly Bill No. 367 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 367 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 782—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41, and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add new sections to said act to be numbered 2a, 2b, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j, and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds; and providing for the proceedings which shall be affected by the foregoing amendment.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE REFER

Mr. McDonough moved that Assembly Bill No. 782 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 782 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 1033—An act to add a new section to the Penal Code to be numbered 1618, relating to county and city jails and medical care of persons therein.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1033 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloud-ley, Coombs, Crittenden, Crowley, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Keaton, Leymel, LITTLE, Luttrell, Lyons, McDonough, McGinley, McGunness, Miller, Eleanor, Miller, James A., Mixer, Morrison, Oliva, Quigley, Reindollar, Roberts, Scudder, Seawell, Stockwell, Williams, Williamson, and Mr. Speaker—44.

NOES—Anderson, Bernard, Duval, DeYoe, Dillinger, Emmett, Heismger, Jespersen, Jost, Meeker, Morgan, Nielsen, Noyes, Parkman, Roland, Snyder, Spalding, and West—18.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 100—An act to amend the California Irrigation District Act, approved March 31, 1897, by amending sections 7, 26, 27b and 90 thereof, relating to directors of irrigation districts.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER

Mr. Mixer moved that Assembly Bill No. 100 be withdrawn from the file, and ordered re-referred to Committee on Irrigation.

Motion carried.

Assembly Bill No. 100 ordered re-referred to Committee on Irrigation.

Assembly Bill No. 867—An act relating to the opening and closing of polls at school elections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 867 passed by the following vote:

AYES—Adams, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jost, Keaton, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, and Mr. Speaker—58.

NOES—Arnold—1

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 894—An act providing for the payment of traveling expenses of rural supervisors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 894 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffmann, Hornblower, Jespersen, Jost, Keaton, Kline, Leymel, Little, McDonough, McGinley, McGunness, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—61.

NOES—Luttrell—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 798—An act authorizing and providing for an investigation and report upon the methods of financing irrigation, reclamation and other public improvement districts in agricultural regions, providing for a commission therefor, and defining the duties and powers of such commission in respect thereto, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Mixter moved that Assembly Bill No. 798 be withdrawn from the file, and ordered re-referred to Committee on Irrigation.

Motion carried.

Assembly Bill No. 798 ordered re-referred to Committee on Irrigation.

Assembly Bill No 344—An act to amend section 832 of the Civil Code, relating to excavations, lateral and adjacent support, and establishing standard depth for foundations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 344 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crittenden, Crowley, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Jewett, Jost, Keaton, Leymel, Luttrell, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, West, Williams, Williamson, Witter, Woolwine, and Young—58.

NOES—Byrne—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 785—An act to amend sections 1184, 1184a and 1184b of the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 785 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 785 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 788—An act to amend section 1192 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 788 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 788 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 789—An act to amend section 1197 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 789 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 789 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 335—An act to amend section 128 of the Civil Code, as to the residence of the plaintiff, defendant and cross-complainant in an action for divorce.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 335 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jaspersen, Jewett, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Wilhams, Williamson, Witter, Woolwine, and Mr. Speaker—69.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 896—An act authorizing the conveyance to the county of Los Angeles, State of California, of lands and rights of way for road purposes, along, in, through or across property of the State known as the Norwalk State Hospital grounds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 896 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley,

Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Klme, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor, Miller, James A., Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—65
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 732—An act to amend section 2319i of the Political Code, relating to the licensing of persons selling, shipping, or offering for sale any nursery stock, trees, plants, shrubs, bulbs or vines for planting, propagation or ornamental purposes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 732 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Klme, Leymel, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor, Miller, James A., Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Roland, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Woolwine, and Mr. Speaker—61.

NOES—Fisher—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 689—An act to amend sections 4 and 11 of an act entitled "An act to provide an institution for the confinement, cure, care and rehabilitation of drug addicts to be known as the State Narcotic Hospital; to provide for admission and commitment of such addicts, and to prescribe penalties for unlawfully or improperly contriving to have persons adjudged drug addicts under this act; to provide penalties for procuring the escape, or aiding or advising in the escape of inmates, or concealing inmates thereof." approved April 9, 1917 (Stats. 1927, p 149), relating to payment of expenses of persons committed to State Narcotic Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 689 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudsman, Cloudsley, Coombs, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Hoffman, Hornblower, Jespersen, Jewett, Jost, Keaton, Klme, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor, Miller, James A., Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Woolwine, and Mr. Speaker—58

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 692—An act to amend sections 20 and 31 of an act entitled "An act to be known as the 'Pacific Colony Act' to establish an institution for the care, confinement and instruction of feeble-

minded and epileptic persons, to provide for government and maintenance thereof, and for the study of mental deficiency and related problems, to provide for admission and commitment to such institution and to prescribe penalty for unlawfully or improperly contriving to have persons adjudged feeble-minded under this act, to provide for the sterilization of inmates of such institution, to prescribe penalties for procuring the escape or aiding or advising in the escape of inmates, or concealing inmates thereof, to provide a contingent fund for the use of such institution and to make an appropriation therefor." approved June 1, 1917, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 692 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuire, McGuinness, Meeker, Miller, Eleanor, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Stockwell, West, Witter, Woolwine, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 925—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county, or city is a party.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Cronin:

AMENDMENT NUMBER ONE.

On page 2, line 5, of the engrossed bill, strike out the comma after the word "injury", and insert in lieu thereof a comma after the word "therein".

Amendment adopted.

Bill ordered to reprint, engrossment, and third reading.

RECESS.

At twelve o'clock and fifty-five minutes p.m., on motion of Mr. Fry, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Deuel:

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 1229 of the Penal Code, relating to execution of judgments of death.

Referred to Committee on Introduction of Bills.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON CONTINGENT EXPENSES

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER Your Committee on Contingent Expenses, to which was referred Assembly Concurrent Resolution No. 18—Providing for the appointment of a Committee on Taxation Investigation—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee of the Whole.

(Signed out)

SNYDER, Chairman.
COLLIER
GILMORE
WILLIAMS.
NIELSEN.

The above reported concurrent resolution ordered on file for adoption.

HON. BRADFORD S. CRITTENDEN IN THE CHAIR.

At three o'clock p.m., Hon. Bradford S. Crittenden, member of the Assembly from the Nineteenth District, in the chair.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT
NUMBER SEVENTEEN.

Senate Constitutional Amendment No. 17—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California, adding to article XIII thereof a new section to be numbered 18, relative to taxation of ocean marine insurers.

The question being on the adoption of the resolution.

The roll was called, and Senate Constitutional Amendment No. 17 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, De Yoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Inge's, Jespersen, Jewett, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—41

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 17 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 17.

A resolution to propose to the people of the State of California an amendment to the constitution of the State of California, adding to article XIII thereof a new section to be numbered 18, relative to taxation of ocean marine insurers.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California, at its regular session commencing on the seventh day of January, 1929, two-thirds of the members elected to each of the two houses of said Legislature voting therefor, hereby proposes to the people of the State of California that the constitution of said State be amended by adding to article XIII thereof a new section to be numbered 18, and to read as follows:

SEC. 18. Every insurer transacting the business of ocean marine insurance in this State shall annually pay to the State a tax measured by that proportion of the underwriting profit of such insurer from such insurance written in the United States, which the gross premiums of the insurer from such insurance written in this State bear to the gross premiums of said insurer from such insurance written within the United States, which tax shall be in lieu of all other taxes and licenses, State, county and municipal, upon such insurers, except taxes upon real property, and such other taxes as may be assessed or levied against such insurer on account of any other class of insurance written by it. The Legislature shall define the terms "ocean marine insurance" and "underwriting profit," shall provide for the assessment, levy, collection and enforcement of said tax, and, two-thirds of all the members elected to each of its two houses voting in favor therefor, fix the rate of said tax.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER EIGHTEEN

Senate Concurrent Resolution No. 18—Relative to the Colorado River compact.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 18 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 18 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 18.

Relative to the Colorado River compact.

WHEREAS, Pursuant to the congressional act known as the Boulder Canyon Project Act, the states of California, Wyoming, Colorado, Utah, New Mexico and Nevada have ratified the Colorado River compact dated November 24, 1922, in accordance with said act, upon a six state basis, and

WHEREAS, California has accepted the limitations on the use of water from the Colorado River as prescribed in said act; and

WHEREAS, Negotiations are now in progress between the states of Arizona, Nevada and California, looking to an amicable agreement between said states for the use of the waters of the said Colorado River and an unconditional seven state ratification of said Colorado River compact; and

WHEREAS, It is desirable that said negotiations be continued and carried on until a satisfactory agreement between said states has been entered into, and an unconditional seven state ratification of said compact effected; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly concurring. That the California-Colorado River Commissioners be and they are hereby requested to continue negotiations with Arizona and Nevada, and make every reasonable effort to effect a satisfactory agreement between said states relative to the use of the water of said river and secure, if possible, an unqualified seven state ratification of said Colorado River compact.

Senate Bill No. 174—An act to amend section 647 of the Penal Code of the State of California, relating to vagrants.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 174 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jost, Keaton, Leymel, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Young, and Mr. Speaker—58.

NOES—Anderson, and Luttrell—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 823—An act validating the formation, organization and existence of sanitary districts and declaring the urgency of the same.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Quigley, Remdollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—62.

NOES—None

THIRD READING OF SENATE BILL NUMBER EIGHT HUNDRED TWENTY-THREE.

Senate Bill No. 823—An act validating the formation, organization and existence of sanitary districts and declaring the urgency of the same.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 823 finally passed by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Remdollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 781—An act to amend section 1313 of the Civil Code, relating to restriction on device for charitable uses.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 781 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Feigenbaum gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 781 was this day passed.

THE SPEAKER IN THE CHAIR.

At three o'clock and thirty minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 731—An act to amend section 8 of an act entitled "An act to regulate the hunting of deer and to provide for the tagging

of the carcass of any deer killed, and to provide for the transportation of lawfully killed deer from an open district into a closed district, and to provide revenue therefrom for fish and game preservation, propagation and protection, and providing a penalty for violation." approved May 26, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No 731 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Coombs, Crawford, Crowley, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jost, Kline, Leymel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 537—An act to amend sections 6, 7, 10, 12, 13, 14, 17, 18, 20, 22, 24 and 26 of an act entitled "An act to provide for the organization, incorporation and government of municipal utility districts, authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and collect taxes to pay the principal and interest thereon," approved May 23, 1921, as amended.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jost, Kline, Leymel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Young, and Mr. Speaker—63.

NOES—None.

THIRD READING OF SENATE BILL NUMBER FIVE HUNDRED THIRTY-SEVEN.

Senate Bill No. 537—An act to amend sections 6, 7, 10, 12, 13, 14, 17, 18, 20, 22, 24 and 26 of an act entitled "An act to provide for the organization, incorporation and government of municipal utility districts, authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and collect taxes to pay the principal and interest thereon," approved May 23, 1921, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 537 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jost, Keaton, Kline, Leymel,

Luttrell, McDonough, McGuinness, Mecker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williamson, Witter, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Emmett: An act providing for the licensing of aircraft, airmen, and air navigation facilities, and air traffic rules and to make uniform the law with reference thereto, and to provide for the enforcement thereof; and to repeal that certain act entitled "An act concerning the registration, numbering, and the use of aircraft, and the licensing of operators thereof," approved June 3, 1921.

By Mr. Harper: An act to appropriate money for permanent improvements in aid of and in connection with State Teachers College of San Diego.

By Mr. Cloudsley: An act to amend section 204 of the Code of Civil Procedure, relating to the selection of trial jurors and grand jurors.

By Mr. Deuel: An act to amend section 1229 of the Penal Code, relating to execution of judgments of death.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jost, Keaton, Klme, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Mecker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williamson, Witter, Woolwine, Young, and Mr. Speaker—61.

NOES—None.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 860—An act to amend section 4307 of the Political Code, relating to county charges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 860 passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Crowley, Deuel, DeYoe, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jost, Keaton, Klme, Leymel, Luttrell, McDonough, McGinley, McGuinness, Mecker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Young, and Mr. Speaker—55.

NOES—Heisinger—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 820—An act to amend an act entitled "An act to authorize irrigation districts to cooperate and contract with the United States under the provisions of the federal reclamation laws for a water supply, or the construction, operation or maintenance of works, including drainage works, or for the assumption by the district of

indebtedness to the United States on account of district land; and to provide the manner and method of payments to the United States under such contract, and for the apportionment of assessments, and levy thereof, upon the lands of the district to secure revenue for such payments and to provide for the judicial review and determination of the validity of the proceedings in connection with such contract," approved May 5, 1917, as amended, by adding a new section thereto numbered section 10, relating to contracts of irrigation districts for construction of public works.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 820 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 426—An act to repeal section 3889 and to amend section 4294 of the Political Code, relating to county revenue.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 426 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 427—An act to amend sections 3866 and 3868 of the Political Code, relating to semiannual reports and settlements of counties with the State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 427 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roland, Scudder, Seawell,

Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, and Mr Speaker—60

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 605—An act relating to the composition of boards of education of consolidated school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 605 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, and Mr Speaker—61.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No 1009—An act relating to the adoption of textbooks for use in the public high schools of the State and to the furnishing of such textbooks for the use of the pupils of such schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 1009 passed by the following vote .

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudsley, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr Speaker—59

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Roland gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No 1009 was this day passed.

Assembly Bill No. 832—An act to amend section 323 of the Political Code, relating to the time when statutes take effect.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 832 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Scofield,

Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—63.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 786—An act to amend section 1183 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 786 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 786 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 464—An act to amend sections 1 and 45 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into six fish and game districts.'" approved March 21, 1911, and all acts or parts of acts inconsistent herewith, ' ' approved May 15, 1915, approved May 28, 1917, as amended, and to add a new section to be numbered 45a to said act as amended.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jespersen moved that Assembly Bill No. 464 be withdrawn from the file, and ordered re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 464 ordered re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 288—An act to add a new section to the Civil Code, to be numbered 2016, defining the liability of the master to his servant when requiring such servant to wear a uniform or special dress in performing the duties of the employment;

Also: Assembly Bill No. 368—An act to amend "The Improvement Act of 1911" as amended, by striking out sections 70, 71, 72, 73, 74 and 75, and by amending sections 27, 63, 67, 68, 69 and 76, relating to penalty and default, sale of property, affidavit of publication of notice, costs and fees, certificate of treasurer, lien on property, redemption, recording of certificate, deed to purchaser;

Also: Assembly Bill No. 769—An act providing for the compilation of, printing, binding, publishing, and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts, and making an appropriation to carry out the provisions thereof;

Also: Assembly Bill No. 937—An act to amend an act entitled "An act authorizing and requiring boards or commissions having the management and control of paid fire departments, to grant the members thereof yearly vacations," approved March 26, 1895, as amended, by amending section 1 thereof, relating to vacations

of members of fire departments and extending the provisions of the act to include fire districts, county fire districts and fire protection districts,
And reports that the same have been correctly re-engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 45—An act to amend section 4254 of the Political Code, relating to compensation of county officers and employees in counties of the twenty-fifth class;

Also Assembly Bill No. 93—An act to add a new section to be numbered section 3a, to an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishments, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment, and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to the keeping of records of hours worked and prima facie evidence of violation of the act;

Also Assembly Bill No. 187—An act to add a new section to the Code of Civil Procedure to be numbered 542b, relating to the release of personal property under attachment or garnishment.

Also Assembly Bill No. 186—An act to amend sections 1 and 2 of an act entitled "An act to regulate the moving of certain boxes, baskets and other receptacles used in mills, workshops, packing, canning and other mercantile establishments where women are employed and providing penalties for its violation," approved June 3, 1921, relating to the occupations to which the act applies, the weight of the receptacles and the carrying of boxes, trays or other receptacles up or down stairs.

Also Assembly Bill No. 284—An act prohibiting the catching or taking of any invertebrate or specimen of marine plant life within a certain described portion of Fish and Game District No. 19, other than by officers, employees, and students of the University of California for scientific purposes, and making every violation of certain provisions of this act a misdemeanor, providing for the punishment thereof and providing for the disposition of fines imposed or collected on account of said violation;

Also Assembly Bill No. 319—An act to add new sections to the Penal Code to be numbered 537f, 537g, and 537h, relating to the use or misuse of motor vehicles hired, and the obtaining of credit or the possession of such motor vehicles with intent to defraud or by means of false statements, and prescribing punishment therefor.

Also Assembly Bill No. 348—An act to amend sections 2168 and 2174 of the Political Code, relating to mentally disordered persons.

Also Assembly Bill No. 377—An act to amend section 840 of the Code of Civil Procedure, relating to summons, by whom and how served and returned;

Also Assembly Bill No. 379—An act to amend section 905 of the Code of Civil Procedure, relating to proceedings supplementary to execution.

Also Assembly Bill No. 464—An act to amend sections 1 and 45 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915, approved May 28, 1917," as amended, and to add a new section to be numbered 15a to said act as amended.

Also Assembly Bill No. 541—An act to amend section 4269 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the fourth class.

Also Assembly Bill No. 564—An act to amend section 1 of an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company, compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment, and providing a penalty for failure neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to occupations to which act applies.

Also Assembly Bill No. 752—An act to amend section 2552 of the Political Code, relating to the Board of State Harbor Commissioners.

Also Assembly Bill No. 756—An act to amend section 1183 of the Code of Civil Procedure, relating to mechanics' liens;

Also Assembly Bill No. 1087—An act to amend "The California Fruit, Nut and Vegetable Standardization Act of 1927" approved June 2, 1927, by adding to said act a new section to be numbered 15a, relating to standards and standard containers for apples; to add a new section to said act to be numbered 35a, relating to a fund for the enforcement of said act, and to repeal "The California Standard Apple Act," approved June 3, 1921, as amended.

Also Assembly Bill No. 1071—An act to amend section 323 of the Civil Code, relating to certificates of stock of corporations;
And reports that the same have been correctly engrossed

SPALDING, Chairman

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 18—Providing for the appointment of a Committee on Taxation Investigation—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 101—An act to amend section 19r11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of the probation officer of counties of the eleventh class;

Also Assembly Bill No. 102—An act amending section 4240 of the Political Code, relating to salaries and compensation of officers in counties of the eleventh class;

Also Assembly Bill No. 198—An act to amend section 19r12 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twelfth class;

Also Assembly Bill No. 341—An act to amend section 2 of an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California, gifts or donations of lands for forest and watershed purposes," approved April 5, 1927, relating to gifts or donations of land to the State of California;

Also Assembly Bill No. 342—An act to transfer and set over certain State land known as Mount Zion in Amador County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof;

Also Assembly Bill No. 343—An act to transfer and set over certain State land known as Iron Mountain in Mendocino County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof;

Also Assembly Bill No. 573—An act to amend section 2655 of the Civil Code, defining "marine" insurance;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this eighteenth day of March, at two o'clock and thirty minutes p.m.

SPALDING, Chairman.

ON SOCIAL SERVICE AND WELFARE.

ASSEMBLY CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER: Your Committee on Social Service and Welfare, to which was referred Assembly Bill No. 249—An act to amend sections 2979b and 2979c of the Political Code, relating to physically defective and handicapped persons under the age of 18 years has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

CRITTENDEN, Chairman.

The above reported bill ordered on file for second reading.

ON MOTOR VEHICLES.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 920—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto two new sections to be numbered 36a and 36b, relating to the registration of motor vehicles—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 398—An act to amend section 10 of an act entitled "An act to provide for the formation, management, and dissolution of county water works districts, for supplying the inhabitants thereof with the water, for levying and collecting taxes on property in such districts, and for the issuance of county water works district bonds and the payment thereof," approved June 13, 1913, as amended, relating to the tax for maintaining water works:

Also, Assembly Bill No. 134—An act to amend section 1 of "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended:

Also: Assembly Bill No. 170—An act to amend section 14 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915 (Stats. 1915, page 1441), as amended, relating to prorating of assessments upon subdivisions of land: Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WOOLWINE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER, Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 1063—An act to amend section 23 and to repeal sections 21 and 22 of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain a police department, to provide for the formation, government and operation of said police districts, the assessment, collection, custody and disbursement of taxes, for such purpose, and to create a board of police commissioners," approved April 26, 1927, relating to the power of boards of police commissioners to adopt ordinances:

Also: Assembly Bill No. 189—An act to amend sections 3 and 70c of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended:

Also: Assembly Bill No. 169—An act to amend section 18b of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain systems of street lights on public highways; to provide for the formation, government and operation of highway lighting districts; the calling and holding of elections in such districts, the assessment, collection, custody and disbursement of taxes therein; and the creation of ex officio boards of supervisors," approved March 20, 1909 (Stats. 1909, page 551), as amended relating to annexation of districts by cities:

Also: Assembly Bill No. 172—An act to enable municipalities to contract with the county to exercise fire protection functions in municipalities and to reimburse the county for such services.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WOOLWINE, Chairman.

The above reported bills ordered on file for second reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Emmett: Assembly Bill No. 1101—An act providing for the licensing of aircraft, airmen, and air navigation facilities, and air traffic rules and to make uniform the law with reference thereto; and to provide for the enforcement thereof; and to repeal that certain act entitled

“An act concerning the registration, numbering, and the use of aircraft, and the licensing of operators thereof,” approved June 3, 1921.

Bill read first time, and referred to Committee on Aviation and Aircraft.

By Mr. Harper: Assembly Bill No. 1102—An act to appropriate money for permanent improvements in aid of and in connection with State Teachers College of San Diego.

Bill read first time, and referred to Committee on Teachers Colleges.

By Mr. Cloudsley: Assembly Bill No. 1103—An act to amend section 204 of the Code of Civil Procedure, relating to the selection of trial jurors and grand jurors.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Deuel: Assembly Bill No. 1104—An act to amend section 1229 of the Penal Code, relating to execution of judgments of death.

Bill read first time, and referred to Committee on Crime Problems.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on March 15, 1929, passed Senate Bill No. 193—An act to amend section 629*a* and 629*b* of the Political Code, relating to group insurance;

Also: Senate Bill No. 219—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class;

Also: Senate Bill No. 626—An act to add new sections to the Civil Code of the State of California, to be known as sections 452*b*, 452*c*, 452*d*, 452*e* and 452*f*, and to amend section 453 of the Civil Code, relative to mutual benefit associations transacting business upon the assessment plan; regulating their method of organization, requiring a bond to be filed with the Insurance Commissioner providing for the repayment of moneys paid by applicants if any association fails to qualify within one year; fixing the minimum number of applicants necessary to qualify; requiring such associations, whether heretofore or hereafter organized, to maintain a certain membership or to submit to revocation of certificate of authority; permitting merger or reinsurance with other insurance companies, limiting applicants to the age of 55 years; exempting associations of employees or other persons which do not pay, directly or indirectly, compensation for solicitation of applicants or members from laws regulating transaction of insurance except sections 452*a* and 453 of the Civil Code; and providing for and limiting assessments and annual dues;

Also: Senate Bill No. 631—An act to prohibit the sale, issue or delivery of stock or securities of any special or advisory board contracts with life insurance policies in this State, and providing for revocation of license by the Insurance Commissioner;

Also: Senate Bill No. 573—An act to amend section 453*j* of the Civil Code, relating to examinations by reputable physicians of applicants for insurance in mutual insurance corporations organized under chapter 6, division 1, part IV, title II, of the Civil Code;

Also: Senate Bill No. 450—An act to add a new section to be known as section 77*a* to the “California Vehicle Act,” approved May 30, 1923, as amended;

Also: Senate Bill No. 252—An act authorizing the State Board of Forestry to designate hazardous fire areas within the State of California; making it unlawful to build fires in such areas, except in camp sites established therein, and providing penalties for the violation of the provisions thereof.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 193, 573, 626 and 631 read first time, and referred to Committee on Insurance.

Senate Bill No. 219 read first time, and referred to Committee on County Government.

Senate Bill No. 450 read first time, and referred to Committee on Motor Vehicles.

Senate Bill No. 252 read first time, and referred to Committee on Conservation.

Also :

SENATE CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on March 15, 1929, passed Senate Bill No. 585—An act to amend section 6 of an act entitled "An act to authorize and regulate the possession, use, transportation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared." approved March 17, 1911, as amended;

Also: Senate Bill No. 439—An act to amend sections 724, 725 and 726 of the Civil Code, relating to the accumulation of income from property;

Also: Senate Bill No. 440—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class;

Also: Senate Bill No. 269—An act to add a new section to the Juvenile Court Law, approved June 5, 1915, as amended, to be numbered 19x51, relating to the salary of probation officers in counties of the fifty-first class;

Also: Senate Bill No. 202—An act to amend section 1373 of the Penal Code, relating to expense of sending defendant to State hospital;

Also: Senate Bill No. 201—An act to amend section 1374 of the Penal Code, relating to expenses of maintenance in State hospital of persons charged with crime;

Also: Senate Bill No. 171—An act to amend section 952 of the Penal Code, relating to the description of an offense.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 585 read first time, and referred to Committee on Fish and Game.

Senate Bill No. 439 read first time, and referred to Committee on Judiciary.

Senate Bills Nos. 201, 202, 269 and 440 read first time, and referred to Committee on County Government.

Senate Bill No. 171 read first time, and referred to Committee on Crime Problems.

RECONSIDERATION WAIVED.

Mr. Quigley waived his notice to reconsider the vote whereby Assembly Bill No. 388 was passed.

Assembly Bill No. 388 ordered transmitted to the Senate.

ADJOURNMENT.

At four o'clock and twenty minutes p.m., on motion of Mr. Fry, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Tuesday, March 19, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER.

SACRAMENTO, Tuesday, March 19, 1929.

At ten o'clock a.m. pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison,

Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—78.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Crawford, Mr. Scofield was granted leave of absence for the day.

On motion of Mr. Cloudsley, Mr. Easley was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Ingels, Charles B. Melville, former member of the Legislature, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Luttrell, Donald Geary of Santa Rosa, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Fry, Wm. Baumgarten of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Deuel, Charles H. Camper, city superintendent of schools of Chico, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Emmett, H. E. Albro of Los Angeles was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Leymel, Major C. K. Badger of Bakersfield was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Brock, Mr. Henry Clement, superintendent of schools of Redlands, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Feeley, James C. Walsh and George Algeo of Oakland were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Crittenden, Lelia Taggart, principal, and Mrs. McCollum, teacher, of Houston School of San Joaquin, and the following students: Mary Donald, Margaret Moore, Jacquelyn Cooper, Gayle Berryman, Elsie Meier, Pauline Schlag, Gladys Wakefield, Ethel Lind, Erna Gillette, Camillo Leventini, Theodoro Leventini, John Loney, Gideon Gothring, Edwin Ehrhardt, Edward Schaffer, Henry Schaffer, Mervin Badgley, Jamie Culbertson, George Knupfer, Myrna Litchfield,

Vesta England, Koshizio Tsuyuki, Hana Saito, Elsie Schneider, Albert Linn, Marguerite Irej, Tony Mirko, Adolph Lerza, Archie Howery, Lyle Rapalee, Richard Cooper, Jimmie Ouye, Masao Funamura, Harvey Berglund, Roch Funamura, Lamar Woodson, Edwa Woodson, Homer Hansen, Susie Grace Berryman and Marvin Taylor were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Crittenden, Mr. and Mrs. Taylor, Mrs. Cooper, Mr. Lind, Mr. Lewis and Mrs. Taggart of San Joaquin were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Jespersen, R. L. Bird, county superintendent of schools of San Luis Obispo, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, Hon. C. F. Schwoerer, county superintendent of schools of Calaveras County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, Hon. John Squellati, county clerk of Calaveras County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, Miss Sabra Greenhalgh, county superintendent of schools of Amador County, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Hawes, Genevieve Hawes and Helen Le Valley were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Bliss, Mr. George B. Sullivan, secretary of the Santa Barbara Harbor Commission of Santa Barbara city, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Scudder, O. F. Staton, superintendent of schools of Sonoma County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Scudder, Charles Wiggins and Wayne Smith of Santa Rosa were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker :

RIVERSIDE, CALIFORNIA, March 18, 1929.

*E. C. Levy, Speaker of the Assembly,
Sacramento, California.*

Ex-Senator Miguel Estudillo and Lyman Evans, chairman Riverside New Charter Freeholders, leaving in a day or so for Sacramento. Assure you charter carried overwhelmingly and should be promptly approved by the Legislature, and will appreciate your cooperation so that these men will not have to stay longer than necessary.

S. C. EVANS,
Member Board of Freeholders.

By Mr. Eddy:

February 4, 1929.

We, the undersigned, school trustees of the Escondido Union High School District, do hereby petition the legislators of the State of California to submit Assembly Bill No. 459, introduced by Assemblyman Baum, and commonly known as the California Taxpayers' County Unit School Bill, to a commission appointed by the Governor for further study.

It is believed by the undersigned that the interests of the school children of the State of California will be best served by subjecting this measure to careful study for a period of at least two years, before enacting a law which involves such great changes in the educational system as this bill proposes.

PERRY COHEN, President.
EVERETT PRIEST.
RUSSELL S. COX.
C. C. S. KEMPER.

RUMSFORD LEWIS, Clerk.

Also: Resolutions of similar import from Potrero School District, Warner Hot Springs School District, South Bay Union School District, Campo School District, Vallecitos School District, Olivehain School District.

Also:

RESOLUTION.

WHEREAS, There has been introduced in the Legislature of the State of California a certain measure known as the "County Unit Plan" for schools, and

WHEREAS, The said measure provides that home rule of elementary and high schools having an average daily attendance of less than 1500 be taken from the present school district and vested in a board of county control; and

WHEREAS, We believe that the morale of the schools will be destroyed and the tax rate increased by thus attempting to centralize authority; and

WHEREAS, We further believe that said bill possesses many features which are socialistic, undemocratic and an attempt at bureaucracy; therefore, be it

Resolved, That the San Diego Chapter, Daughters of the American Revolution, is opposed to the enactment into law of this measure or any other measure founded upon like principles; and be it further

Resolved, That a copy of this resolution be placed in the hands of every Chapter of the Daughters of the American Revolution of the State of California, in the hands of the educational committee, the members of the Legislature and the newspapers.

(Mrs.) EMMA FERBITZ, Secretary.

Endorsed by San Miguel Chapter, D. A. R., National City.

RESOLUTION.

The following resolution was offered:

By Mr. Adams:

WHEREAS, On the seventeenth day of March, 1929, death ended the career of the Honorable John Fairweather of Fresno, a former member of the Assembly of the State of California; and

WHEREAS, Mr. Fairweather, for a half century, was an unselfish, patriotic and public spirited citizen of this State, being among other things a pioneer in the development of irrigation works in the San Joaquin Valley; and

WHEREAS, His many good deeds will live long in the life of this State; therefore, be it

Resolved, That when the Assembly adjourns this day it do so out of respect to the memory of John Fairweather.

Resolution unanimously adopted.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal:

To the Members of the Senate and Assembly.

In accordance with the provisions of section 34, article IV of the State constitution, I propose at this time three additional amendments to the budget and the Budget Bill as originally presented to you on January 7, 1929. One of the items is for an increase of \$20,000 in the amount set forth in the budget for emergency flood protection and rectification of river channels in cooperation with other agencies. The provisions of the federal appropriation for cooperation under the "Curry Bill" will not be sufficient for this for the coming two years. We were without this information at the time the budget item for this purpose was considered.

At the time the budget for the University of California was being considered, a request was made that \$150,000 be included for the erection of an insectary and laboratory at the citrus experiment station at Riverside. At that time it did not seem possible to include this item in the budget. A very definite showing of facts has since convinced us that a part of this improvement should be provided for in the coming biennium, and I therefore recommend that an amount of \$25,000 be added to the item for permanent improvements in the budget for the University of California.

The third item is for an increase in the support appropriation for the office of the Attorney General. The Attorney General requested an additional allowance of \$25,000 to provide for needed deputy attorneys to properly handle the volume of work assigned to his office. After a conference the increase requested was reduced to \$20,000.

The detail list of the changes is as follows:

INCREASES.	
Page 9, Attorney General, support-----	\$20,000
Page 104, Department of Public Works, special items, for emergency flood protection and rectification of river channels-----	20,000
Page 207, University of California, insectary at citrus experimental station at Riverside-----	25,000
<hr/>	
Total increases -----	\$65,000
Respectfully submitted.	

C. C. YOUNG, Governor.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 174—An act to amend section 647 of the Penal Code of the State of California, relating to vagrants—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 174?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 174 by the following vote:

AYES—None.

NOES—Adams, Arnold, Badham, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crowlev, Deuel, DeYoe, Eddy, Feelev, Feigenbaum, Fry, Harper, Hawes, Helsingler, Jewett, Keaton, Klue, Leymel, Lyons, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Noves, Quigley, Remdollar, Roberts, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, and Mr Speaker—45.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Leymel, Meeker and Anderson as a Committee on Free Conference, to meet a like committee from the Senate for the consideration of Senate Bill No. 174.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Bliss:

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to increase the number of judges of the superior court of the county of Santa Barbara, and for the appointment of such additional judge.

Referred to Committee on Introduction of Bills.

By Mr. Morrison:

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to define finance companies; to provide for the regulation, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof; and to repeal all acts or portions of acts in conflict therewith.

Referred to Committee on Introduction of Bills.

RECONSIDERATION WAIVED.

Mr. Feigenbaum waived his notice to reconsider the vote whereby Senate Bill No. 781 was passed.

Senate Bill No. 781 ordered transmitted to the Senate.

MOTION TO RECONSIDER.

Mr. Roland moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 1009 was passed, be continued until the next legislative day.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 380—An act to amend an act entitled "An act transferring the operation and control of certain of the flood control works of the Sacramento and San Joaquin Drainage District to the Department of Public Works, and providing that the cost thereof shall be paid by the State for a limited period and relieving said district and the Reclamation Board and its members from responsibility and liability for operation or maintenance of flood control works during said period; providing for the cancellation of bonds of said district authorized but not sold; authorizing the Reclamation Board to levy a supplementary assessment and to order called assessments levied in connection with Project No. 6; authorizing the issuance of bonds of said district based on and secured by assessments upon the land within the boundaries of Project No. 6 of said district; authorizing the validation of said bonds; authorizing the State Board of Control to purchase and invest in warrants and bonds of said district; authorizing land owners within said Project No. 6 to pay assessments in warrants or bonds of said district; adding to, taking away from and altering an act known as the Reclamation Board Act, approved December 24, 1911, as amended, and repealing all other acts or parts of acts in so far as they are in conflict herewith," approved May 26, 1927, by adding a new section thereto, to be numbered section 17.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

After the figure "17", being the last word in the title of the printed bill, strike out the period, and insert in lieu thereof a comma, and add: "relating to warrants held by reclamation, levee, or drainage districts."

AMENDMENT NUMBER TWO.

On page 2, line 24, of the printed bill, strike out the word "said", being the first word on said line.

AMENDMENT NUMBER THREE.

On page 2, line 28, of the printed bill, after the word "it" add: "now or hereafter".

AMENDMENT NUMBER FOUR.

On page 2, line 29, of the printed bill, strike out the words "prior to May 26, 1927."

AMENDMENT NUMBER FIVE.

On page 2, line 34, of the printed bill, after the word "interest", add: "Said payment in warrants shall be made on a pro rata basis on all lands in such district subject to such assessment".

AMENDMENT NUMBER SIX.

On page 2, line 47, of the printed bill, after the end of line 47, add:

"If the assessment, or such part thereof as is so paid in warrants by such district, has theretofore been paid on any lands in such district by funds other than the funds of such district, such district shall cause to be delivered to the owner of such lands a warrant of such Sacramento and San Joaquin drainage district, levied in connection with said project number six, which in amount shall be equivalent to the same pro rata of the assessment on such lands as such district paid on other lands in such district.

If it appears to the trustees of any such district that any such warrants owned by it will be paid from any assessment thereafter to be levied, and in their opinion eighty-five per cent, or more, of the moneys necessary to pay such warrants will be raised by an assessment on the lands within such district, the said trustees may return such warrants to the state reclamation board for cancellation and such warrants shall be canceled by such reclamation board, and thereafter shall be deemed inoperative and of no effect. Notwithstanding anything herein contained to the contrary, such trustees shall not have the right to return such warrants to the reclamation board for cancellation, without the consent of the reclamation board, if an assessment is then in the process of being levied to pay such warrants."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 880—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands other than swamp and overflowed lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 12 and 17 thereof, relating to directors, and by adding a new section thereto to be numbered 19a, relating to nomination of candidates for office, and by amending section 20 thereof, relating to elections, section 41 thereof, relating to assessments, and section 53 thereof, relating to actions to determine the validity of bonds.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 873—An act to amend an act entitled "An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the department of agriculture in relation thereto, and penalties for the violation hereof."

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, lines 3 and 4, of the printed bill, as amended in Assembly February 21, 1929, strike out the words "hide and brand law", and insert in lieu thereof the following: "Hide and Brand Law".

AMENDMENT NUMBER TWO.

On page 2, line 2, of the printed bill, as amended in Assembly February 21, 1929, strike out the word "earmark", and insert in lieu thereof the word "mark".

AMENDMENT NUMBER THREE.

On page 2, line 3, of the printed bill, as amended in Assembly February 21, 1929, strike out the word "earmark", and insert in lieu thereof the word "mark".

AMENDMENT NUMBER FOUR.

On page 2, line 34, of the printed bill, as amended in Assembly February 21, 1929, strike out the word "earmark", and insert in lieu thereof the word "mark".

AMENDMENT NUMBER FIVE.

On page 2, line 35, of the printed bill, as amended in Assembly February 21, 1929, strike out said line 35 and line 36, and insert in lieu thereof the following: "in any two contiguous districts. A mark may be recorded only with a brand."

AMENDMENT NUMBER SIX.

On page 2, line 38, of the printed bill, as amended in Assembly February 21, 1929, strike out all of lines 38 to 40, inclusive, and insert in lieu thereof the following: "the recordation of any brand or brand and mark, for the right to continue the use of said brand or of said brand and mark, under the provisions of this act, the owner thereof".

AMENDMENT NUMBER SEVEN.

On page 2, line 44, of the printed bill, as amended in Assembly February 21, 1929, strike out lines 44 and 45, and insert in lieu thereof the following: "The right to use said brand or brand and mark. When forfeited, said brand or brand and mark shall not be".

AMENDMENT NUMBER EIGHT

On page 2, line 48, of the printed bill, as amended in Assembly February 21, 1929, following the word "brand" in said line 48, insert the words "or brand and mark".

AMENDMENT NUMBER NINE

On page 2, line 50, of the printed bill, as amended in Assembly February 21, 1929, following the word "brand" in said line, insert the words "or brand and mark".

AMENDMENT NUMBER TEN.

On page 3, line 8, of the printed bill, as amended in Assembly February 21, 1929, following the words "or natural marks.", insert the following: "If an animal bears another brand or brands in addition to that of the person presenting the same for inspection then the inspector shall have the right to demand that he be shown a bill of sale or other proof of ownership to one brand other than that of the person presenting the same for inspection."

AMENDMENT NUMBER ELEVEN.

On page 5, line 35, of the printed bill, as amended in Assembly February 21, 1929, strike out lines 35 and 36, and insert in lieu thereof the following: "raising of cattle may slaughter upon his own premises, any calves under eight months of age, actually produced by".

AMENDMENT NUMBER TWELVE

On page 6, line 32, of the printed bill, as amended in Assembly February 21, 1929, strike out the word "all".

AMENDMENT NUMBER THIRTEEN

On page 6, line 34, of the printed bill, as amended in Assembly February 21, 1929, strike out the word "made", and insert in lieu thereof the word "make".

AMENDMENT NUMBER FOURTEEN.

On page 6, line 48, of the printed bill, as amended in Assembly February 21, 1929, strike out said line 48 and line 49, and insert in lieu thereof the following: "freighting or transporting cattle, the carcasses of cattle with hide on or the hides thereof, shall receive cattle, the hide or the".

AMENDMENT NUMBER FIFTEEN

On page 7, line 2, of the printed bill, as amended in Assembly February 21, 1929, strike out the word "earmarks", and insert in lieu thereof the word "marks".

AMENDMENT NUMBER SIXTEEN.

On page 7, line 35, of the printed bill, as amended in Assembly February 21, 1929, strike out lines 35 to 37, inclusive, and insert in lieu thereof the following: "3. It shall be unlawful for any person who buys any kind of cattle for transportation, for sale or slaughter to receive such cattle for transportation, or".

AMENDMENT NUMBER SEVENTEEN.

On page 7, line 50, of the printed bill, as amended in Assembly February 21, 1929, strike out all of lines 50 to 52, inclusive.

AMENDMENT NUMBER EIGHTEEN.

On page 8, line 1, of the printed bill, as amended in Assembly February 21, 1929, strike out all of lines 1 to 3, inclusive

AMENDMENT NUMBER NINETEEN.

On page 8, line 5, of the printed bill, as amended in Assembly February 21, 1929, strike out the word "secretary", and insert in lieu thereof the word "director".

AMENDMENT NUMBER TWENTY.

On page 8, line 9, of the printed bill, as amended in Assembly February 21, 1929, strike out all of said line 9 and line 10, and insert in lieu thereof the following: "the marks and brands or natural marks on, and the age, weight, sex, color and general description of said cattle."

AMENDMENT NUMBER TWENTY-ONE.

On page 8, line 14, of the printed bill, as amended in Assembly February 21, 1929, strike out the word "earmark", and insert in lieu thereof the word "mark".

AMENDMENT NUMBER TWENTY-TWO.

On page 8, line 17, of the printed bill, as amended in Assembly February 21, 1929, strike out the word "earmark", and insert in lieu thereof the words "brand and mark".

AMENDMENT NUMBER TWENTY-THREE

On page 8, line 23, of the printed bill, as amended in Assembly February 21, 1929, following the word "brands" in said line 23, insert the words "or brands".

AMENDMENT NUMBER TWENTY-FOUR

On page 8, line 44, of the printed bill, as amended in Assembly February 21, 1929, strike out said line 44, and insert in lieu thereof the following: "porting cattle, carcasses of same with hide on, or hides thereof".

AMENDMENT NUMBER TWENTY-FIVE

On page 8, line 46, of the printed bill, as amended in Assembly February 21, 1929, insert a comma after the word "cattle".

AMENDMENT NUMBER TWENTY-SIX.

On page 8, line 47, of the printed bill, as amended in Assembly February 21, 1929, insert a comma after the word "on".

AMENDMENT NUMBER TWENTY-SEVEN.

On page 9, line 4, of the printed bill, as amended in Assembly February 21, 1929, strike out all of lines 4 to 10, inclusive, and insert in lieu thereof the following: "volumes for the recordation of said brands or brands and marks, and to keep a true record of all official transactions. When cattle, carcasses of same with hide on, or the hides thereof having been shipped or slaughtered, a record thereof must be filed in such manner as to disclose under the particular brand or brand and mark, the number of cattle, carcasses of same with hide on, and hides bearing such brand or brands and marks"

AMENDMENT NUMBER TWENTY-EIGHT.

On page 9, line 25, of the printed bill, as amended in Assembly February 21, 1929, strike out the words "board of control", and insert in lieu thereof "department of finance".

AMENDMENT NUMBER TWENTY-NINE

On page 9, line 32, of the printed bill, as amended in Assembly February 21, 1929, strike out the word "earmark", and insert in lieu thereof the word "mark".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 313—An act remising, releasing and quitclaiming to the Regents of the University of California the properties in the county of Los Angeles which were heretofore transferred to and vested in said the Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State Normal School,' approved March 14, 1881, abolishing the branch of the State Normal School at Los Angeles, transferring its properties to the Regents of the University of California, providing for the establishment of a branch of the University of California at Los Angeles, continuing regular normal school training courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said the Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of acts in conflict with this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 17, of the printed bill, after the comma in said line, insert the following: "of the university of California at Los Angeles."

AMENDMENT NUMBER TWO.

On page 2, line 24, of the printed bill, after the semicolon in said line, insert the following: "Beginning at the southwest corner of lot two hundred twenty-three of Westmoreland park tract as said lot and tract are delineated and so designated on the map of Westmoreland park tract, sheet number two, filed in map book sixteen at page seventy-six records of Los Angeles county, said corner being the intersection of the easterly line of Heliotrope drive and the northerly line of Monroe street in the city of Los Angeles, State of California; thence north eighty-nine degrees forty minutes forty-five seconds east eight hundred eighty-nine and eighty-one hundredths (889.81) feet along the northerly line of Monroe street to the westerly line of Vermont avenue as said avenue exists since the widening thereof, thence north no degrees four minutes thirty seconds west one thousand two hundred fifty-four and forty-seven hundredths (1254.47) feet along the westerly line of Vermont avenue to the southerly line of Willow Brook avenue, said intersection of the westerly line of Vermont avenue and the southerly line of Willow Brook avenue being south eighty-nine degrees forty minutes forty-five seconds west ten (10) feet from the northeast corner of lot one of tract number one thousand two hundred six as said lot and tract are delineated and so designated on the map of tract number one thousand two hundred six, filed in map book eighteen at page one, records of Los Angeles county; thence south eighty-nine degrees forty minutes forty-five seconds west along the southerly line of Willow Brook avenue eight hundred eighty-nine and ninety-nine hundredths (889.99) feet to the easterly line of Heliotrope drive, said intersection of the southerly line of Willow Brook avenue and the easterly line of Heliotrope drive being the northwest corner of lot fifty-three of Westmoreland park tract as said lot and tract are delineated and so designated on said map of Westmoreland park tract, filed in map book ten at page one hundred thirty-three, records of Los Angeles county; and thence south no degrees five minutes no seconds east one thousand two hundred fifty-four and forty-seven hundredths (1254.47) feet along the easterly line of Heliotrope drive to the northerly line of Monroe street and the point of beginning, comprising the same lots, pieces or parcels of lands in the city of Los Angeles, county of Los Angeles, State of California, acquired from C. T. Crowell and Ella G. Crowell to the State of California by deed dated June 11, 1912, and recorded June 28, 1912, in book five thousand sixty-six of deeds at page two hundred eighty-two, records of Los Angeles county; from Henry C. Jensen and Emma M. Jensen and C. T. Crowell and Ella G. Crowell to the State of California, by deed dated August 6, 1913, and recorded September 26, 1913, in book five thousand five hundred seventy-eight of deeds at page one hundred thirteen, records of Los Angeles county; and from C. T. Crowell, trustee, and Ella G. Crowell to State of California by deed dated June 12, 1912, and recorded June 28, 1912, in book five thousand sixty-seven of deeds at page one hundred seventy-seven, records of Los Angeles county; excepting the ten-foot strip along the easterly edge of the property acquired for the widening of Vermont avenue by judgment number one hundred seventy-one thousand six hundred one in the superior court of the State of California, city of Los Angeles, a municipal corporation, plaintiff, versus H. H. Clark, et al. defendant, dated July 21, 1928, and recorded July 27, 1928, in book seven thousand one hundred nine at page three hundred sixty-four, official records of Los Angeles county"

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 660—An act to provide for the assent by the State of California to the provisions of an act passed by the Congress of the United States known as the Capper-Ketcham Act and entitled "An act to provide for the further development of agricultural extension work between the agricultural colleges in the several states receiving the benefits of the act entitled 'An act donating public lands to the several states and territories which may provide colleges for the benefit of agriculture and the mechanic arts,' approved July 2, 1862, and all acts

supplementary thereto, and the United States Department of Agriculture," and approved May 22, 1928.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 283—An act granting to the Regents of the University of California for the use of the University of California in connection with scientific research and investigation at the Scripps Institution of Oceanography the sole and exclusive right of possession, occupation, and use of certain lands bordering on the Pacific Ocean in the county of San Diego, State of California, and State waters adjacent thereto, forbidding entry upon said lands and State waters by any persons other than officers, employees, students of the University of California, and licensees of the Regents of the University of California, making every violation of certain provisions of this act a misdemeanor, and providing for the punishment thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 4, of the printed bill, strike out the words "one-half mile." and insert in lieu thereof the words: "one thousand feet."

Amendment adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 823—An act directing the Regents of the University of California to gather data for studying and writing the history of the people of California, and making an appropriation therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1084—An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 739—An act to add a new chapter 3 of title I of part III of the Political Code, to be numbered title *IIm*, embracing sections 376 to 376*n*, inclusive, relating to a Department of Professional and Vocational Standards.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 28, of the printed bill, as amended, after the word "employees", strike out the period, and insert in lieu thereof a comma and add the following: "exclusive of examination questions prior to the submission of same to applicants at scheduled examinations."

AMENDMENT NUMBER TWO.

On page 3, line 10, of the printed bill, as amended, strike out the period following the word "department", and insert in lieu thereof a comma and add the following: "except as provided in section 376*d* of this code."

AMENDMENT NUMBER THREE.

On page 3, line 16, of the printed bill, as amended, after the word "the", following the word "or", insert the following: "appointive or elective".

AMENDMENT NUMBER FOUR

On page 3, line 23, of the printed bill, as amended, after the comma following the word "licenses", insert the following: "and the imposing of penalties following such hearings".

AMENDMENT NUMBER FIVE.

On page 3, line 24, of the printed bill, as amended, after the word "imposed", insert the following words: "by statute".

AMENDMENT NUMBER SIX.

On page 3, line 47, of the printed bill, as amended, after the word "such", insert the word "confidential".

AMENDMENT NUMBER SEVEN.

On page 3, line 51 of the printed bill, as amended, after the word "such", insert the word "confidential".

AMENDMENT NUMBER EIGHT.

On page 4, line 2 of the printed bill, as amended, after the word "such", insert the word "confidential".

AMENDMENT NUMBER NINE.

On page 4, line 6, of the printed bill, as amended, after the word "such", insert the word "confidential".

AMENDMENT NUMBER TEN

On page 4, line 24, of the printed bill, as amended, strike out the word "general".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

HON. BERT B. SNYDER IN THE CHAIR.

At ten o'clock and thirty-five minutes a m., Hon. Bert B. Snyder, member of the Assembly from the Forty-third District, in the chair.

Assembly Bill No. 433—An act to amend sections 2, 3 and 4 of an act entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishment, providing for the enforcement thereof by the State Fire Marshal, providing ways and means for enforcement and providing penalties for violations," approved June 3, 1927, and to add a new section to be known as section 5.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 17—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 19—An act to add a new section to the Political Code to be numbered 462, relating to claims for which a warrant has been issued and paid and the amount thereof returned to the State treasury for payment by the State Treasurer, and prescribing a time after which said amount shall revert to and become a part of the general fund of the State.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 206—An act to amend sections 3 and 15 of an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including a minimum wage; providing for an appropriation therefor and fixing a penalty for violations of this act," approved May 26, 1913, as amended.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689 and 690, and to amend sections 662

and 675 of the code, all relating to the Department of Finance and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893.

Bill read second time.

FLOOR AMENDMENT.

During second reading of the bill, the following amendment was submitted by Mr. West:

AMENDMENT NUMBER ONE.

On page 6, line 13, of the printed bill, as amended, following the comma after the figure "3", insert the following: "as amended."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 294—An act creating the Department of Agriculture fund, specifying what moneys are to be credited to this fund, providing that all moneys remaining in certain special funds at the time this act takes effect shall be credited to said fund, providing that separate record of income and disbursements be kept of all moneys accruing to this fund and providing for a revolving fund.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 902—An act to add a new section to an act entitled "An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof," approved May 14, 1927, to be numbered 15, relating to the transference of the powers and duties of the Secretary of State to the Department of Professional and Vocational Standards.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 713—An act authorizing the Director of Finance and the Director of Public Works to investigate available sites in the city of Sacramento for the erection of a new residence for the Governor of the State, and providing for the acquisition of such site or making a report with reference to same to the forty-ninth session of the Legislature.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1065—An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food products or food articles," approved June 5, 1913, as amended, to be numbered 1a, relating to the securing of a permit to destroy foodstuffs.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 6 of the printed bill, strike out the word "fowl", and insert in lieu thereof the words "poultry or poultry products, or any grain, fruit, vegetables or other".

AMENDMENT NUMBER TWO.

In line 7 of the printed bill, strike out the comma after the word "commission", and insert in lieu thereof the words "or otherwise".

AMENDMENT NUMBER THREE.

In line 8 of the printed bill, strike out the word "fowl", and insert in lieu thereof the words "poultry or poultry products, or any grain, fruit, vegetables or other".

AMENDMENT NUMBER FOUR.

In line 10 of the printed bill, strike out the words "his duly authorized deputy, or inspector", and insert in lieu thereof the words "county health officer, director of the state department of agriculture, secretary of the state board of health, county horticultural commissioner, or by any duly authorized deputy or inspector of said officers, department or board, or by other officials now or hereafter authorized by law to issue permits for the destruction of such products."

AMENDMENT NUMBER FIVE.

At the end of the printed bill, add a new sentence reading as follows: "A full, true and correct copy of each such permit, together with a full, true and correct copy of each such detailed statement shall, on the day such permit is issued, be served personally by the consignee, upon the consignor of said destroyed products, or in lieu of such personal service, shall on said day be served by the said consignee on said consignor by depositing a full, true and correct copy thereof, in the United States post office in the place where said products were received, and enclosed in a sealed envelope, postage fully prepaid, addressed to the consignor of said destroyed products at said consignor's address, if known, or if not known, then to the place whence said shipment or consignment of said products originated."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 558—An act to amend the Penal Code by adding a new section thereto, to be numbered section 644*a*, relating to female persons convicted of misdemeanors involving moral turpitude, providing for the adjudging of such persons habitual misdemeanants and fixing the punishment therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 648—An act to amend section 604 of the Penal Code, relating to the injury to, or unlawful taking of any crops, grain, cultivated fruits or vegetables, and fixing the penalty for a violation of this section.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 35—An act to amend sections 4 and 8 of an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act," approved May 25, 1921, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out line 1, and insert in lieu thereof the following: "An act to add new sections, to be numbered 23, 24 and 25 to an act entitled 'An act'."

AMENDMENT NUMBER TWO.

In line 12 of the title of the printed bill, strike out the period, and insert in lieu thereof a comma and the following: "relating to the suspension, withholding or denial of the right or privilege of applying or bidding for, receiving, obtaining or being granted permits or leases to prospect for or take oil, gas or other mineral in, upon or from tide, overflowed or submerged lands and beds of navigable rivers or lakes belonging to the state or any political subdivision thereof."

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed bill, strike out lines 1 to 16, inclusive, on said page, and also strike out pages 2 to 4, inclusive, and insert in lieu thereof the following:

"SECTION 1 A new section is hereby added to the act entitled 'An act to reserve all minerals in state lands; to provide for examination, classification and report on the mineral and other character of state lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights, to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act, and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act,' approved May 25, 1921, as amended, to be numbered 23 and to read as follows:

SEC. 23. On and after September 1, 1929, no application for a permit to prospect for oil or gas or minerals other than oil and gas shall be received, nor shall any such permit be granted or issued by the state or any official thereof or by any political subdivision of the state or any official thereof for tidelands, whether filled or unfilled, submerged lands, overflowed lands or the beds of navigable rivers or lakes; *provided, however,* that nothing contained in this section shall be deemed or construed with reference to an applicant for a prospecting permit who has made application in full accordance and compliance with the provisions of this act on or prior to January 18, 1929, or if a littoral owner on or prior to the last day upon which he can under the provisions of section 4 of this act exercise his preferential rights with respect to an application made on or prior to January 18, 1929, as denying his right, if any he have, to receive such prospecting permit nor as recognizing, ratifying, or validating any such right so claimed.

SEC. 2. A new section is hereby added to said act, to be numbered 24, and to read as follows:

Sec. 24 On and after September 1, 1929, no lease for drilling for oil or gas, or for the production or extraction of any minerals other than oil or gas shall be made, executed or delivered by the state or any official thereof or by any political subdivision of the state or any official thereof for tidelands, whether filled or unfilled, submerged lands, overflowed lands or the beds of navigable rivers or lakes; *provided, however,* that nothing contained in this section shall be deemed or construed with reference to the holder of a valid, unanceled and unforfeited prospecting permit granted upon an application filed in full accordance and compliance with the provisions of this act on or prior to January 18, 1929, or if a littoral owner, on or prior to the last day upon which he can under the provisions of section 4 of this act, exercise his preferential rights with respect to an application made on or prior to January 19, 1929, as prohibiting such permit holder from exercising the right, if any he have, to apply for and receive a lease under the provisions of section 5 of this act, nor as recognizing, ratifying or validating any such right so claimed.

SEC. 3 A new section is hereby added to said act, to be numbered 25 and to read as follows:

Sec. 25. The words "submerged and overflowed lands" as used in sections 23 and 24, shall be deemed and be construed as applying only to the bed of the ocean or other lands over which the tide of the ocean ebbs and flows.

The words "beds of navigable rivers or lakes" as used in sections 23 and 24 shall be deemed and be construed to apply to arms, inlets and estuaries of said rivers and lakes as well as to the main body thereof from one shore to the other."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment and third reading

Assembly Bill No. 4—An act to amend section 653 of the Penal Code, relating to blacklisting and providing penalties for same.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 977—An act to amend section 1168 of the Penal Code, relating to terms of imprisonment, credits to prisoners for good behavior and parole of prisoners, and to repeal sections 18, 18a and 1588 of the Penal Code, relating to terms of imprisonment.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 559—An act to amend section 1168 of the Penal Code, relating to sentences under the Indeterminate Sentence Law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1081—An act to amend section 111 of the Penal Code, relating to the expense of trials for escape.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69*b*, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, strike out all of lines 6 to 12, inclusive, and insert in lieu thereof the following: "from whom such license is sought a duly verified certificate made under oath that said applicants".

AMENDMENT NUMBER TWO

On page 1, line 14, of the printed bill, after the word "and", strike out the words "physician or other".

AMENDMENT NUMBER THREE.

On page 1, line 16, of the printed bill, before the word "felony", insert the word "a".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 249—An act to amend sections 2979*b* and 2979*c* of the Political Code, relating to physically defective and handicapped persons under the age of eighteen years.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In the title of the printed bill, strike out lines 1 to 3, inclusive, and insert in lieu thereof the following

"An act to amend sections 2979*b* and 2979*c* of the Political Code, relating to the character, treatment, transportation and physical rehabilitation of physically defective and handicapped persons, under the age of eighteen years, by and under the direction of the state board of health and by and under the direction of the county board of supervisors, procedure thereof, waiving of fees, providing for collection and disposition of moneys collected, and continuing of revolving fund"

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 1 to 27, inclusive, and pages 2 and 3, and insert in lieu thereof the following

"SECTION 1. Section 2979*b* of the Political Code is hereby amended to read as follows

2979*b*. The state board of health shall have the power and it shall be its duty to seek out newly physically defective or handicapped persons under the age of eighteen years by local surveys arranged through local lawful authorities, social welfare and other public and private agencies; *provided*, that no record shall be taken and/or kept except of such children as are specified in this section

It shall likewise have the power and it shall be its duty to arrange through such local agencies for local public diagnostic clinics or conferences for such physically defective and handicapped persons, when and where it shall appear necessary and bring to such persons expert diagnoses near their own homes

Whenever the parents or guardian of any such physically defective or handicapped person shall be either wholly or partly unable to furnish for such child or ward, necessary surgical, medical, hospital, physiotherapy, occupational therapy and other service, special treatment, materials, appliances and their upkeep, maintenance, care and transportation, the parents or guardian may without the payment of any fees, file a petition in the superior court in the county wherein such parents are resident, or in the event a guardian of the person of such child has been appointed then in the county of the residence of such child, for a certificate setting forth such fact. Said petition may be heard *ex parte*, and if the judge is satisfied that the parents or child

are or is resident as hereinabove set out of the county wherein such application has been filed, and that the parents or guardian are or is either wholly or partly unable to furnish such services, transportation, materials or appliances and their upkeep, or such maintenance, care and transportation, he shall issue a certificate to such effect, which certificate must contain the names and addresses of petitioner and of such physically defective and handicapped person and the following findings:

1. That the parents or physically defective or handicapped person reside in the county in which the petition is filed.

2. That the child needs necessary surgical, medical, hospital, physiotherapy, occupational therapy and other service special treatment, materials, appliances and their upkeep, maintenance, care or transportation.

3. That parents or guardian are or is wholly or partly unable to furnish aid referred to in finding 2.

4. What sum, if any, the parents or guardian can pay to the clerk of the superior court in the county in which said petition is filed, and the times when such payments are to be made, such certificate, together with duplicate original written diagnoses, shall be presented to the state board of health and upon receipt, it shall be its duty to furnish such services, transportation, materials or appliances and their upkeep, such maintenance, care and transportation as in its judgment are necessary and proper, the expense thereof to be advanced by the state board of health out of a revolving fund appropriated for that purpose. *Provided, however,* that the state board of health may pay the same out of any funds received by it through gift, devise, or bequest, without the possession of such certificate. All moneys expended under the authority of such certificate, as herein provided, shall constitute a legal county charge against the county fund of the county from which such certificate is issued. Upon presentation to the board of supervisors of the county in which such petition was filed, of an itemized claim, duly sworn to by the secretary of the state board of health, for the expense of the above set out services, transportation, materials, appliances and their upkeep, care and maintenance furnished under the authority of said certificate, said board of supervisors shall audit and approve said claim, and the county auditor of said county shall thereupon issue a warrant for the amount thereof payable to the state board of health, and the county treasurer shall pay the same. The state board of health shall credit the amount received to the revolving fund as provided in section 2979c of the Political Code.

The state board of health is hereby authorized to arrange or contract with persons, hospitals, institutions, agencies or other organizations that are, in its judgment, properly qualified to furnish such services, materials, transportation, care, maintenance and appliances as above set forth, for such services, materials, transportation, care, maintenance and appliances necessary or requisite for the purpose of this act and to pay for same in each particular case out of any funds appropriated for the purpose of which it may receive by gift, devise or bequest, as provided in this section.

It shall likewise, through its employees, persons and agencies cooperating in the services provided for in this section, maintain a strict supervision over such physically defective or handicapped persons as are under its care and jurisdiction, visiting them when advisable, causing a record to be kept showing their condition and improvement.

It may enter into agreements with parents, guardians and persons responsible for the care of such persons to pay such amounts as they may be able toward the cost of services, materials, transportation, care, maintenance, and appliances furnished under the provisions of this section. *Nothing in this section shall authorize the care, treatment, supervision or any control over persons coming under the provisions of this act without the written consent of a parent or guardian.*

Sec. 2. Section 2979c of the Political Code is hereby amended to read as follows:

2979c. The twenty-five thousand dollar revolving fund which was heretofore created under this original section as adopted May 17, 1927, is hereby continued in force and effect, it not being the intent of this section to create an additional or supplemental revolving fund. The revolving fund shall be used in the carrying out of the provisions of this act, and may be expended under the direction of the state board of health for the services and materials furnished under the authority of the certificate provided under section 2979b of the Political Code. The state board of health is hereby empowered to pay for such services, materials, transportation, care, maintenance and appliances and their upkeep out of such fund, and the amount of such expenditures shall be charged against the county in which such petition was filed as provided in section 2979b."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 920—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto two new sections to be numbered 36a and 36b, relating to the registration of motor vehicles.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In lines 2 and 3 of the title of the printed bill, strike out said lines 2 and 3 and insert in lieu thereof the following "30, 1923, as amended, by adding thereto a new section to be numbered 36a, relating to the registration".

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill, strike out lines 4 to 18, inclusive, and insert in lieu thereof the following:

"SEC. 36a. The owner of every motor vehicle, trailer, semi-trailer and any other vehicle, subject to registration by the division of motor vehicles under the provisions of this act must, except as otherwise provided in this act, register such vehicle in the county wherein the owner resides, except as to vehicles in other counties the major portion of the year, in which case, registration must be made in the latter county."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 398—An act to amend section 10 of an act entitled "An act to provide for the formation, management, and dissolution of county water works districts; for supplying the inhabitants thereof with the water, for levying and collecting taxes on property in such districts; and for the issuance of county water works district bonds and the payment thereof," approved June 13, 1913, as amended, relating to the tax for maintaining water works.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 1, of the printed bill, strike out "An act to amend section". and insert in lieu thereof the word "Section".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 134—An act to amend section 1 of "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, strike out the words "and in duplicate,".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1063—An act to amend section 23 and to repeal sections 21 and 22 of an act entitled "An act to allow unincorporated

towns and villages to establish, equip and maintain a police department, to provide for the formation, government and operation of said police districts, the assessment, collection, custody and disbursement of taxes for such purpose, and to create a board of police commissioners," approved April 26, 1927, relating to the power of boards of police commissioners to adopt ordinances

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 189—An act to amend sections 3 and 79c of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 169—An act to amend section 18b of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain systems of street lights on public highways; to provide for the formation, government and operation of highway lighting districts; the calling and holding of elections in such districts; the assessment, collection, custody and disbursement of taxes therein; and the creation of ex officio boards of supervisors," approved March 20, 1909 (Statutes 1909, page 551), as amended, relating to annexation of districts by cities.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 170—An act to amend section 14 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915 (Stats. 1915, page 1441), as amended, relating to prorating of assessments upon subdivisions of land.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 32, of the printed bill, before the word "the", insert the following: "upon the written request of the owners of the same".

AMENDMENT NUMBER TWO.

On page 2, lines 35 and 36, of the printed bill, strike out the words "he shall deem fair", and insert in lieu thereof the following: "shall be stated by said owners".

AMENDMENT NUMBER THREE

On page 2, line 39, of the printed bill, following the portion of word "ments", insert "and that such owners shall in connection therewith in writing waive objec-

tions to the proceeding and to the method of collecting assessments proposed by them and agree to pay future installments in accordance therewith".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 172—An act to enable municipalities to contract with the county to exercise fire protection functions in municipalities and to reimburse the county for such services

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 539—An act repealing an act entitled "An act creating a reclamation district to be called and known as 'Bay Farm Island Reclamation District,' providing for the management and control thereof and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation in winding up of any such said dissolved district," approved June 3, 1921.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 226—An act remising, releasing and quit-claiming to the Regents of the University of California the properties in the county of Los Angeles which were heretofore transferred to and vested in said the Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State Normal School,' approved March 14, 1881, abolishing the branch of the State Normal School at Los Angeles, transferring its properties to the Regents of the University of California, providing for the establishment of a branch of the University of California at Los Angeles, continuing regular normal school training courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said the Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of acts in conflict with this act.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Constitutional Amendment No. 1—Proposed amendment to article IV of the constitution, relative to the election and term of office of members of the Assembly.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER ONE. COMMITTEE AMENDMENTS.

During reading of Assembly Constitutional Amendment No. 1 the following committee amendments were submitted:

AMENDMENT NUMBER ONE

On page 1, line 9, of the printed amendment, strike out the number "1928", and insert in lieu thereof the number "1932."

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed amendment, after the period insert the following: "The seats of the forty assemblymen elected in the year 1932 from the odd-

numbered districts shall be vacated at the expiration of the second year, so that one-half of the assemblymen will be elected every two years."

Amendments adopted.

Assembly Constitutional Amendment No. 1 ordered to reprint, engrossment, and on file for adoption.

Assembly Bill No. 616—An act relating to the attendance of pupils attending school in a district other than the district in which they reside.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 616 passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 550—An act to add two new sections, to be numbered 13 and 14, to an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to withdrawal and annexation of territory in public cemetery districts.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jespersen moved that Assembly Bill No. 550 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 550 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 541—An act to amend section 4269 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the fortieth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 541 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 45—An act to amend section 4254 of the Political Code, relating to compensation of county officers and employees in counties of the twenty-fifth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 45 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Clowdsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 1037—An act to amend an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927, by adding a section 15a, and to repeal "An act to establish standards for the packing, marketing and sale of apples, forbidding the sale of certain infected and diseased apples, providing for the inspection and certification thereof, and for its enforcement, fixing penalties for its violation, and repealing an act entitled 'The Standard Apple Act of 1917,' approved May 7, 1917," as amended, approved June 3, 1921, Stats. 1921, p. 1169. Amended Stats. 1923, p. 472; amended Stats. 1925, p. 131; amended Stats. 1927, chapter 250, and to provide for the necessary transfer of funds.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Scudder moved that Assembly Bill No. 1037 be withdrawn from the file, and ordered re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 1037 ordered re-referred to Committee on Agriculture.

Assembly Bill No. 319—An act to add new sections to the Penal Code to be numbered 537f, 537g and 537h, relating to the use or misuse of motor vehicles hired, and the obtaining of credit or the possession of such motor vehicles with intent to defraud or by means of false statements, and prescribing punishment therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 319 passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Qugley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, and Young—55.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Fry gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 319 was this day passed.

Assembly Bill No. 262—An act to amend section 5 of an act entitled "An act creating the Colorado River Commission of California, prescribing its powers, fixing compensation and appropriating funds for its use," approved May 17, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 262 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bliss, Byrne, Cloudman, Collier, Coombs, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Qugley, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, and Young—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 41—An act to repeal section 9 of an act entitled "An act to appropriate money for the support of orphans, half-orphans and abandoned children." approved March 25, 1880, as amended.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 41 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Crawford, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Qugley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, and Young—55.

NOES—Cloudman, Dillinger, Feigenbaum, and Stockwell—4.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Williamson gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 41 was this day passed.

Assembly Bill No 316—An act granting to the city and county of San Francisco lands known as "Channel" or "Channel street" southwesterly from the northeasterly line of Seventh street in said city and county; and authorizing said city and county of San Francisco to dispose of portions of said street, or otherwise deal with or improve said portion of said street as said city and county may deem proper; and repealing all acts in conflict therewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 316 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffmann, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR

At eleven o'clock and twenty minutes a m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair

Assembly Bill No 525—An act to amend section 3051 of the Civil Code, relating to liens.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No 525 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Coombs, Crawford, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Young, and Mr. Speaker—51.

NOES—Collier, Crowley, Eddy, Jespersen, Jones, and West—6.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Cloudsley gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 525 was this day passed.

Assembly Bill No. 551—An act providing for annual conventions of secondary school principals.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 551 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Rein-

dollar, Roberts, Roland, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1085—An act to amend section 2322~~24~~ of the Political Code, relating to county horticultural commission.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1085 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Rendollar, Roberts, Roland, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 368—An act to amend "The Improvement Act of 1911" as amended, by striking out sections 70, 71, 72, 73, 74 and 75, and by amending sections 63, 67, 68, 69 and 76, relating to penalty and default, sale of property, affidavit of publication of notice, costs and fees, certificate of treasurer, lien on property, redemption, recording of certificate, deed to purchaser

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Stockwell moved that Assembly Bill No. 368 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 368 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 348—An act to amend sections 2168 and 2174 of the Political Code, relating to mentally sick persons

Bill read third time.

The question being on the passage of the bill

MOTION TO RE-REFER

Mr. Fry moved that Assembly Bill No. 348 be withdrawn from the file, and ordered re-referred to Committee on Public Health and Quarantine

Motion carried

Assembly Bill No. 348 ordered re-referred to Committee on Public Health and Quarantine.

Assembly Bill No. 528—An act to amend section 3 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau and prescribing penalties for a violation of the provisions hereof, and

repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 528 passed by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fly, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roland, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—81

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 937—An act to amend an act entitled "An act authorizing and requiring boards or commissions having the management and control of paid fire departments to grant the members thereof yearly vacations," approved March 26, 1895, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 937 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvement; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Woolwine moved that Assembly Bill No. 451 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried

Assembly Bill No. 451 ordered re-referred to Committee on Municipal Corporations

Assembly Bill No. 185—An act to add a new section to the Code of Civil Procedure, to be numbered 542*b*, relating to the release of personal property under attachment or garnishment.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 185 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Mecker, Miller, Eleanor Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva Patterson, Quigley, Reindollar, Roland, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witte, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 51—An act to amend section 542 of the Code of Civil Procedure, relating to the attachment of real and personal property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 51 passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Mecker, Miller, Eleanor; Mixer, Morrison, Noyes, Oliva, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 52—An act to amend section 4307 of the Political Code, relating to county charges

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 52 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Mecker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes,

Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—58
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Bliss: An act to increase the number of judges of the superior court of the county of Santa Barbara, and for the appointment of such additional judge.

By Mr. Morrison: An act to define finance companies, to provide for the regulation, supervision and licensing thereof, to provide for the enforcement of said act and penalties for the violation thereof, and to repeal all acts or portions of acts in conflict therewith.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Colher, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, James A., Mixer, Morgan, Morrison, Noyes, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Mr. Williams:

WHEREAS, The Honorable Z. S. Leymel of Fresno and the Honorable Frank McGinley of Los Angeles, California, are respectively candidates for the offices of mayor of the city of Fresno, and for the city council of Los Angeles; and

WHEREAS, The said Honorable Z. S. Leymel and the Honorable Frank McGinley are members of the forty-eighth session of this Assembly and have at all times held the respect and admiration of their fellow members for their faithful endeavors in behalf of their constituency and the State which they serve; and

WHEREAS, Said Honorable Z. S. Leymel and Honorable Frank McGinley are compelled by their duties to remain in Sacramento and are thereby unable to attend to their political campaigns in the furtherance of their interests in their election; therefore be it

Resolved, That the members of this forty-eighth session go on record as endorsing the candidacy of the said Honorable Z. S. Leymel and the said Honorable Frank McGinley for the offices of mayor of Fresno and councilman of the city of Los Angeles as a tribute of their respect and admiration for their faithful performance of their duties rather than the furthering of their own individual interests.

Resolution unanimously adopted.

RECESS.

At twelve o'clock m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES

The following reports of standing committees were received and read:

ON JUDICIARY

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens;

Also: Assembly Bill No. 328—An act to add a new section to the Penal Code to be numbered 1279a, relating to professional bondsmen;

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 55—An act to amend section 680 of the Code of Civil Procedure, relating to execution of judgment in civil actions;

Also: Assembly Bill No. 209—An act to add a new section to the Code of Civil Procedure, to be numbered 17524, relating to property of minors.

Also: Assembly Bill No. 497—An act to amend section 56 of the Civil Code, relating to capability of minors to contract marriage;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON IRRIGATION

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 100—An act to amend the California Irrigation District Act, approved March 31, 1897, by amending sections 7, 26, 27b, 84 and 90 thereof, relating to directors of irrigation districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Concurrent Resolution No. 12—Approving a certain amendment to the charter of the city of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the sixth day of November, 1928—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

McDONOUGH, Vice Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 981—An act to provide for the protection of certain employees of cities, city and counties, incorporated or unincorporated cities, towns or districts, against personal liability incurred while acting within the course of their duty—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

McDONOUGH, Vice Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 250—An act to provide for the alteration of the boundaries of and for the annexation of incorporated and/or unincorporated territory to municipal corporations and for the incorporation and consolidation of such annexed territory

in and as a part thereof—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

McDONOUGH, Vice Chairman.

The above reported bill ordered on file for second reading.

ON AGRICULTURE

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 1037—An act to amend "The California Fruit, Nut and Vegetable Standardization Act of 1927," approved June 2, 1927, by adding to said act a new section to be numbered 15a, relating to standards and standard containers for apples; to add a new section to said act to be numbered 38a, relating to a fund for the enforcement of said act, and to repeal "The California Standard Apple Act," approved June 3, 1921, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 897—An act to amend sections 3, 4, 5, 6 and 8 of an act entitled "An act to promote the development of the California canned fruit industry and to prevent deception in the packing and sale of canned fruit by establishing and defining certain standards for canned fruit of the varieties herein named, defining the powers and duties of the director of the Department of Agriculture in relation hereto, including the collection of fees, creating a board of appeal and defining its powers and duties in relation hereto and fixing the compensation of the members thereof, prescribing penalties for violations hereof and making an appropriation to carry out the provisions hereof," approved May 23, 1925—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 698—An act to amend section 2322h of the Political Code, relating to county horticultural commissioners—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JOST, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 38—An act to add a new section to the "Weights and Measures Act," approved June 16, 1913, as amended, to be numbered 16a2, relating to the salaries of the sealer of weights and measures, and deputies, in counties of the second class.

Also Assembly Bill No. 305—An act to amend section 4252 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the twenty-third class.

Also Assembly Bill No. 306—An act to amend section 19a23 of the "Juvenile Court Law," approved June 5, 1915, as amended relating to salaries of probation officers in counties of the twenty-third class.

Also Assembly Bill No. 307—An act to amend section 2322a23 of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors in counties of the twenty-third class. Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON ELECTIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: Your Committee on Elections, to which was referred Senate Bill No. 542—An act to amend sections 1 and 4 of the act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President

and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law; and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law; and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913; and amended and approved May 29, 1917, and amended and approved April 8, 1919, and amended and approved May 31, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

LEYMEL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Elections, to which was referred Assembly Bill No. 947—An act to amend section 5 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

LEYMEL, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 297—An act to amend section 4244 of the Political Code, relating to compensation of officers and employees in counties of the fifteenth class;

Also Assembly Bill No. 1028—An act to amend section 4243 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class;

Also Assembly Bill No. 1021—An act to amend section 2322¹/₄ of chapter 4b of part III, title V of the Political Code of the State of California;

Also Assembly Bill No. 967—An act to amend section 4247 of the Political Code, relating to salaries and fees of officers in counties of the eighteenth class.

Also Assembly Bill No. 589—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class.

Also Assembly Bill No. 590—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class.

Also Assembly Bill No. 160—An act to amend section 19228 of the Juvenile Court Law, approved June 5, 1916, as amended, relating to salary of the probation officer and assistant probation officer in counties of the twenty-eighth class; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 422—An act providing a debt burden limit for lands within counties, cities and counties, and cities, and providing the method of ascertaining the amount thereof—and reports that the same has been correctly re-engrossed

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 132—An act to amend section 653c of the Penal Code, relating to the hours of labor on public works, the keeping of records of hours worked and the definition of public works;

Also Assembly Bill No. 169—An act to amend section 18b of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain systems of street lights on public highways; to provide for the formation, government and operation of highway lighting districts; the calling and holding of elections in such districts, the assessment, collection, custody and disbursement of taxes therein;

and the creation of ex officio boards of supervisors" approved March 20, 1909 (Stats. 1909 page 551), as amended, relating to annexation of districts by cities.

Also Assembly Bill No. 172—An act to enable municipalities to contract with the county to exercise fire protection functions in municipalities and to reimburse the county for such services.

Also Assembly Bill No. 189—An act to amend sections 3 and 79c of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended:

Also Assembly Bill No. 309—An act to provide for county and city and county boards of mental health:

Also Assembly Bill No. 405—An act to amend sections 3, 8, 10, 11, 18½ and 19 of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended, and to add a new section thereto to be numbered section 20, relating to powers of the directors of said companies and forms of insurance policies issued by said company.

Also Assembly Bill No. 494—An act providing for the establishment and maintenance of twenty-four-hour elementary schools by elementary school districts with the approval of the State Board of Education, providing for the admission to such schools and providing for the government, control, conduct, and support thereof;

Also Assembly Bill No. 498—An act to provide for an appropriation to complete the investigation authorized by an act entitled "An act to provide for the investigation by the State of California of the possibilities of coordinating the development of the water resources of the State for public protection and to the end that they may be put to the greatest beneficial use, and making an appropriation for said purpose," approved May 23, 1925, and to provide for the expenditure thereof.

Also Assembly Bill No. 683—An act to amend section 1763 of the Code of Civil Procedure, relating to guardians of insane and other incompetent persons.

Also Assembly Bill No. 685—An act to amend sections 2, 5 and 7 of an act entitled "An act to promote the apicultural interests of California by providing for the inspection and disposition of bees, their brood, hives and appliances that are or may be infected with disease, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners, and defining their powers and duties hereunder, providing for the establishment of quarantines to prevent the introduction and spread of disease, declaring box hives and infected bees, their brood, hives and appliances to be a public nuisance and providing for the abatement thereof, providing for the registration of apiaries, prohibiting the sale or removal of infected bees, their brood, hives and appliances without permit, providing penalties for the violation hereof, and repealing an act entitled "An act to promote the apicultural interests of the State of California by providing county inspectors of apiaries and defining their duties, and providing for their compensation, and repealing the act entitled "An act to authorize the boards of supervisors of the several counties of this State to appoint inspectors of apiaries, and provide for their compensation, and defining their duties, and for the further protection of bee culture, approved March 13, 1883," approved February 20, 1901, as amended," approved May 31, 1927;

Also Assembly Bill No. 787—An act to amend sections 1187 and 1188 of the Code of Civil Procedure, relating to mechanics' liens.

Also Assembly Bill No. 831—An act to amend the title and section 3 of an act entitled "An act to regulate the sale and issuance of licenses to hunt, take, pursue, or kill wild birds or mammals, and/or to angle for, take, catch, or kill game fishes for purposes other than sale or profit in order to provide revenue therefrom for fish and game preservation, protection and restoration, debaring game fishes, providing a penalty for the violation of this act and repealing all acts and parts of acts inconsistent or in conflict with this act," approved May 27, 1927;

Also Assembly Bill No. 901—An act to amend section 1 of an act entitled "An act to provide for the establishment within municipalities of districts or zones within which the use of property, height of improvements and requisite open spaces for light and ventilation of such buildings, may be regulated by ordinance," approved May 31, 1917, as amended.

Also Assembly Bill No. 902—An act to add a new section to an act entitled "An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof, to provide for the enforcement of said act and penalties for the violation thereof," approved May 14, 1927, to be numbered 15, relating to the transference of the powers and duties of the Secretary of State to the Department of Professional and Vocational Standards;

Also Assembly Bill No. 919—An act to amend sections 2, 7 and 9 of and to add a new section to be numbered 12a to the "California Meat Inspection Law," relating to the inspection of animals and meat and making an appropriation therefor;

Also Assembly Bill No. 949—An act to amend sections 3, 4, 5, 6, 7, 10, 11, 12, 13 and 14 of an act entitled "An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement

of said act and penalties for the violation thereof," approved May 14, 1927, as amended, relating to collection agencies;

Also: Assembly Bill No. 958—An act amending sections 2 and 14 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency, and fitness for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers, and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act and to make an appropriation therefor," approved June 16, 1913, as amended, and adding a new section to said act to be numbered section 32, relating to the appointment of the State Civil Service Commission and its powers and duties;

Also: Assembly Bill No. 978—An act to amend the California Fruit, Nut and Vegetable Standardization Act of 1927, approved June 2, 1927, as amended, by amending section 35 thereof, relating to standards for sweet potatoes;

Also: Assembly Bill No. 1058—An act to amend sections 851, 863, 874, 882 and 883 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class;

Also: Assembly Bill No. 1063—An act to amend section 23 and to repeal sections 21 and 22 of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain a police department, to provide for the formation, government and operation of said police districts, the assessment, collection, custody and disbursement of taxes, for such purpose, and to create a board of police commissioners," approved April 26, 1927, relating to the power of boards of police commissioners, to adopt ordinances;

Also: Assembly Bill No. 1081—An act to amend section 111 of the Penal Code, relating to the expense of trials for escape;

Also: Assembly Bill No. 1082—An act to amend section 594½ of the Political Code, relating to homes for the aged and making an appropriation for the purposes of administration of the provisions of said section;

Also: Assembly Bill No. 1092—An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

ON CONTINGENT EXPENSES.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR SPEAKER: Your Committee on Contingent Expenses, to which was referred the following resolution:

WHEREAS, The electric fan temporarily used in the Judiciary Committee room has been found to be a great convenience to the members of that committee; and

WHEREAS, There being no ventilation in the various committee rooms, the electric fan has been found to be of great benefit during meetings of this committee; now therefore, be it

Resolved, That the sum of \$115.50, or whatever may be necessary of that sum, be appropriated out of the contingent expense fund of the Assembly, to purchase and install electric fans in the various committee rooms;

Resolved further, That the Chief Clerk of the Assembly be and is hereby authorized and directed to purchase and have installed six (6) portable electric fans, not to exceed in cost the sum of \$115.50.

SEWELL,
Chairman of Committee on Judiciary.

WILLIAMSON,
Chairman of Committee on Banking.

FRY,
Chairman of Committee on Public Health and Quarantine.

BYRNE,
Chairman of Committee on Education.

NOYES,
Chairman of Committee on Conservation.

FEIGENBAUM,
Chairman of Committee on Governmental Efficiency and Economy.

SNYDER,
Chairman of Committee on Contingent Expenses.

KEATON,
Chairman of Committee on Soldiers and Sailors Affairs.

SCUDDER,
Chairman of Committee on Fish and Game.

PATTERSON,
Chairman of Committee on Military Affairs.

JESPERSEN,
Chairman of Committee on Roads and Highways.

JOST,
Chairman of Committee on Agriculture.

REINDOLLAR,
Chairman of Committee on Attaches.

Has had the same under consideration, and respectfully reports the same back, and recommends that the same be adopted.

SNYDER, Chairman.

Mr. Snyder moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudsley, Coombs, Crawford, Crowley, Deuel, DeVoe, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Klue, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Noyes, Reindollar, Roland, Scudder, Snyder, Stoekwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—48

NOES—None

SPECIAL ORDER RESET.

On motion of Mr. Adams, the consideration of Assembly Concurrent Resolution No. 17 and Assembly Concurrent Resolution No. 18, heretofore set as special order for this time, was reset as special order for two o'clock p.m. on Thursday, March 21, 1929.

SECOND READING OF ASSEMBLY BILLS—(OUT OF ORDER).

Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, as amended in Assembly January 16, 1929, strike out lines 4 to 21, inclusive, and insert in lieu thereof the following: "to any and all liens, mortgages, trust deeds or other incumbrances upon the premises and improvement to which the liens provided for in this chapter attach, except mortgages, trust deeds, liens or other incumbrances, the entire consideration for which shall, in good faith, have been

actually delivered to and placed in the sole, absolute and unrestricted control of the incumbrancer in payment of such incumbrance and the note secured thereby, either concurrently with, or prior to the delivery of such incumbrance; *provided, however*, that this exception shall not apply either (1) to any mortgage, trust deed or other incumbrance, any part of the consideration for which is executory; or (2) to any lien, mortgage, trust deed or other incumbrance which may have attached subsequent to the time when the structure or work of improvement in connection with which the lien claimant has done his work or furnished his materials was commenced, or (3) to any mortgage, trust deed or other incumbrance of which the lien holder had no notice and which was unrecorded at the time when such structure or work of improvement was commenced, whether commenced by the person filing the lien or by any other person employed in connection with said structure or work of improvement, whether such employment was by the owner or any contractor. *provided, however*, that in the event the owner or holder of any mortgage, trust deed or other incumbrance shall procure, or cause to be procured, a bond with good and sufficient sureties which shall be conditioned for the payment in full of the claims of all persons performing labor upon or furnishing materials to be used in, or furnishing appliances, teams or power contributing to such work of improvement, and shall cause to be incorporated in said bond a provision by its express terms making it inure to the benefit of any and all persons who perform labor upon, or furnish materials to be used in, or furnish appliances, teams or power contributing to such work of improvement, so as to give such persons a right to recover upon said bond in any suit brought to foreclose the liens provided for in this chapter, or in a separate suit brought on said bond, then such mortgage, trust deed or other incumbrance shall be prior and paramount to the liens provided for in this chapter arising out of such work of improvement, irrespective of whether or not such mortgage, trust deed, or other incumbrance attached before or after the time when the work of improvement commenced, and irrespective of the nature of the consideration of such mortgage, incumbrance or trust deed or when such consideration passes. Such bond given under this section must, in order to comply with its requirements, be a bond with good and sufficient sureties in an amount not less than the face principal amount of such mortgage, trust deed or other incumbrance and shall be given for the sole benefit of persons performing labor upon, or furnishing materials to be used in, or furnishing appliances, teams or power contributing to the work of improvement to which said bond refers. No change or alteration, or modification in the work or scheme of improvement referred to in said bond nor in the plans, specifications, or agreements pertaining to the structure or improvement, or agreements pertaining to the furnishing of labor or materials therein, or change in the terms of payment, or extension of time thereof, nor rescission of said bond, nor conditions precedent, nor conditions subsequent contained therein, attempting to limit the right of recovery under said bond shall release or exonerate any surety or sureties on said bond. All bonds given pursuant to the provisions of this chapter shall be construed most strongly against the surety and in favor of all persons for whose benefit such bond is given, and under no circumstances shall a surety be in any wise released from liability to such laborers or materialmen, or persons furnishing appliances, teams or power by reason of any breach of contract between the incumbrancer and the incumbrance holder or owner, but the sole condition of recovery on the part of such persons furnishing labor or materials or appliances, teams or power, as aforesaid, shall be that said labor or material has been used or consumed in, or said appliances, teams or power have contributed to the work of improvement to which said bond refers, and that the person for whose benefit said bond has so been made to inure has not been paid some part or all of the sums due him for the same."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER TWENTY-NINE.

Senate Constitutional Amendment No. 29—A resolution relative to the indemnification of owners of condemned cattle.

COMMITTEE AMENDMENTS.

During reading of Senate Constitutional Amendment No. 29, the following committee amendments were submitted.

AMENDMENT NUMBER ONE

In last line of the title of the printed bill, strike out the word "cattle", and insert in lieu thereof the words "live stock".

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed bill, after the words "owners of", strike out the word "cattle", and insert in lieu thereof the words "live stock".

AMENDMENT NUMBER THREE.

On page 1, line 15, of the printed bill, strike out the words "a diseased", and insert in lieu thereof the word "such".

Amendments adopted.

Senate Constitutional Amendment No. 29 ordered to reprint, and on file for adoption.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER TWO.

Senate Concurrent Resolution No. 2—Relative to Henry Meade Bland being given the honorary title of The Laurel Crowned Poet of California. The question being on the adoption of the resolution.

Senate Concurrent Resolution No. 2 unanimously adopted.

Title read and approved.

Senate Concurrent Resolution No. 2 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 2.

Relative to Henry Meade Bland being given the honorary title of The Laurel Crowned Poet of California

WHEREAS, Henry Meade Bland of San Jose, California, has brought prominently to the attention of the world the history, romance and beauty of California, and its traditions and aspirations, through his verse and poetry, and has contributed to the high standard of our literature, thereby winning the gratitude and admiration of Californians, and meriting official recognition; therefore, be it

Resolved by the Senate, the Assembly concurring, That Henry Meade Bland be hereby recognized and given the title of The Laurel Crowned Poet of California.

Senate Bill No. 17—An act to amend section 1203 of the Political Code, relating to elections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No 17 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Coombs, Craig, Crawford, Cruttenden, Crowley, DeYoe, Dillinger, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jaspersen, Jones, Jost, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Remondar, Roberts, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—56.

NOES—Cloudsley, Collier, Hoffman, and Luttrell—4.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 8—An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No 8 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Remdollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—Anderson—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 20—An act to amend section 4 of an act entitled “An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees, and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act,” approved March 22, 1911, as amended, relating to penalties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 20 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Remdollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Keaton gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 20 was this day passed.

Senate Bill No 482—An act to amend section 369a of the Penal Code, relating to operation of street cars and dummies without suitable brakes and fenders.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 482 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller,

Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Young, and Mr. Speaker—57.

NOES—Arnold—1

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Flynn gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 482 was this day passed

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 54—An act to amend section 4300*b* of the Political Code, relating to sheriff's fees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 54 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 56—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment in justices' courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 56 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 57—An act to amend section 540 of the Code of Civil Procedure, relating to the form of the writ of attachment.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 57 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Reindollar, Rob-

erts, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 254—An act to amend sections 310 and 310a of the Penal Code, relating to flags of the United States and of this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 254 passed by the following vote :

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Flynn, Fr., Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scudder, Snyder, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 259—An act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Keaton moved that Assembly Bill No. 259 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 259 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 376—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 376 passed by the following vote :

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fr., Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Scudder, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 377—An act to amend section 849 of the Code of Civil Procedure, relating to summons, by whom and how served and returned.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 377 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Specker—60.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 378—An act to amend section 902 of the Code of Civil Procedure, relating to contents of execution.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 378 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Mixer, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—58.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. RAY WILLIAMSON IN THE CHAIR.

At three o'clock and thirty-five minutes p.m., Hon. Ray Williamson, member of the Assembly from the Twenty-sixth District, in the chair.

Assembly Bill No. 379—An act to amend section 905 of the Code of Civil Procedure, relating to proceedings supplementary to execution.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 379 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scudder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—56.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 501—An act to amend section 9 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to the levy of taxes for public cemetery districts and fixing the maximum tax which may be levied therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 501 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Klme, Leymel, McDonough, McGunness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Spalding, Stockwell, Williams, Williamson, Wright, and Young—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1091—An act to amend section 737*u* of the Political Code, relating to the salary of the superior judge in and for the county of Marin.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1091 passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Spalding, Stockwell, Williams, Williamson, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1082—An act to amend section 594½ of the Political Code, relating to homes for the aged.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Miss Miller moved that Assembly Bill No. 1082 be withdrawn from the file, and ordered re-referred to Committee on Insurance.

Motion carried.

Assembly Bill No. 1082 ordered re-referred to Committee on Insurance.

Assembly Bill No. 408—An act to amend sections 3, 7, 8, 10, 11, 18½ and 19 of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended, and to add a new section thereto to be numbered section 20, relating to powers of the directors of said companies and forms of insurance policies issued by said company.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Patterson moved that Assembly Bill No. 408 be withdrawn from the file, and ordered re-referred to Committee on Insurance.

Motion carried.

Assembly Bill No. 408 ordered re-referred to Committee on Insurance.

Assembly Bill No. 752—An act to amend section 2552 of the Political Code, relating to the Board of State Harbor Commissioners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 752 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crowley, Deuel, DeYoe, Dullinger, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At three o'clock and fifty minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 919—An act to amend sections 2, 7 and 9 of and to add a new section to be numbered 12a to the "California Meat Inspection Law," relating to the inspection of animals and meat and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jewett moved that Assembly Bill No. 919 be withdrawn from the file, and ordered re-referred to Committee on Live Stock and Dairies.

MOTION TO AMEND.

Mr. Hornblower moved as an amendment that Assembly Bill No. 919 be re-referred to Committee on Public Health and Quarantine.

The question being on the motion to amend.

Amendment withdrawn by Mr. Hornblower.

The question being on the motion of Mr. Jewett that Assembly Bill No. 919 be re-referred to Committee on Live Stock and Dairies.

Motion carried.

Assembly Bill No. 919 ordered re-referred to Committee on Live Stock and Dairies.

Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California.

Bill read third time

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Mr. Reindollar :

AMENDMENT NUMBER ONE.

On page 4, line 32, of the printed bill, strike out the following: "this section", and insert in lieu thereof "this act".

AMENDMENT NUMBER TWO.

On page 5, line 15, of the printed bill, strike out the semicolon, and insert in lieu thereof a comma.

AMENDMENT NUMBER THREE.

On page 5, line 45, of the printed bill, after the word "salary", insert a comma.

AMENDMENT NUMBER FOUR.

On page 6, line 15, of the printed bill, strike out the period, and insert in lieu thereof a colon

AMENDMENT NUMBER FIVE.

On page 7, line 46, of the printed bill, after the following: "\$416.66", insert the words "per month".

AMENDMENT NUMBER SIX.

On page 8, line 31, of the printed bill, strike out the word "liability", and insert in lieu thereof the word "disability".

AMENDMENT NUMBER SEVEN.

On page 8, line 35, of the printed bill, strike out the following: "(1) and".

AMENDMENT NUMBER EIGHT.

On page 9, line 43, of the printed bill, strike out the following: "(one year or more from effective date)", and insert in lieu thereof the following: "September 1, 1930".

AMENDMENT NUMBER NINE.

On page 9, line 47, of the printed bill, beginning in said line 47, strike out the following: "(five years from the effective date)", and insert in lieu thereof the following: "September 1, 1934".

AMENDMENT NUMBER TEN.

On page 10, line 33, of the printed bill, strike out the word "received", and insert in lieu thereof the word "receives".

AMENDMENT NUMBER ELEVEN.

On page 10, line 45, of the printed bill, beginning in said line 45, strike out the following: "(one year or more after effective date)", and insert in lieu thereof the following: "September 1, 1930".

AMENDMENT NUMBER TWELVE.

On page 13, line 4, of the printed bill, strike out the word "case", and insert in lieu thereof the word "cause".

AMENDMENT NUMBER THIRTEEN.

On page 13, line 18, of the printed bill, strike out the word "only", and insert in lieu thereof the word "duly".

AMENDMENT NUMBER FOURTEEN.

On page 14, line 6, of the printed bill, strike out the comma and the word "or", and insert in lieu thereof a period.

AMENDMENT NUMBER FIFTEEN.

On page 2, line 34, of the printed bill, strike out the following: "exceeding four hundred sixty-six dollars and sixty-six cents", and insert in lieu thereof "exceed two hundred fifty dollars".

AMENDMENT NUMBER SIXTEEN.

On page 7, line 45, of the printed bill, strike out the following: "four hundred sixteen dollars and sixty-six cents (\$416.66)", and insert in lieu thereof "two hundred fifty dollars (\$250.00) per month".

AMENDMENT NUMBER SEVENTEEN.

On page 1, line 17, of the printed bill, strike out lines 17 and 18, and insert in lieu thereof the following: "the State of California at least fifty per cent of whose compensation is paid out of funds controlled by the state."

AMENDMENT NUMBER EIGHTEEN.

On page 2, line 25, of the printed bill, strike out the word "contributed", and insert in lieu thereof the word "controlled".

AMENDMENT NUMBER NINETEEN.

On page 4, line 36, of the printed bill, after the word "board", insert the following: "shall determine who are employees within the meaning of this act and".

Amendments adopted

Bill read third time, ordered to reprint, re-engrossment, and third reading.

Assembly Bill No. 494—An act providing for the establishment and maintenance of twenty-four-hour elementary schools by elementary

school districts with the approval of the State Board of Education, providing for the admission to such schools and providing for the government, control, conduct, and support thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Miss Miller:

AMENDMENT NUMBER ONE.

On page 2, line 10, of the printed bill, following the word "consisting", insert the following "when possible".

AMENDMENT NUMBER TWO.

On page 2, line 23, of the printed bill, following the word "submitted", insert the following: "in writing accompanied by a signed statement".

AMENDMENT NUMBER THREE

On page 3, line 8, of the printed bill, following the period, insert the following: "A copy of the complaint shall be at the same time furnished the parent or guardian."

AMENDMENT NUMBER FOUR

On page 3, line 17, of the printed bill, following the word "district", insert a comma and add the following: "after conference held with the parent or guardian,".

Amendments adopted.

Bill read third time, ordered to reprint, re-engrossment, and third reading.

Assembly Bill No. 787—An act to amend sections 1187 and 1188 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Fry moved that Assembly Bill No. 787 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 787 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williams moved that Assembly Bill No. 888 be withdrawn from the file, and ordered re-referred to Committee on Irrigation.

Motion carried.

Assembly Bill No. 888 ordered re-referred to Committee on Irrigation.

Assembly Bill No. 422—An act providing a debt burden limit for lands within counties, cities and counties, and cities, and providing the method of ascertaining the amount thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Arnold moved that Assembly Bill No. 422 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations. Motion carried.

Assembly Bill No. 422 ordered re-referred to Committee on Municipal Corporations.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read—
ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: Your Committee on Attaches respectfully begs leave to report that it has carefully considered the application for the position as hereinafter set forth and desires to submit the following resolution:

Resolved, That the following named person be, and she is hereby appointed and employed for the position and at the per diem set opposite her name, to wit: May McDonnell, Stenographer, \$5, the appointment to date from and including the eighteenth day of March, 1929.

That the name of Hilda Nelson, Stenographer, be stricken from the list of employees as of the date of March 17, 1929.

Said per diem to be paid out of the fund for the payment of officers and employees of the Assembly, and the Comptroller is hereby authorized and directed to draw warrants from such funds in favor of the above named person at said per diem and the said Treasurer is hereby authorized to pay same.

Respectfully submitted

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Ryne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—63.

NOES—None.

ON SOLDIERS AND SAILORS AFFAIRS

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: Your Committee on Soldiers and Sailors Affairs, to which was referred Assembly Bill No. 178—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California to, the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State Home for United States Soldiers, Sailors and Marines, and to provide for the government thereof by the State," approved March 11, 1897, as amended.

Also: Assembly Bill No. 971—An act to amend section 1 of an act entitled "An act to provide for the burial of soldiers, sailors and marines in this State who may hereafter die without leaving sufficient means to defray funeral expenses," approved March 15, 1889, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

KEATON, Chairman.

The above reported bills ordered on file for second reading.

SENATE MESSAGE

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on March 15, 1929, passed Senate Bill No. 173—An act to amend section 487 of the Penal Code, defining grand theft.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Senate Bill No. 173 read first time, and referred to Committee on Crime Problems.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Collier (by request):

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act appropriating money to pay the claim of William Greig, Junior, against the State of California.

Referred to Committee on Introduction of Bills.

By Mr. McDonough:

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER. I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of garages, and the maintenance, use and occupancy of the premises and land on which garages are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and counties, and to provide penalties for the violation thereof.

Referred to Committee on Introduction of Bills.

By Mr. Eddy:

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 9 of an act known as "The Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1927, as amended, relating to treatment.

Referred to Committee on Introduction of Bills.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Morrison: Assembly Bill No. 1105—An act to define finance companies; to provide for the regulation, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof; and to repeal all acts or portions of acts in conflict therewith.

Bill read first time, and referred to Committee on Corporations.

By Mr. Bliss: Assembly Bill No. 1106—An act to increase the number of judges of the superior court of the county of Santa Barbara, and for the appointment of such additional judge.

Bill read first time, and referred to Committee on Judiciary.

ADJOURNMENT.

At four o'clock and twelve minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m. Wednesday, March 20, 1929, out of respect to the memory of the late Honorable John Fairweather.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Wednesday, March 20, 1929.

At ten o'clock a m., pursuant to adjournment, the Assembly was called to order.

Hon Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGunness, Mecker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—79.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Eddy moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVE OF ABSENCE.

On motion of Mr. Crawford, Mr. Scofield was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Eddy, Mr. and Mrs. G. W. Morrell of San Diego were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Roland, W. C. Jurgens of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Lyons, Clarence W. Horn, Henry W. Ventress, Edith Sprague, Cheeney Chandler, and Anna McGee were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. West, Miss A. M. Smith, teacher of Fremont School of Sacramento, and the following students of the eighth grade: Mary Braynard, Marjorie Clary, Veryl Dunn, Mary Gildersleeve, Josephine Gordon, Edith Gorman, Doris Greene, Marie Hoak, Mildred Houston, Irene Jardine, Ruth King, Mildred Leaf, Elizabeth Martindale, Marjyl McCormack, Gretchen Meckfessel, Evelyn Meiss, Adelia Newbert, Helen Plank, Dorothy Steffensen, Marie Stewart, Geraldine Winters, Margaret Wright, Marion Baker, Frederick Buell, Ellwood Chambers, Clifford Courter, James Davidson, Jack Dole, Loren

Feil, Billie Hallanan, Henry Krug, Edmund McCormack, Lester Mullen, Jack Nelson, Fred Noonchester, Curi Petrotta, Donald Petrovich, Bill Polk, Erwin Nichols, Willard Simpson and Richard Beck, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Crittenden, J. W. Stuekenbruck, chairman of board of supervisors of San Joaquin County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roland, Harold D. Weber of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Crowley, W. F. Young, principal of the Dixon Union High School of Dixon, and the following students: Pedro Cruz, William C. Johnson, Robert S. Livingston, Helen Holly, Gertrude Jahn, Florence Saltzen, Catherine Panizza, Alma Goettsche, Amelia Mariani, Ethel Bibby, Amos E. Holly, Donald Simpson, Alice Phillips, Virginia Wathen, Gwyn Green, Jack Dennis and Roy W. Gundlach, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. McGunness, J. M. Schuler was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Coombs, Colonel Nelson M. Holderman, commandant of the Veterans' Home of California, at Yountville, Napa County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

MOTION TO PRINT ADDRESS

On motion of Mr. Williamson, the address delivered by Hon. Frank Coombs, relative to the meritorious service rendered during the World War by Colonel Nelson M. Holderman of the Lost Battalion, was ordered printed in the Journal.

ADDRESS BY HON. FRANK COOMBS

Mr. Speaker, Ladies and Gentlemen of the Assembly

It is an honor and a pleasure to be able to introduce, as my guest, and to ask for the privilege of this floor for a distinguished soldier of this nation, Colonel Nelson M. Holderman, Commandant of the Veterans' Home of California, at Yountville, Napa County.

Colonel Holderman was Captain of Infantry during the World War and was one of but three Californians to receive the distinguished congressional medal. His last days in the war were in the Argonne, when he lay upon that bloody field with his comrades under the shot and shell of the enemy, and from which he never retired until after receiving sixteen wounds—seven gunshot wounds and nine grenade wounds—and when he was borne by his comrades from the scene of the dire conflict.

The days of that fighting will live not only in history, but will live to color history with the romance of olden days. One is reminded of the days when knighthood was in flower, and the glory that surrounds the achievements of that day adds luster to one of the brightest pages in American history.

It was there, upon that bloody field, wounded and stricken, the enemy's shells bursting around them, where the demand was made that they surrender, and the reply came, not from the commander of the forces as some supposed, but from the ranks and the common file of the soldiers—"Go to hell."

So they fought—many died—some were returned wounded, but they have written in letters that will never die, one of those heroic events which bespeak the pride of a nation and of the valor of a people. And the response, "Go to hell," is echoed many a time in the hearts of the American soldiers because it expressed the defiance which told the world that they knew how to fight and to die; and it is an honor that I prize in being able to present to you one of the heroes of that scene, Colonel Nelson M. Holderman.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

SAN FRANCISCO, CALIFORNIA, March 19, 1929.

Assemblyman Edgar C. Leicy, Sacramento, California.

Pacific States Savings and Loan Company is one of more than 200 California building and loan associations. Its ownership is vested in over 3000 Californians and is serving more than 54,000 families, of which approximately 20,000 are in your vicinity. Its resources of \$33,000,000 are being employed solely to contribute to this State's prosperity. It is financing 1686 parcels of property of an approximate aggregate value of \$15,000,000 in your vicinity. We are unalterably opposed to Senate Bill No. 841, which proposes consolidation of various departments, including Insurance, Corporation, Building and Loan, Real Estate and Banking, under one head. These departments cover widely separated activities of such great variance that their efficient and wise administration by one head is obviously impossible. Bill gives no powers to proposed department and is therefore futile gesture. However, its proponents plan it as first step in centralization which will result in curtailment and submergence of building and loan associations. Under present method of administration California building and loan associations have rendered vital service in promotion of thrift and home ownership. They have a record of stability unequalled by any other type of financial institution. Building and Loan associations are to large extent competitive with banks and deem their administration by an identical department unfair to associations and inimical to public welfare. We therefore respectfully ask you to strenuously oppose passage of Senate Bill No. 841.

A. E. FALCH, Secretary.

Also:

OAKLAND, CALIFORNIA, March 19, 1929.

I desire most earnestly to protest against the repeal of section 772 of the Penal Code as proposed in Senate Bill No. 257, the purpose of which is to remove the reward for conviction of a public official for malfeasance and which has been given a "Do pass" recommendation upon the solicitation of Frank M. Carr, the legislative counsel of the Oakland city council. The grand jury of Alameda County is now investigating charges I made in affidavit form against members of the Oakland city council of collusion with representatives of patent pavement to pave the streets of Oakland only with patent pavements and it is no more proper for them to ask that the reward for their conviction be abolished than it would be for a bank robber to ask that the reward for the conviction of bank robbers be abolished.

The difference is this: That the district attorney will try to convict a bank robber whereas with a public official it is one grand brotherhood of politicians and therefore almost impossible for a citizen to bring about a conviction because of the influence he has to overcome and the time, detail and persistency required. With the public good accomplished he is entitled to a reward. To remove the reward feature is to encourage malfeasance.

At the recent recall election the defense made was that \$40,000, the cost of the recall election, could be saved by going into the superior court to remove the commissioner and collect a \$500.00 reward. Be consistent, give the taxpayer some protection.

The Oakland city council recently reeked with garbage collusion, now it is patent pavement and we have a district attorney who has ruled that a black eye is insufficient evidence of assault and battery to issue a warrant. The district attorney of Los Angeles has been sent to San Quentin with the grand jury getting their legal advice from such men. Please leave the law as it is so that a citizen can go direct to the superior court, and also leave the reward as it is so that citizens will be encouraged to expose malfeasance.

Instead of removing the reward for the conviction of crooks I believe in making laws so that crookedness is impossible and therefore herewith I am submitting laws to stop "paving graft," "election fraud" and laws to stop the wrecking of homes by "shyster lawyers."

Very truly yours,

LAKE MERRITT BOOSTERS CLUB.
CHAS. X. NEWMAN, President.

Also:

OAKLAND, CALIFORNIA, March 19, 1929.

GENTLEMEN: We respectfully petition for relief from extortion by collusion between public officials and patent pavement representatives and to make a more equitable distribution of the cost of repaving and street openings.

Stop misrepresentation by patent pavement salesmen by making it mandatory on the part of the city, before starting any street paving proceedings, to notify each property owner by postal card to attend a meeting in the evening at the city hall to discuss with a city engineer the types of paving and how much their bill will amount to and how much difference in price between patented and nonpatented pavements and that no patent pavement petition be circulated before said meeting. This will end the present collusion between public officials and patent pavement companies and contractors to pave our streets only with patent pavements.

Make it mandatory that all side sewers be put in by public contract before paving is done to save tearing up newly paved streets. The location of the side sewer to be designated to the city engineer by the property owner, otherwise the city engineer shall use his own judgment. Improvement bonds to be issued giving the property owner the same time in which to pay for a side sewer as for a main sewer. Property owners will also benefit by the lower price with a public bid and side sewers all put in at one time by the contractor.

Make it mandatory that on bills for street work that the true terms of payment be printed thereon, instead of the present practice by collusion between public officials and contractors bills are sent out under the 1913 act, scaring property owners to pay at once at the city hall by stating on the bills that if not paid by a certain date the property will be sold, whereas the real facts are that bonds will be issued giving the property owner a number of years to pay the bill but unfair in that the interest starts before the paving is started.

Amend the 1913 Street Improvement Act so that property owners shall pay for street paving after the paving is done and the same terms as paving done under the 1911 Act instead of as at present when payment is demanded before the work is started and if not paid, interest starts immediately although the work has not been started, which is unjust, discriminatory and unnecessary as the 1913 act provides that the contractor shall advance the amount of damages awarded because of the cut and fill in grading the street or forfeit the contract.

Amend the 1903 act so that assessment bonds may be issued for street openings that have the same standing as street improvement bonds and therefore could easily be sold to pay for condemnation of property instead of requiring the assessed property owner to pay cash in thirty days as his property will be sold to pay the assessment.

Make it mandatory that one-half the cost of street openings be paid for from the gas tax as the automobiles are the cause. Provide that gas tax money can be used to pay interest and bonds for street openings where there is not sufficient gas tax money available to pay cash for street openings or repaving. In case the gas tax should be abolished or illegal the general funds of the city shall pay the deficit.

Make it mandatory that one-half the cost of repaving be paid for from the gas tax as it is done to make smoother riding for the automobiles and to save nuts and bolts rattling off. Repaving saves the automobilist money.

Make it mandatory that the cost of repaving all crossings be paid from the gas tax and that no assessment for paving be levied against any property where the paving does not border thereon.

Make it mandatory that on corner property where the cost of paving is confiscatory, one-half the cost of paving the side street shall be paid from the gas tax or general funds of the city.

Make it mandatory that the tax collector shall require the name and address of the property owner when tax bills are called for and thereafter all tax bills shall be mailed. Many people fail to get special assessment bills for work that is not done in front of the property. Penalties and costs in that case amount to \$34.00 on a \$25.00 bill, making the bill \$59.00 because of the lack of the address of the property owner.

Make it mandatory to state on a deed the name and address of the new owner, otherwise the recorder may refuse to record the deed. The purpose of which is so that the city and county will always have the name and address of all property owners to mail all assessment bills and to notify property owners by mail of all proposed assessments and to call meetings to find out if it is satisfactory to those who have to pay the bill and what criticisms and suggestions they have to make in regard thereto.

Thanking you all for any assistance each of you can render in making this the law of California. This has the unanimous approval of the Lake Merritt Boosters Club.

LAKE MERRITT BOOSTERS CLUB.
CHAS. X. NEWMAN, President.

Also:

OAKLAND, CALIFORNIA, March 16, 1929.

GENTLEMEN: We respectfully petition for improvement in our election laws so that citizens will vote.

1. Make it legal for any citizen to hold office in any city in which he is a taxpayer. Then cities like Oakland where the best business men reside in nearby cities

could serve the city where their business is located and most of their money is invested.

2. Change the hours for voting to be from twelve o'clock noon to eight o'clock p.m. About 50 per cent of the voting is done between five p.m. and seven p.m. Opening the polls at six a.m. makes the election clerks so tired when it comes to counting the votes that accuracy is impossible, and too long a day for the money they are paid. Opening the polls at noon will attract the higher type of citizens to serve as election officers and the public will have greater confidence in our elections.

3. Provide for "honest elections" by making it the law that anyone to serve as an election officer shall be a mother, as mothers can be depended on to resist influences contrary to public welfare.

4. Make it mandatory that in the application for election officer no mention shall be made as "references" of any public employee or elected official. The present practice is to give preference to those who name the incumbent candidate as a reference and elections therefore are not honest and impartial. If that is not done then the election law should be amended apportioning among the candidates for the highest office the selection of election clerks, instead of the present unfair advantage obtained by letting the incumbent candidates select all the election clerks.

5. Make it mandatory that the address of the polling place be printed in red on postal card notice, as often the polling place is changed and the voter has paid no attention to the address and can not find the place to vote.

6. Prohibit the use of tents for polling places as a waste of public funds, costing \$14.00 as against \$5.00 for a garage or store.

Thanking you all for any assistance each of you can render in making this the law of California. This has been unanimously approved by the Lake Merritt Boosters Club.

LAKE MERRITT BOOSTERS CLUB.

CHAS. X. NEWMAN, President.

P. S.—Please remedy the confusion in voting for the unexpired term of office and a new term for the same office at the same election by providing that the candidate elected for the full term shall fill the unexpired term.

At the present primary election in Oakland only three candidates filed for the unexpired term of commissioner because they feared the voters would not mark their names in both columns, so eight of the candidates filed only for the full term.

Also:

OAKLAND, CALIFORNIA, March 16, 1929.

GENTLEMEN: We respectfully petition for laws that will stop the wrecking of homes by "shyster lawyers" and making criminals out of divorce orphans.

1 Provide for a "domestic relations court" and that "no divorce action" shall be started or any attorney be allowed to interfere in domestic affairs until after 90 days separation of husband and wife and a preliminary hearing had in private before the judge of a domestic relations court. The reason for this is that "divorce shysters" instill hatred between husband and wife, make orphans of children who are left without the guidance of a father and become criminals.

Criminal records prove that the greatest crimes are committed by children of divorced parents. Three recent cases in California are Hickman, the child strangler; Erna Janoscheck, the baby strangler, and Dorothy Ellingson, the murderer of her own mother. All were the children of divorced parents, which divorces probably could have been averted by a domestic relations judge, who with growing children of his own would instinctively consider the future of the children and would know their need of both parents to give them the love and protection which they can not get with a broken home. To prevent the breaking up of homes would be the special function of the domestic relations court.

Under our present system before the court has heard any evidence of who is to blame, under threat of jail takes money away from a husband to give to the wife's attorney for making orphans. At present that is the first order of the court, regardless of whether the husband has to go out to steal to get the money for the attorney. A chance of going to jail in either case.

2 Provide that the "domestic relations court" be presided over by a judge who is the "father" or "mother" of growing children so that he or she may have a more human understanding of domestic affairs and who will not deprive children of either father or mother except in extreme cases. Give every child a chance to become a man among men instead of a candidate for the "noose."

Thanking you all for any assistance each of you can render in making this the law of California. This has been unanimously approved by the Lake Merritt Boosters Club.

LAKE MERRITT BOOSTERS CLUB.

CHAS. X. NEWMAN, President.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Bill No. 903—An act to add a new section to the Reclamation Board Act, as amended, to be numbered 5a, relating to the Reclamation Board—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Bill No. 710—An act to appropriate the sum of \$30,000 to be used in construction, renewal, and repair of works for restraining, impounding and control of debris resulting from mining operations and other causes, and to provide for the manner of expending such appropriation—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

NOYES, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 540—An act to amend section 3 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and distribution of license taxes and adopting those provisions, not inconsistent herewith, of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and distribution of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended and approved May 23, 1925," approved May 26, 1927 ;

Also: Senate Bill No. 541—An act to amend section 9 of an act entitled "An act to regulate and license the business of producing, refining and distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and distribution of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended ;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WEST, Chairman.

The above reported bills ordered on file for second reading.

RECONSIDERATION WAIVED.

Mr. Keaton waived his notice to reconsider the vote whereby Senate Bill No. 20 was passed.

Senate Bill No. 20 ordered transmitted to the Senate.

MOTION TO RECONSIDER.

Mr. Roland moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 1009 was passed be continued until the next legislative day.

Motion carried.

HON. ROY BISHOP IN THE CHAIR.

At ten o'clock and fifteen minutes a.m., Hon. Roy Bishop, member of the Assembly from the Thirty-fifth District, in the chair.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 328—An act to add a new section to the Penal Code, to be numbered 1279a, relating to professional bondsmen.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 22, of the printed bill, strike out the words "been convicted of any crime or offense", and insert in lieu thereof the following: "been confined in any state or federal prison".

AMENDMENT NUMBER TWO.

On page 2, line 32, of the printed bill, beginning in said line 32 and carrying over to line 33, strike out the words "shall in no case be greater than three per centum", and insert in lieu thereof the following: "in an amount of five hundred dollars or more shall be no greater than six per centum; in amounts less than five hundred dollars and more than two hundred forty-nine dollars shall be no greater than seven per centum; and in amounts less than two hundred fifty dollars shall be no greater than eight per centum".

AMENDMENT NUMBER THREE.

On page 2, line 34, of the printed bill, immediately following the word "deposit", insert a semicolon and the following: "unless the premium charge thereof does not exceed the sum of two and one-half dollars,".

AMENDMENT NUMBER FOUR.

On page 2, line 42, of the printed bill, beginning in said line 42, strike out all of lines 42 to 52, inclusive, and on page 3 also strike out all of lines 1 to 5, inclusive, and insert in lieu thereof the following:

"6 If any section, subsection, sentence, clause and phrase of this act is for any reason held to be unconstitutional such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional"

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 55—An act to amend section 689 of the Code of Civil Procedure, relating to execution of judgment in civil actions.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, strike out the comma after the last syllable of the word "property", and insert in lieu thereof a period; strike out all of line 13 after the said comma, and also strike out line 14, and insert in lieu thereof the following: "The sheriff, however, shall not be liable for damages to any such third person for the taking or keeping of such property if no claim is filed by any such third party."

AMENDMENT NUMBER TWO

On page 1, line 21, of the printed bill, strike out the semicolon after the word "attachment", and insert in lieu thereof a period, and add the following: "If they, or others in their place, fail to justify at the time and place appointed, the sheriff must release the property".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 209—An act to add a new section to the Code of Civil Procedure, to be numbered 1752½, relating to property of minors.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the word "either", and substitute in place thereof the word "the".

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, after the word "minor", insert the following: "entitled to the custody of said minor".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 497—An act to amend section 56 of the Civil Code, relating to capability of minors to contract marriages.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, after the word "marriage", strike out the period and the balance of line 14 and all of lines 15, 16, 17 and 18, and insert in lieu thereof the following: "; *provided, further,* that any male under the age of eighteen years and any female under the age of sixteen years, with the consent in writing of the parents of the person under age, or one of such parents, or of his or her guardian, where such written consent is filed with the clerk issuing the marriage license, as provided in section 69 of the Civil Code and where, after such showing as the superior court may require an order of said superior court is entered in the minutes of the clerk of said court, granting permission to said person to marry, is capable of consenting to and consummating marriage."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1037—An act to amend an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2 1927, by adding a section 15a, and to repeal "An act to establish standards for the packing, marketing and sale of apples, forbidding the sale of certain infected and diseased apples, providing for the inspection and certification thereof, and for its enforcement, fixing penalties for its violation, and repealing an act entitled 'The Standard Apple Act of 1917,' approved May 7, 1917," as amended, approved June 3, 1921, Stats. 1921, p. 1169. Amended Stats. 1923, p. 472; amended Stats. 1925, p. 131; amended Stats. 1927, chapter 250, and to provide for the necessary transfer of funds.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 8, line 37, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 981—An act to provide for the protection of certain employees of cities, city and counties, incorporated or unincorporated cities, towns or districts, against personal liability incurred while acting within the course of their duty.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 250—An act to provide for the alteration of the boundaries of and for the annexation of incorporated and/or unincorporated territory to municipal corporations and for the incorporation and consolidation of such annexed territory in and as a part thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the period, and insert in lieu thereof the following: ", and provided, further, that the provisions hereof shall not apply to annexation to, or consolidation with, a city and county."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 11 and 12, and insert in lieu thereof the following "petition shall be presented to the legislative body of the county in which the territory proposed to be annexed is situated. The legislative body of such county shall, within ten days after such presentation, hold a hearing on such petition and if a majority thereof approve of such annexation they shall immediately present such petition with their approval endorsed thereon to the legislative body of the municipal corporation to which it is proposed to annex the territory. The".

AMENDMENT NUMBER THREE.

On page 2, line 1, of the printed bill, after the word "the", insert the word "municipal".

AMENDMENT NUMBER FOUR.

On page 5 of the printed bill, strike out all of lines 36 and 37, and insert in lieu thereof the following: "shall be, for all municipal purposes but for none other, a part of such municipal corporation. The annexed territory, after said annexation, shall remain and be part and parcel, for all purposes of the county and of every political subdivision, district or corporation whatsoever of which it was part prior to the annexation, except that it shall cease, forthwith upon annexation, to be part of any incorporated or chartered city or town of which it was part prior to said annexation; but said annexed territory shall nevertheless remain and be liable for its pro rata share of all bonded indebtedness, of any such incorporated or chartered city or town, incurred prior to said annexation. Whenever a pro rata levy or assessment to pay any bonded indebtedness of the annexing municipal corporation is approved by a majority of the electors residing within the boundaries of the annexed territory, as provided in section 6 of this act, then in such case the property within such annexed territory".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 897—An act to amend sections 3, 4, 5, 6 and 8 of an act entitled "An act to promote the development of the California canned fruit industry and to prevent deception in the packing and sale of canned fruit by establishing and defining certain standards for canned fruit of the varieties herein named, defining the powers and duties of the Director of the Department of Agriculture in relation hereto, including the collection of fees, creating a Board of Appeal and defining its powers and duties in relation hereto and fixing the compensation of the members thereof, prescribing penalties for violations hereof and making an appropriation to carry out the provisions hereof," approved May 23, 1925.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 9, line 36, of the printed bill, after the word "herein", add a new section as follows:

"SEC. 19. This act shall not apply to any of the above enumerated fruits packed prior to January 1, 1930."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 698—An act to amend section 2322*h* of the Political Code, relating to county horticultural commissioners.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 38—An act to add a new section to the "Weights and Measures Act" approved June 16, 1913, as amended, to be numbered 16*r*2, relating to the salaries of the sealer of weights and measures, and deputies, in counties of the second class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 305—An act to amend section 4252 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the twenty-third class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 306—An act to amend section 19*r*23 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twenty-third class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 307—An act to amend section 2322*x*23 of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors in counties of the twenty-third class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 947—An act to amend section 5 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 297—An act to amend section 4244 of the Political Code, relating to compensation of officers and employees in counties of the fifteenth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, after line 2, of the printed bill, insert the following:

"4244 In counties of the fifteenth class, the county and township officers shall receive as full compensation for the services required of them by law, or by virtue of their offices, the following salaries and fees, to wit

1. The county clerk, three thousand three hundred dollars per annum; and in counties of this class there shall be and is hereby allowed to the county clerk one chief deputy who shall receive a salary of two thousand four hundred dollars per annum and three deputies who shall each be paid a salary of two thousand one hundred dollars per annum; two more deputies at salaries of one thousand five hundred dollars per annum, each; said deputies shall be appointed by the county clerk. The salary of said county clerk and his said deputies shall be paid in equal monthly installments out of the salary fund of the said county.

In counties of this class all fees and commissions received by the county clerk in his official capacity or by virtue of his position as county clerk, including fees or commissions allowed by the laws of the United States pertaining to the naturalization of citizens and to public lands which belong to the county of Riverside and shall be paid into the county treasury at the close of each month, with a statement of the sources from which said fees and commissions were received.

It is further provided that in such years as a new and complete registration of voters is required by law the county clerk shall appoint such additional deputies as he shall deem necessary for the registration of voters, and each such deputy shall receive the sum of seven and one-half cents per name for each elector properly registered by him, said compensation to be paid out of the general fund of the county on claims therefor duly verified, presented and approved by the board of supervisors, in the same manner as other claims are presented, allowed and paid.

2. In counties of this class the sheriff, four thousand dollars per annum; *provided*, that in counties of this class that if the sheriff resides in the county jail building he shall be charged such sum per month as rent, as may be fixed by the board of supervisors and deducted each month from the salary of the sheriff; and in counties of this class there shall be and there is hereby allowed to the sheriff one undersheriff whose salary is hereby fixed at the sum of two thousand seven hundred dollars per annum; one chief deputy at a salary of two thousand one hundred dollars per annum, one deputy qualified to act as fingerprint expert and photographer in charge of the department of identification which department is hereby authorized, at a salary of two thousand four hundred dollars per annum, and one assistant to said fingerprint expert and photographer at a salary of one thousand five hundred dollars per annum; three deputies to act as jailers at a salary of one thousand eight hundred dollars per annum, each; one deputy qualified to act as typist at a salary of one thousand five hundred dollars per annum; one deputy qualified to act as office deputy, at a salary of one thousand eight hundred dollars per annum; two deputies qualified to act as court bailiffs in the several departments of the superior court, at salaries of one thousand five hundred dollars per annum, each; two deputies qualified to act as criminal deputies at salaries of two thousand one hundred dollars per annum, each; one matron at a salary of one thousand two hundred dollars per annum. Said deputies and matron shall be appointed by the sheriff and the salaries herein provided for shall be paid in equal monthly installments out of the salary fund of the county at the time and in the same manner as the salaries of county officers are paid.

All fees, commissions and mileage received by the sheriff in his official capacity or by virtue of his office excepting fees, commissions and mileage for the service of civil papers or process coming from courts other than courts in his own county, shall be the property of this county and shall be paid by him into the county treasury at the close of each month with a statement of the source from whence received.

3. The recorder, three thousand three hundred dollars per annum; *provided*, that in counties of this class there shall be and there is hereby allowed the recorder two deputies who shall be appointed by the recorder, and shall be paid the following salaries, to wit: one chief deputy at a salary of two thousand four hundred dollars per annum, one deputy at a salary of one thousand five hundred dollars per annum. The salaries herein provided for shall be paid by the county in equal monthly installments at the same time and in the same manner and out of the same fund as the salaries of the county officers are paid; and *provided, further*, that the recorder is hereby allowed as many copyists as may be required, who shall receive as compensation the sum of four cents per folio for recording any instrument or notice. The compensation of such copyists shall be paid monthly out of the same fund as the salaries of county officers are paid at the same time and in the same manner.

All fees and commissions now or hereafter received by the recorder by virtue of his office or in his official capacity, shall belong to the county of Riverside and shall be paid into the county treasury each month with a statement of the sources from which they were received.

4 The auditor, three thousand six hundred dollars per annum. In counties of this class there shall be, and there is hereby allowed to the auditor the following deputies, whose offices are hereby created and who shall be appointed by the auditor and receive the following salaries: one chief deputy, two thousand four hundred dollars per annum; one deputy one thousand eight hundred dollars per annum; one deputy, one thousand five hundred dollars per annum; one deputy one thousand two hundred dollars per annum, and such other assistants as the auditor may require, *provided*, that the compensation of such other assistants shall not in the aggregate exceed the sum of two thousand five hundred dollars in any one year; *and provided, further*, that the auditor shall file with the county clerk a verified statement, showing the amounts in detail and the persons to whom said compensation is paid. The salaries of said deputies and assistants herein provided for shall be paid by the said county in monthly installments at the same time and in the same manner and out of the same fund as the salary of the auditor is paid.

5 The treasurer, three thousand three hundred dollars per annum. In counties of this class there shall be, and there is hereby allowed to the treasurer one deputy who shall be appointed by the treasurer and shall receive from the county a salary of two thousand four hundred dollars per annum, to be paid by said county in monthly installments at the same time and in the same manner and out of the same fund as the salaries of county officers are paid. All commissions and fees now or hereafter allowed by law to the treasurer, including State inheritance tax fees, shall belong to the county of Riverside and shall be paid into the treasury monthly, with a statement showing the sources from whence received.

6. The tax collector, three thousand six hundred dollars per annum; *provided*, that in counties of this class there shall be and there is hereby allowed to the tax collector the following deputies and assistants, whose offices are hereby created and who shall be appointed by the tax collector: one deputy at a salary of two thousand four hundred dollars per annum; and such assistants as the tax collector may require; *provided*, that the compensation of such assistants shall not, in the aggregate exceed the sum of seven thousand two hundred dollars in any one year; *and provided*, that the tax collector shall file with the county auditor a verified statement showing in detail, the amounts and the persons to whom said compensation is paid; the salaries of the said deputy and other assistants shall be paid by said county in monthly installments, at the same time and in the same manner and out of the same fund as the salaries of the county officers are paid.

7. The assessor three thousand six hundred dollars per annum, and his actual traveling expenses while away from his office on official business; *provided* that in counties of this class there shall be and there is hereby allowed to the assessor the following deputies and assistants, whose offices are hereby created and who shall be appointed by the assessor: one chief deputy at a salary of two thousand four hundred dollars per annum, one deputy at a salary of one thousand eight hundred dollars per annum, one deputy who shall be employed as draftsman at a salary of two thousand two hundred dollars per annum; three deputies at salaries of one thousand five hundred dollars per annum, each, one stenographer at a salary of one thousand one hundred dollars per annum; one chief valuation deputy at a salary of two thousand one hundred dollars per annum and his actual traveling expenses while away from his office on official business; one field deputy at a salary of two thousand dollars per annum, and his actual traveling expenses while away from his office on official business; and such other deputies and assistants as the assessor may require, together with their necessary traveling expenses and whose compensation and expenses in the aggregate shall not exceed twelve thousand dollars per annum; *and provided*, that the assessor shall file with the county auditor a verified statement showing in detail the amounts paid and the persons to whom such compensation is paid. The salaries and traveling expenses of such deputies and assistants and stenographer shall be paid by the said county in monthly installments and at the same time and in the same manner and out of the same fund as county officers are paid. All fees, commissions, including poll tax and fees for the collection of unsecured personal property tax collected by this office shall be turned over to the county and become the property of the county.

8 The coroner, such fees as are now, or may hereafter be allowed by law.

9. The public administrator, such fees as are now, or may hereafter be allowed by law.

10. The district attorney, five thousand dollars per annum, and actual traveling expenses while away from his office on county business; one chief deputy at a salary of four thousand two hundred dollars per annum; one deputy at a salary of three thousand six hundred dollars per annum; one deputy at a salary of two thousand four hundred dollars per annum. One stenographer at a salary of one thousand five hundred dollars per annum; one stenographer at a salary of one thousand two hundred dollars per annum; said deputies, stenographers shall be paid by said county in monthly installments and at the same time and in the same manner and out of the same fund as the county officers are paid.

11. The superintendent of schools, three thousand six hundred dollars per annum; his office shall be kept open on all business days from nine a.m. to five p.m.; he shall be allowed his actual traveling expenses when visiting the schools of the county, *provided*, that in counties of this class there shall be and there is hereby allowed to the superintendent of schools one deputy to be appointed by him who shall receive from the county a salary of two thousand four hundred dollars per annum, one deputy to be appointed by him at a salary of one thousand five hundred dollars per annum. The salaries of said deputies herein provided for shall be paid by said county in monthly installments at the same time and in the same manner and out of the same fund as the salaries of county officers are paid.

12. The surveyor, two thousand eight hundred dollars per annum and in addition thereto all necessary field assistants, *provided*, that in counties of this class there shall be and there is hereby allowed the surveyor three deputies who shall be appointed by the surveyor of the said county, and who shall be paid salaries as follows: one deputy at a salary of two thousand seven hundred dollars per annum; one deputy at a salary of two thousand four hundred dollars per annum and one deputy at a salary of one thousand five hundred dollars per annum. The salaries of the said deputies herein provided for shall be paid by the said county in monthly installments at the same time and in the same manner and out of the same fund as the salaries of county officers are paid. All necessary expenses for field assistants shall be paid by the county, and the actual cost of preparing assessor's maps, whenever a complete set of such maps is ordered prepared by the board of supervisors.

13. For the purpose of regulating the compensation of justices of the peace and constables in counties of the fifteenth class, the townships of said counties are hereby classified as follows: Townships having a population of twenty-five thousand or more and less than forty thousand shall be townships of the first class; townships having a population of ten thousand or more and less than twenty-five thousand shall be townships of the second class, townships having a population of five thousand or more and less than ten thousand shall be townships of the third class; townships having a population of three thousand or more and less than five thousand shall be townships of the fourth class; townships having a population of one thousand or more and less than three thousand shall be townships of the fifth class; townships having a population of less than one thousand shall be townships of the sixth class; townships having an area of one thousand square miles or more and a population of less than ten thousand shall be townships of the seventh class.

14. The justices of the peace shall receive the following monthly salaries to be paid each month at the same time and in the same manner and from the same fund as the county officers are paid, in the respective townships, as follows: In townships of the first class, two hundred twenty-five dollars per month, in townships of the second class, one hundred twenty-five dollars per month; in townships of the third class, seventy-five dollars per month; in townships of the fourth class, thirty-five dollars per month; in townships of the fifth class, twenty-five dollars per month; in townships of the sixth class, ten dollars per month; and in townships of the seventh class, fifty dollars per month.

The board of supervisors may provide a suitable courtroom and necessary stationery supplies and equipment for the various justices of the peace and in the event that the justice of the peace uses a room in a building owned or occupied by him for courtroom purposes, the board of supervisors may pay to the justice of the peace a reasonable rental for the use of such room.

For each justice's court in townships of the first class and second class there shall be one justice's clerk who shall be appointed by the respective justice of the peace. Said clerk shall take the oath of office prescribed for county officers and give a bond in the sum of one thousand dollars conditioned for the faithful performance of the duties of his office, which bond shall be approved and filed in the same manner as bonds of the county officers.

Said justice's clerk shall be authorized to administer all oaths, take and serve affidavits, and shall be authorized to issue and sign writs, summons and all other processes in any action or proceeding in the justice's court of the township for which he is appointed, or pending before any justice of the peace in said township, in the name of the justice before whom the same is pending, or out of whose court the same is issued, which shall be in substantially the following form:

Justice of the Peace.

Attest: -----
Clerk."

All legal papers of every kind in actions or proceedings in such justice's court shall be issued by the said justice's clerk in the manner and form hereinbefore set out. The said justice's clerk shall issue, sign and certify to any and all papers, transcripts or records which are required to be issued, signed or certified by said justice of the peace. All complaints, answers and other pleadings and papers required to be filed in the said justice's court, shall be filed with such justice's clerk, who shall keep a permanent record of such actions and proceedings in the justice's docket, now provided by law to be kept by such justice. Said clerk shall keep a record of the

proceedings of said court and shall have the custody of all records and papers of the same.

All fees for the issuance of process, or other fees, which are by law allowed for any official service of the justice of the peace, shall be exacted and paid in advance into the hands of the justice's clerk which, together with all fees, fines, forfeitures or penalties received in said justice's court, shall be paid into the county treasury.

Said justice's clerk shall render each month to the county auditor and county treasurer an exact account, under oath, of all fines, forfeitures and penalties and fees received by him or collected by said court. Said justice's clerk shall receive a salary of one thousand five hundred dollars per year, which shall be payable in like manner and out of the same funds and at such times as county officers are paid.

Each justice of the peace shall pay into the county treasury once each month all fines, fees and forfeitures collected by him with a statement showing the source from which received.

15. Constables shall receive the following monthly salaries to be paid each month at the same time and in the same manner and from the same fund as the county officers are paid, for their respective townships as follows: In townships of the first class, one hundred twenty-five dollars; in townships of the second class, one hundred twenty-five dollars; in townships of the third class, fifty dollars; in townships of the fourth class, twenty-five dollars; in townships of the fifth class, twenty dollars; in townships of the sixth class, ten dollars; in townships of the seventh class, fifty dollars.

In townships of the first and second classes the salaries herein provided shall be compensation in full for all services rendered by the constable in both civil and criminal cases. The constable shall charge and collect such fees as are allowed by law and shall pay into the county treasury each month all fees, forfeitures, fines and commissions collected by him in the discharge of his duties as such constable. *Provided, however,* that in townships of the first and second classes the constable shall be paid from the county treasury his actual traveling expenses while engaged in official business outside of his respective township.

In townships of the third, fourth, fifth, sixth and seventh classes, the constable shall receive and retain for his own use the fees allowed by law in civil cases and shall be paid out of the county treasury his actual traveling expenses outside of his own township, but within his own county, for the service of a warrant of arrest or any other paper in a criminal case, both going and returning, ten cents per mile, for each mile actually traveled outside his county, both going and returning in the service of any warrant or arrest in any criminal case, five cents per mile; for transportation of prisoners to the county jail, the actual cost of transportation.

16. Population of townships. The population of several judicial townships for the purpose of fixing compensation of township officers shall be ascertained and declared by the board of supervisors on the first Monday after the first day of January, every odd-numbered year.

17. Supervisors. Each supervisor, one thousand five hundred dollars per annum, payable in monthly installments, and ten cents per mile both ways for traveling expenses from his residence to the place of meeting of the board at the county seat, and the necessary actual expenses incurred by him while engaged in county business outside of his district, not exceeding in the aggregate the sum of three hundred dollars per annum.

Each member of the board of supervisors of counties of the fifteenth class shall be required to obtain and keep in force a public liability bond in the amount of fifty thousand dollars indemnifying said supervisor against public liability for any unlawful act or omission as supervisor, said bond to inure to the benefit of any and all persons who may be injured or aggrieved by any unlawful act or omission of said supervisor in his official capacity; *provided,* that the premium or charge for such bond shall not exceed one-half of one per cent per annum on the amount of such bond; *and provided, further,* that premium or charge for such bonds shall be paid by the said county in the manner that the premiums or charges for the bonds of public officials are paid.

18. If any paragraph, sentence, clause or phrase of this is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this section. The Legislature hereby declares that it would have passed each section and each paragraph, sentence, clause and phrase thereof, irrespective of the fact that any one or more paragraphs, sentences, clauses, or phrases, is declared unconstitutional.

The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 100—An act to amend the California Irrigation District Act, approved March 31, 1897, by amending sections 7, 26, 27*b* and 90 thereof, relating to directors of irrigation districts.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1028—An act to amend section 4143 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 25, of the printed bill, as amended in Assembly February 28, 1929, after the words "one or more" in said line, insert the word "outside".

AMENDMENT NUMBER TWO.

On page 3, line 24, of the printed bill, as amended in Assembly February 28, 1929, strike out all of lines 24 to 27, inclusive, and insert in lieu thereof the following: "provided, further, that said auditor shall".

AMENDMENT NUMBER THREE.

On page 8, after line 30, of the printed bill, as amended in Assembly February 28, 1929, insert the following:

"It is hereby found as a fact that the changes herein made in the manner of compensating the county clerk, sheriff, auditor, treasurer, coroner, and assessor, are not intended to, and do not effect an increase in the compensation of said officers, and are to apply to the present incumbents."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1021—An act to amend section 2322*r*14 of chapter 4*b* of part III, title V of the Political Code of the State of California

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out lines 2 to 3, inclusive, and insert in lieu thereof the following: "An act to amend section 2322*r*14 of the Political Code relating to the salaries of the county horticultural commissioner and inspectors in counties of the fourteenth class."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of lines 1 and 2, and insert in lieu thereof the following: "SECTION 1. Section 2322*r*14 of the Political Code is".

AMENDMENT NUMBER THREE.

On page 1, line 16, of the printed bill, strike out the word "nine", and insert in lieu thereof the word "ten".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 667—An act to amend section 4247 of the Political Code, relating to salaries and fees of officers in counties of the eighteenth class.

COMMITTEE AMENDMENTS. •

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, strike out the word "two", and insert in lieu thereof the word "three".

AMENDMENT NUMBER TWO.

On page 1, line 18, of the printed bill, immediately following the comma after the word "annum", insert the following: "and one additional stenographer at a salary of one thousand five hundred dollars per annum,".

AMENDMENT NUMBER THREE.

On page 1, line 20, of the printed bill, beginning in said line 20, strike out the words "one thousand two hundred", and insert in lieu thereof the words "six hundred".

AMENDMENT NUMBER FOUR.

On page 1, line 24, of the printed bill, strike out the period after the word "paid", and insert in lieu thereof a comma and the following: "*provided*, that beginning on January 1, 1931, the district attorney and his chief deputy herein provided for shall devote their entire time during office hours to the duties of their offices, and shall be prohibited from engaging in private practice of the law during their term of office, *and provided, further*, that beginning January 1, 1931, the salary of the district attorney shall be five thousand five hundred dollars per annum and the salary of his chief deputy shall be three thousand six hundred dollars per annum "

AMENDMENT NUMBER FIVE.

On page 2, line 19, of the printed bill, after the words "four thousand", insert the words "two hundred".

AMENDMENT NUMBER SIX.

On page 2, line 24, of the printed bill, strike out the word "one", and insert in lieu thereof the word "four".

AMENDMENT NUMBER SEVEN.

On page 2, line 45, of the printed bill, strike out lines 45 to 49, inclusive, and insert in lieu thereof the following: "fund as other county officers are paid."

AMENDMENT NUMBER EIGHT.

On page 3, line 18, of the printed bill, strike out the words "three hundred", and insert in lieu thereof the words "six hundred".

AMENDMENT NUMBER NINE.

On page 3, line 30, of the printed bill, after the word "mileage", insert the following: "received by the treasurer after January 1, 1931".

AMENDMENT NUMBER TEN.

On page 4, line 15, of the printed bill, strike out the word "six", and insert in lieu thereof the word "eight".

AMENDMENT NUMBER ELEVEN.

On page 4, line 26, of the printed bill, strike out the words "two thousand eight hundred", and insert in lieu thereof the words "three thousand six hundred".

AMENDMENT NUMBER TWELVE.

On page 5, line 37, of the printed bill, strike out lines 37 to 39, inclusive, and insert in lieu thereof the following: "to his official duties; *provided, however*, that no fees in excess of one thousand five hundred dollars in any one year shall be paid to the coroner out of the county treasury".

AMENDMENT NUMBER THIRTEEN.

On page 5, line 41, of the printed bill, strike out lines 41 to 43, inclusive, and insert in lieu thereof the following: "may be hereafter allowed by law."

AMENDMENT NUMBER FOURTEEN.

On page 5, line 48, of the printed bill, strike out line 48, and insert in lieu thereof: "annum, and actual traveling expenses while attending to official business, and necessary expenses for himself and assistants in the field and office while engaged on public work; *provided*, that in counties of this class there shall be and there is hereby allowed the county surveyor one deputy who shall be appointed by the said county surveyor at a salary of two hundred dollars per month, said deputy to be paid at the same time and in the same manner and out of the same funds as the salary of the county surveyor is paid; *provided, further*, that in counties of this class there shall be and is hereby allowed to the county surveyor such other assistants as he may need and appoint, and that whenever said surveyor is directed by the assessor to plat, trace or otherwise prepare maps, plats or block books for the use of the county assessor he shall be allowed such additional field and office assistants as may be deemed necessary, claims for the services of such additional clerks and assistants to be allowed and paid as other claims against the county are allowed and paid; *provided*, that beginning with the term of office in January, 1931, the county surveyor and his one deputy herein provided for shall devote their entire time during office hours to the work of the county and state and shall be prohibited from engaging in private work during their term of office."

AMENDMENT NUMBER FIFTEEN.

On page 6, line 3, of the printed bill, strike out lines 3 to 38, inclusive, and insert in lieu thereof the following: "dred fifty dollars per month; in townships having a population of four thousand and not over fifteen thousand, one hundred dollars per

mouth; in townships having a population over one thousand eight hundred and not over four thousand, seventy-five dollars per month; in townships under one thousand eight hundred, fifty dollars”.

AMENDMENT NUMBER SIXTEEN.

On page 6, line 21, of the printed bill, strike out the figures “1930”, and insert in lieu thereof the figures “1931”.

AMENDMENT NUMBER SEVENTEEN.

On page 6, line 44, of the printed bill, after the period following the number “1920”, insert the following: “In the event that two or more townships are combined, the salaries of the justices of the peace shall be determined on the basis of the total population of the combined townships.”

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 589—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 24, of the printed bill, strike out the word “five”, and insert in lieu thereof “eight”.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 590—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 37, of the printed bill, strike out line 37, and insert in lieu thereof the following: “and as the auditor is paid, *provided*, that if the board of supervisors in any year shall order or direct the auditor to prepare and compile its annual statistical report, and on so performing such services, he may be allowed a further sum not to exceed three hundred dollars, which said board of supervisors shall allow upon the completion and acceptance of the report, *provided, further*, that if the board of supervisors in any year shall order or direct the auditor to prepare and compile a report showing the classified annual pay roll of the county, and on so performing such services, he shall be allowed an additional sum of not to exceed one hundred dollars, to be allowed by said board of supervisors and paid by the county, *provided*, that the compensation”.

AMENDMENT NUMBER TWO.

On page 4, line 7, of the printed bill, strike out lines 7 to 11, inclusive, and insert in lieu thereof the following: “known as townships of the second class townships having a population of one thousand six hundred and less than two thousand five hundred, shall belong to and be known as townships of the third class, townships having a population of one thousand five hundred and less than one thousand six hundred shall belong to and”.

AMENDMENT NUMBER THREE.

On page 6, line 23, of the printed bill, strike out lines 23 to 25, inclusive, and insert in lieu thereof the following:

“18. Grand jurors and trial jurors in the superior court in civil or criminal cases, shall receive as compensation for each day's attendance per day four dollars, and witnesses in the superior court in civil or criminal cases, shall receive, as compensation for each day's attendance, per day three dollars”.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 160—An act to amend section 19~~r~~28 of the Juvenile Court Law, approved June 5, 1916, as amended, relating to salary of the probation officer and assistant probation officer in counties of the twenty-eighth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, after the semicolon following the bracket, strike out the remainder of the bill.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 178—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California to, the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State home for United States soldiers, sailors, and marines, and to provide for the government thereof by the State," approved March 11, 1897, as amended.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 971—An act to amend section 1 of an act entitled "An act to provide for the burial of soldiers, sailors and marines in this State who may hereafter die without leaving sufficient means to defray funeral expenses," approved March 15, 1889, as amended

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILL.

Senate Bill No. 542—An act to amend sections 1 and 4 of the act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees; and to repeal the act approved April 7, 1911, known as the Direct Primary Law; and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law; and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913; and amended and approved May 29, 1917; and amended and approved April 8, 1919; and amended and approved May 31, 1927.

Bill read second time, and ordered on file for third reading.

THE SPEAKER IN THE CHAIR.

At ten o'clock and twenty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 685—An act to amend an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in state, interstate and foreign markets; to protect the State's

reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927, by adding a section 15a, and to repeal "An act to establish standards for the packing, marketing and sale of apples, forbidding the sale of certain infected and diseased apples, providing for the inspection and certification thereof, and for its enforcement, fixing penalties for its violation, and repealing an act entitled 'The Standard Apple Act of 1917,' approved May 7, 1917," as amended, approved June 3, 1921. Statutes 1921, page 1169; amended Statutes 1923, page 472; amended Statutes 1925, page 131; amended Statutes 1927, chapter 250, and to provide for the necessary transfer of funds.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 685 passed by the following vote:

AYES—Anderson, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, Eddy, Feigenbaum, Fry, Harper, Hawes, Hoffman, Jespersen, Jones, Keaton, Leymel, Luttrell, Lyons, Miller, Eleanor; Miller, James A., Morgan, Noyes, Parkman, Reindollar, Roberts, Roland, Seawell, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—41.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 831—An act to amend the title and section 3 of an act entitled "An act to regulate the sale and issuance of licenses to hunt, take, pursue, or kill wild birds or mammals and/or to angle for, take, catch, or kill game fishes for purposes other than sale or profit in order to provide revenue therefrom for fish and game preservation, protection and restoration; defining game fishes; providing a penalty for the violation of this act and repealing all acts and parts of acts inconsistent or in conflict with this act," approved May 27, 1927.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Seawell moved that Assembly Bill No. 831 be withdrawn from the file, and ordered re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 831 ordered re-referred to Committee on Fish and Game.

Assembly Bill No 284—An act prohibiting the catching of any invertebrate or specimen of marine plant life within a certain described portion of Fish and Game District No. 19, other than by officers, employees, and students of the University of California, for scientific purposes, making every violation of certain provisions of this act a misdemeanor,

providing for the punishment thereof and providing for the disposition of fines imposed or collected on account of said violation

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 284 passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, Eddy, Feigenbaum, Fry, Harper, Hawes, Hoffman, Jepsersen, Jones, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Morgan, Noyes, Parkman, Reindollar, Roberts, Roland, Seawell, Spalding, Stockwell, West, Wright, Young, and Mr. Speaker—43.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 1092—An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1092 passed by the following vote:

AYES—Anderson, Badham, Baum, Bernard, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, Feigenbaum, Fry, Harper, Hawes, Hoffman, Jepsersen, Jones, Keaton, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Noyes, Parkman, Reindollar, Roberts, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—43.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 309—An act to provide for county and city and county boards of mental health.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Coombs moved that Assembly Bill No. 309 be withdrawn from the file, and ordered re-referred to Committee on Public Health and Quarantine.

Motion carried.

Assembly Bill No 309 ordered re-referred to Committee on Public Health and Quarantine.

Assembly Bill No. 1058—An act to amend sections 851, 863, 874, 882, and 883 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1058 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jepsersen,

Jewett, Jones, Jost, Keaton, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Parkman, Quigley, Rendollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—Kline—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 901—An act to amend section 1 of an act entitled "An act to provide for the establishment within municipalities of districts or zones within which the use of property, height of improvements and requisite open spaces for light and ventilation of such buildings, may be regulated by ordinance," approved May 31, 1917, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 901 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hoffman, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Noyes, Parkman, Quigley, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 683—An act to amend section 1763 of the Code of Civil Procedure, relating to guardians of insane and other incompetent persons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 683 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger, Eddy, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Quigley, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1071—An act to amend section 323 of the Civil Code, relating to certificates of stock of corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1071 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Ohya, Parkman, Quigley, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williamson, Witter, Wright, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 93—An act to add a new section, to be numbered section 3a, to an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to the keeper of records of hours worked and prima facie evidence of violation of the act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 93 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Nielsen, Noyes, Parkman, Quigley, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—53

NOES—DeYoe, Fisher, and Meeker—3.

Title read.

AMENDMENT TO TITLE.

During the reading of the title, Mr. Wright moved to amend the title as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed and amended bill, in the last two lines of the title, strike out the words "and prima facie evidence of violation of the act." and insert in lieu thereof a period.

Amendment adopted.

Title read, as amended, and approved.

NOTICE OF RECONSIDERATION.

Mr. Scudder gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 93 was this day passed.

Assembly Bill No. 106—An act to amend sections 1 and 2 of an act entitled "An act providing for the formation, government and operation of harbor districts for the improvement or development of harbors, the calling and conducting of elections in such districts, the issuance and disposal of the bonds thereof, and the assessment and levy of taxes for the payment of such bonds, principal and interest, and for the ordinary expenses of such districts," approved April 20, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 106 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Quigley, Roberis, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 12—Approving a certain amendment to the charter of the city of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the sixth day of November, 1928—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for adoption

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 193—An act to provide for the standardization of cement-concrete pipe sold for irrigation purposes;

Also: Assembly Bill No. 647—An act relating to courses of study in elementary schools;

Also: Assembly Bill No. 925—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 4—An act to amend section 653c of the Penal Code, relating to blacklisting and providing penalties for same;

Also: Assembly Bill No. 19—An act to add a new section to the Political Code to be numbered 462, relating to claims for which a warrant has been issued and paid and the amount thereof returned to the State treasury for payment by the State Treasurer, and prescribing a time after which said amount shall revert to and become a part of the general fund of the State;

Also: Assembly Bill No. 111—An act relating to the regulation and licensing of dealers in live market poultry and providing penalties for the violation of the provisions thereof;

Also: Assembly Bill No. 206—An act to amend sections 3 and 15 of an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including a minimum wage; providing for an appropriation therefor and fixing a penalty for violations of this act," approved May 26, 1913, as amended;

Also: Assembly Bill No. 437—An act to make an appropriation annually for the development of the live stock industry and the exhibit of cattle, hogs and sheep at Vernon, California, under the auspices of the Western Live Stock Exhibit Association, and at South San Francisco, California, under the auspices of the California Live Stock and Baby Beef Show;

Also: Assembly Bill No. 559—An act to amend section 1168 of the Penal Code, relating to sentences under the indeterminate sentence law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted;

Also: Assembly Bill No. 648—An act to amend section 604 of the Penal Code, relating to the injury to, or unlawful taking of any crops, grain, cultivated fruits or vegetables, and fixing the penalty for a violation of this section;

Also: Assembly Bill No. 660—An act to provide for the assent by the State of California to the provisions of an act passed by the Congress of the United States, known as the Capper-Ketcham Act and entitled "An act to provide for the further development of agricultural extension work between the agricultural colleges in the several states receiving the benefits of the act entitled 'An act donating public lands to the several states and territories which may provide colleges for the benefit of agriculture and the mechanic arts,' approved July 2, 1862, and all acts supplementary thereto, and the United States Department of Agriculture," and approved May 22, 1928;

Also: Assembly Bill No. 691—An act to amend section 2192 of the Political Code, relating to payment of expenses of feeble-minded persons to State hospitals;

Also: Assembly Bill No. 713—An act authorizing the Director of Finance and the Director of Public Works to investigate available sites in the city of Sacramento for the erection of a new residence for the Governor of the State, and providing for the acquisition of such site or making a report with reference to same to the forty-ninth session of the Legislature.

Also: Assembly Bill No. 808—An act to amend section 633aa of the Political Code, relating to insurance.

Also: Assembly Bill No. 852—An act directing the regents of the University of California to gather data for studying and writing the history of the people of California, and making an appropriation therefor;

Also: Assembly Bill No. 944—An act to amend section 602b of the Political Code, relating to the classification of risks, premium rates and schedule ratings for insurance carriers insuring employers and employees under the Workmen's Compensation, Insurance and Safety Act, chapter 176, laws of 1913, to permit the issuance of compensation participating policies, and requiring the filing of schedules of dividends by all insurance carriers issuing such policies with the Insurance Commissioner, authorizing the said Insurance Commissioner to enforce the provisions of this act and providing penalties for its violation.

Also: Assembly Bill No. 1008—An act to amend sections 737k and 737zz of the Political Code, relating to the salary of judges of the superior court in counties of the thirty-sixth and thirty-eighth class;

Also: Assembly Bill No. 1084—An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

HON. JAMES C. CRAWFORD IN THE CHAIR.

At eleven o'clock and ten minutes a.m., Hon. James C. Crawford, member of the Assembly from the Sixty-first District, in the chair.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 522—An act providing for the use of kindergarten funds for building, furnishing and equipping buildings for the accommodation of kindergartens.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 522 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudslev, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fiv, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, McGinness, Meeker, Miller Eleanor; Miller, James A. Mixer, Morgan, Nielsen, Noyes, Parkman, Quigley, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 555—An act relating to the issuance of permits to work outside of school hours to certain minors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 555 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Fisher, Fry, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noves, Parkman, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—54.

NOES—Feigenbaum, Flynn, Gilmore, McDonough, Quigley, and Williamson—6.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 568—An act to amend an act entitled “An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes therein,” approved May 29, 1915, amended April 27, 1927, by adding new sections thereto to be numbered sections 12, 13, 14, 15, 16, 17, 18, 19 and 20, and relating to the formation, government and operation of said districts embraced in territory in more than one county, and adding territory to districts already formed.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Mr. Coombs:

AMENDMENT NUMBER ONE.

On page 1, lines 9 and 10, of the printed bill, as amended in Assembly March 8, 1929, strike out at the end of line 9, the words “of such county”, and at the beginning of line 10 strike out the words “or counties,” and insert in lieu thereof the word “thereof.”

AMENDMENT NUMBER TWO.

On page 2, line 26, of the printed bill, as amended in Assembly March 8, 1929, after the word “presented”, strike out the comma and insert the following: “for hearing.”

AMENDMENT NUMBER THREE.

On page 2, line 29, of the printed bill, as amended in Assembly March 8, 1929, after “poration”, strike out the comma and the remainder of said line 29, and insert in lieu thereof the following: “included within such district, in whole or in part, and”.

AMENDMENT NUMBER FOUR.

On page 2, lines 38 and 39, of the printed bill, as amended in Assembly March 8, 1929, strike out the words “where said notice is published or posted, at which the petition shall be presented”, and insert in lieu thereof the following: “when the petition shall be heard”.

AMENDMENT NUMBER FIVE.

On page 4, line 44, of the printed bill, as amended in Assembly March 8, 1929, after the word “municipality”, insert the following: “lying in whole or in part within the district”.

AMENDMENT NUMBER SIX.

On page 4, lines 45 and 46, of the printed bill, as amended in Assembly March 8, 1929, after the word “resident”, in said line 45, strike out the words “and property owner of property to be”, and strike out in said line 46 the words “included in the district of said municipality”, and insert in lieu thereof the following: “of and property owner in the territory which is to be included and which lies in said municipality”.

AMENDMENT NUMBER SEVEN.

On page 5, line 27, of the printed bill, as amended in Assembly March 8, 1929, after “ited”, strike out the comma.

AMENDMENT NUMBER EIGHT

On page 5, in line 29, of the printed bill, as amended in Assembly March 8, 1929, strike out the words "In case of", and insert in lieu thereof the word "Upon".

AMENDMENT NUMBER NINE.

On page 5, line 33, of the printed bill, as amended in Assembly March 8, 1929, strike out the word "them", and insert in lieu thereof the word "then".

AMENDMENT NUMBER TEN

On page 6, line 2, of the printed bill, as amended in Assembly March 8, 1929, strike out the word "in", and insert in lieu thereof the word "of".

AMENDMENT NUMBER ELEVEN.

On page 6, line 22, of the printed bill, as amended in Assembly March 8, 1929, strike out the word "each", and insert in lieu thereof the word "the".

AMENDMENT NUMBER TWELVE.

On page 6, line 23, of the printed bill, as amended in Assembly March 8, 1929, after the word "petition", insert the words "before it".

AMENDMENT NUMBER THIRTEEN.

On page 6, line 24, of the printed bill, as amended in Assembly March 8, 1929, after the word "and", insert the words "described in the petition".

AMENDMENT NUMBER FOURTEEN.

On page 6, line 37, of the printed bill, as amended in Assembly March 8, 1929, strike out the words "adding territory to the district", and insert in lieu thereof the following: "the formation of a district from territory within but one county".

AMENDMENT NUMBER FIFTEEN.

On page 6, line 38, of the printed bill, as amended in Assembly March 8, 1929, after the word "shall", insert the following: "by resolution passed".

AMENDMENT NUMBER SIXTEEN.

On page 6, line 39, of the printed bill, as amended in Assembly March 8, 1929, strike out the word "on", and insert the word "one".

AMENDMENT NUMBER SEVENTEEN.

On page 6 of the printed bill, as amended in Assembly March 8, 1929, strike out all of lines 42, 43, 44, 45, 46, 47, 48 and 49, and insert in lieu thereof the following: "A certified copy of said resolution shall be transmitted to the secretary of state, who shall thereupon issue his certificate".

AMENDMENT NUMBER EIGHTEEN.

On page 7, line 12, of the printed bill, as amended in Assembly March 8, 1929, strike out the word "Should", and also strike out all of lines 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45 and to and including the period after the word "petition", in line 46 of said page 7.

AMENDMENT NUMBER NINETEEN.

On page 8, in line 20, of the printed bill, as amended in Assembly March 8, 1929, strike out the word "should", and insert in lieu thereof the word "shall".

AMENDMENT NUMBER TWENTY.

On page 8, line 25, of the printed bill, as amended in Assembly March 8, 1929, strike out the word "county", and insert in lieu thereof the following: "or more counties, as the case may be".

AMENDMENT NUMBER TWENTY-ONE.

On page 8, line 38, of the printed bill, as amended in Assembly March 8, 1929, after the word "district", strike out the period and insert in lieu thereof a comma and the following "and in case there is no newspaper published in the district, said notice shall be posted in conspicuous places in each municipality in whole or in part in the district and upon the property therein included."

Amendments adopted.

Bill read, and ordered to reprint, engrossment, and third reading.

Assembly Bill No. 433—An act to amend sections 2, 3 and 4 of an act entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the State Fire Marshal, providing ways and means for

enforcement and providing penalties for violations," approved June 3, 1927, and to add a new section to be known as section 5.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 433 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—64.

NOES—Crowley, Dillinger, and Kline—3.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and fifty-two minutes a m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 19—Relative to the orderly addition of new roads to the State highway system, after engineering and economic studies by the California Highway Commission and the Department of Public Works.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jespersen asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 19, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER NINETEEN.

Senate Concurrent Resolution No. 19—Relative to the orderly addition of new roads to the State highway system, after engineering and economic studies by the California Highway Commission and the Department of Public Works.

The question being on the adoption of the resolution.

REQUEST FOR ROLL CALL.

On request of Messrs. Jespersen, West and Crittenden, the Speaker ordered a roll call taken on the adoption of Senate Concurrent Resolution No. 19.

The roll was called, and Senate Concurrent Resolution No. 19 was adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixter, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scudder, Seawell.

Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 19 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 19.

Relative to the orderly addition of new roads to the State highway system, after engineering and economic studies by the California Highway Commission and the Department of Public Works.

WHEREAS, It appears that some highways not now in the State highway system are carrying a volume of State traffic that far exceeds the local traffic carried on said roads thus placing upon the counties in which these roads are located an undue and heavy maintenance burden; and

WHEREAS, A preliminary investigation by the California Highway Commission and Department of Public Works indicates that there is at the present time a decidedly greater mileage of such roads in the south, as compared with those in the north, carrying this excessive State traffic; and

WHEREAS, An executive message was transmitted to the Legislature under date of March 12 in which was suggested certain underlying principles to be observed in the inclusion of new secondary roads within the State highway system; now, therefore be it

Resolved by the Senate, the Assembly concurring. That the principles enunciated in said executive message be observed in the inclusion of new roads within the State highway system, and that the California Highway Commission and the Department of Public Works be, and they are hereby directed to observe the following principles in the inclusion of new roads within the State highway system.

1. Additions shall during the next two years be made to the present secondary highway system, totaling between 10 and 12 per cent of existing State highway mileage, said mileage to be added in the ratio of not less than three or four miles in the south to one mile in the north.

2. For budgetary purposes, this mileage shall be included as a part of the State highway system by the California Highway Commission when the necessary surveys are completed, *provided, however*, no money be expended on same until they have been finally included in the system by legislative act.

3. There shall be no change in the present statutory division of secondary highway funds; and, be it further

Resolved. That the California Highway Commission and the Department of Public Works be and they are hereby directed to make a careful study of the State highway system to ascertain and determine routes not now in the system which, either by reason of the large volume of State traffic that they are now carrying, or by reason of the relief that they would afford to heavy traffic upon present State highways, or as highways serving as important interstate links, might properly be included and added to the State highway system; and be it further

Resolved. That this study shall, in accordance with the above mentioned executive message, include an investigation into the engineering, economic and traffic facts involved in the matter; that a comprehensive report shall be made to the forty-ninth Legislature embodying such recommendations as the investigation may disclose as proper and a recital of such facts as may have been taken into account; that this investigation shall begin not later than May 1, 1929, and that this report shall be completed and made public not later than August 1, 1930, and that pending the adoption of such report authority be hereby given to the California Highway Commission to take into consideration for its next budget such roads as it is thus designating and bringing to the attention of the Legislature at its next session.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was read, and ordered printed in the Journal:

GOVERNOR'S OFFICE, SACRAMENTO, March 19, 1929.

*Honorable Edgar C. Levy, State Assembly,
Sacramento, California.*

DEAR SPEAKER LEVEY: The time is near when bills in rapidly increasing volume will be coming to me for executive action. In fairness to their authors, I naturally wish to examine these bills as promptly as possible. Will you, therefore, be good enough to present this communication to the Assembly?

As was the case last session, I shall need a written explanation of each bill, since it is manifestly impossible to remember oral explanations of so many different measures. Last time, however, these explanations were not attempted until after final passage, at which time the author was so busy that I frequently did not hear

from him at all, or far more briefly than would have been the case had the explanation been made at the time the bill passed in the house of its origin, and was consequently fresh in mind.

May I ask, therefore, that each member of the Assembly some time this week hand to Mr. Whitmore, Mr. Carlin, or Mr. Kennedy, an explanation of each of his bills which has thus far passed the Assembly, and that as bills pass in the future a similar explanation be handed in. If any of these bills is hereafter materially changed in the Senate, a supplementary explanation can describe such change.

May I ask that the following suggestions be observed in preparing these explanations

1. Please discuss each bill on a separate sheet of paper, in order that the statement may be filed away with the particular bill which it explains.

2. Each statement should set forth fully the purpose and object of the bill, its necessity, the forces which are back of it, the condition which it is designed to correct, and the like.

3. I should also appreciate receiving such communications from others regarding the bills as the members are willing to have filed with the bill in this office. This request also extends to all bills in which any Assemblyman is interested, either for or against, as well as to his own measures. These latter will be of great value, but the explanations of the author as set forth in "1" and "2" above are absolutely essential to any adequate study of the bill.

My only desire is to give to every bill the fullest and most sympathetic consideration. It is manifestly impossible, however, to do full justice to so many measures unless I am helped out by securing all possible information regarding each, aside from what can be gleaned from the mere text. I wish to thank the members in advance for the kind cooperation they will give me in this matter.

Yours very sincerely,

C C YOUNG, Governor.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. McDonough: An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of garages, and the maintenance, use and occupancy of the premises and land on which garages are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and counties, and to provide penalties for the violation thereof.

By Mr. Collier (by request): An act appropriating money to pay the claim of William Greig, Junior, against the State of California.

By Mr. Eddy: An act to amend section 9 of an act known as "The Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1927, as amended, relating to treatment.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Frv, Gilmore, Hauper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Leymel, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A. Nielsen, Noves, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61

NOES—None

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER ELEVEN.

Assembly Constitutional Amendment No. 11—Proposed amendment to article XIII of the constitution, relative to taxation of marine insurers.

The question being on the adoption of the amendment.

MOTION TO RE-REFER.

Mr. Patterson moved that Assembly Constitutional Amendment No. 11 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Assembly Constitutional Amendment No. 11 ordered re-referred to Committee on Constitutional Amendments.

RECONSIDERATION WAIVED.

Mr. Flynn waived his notice to reconsider the vote whereby Senate Bill No. 482 was passed.

Senate Bill No. 482 ordered transmitted to the Senate.

REQUEST TO USE ASSEMBLY CHAMBER.

Mr. Bernard asked for and was granted the use of the Assembly Chamber for this evening for a public hearing on Assembly Bill No. 919 by the Committee on Live Stock and Dairies

RECESS.

At twelve o'clock and ten minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m. the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 13, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 746—An act to add a new section to the Penal Code, to be known as section 1046a, relating to jury panels;

Also: Assembly Bill No. 787—An act to amend sections 1187 and 1188 of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No. 789—An act to amend section 1197 of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No. 790—An act to amend section 564 of the Code of Civil Procedure, relating to the appointment of receivers;

Also: Assembly Bill No. 791—An act to amend section 701 of the Code of Civil Procedure, relating to who may redeem real property from sale under a lien; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Bill No. 317—An act to add a new section to the Penal Code, to be numbered 626u, relating to the protection of game—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 59—An act to amend section 628 of the Penal Code, relating to fish and

game—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Bill No. 585—An act to amend section 6 of an act entitled "An act to authorize and regulate the possession, use, transportation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared," approved March 17, 1911, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

ON AVIATION AND AIRCRAFT.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: Your Committee on Aviation and Aircraft, to which was referred Assembly Bill No. 1101—An act providing for the licensing of aircraft, airmen, and air navigation facilities, and air traffic rules and to make uniform the law with reference thereto, and to provide for the enforcement thereof; and to repeal that certain act entitled "An act concerning the registration, numbering, and the use of aircraft, and the licensing of operators thereof," approved June 3, 1921—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BISHOP, Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 819—An act relating to the use of school buses owned by high school districts;

Also: Assembly Bill No. 761—An act relating to the eligibility to retirement salaries of teachers and other employees employed in the public schools of this State and educational institutions supported in whole or in part by the State; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

BYRNE, Chairman.

The above reported bills ordered on file for second reading:

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 1050—An act to add a new section to the Political Code to be numbered 1617c, relating to dedication of real property for street or highway purposes by governing bodies of school districts—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 866—An act authorizing the board of supervisors in any county to provide for the education of graduates of the elementary schools of such county at the California Polytechnic School and to pay the costs thereof;

Also: Assembly Bill No. 202—An act to revise an act entitled "An act providing for the sale of certain State lands," approved May 19, 1915, as amended;

Also: Assembly Bill No. 760—An act relating to the employment of librarians in the elementary or secondary schools of this State; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15 and 16 of the General Dairy Law of California, approved June 15, 1923, as amended—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

ON SOCIAL SERVICE AND WELFARE

ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: Your Committee on Social Service and Welfare, to which was referred Assembly Bill No. 609—An act to establish sales rooms and industrial workshops for the blind, providing for the management, government and administration thereof, and making an appropriation for the establishment of a revolving fund therefor—has had the same under consideration, and respectfully reports the same back and recommends that it do pass, and be re-referred to Committee on Ways and Means

CRITTENDEN, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Social Service and Welfare, to which was referred Assembly Bill No. 442—An act to add a new section to the Political Code to be numbered 367h, relating to the acceptance and expenditures of gifts and bequests offered or made to the State Department of Social Welfare for the aid and benefit of the needy aged or needy blind residents of this State—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CRITTENDEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Social Service and Welfare, to which was referred Assembly Bill No. 167—An act to provide an institution for the confinement, care, training and rehabilitation of defective delinquents; to provide for the admission and commitment of such defective delinquents, and providing penalties for certain violations of the act;

Also: Assembly Bill No. 203—An act to promote the better education of social service workers; to provide for and regulate the examination of social service workers; to provide for the issuance of licenses as social service workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions hereof; to provide penalties for the violations of any of the provisions hereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

CRITTENDEN, Chairman.

The above reported bills ordered on file for second reading.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Bill No. 702—An act to add a new section to the Political Code, to be numbered 4041r, authorizing counties to expend money for flood protection and conservation of water resources—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 670—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein, by amending sections 3617, 3627, 3628, 3629 and 3650 of the Political Code, all relating to revenue and taxation,

to comply with the provisions of the aforesaid section 16 of article XIII—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WEST, Chairman.

The above reported bill ordered on file for second reading.

ON CRIME PROBLEMS
ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 1104—An act to amend section 1229 of the Penal Code, relating to execution of judgments of death—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 475—An act to add a new section to the Penal Code to be numbered 530½, relating to false impersonation of peace officers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 581—An act to amend section 487 of the Penal Code, relating to grand theft—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

ON FEDERAL RELATIONS.
ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 8—Relating to the Federal Income Tax Law—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

WITTER, Chairman.

The above reported joint resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 6—Relating to an act of Congress of the United States restricting immigration of aliens ineligible to citizenship and a proposed modification of said act—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

WITTER, Chairman.

The above reported joint resolution ordered on file for adoption.

ON REVENUE AND TAXATION.
ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 1088—An act to amend sections 3682, 3746, 3756 and 3759 of the Political Code, relating to the preparation and delivery of the county tax roll and the collection and delinquency of taxes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WEST, Chairman.

The above reported bill ordered on file for second reading.

ON CLAIMS
ASSEMBLY CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: Your Committee on Claims, to which was referred Assembly Bill No. 1089—An act making an appropriation to pay the claim of Mrs. Caroline Fugitt against the State of California—has had the same under consideration, and respect-

fully reports the same back, and recommends that it be re-referred to Committee on Ways and Means.

WILLIAMS, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No. 174 the following Senators: Young, Canepa, Edwards, to meet with a like committee from your honorable body.

J. A. BEEK, Secretary of Senate
By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, March 12, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No. 465 the following Senators: Rochester, Inman, Mueller, to meet with a like committee from your honorable body.

J. A. BEEK, Secretary of Senate.
By CHAS. A. MCLEAN, JR., Assistant Secretary.

INTRODUCTION AND REFERENCE OF BILLS

The following bills were introduced, and referred as indicated:

By Mr. McDonough. Assembly Bill No. 1107—An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of garages, and the maintenance, use and occupancy of the premises and land on which garages are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Collier (by request): Assembly Bill No. 1108—An act appropriating money to pay the claim of William Greig, Junior, against the State of California.

Bill read first time, and referred to Committee on Claims.

By Mr. Eddy: Assembly Bill No. 1109—An act to amend section 9 of an act known as "The Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1927, as amended, relating to treatment.

Bill read first time, and referred to Committee on Insurance.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Williamson:

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add a new section to the Civil Code to be numbered 230a, relating to the adoption of persons of full age.

Referred to Committee on Introduction of Bills.

REPORT OF COMMITTEE ON FREE CONFERENCE.

The following report of Committee on Free Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR SPEAKER: Your Committee on Free Conference, concerning Senate Bill No. 174—An act to amend section 647 of the Penal Code of the State of California, relating to vagrants—reports that it has met a like committee of the Senate, consisting of Senators Young, Canepa and Edwards, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments, and the bill be further amended as follows:

AMENDMENT NUMBER ONE

On page 2, line 5, of the printed bill, as amended in Assembly March 7, 1929, strike out the comma following the word "addict", and strike out the second word "who" in said line, and insert in lieu thereof a semicolon and the following: "*provided, that a drug addict*".

LEYMEL,
MEEKER,
ANDERSON,

Assembly Committee on Free Conference.

The question being on the adoption of the report of the Committee on Free Conference.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hoffman, Ingels, Jones, Keaton, Kline, Leymel, Little, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.

NOES—None.

SECOND READING OF SENATE BILLS—(OUT OF ORDER).

Senate Bill No. 670—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein, by amending sections 3617, 3627, 3627a, 3628, 3629 and 3650 of the Political Code, all relating to revenue and taxation, to comply with the provisions of the aforesaid section 16 of article XIII.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 9, line 31, of the printed bill, as amended, strike out the words "solvent credits", and insert in lieu thereof the word "notes."

AMENDMENT NUMBER TWO.

On page 9, line 32, of the printed bill, as amended, strike out the word "allotting", and insert in lieu thereof the word "allowing."

AMENDMENT NUMBER THREE.

On page 9, line 33, of the printed bill, as amended, insert as a new paragraph the following:

"9 The actual value of all solvent credits and any legal or equitable interest therein in entering solvent credits there shall be entered the net amount after allowing proper deductions for debts as provided in section 3628 of this code."

AMENDMENT NUMBER FOUR.

On page 9, line 50, of the printed bill, as amended, strike out the whole of said line.

AMENDMENT NUMBER FIVE.

On page 10, line 1, of the printed bill, as amended, strike out the "." and insert in lieu thereof the following: ", and money. In listing money the assessed value

thereof shall in all cases be placed upon a separate line from the other personal property."

AMENDMENT NUMBER SIX.

On page 10, line 18, of the printed bill, as amended, insert after the numeral "6." the following: "The provisions of this act shall be retroactive as to all assessments made on or after noon of the first Monday of March, 1929; *provided*, that no informality or irregularity in the assessment or tax roll for the current year shall render any assessment or tax thereunder invalid or void."

AMENDMENT NUMBER SEVEN.

On page 2 of the printed bill, as amended, beginning with line 48, strike out all of subdivision 6, and in lieu thereof insert the following:

"Sixth—The terms 'credits', and 'solvent credits' mean those solvent debts, including contracts for the sale of personal property whereby title is vested in the vendor until payment of the purchase price specified in the contracts, not secured by mortgage or trust deed, owing to the person, firm, corporation, or association assessed. The term 'debt' means those unsecured liabilities owing by the person, firm, corporation, or association assessed to bona fide residents of this state, or firms, associations or corporations doing business therein, but credits, claims, debts, and demands due, owing or accruing for or on account of money deposited with savings and loan corporations or with building and loan associations, the principal place of business of which is located in this state shall, for the purpose of taxation be deemed and treated as an interest in the property of such corporation, and shall not be assessed to the creditor or owner thereof."

AMENDMENT NUMBER EIGHT.

On page 3, line 22, of the printed bill, after the comma following the word "notes", add the word "debentures,".

AMENDMENT NUMBER NINE.

On page 3, line 23, of the printed bill, strike out the word "nor", and insert in lieu thereof the word "not".

AMENDMENT NUMBER TEN.

On page 3, line 28, of the printed bill, after the comma following the word "credits", add the words "deeds of trust,".

AMENDMENT NUMBER ELEVEN.

On page 10, after line 32, of the printed bill, add two new sections as follows:

"SEC. 8. Section 3648 of the Political Code is hereby amended to read as follows:
Sec. 3648. Any property wilfully concealed, removed, transferred, or misrepresented by the owner or agent thereof, to evade taxation, upon discovery must be assessed at not exceeding ten times its value, and the assessment so made must not be reduced by the board of supervisors, *provided*, that property taxable under the provisions of subsection 4 of section 16 of article thirteen of the constitution of the State of California and section 3627a of the Political Code of the State of California is not subject to the provisions of this section.

"SEC. 9. Section 3649 of the Political Code is hereby amended to read as follows:
Sec. 3649. Any property discovered by the assessor to have escaped assessment for the last preceding year, if such property is in the ownership or under the control of the same person who owned or controlled it for such preceding year, may be assessed at double its value *provided*, that property taxable under the provisions of subsection 4 of section 16 of article thirteen of the constitution of the State of California and section 3627a of the Political Code of the State of California is not subject to the provisions of this section."

AMENDMENT NUMBER TWELVE.

In line 6 of the title of the printed bill, after the figures "3620", insert a comma and add the following "3648, 3649."

Amendments adopted.

Bill read second time, ordered to reprint, and third reading

MOTION TO RECONSIDER.

Mr. Fry moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 319 was passed, be continued until the next legislative day.

Motion carried.

RECONSIDERATION WAIVED.

Mr. Williamson waived his notice to reconsider the vote whereby Assembly Bill No. 41 was passed.

Assembly Bill No. 41 ordered transmitted to the Senate.

RECONSIDERATION WAIVED.

Mr. Cloudsley waived his notice to reconsider the vote whereby Assembly Bill No. 525 was passed.

Assembly Bill No. 525 ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 17—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 17 passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGunley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Parkman, Qungley, Reindollar, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr Speaker—54.

NOES—Adams, Bernard, Collier, Deuel, Emmett, Heisinger, Lyons, Noyes, Patterson, Roland, Scudder, Snyder, Stockwell, and Young—14.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 19—An act to add a new section to the Political Code to be numbered 462, relating to claims for which a warrant has been issued and paid and the amount thereof returned to the State treasury for payment by the State Treasurer, and prescribing a time after which said amount shall revert to and become a part of the general fund of the State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 19 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Qungley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 206—An act to amend sections 3 and 15 of an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including a minimum wage; providing for an appropriation therefor and fixing a penalty for violations of this act," approved May 26, 1913, as amended.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 206 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger,

Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—Scudder—1

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS.

Senate Bill No. 656—An act to add a new section to the Political Code to be numbered 594*b*, relating to burial contracts and certificates.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 656 finally passed by the following vote.

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—69.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. HARRY F. SEWELL IN THE CHAIR.

At three o'clock and three minutes p.m., Hon. Harry F. Sewell, member of the Assembly from the Sixty-eighth District, in the chair.

Senate Bill No. 409—An act to add a new section, to be numbered section 1576*a*, to the Code of Civil Procedure, relating to the conveyance of the property of decedents by trade or exchange.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 409 finally passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending

section 3 of article IV thereof, relating to the election and term of office of members of the Assembly—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 38—An act to add a new section to the "Weights and Measures Act," approved June 16, 1913, as amended, to be numbered 16r2, relating to the salaries of the sealer of weights and measures, and deputies, in counties of the second class.

Also: Assembly Bill No. 92—An act to amend sections 1, 2 and 3 of an act entitled "An act to provide for a day of rest from labor," approved February 27, 1893, relating to what emergency shall permit working more than six days in seven, providing for the enforcement of the act by the Department of Industrial Relations and providing penalties for violation of the provisions thereof;

Also: Assembly Bill No. 134—An act to amend section 1 of "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended;

Also: Assembly Bill No. 294—An act creating the Department of Agriculture fund, specifying what moneys are to be credited to this fund, providing that all moneys remaining in certain special funds at the time this act takes effect shall be credited to said fund, providing that separate record of income and disbursements be kept of all moneys accruing to this fund and providing for a revolving fund,

Also: Assembly Bill No. 306—An act to amend section 19r23 of the "Juvenile Court Law" approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twenty-third class;

Also: Assembly Bill No. 307—An act to amend section 2322r23 of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors in counties of the twenty-third class;

Also: Assembly Bill No. 558—An act to amend the Penal Code by adding a new section thereto to be numbered section 644a, relating to female persons convicted of misdemeanors involving moral turpitude, providing for the adjudging such persons habitual misdemeanants and fixing the punishment therefor.

Also: Assembly Bill No. 1065—An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food products or food articles," approved June 5, 1913, as amended, to be numbered 1a, relating to the securing of a permit to destroy foodstuffs.

And reports that the same have been correctly engrossed.

SPALDING, Chairman

The above reported bills ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER ONE.

Assembly Constitutional Amendment No 1—Proposed amendment to article IV of the constitution, relative to the election and term of office of members of the Assembly.

MOTION TO RE-REFER.

Mr. Bernard moved that Assembly Constitutional Amendment No 1 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Assembly Constitutional Amendment No 1 ordered re-referred to Committee on Constitutional Amendments.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TWELVE.

Assembly Concurrent Resolution No. 12—Relative to approving a certain amendment to the charter of the city of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the sixth day of November, 1928.

The question being on the adoption of the concurrent resolution.

The roll was called, and Assembly Concurrent Resolution No 12 adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, and Young—65.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 12 ordered transmitted to the Senate.

Assembly Bill No. 958—An act amending sections 2 and 14 of an act entitled "An act to provide for a general system based on investigation as to merit, efficiency, and fitness for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make appropriation therefor," approved June 16, 1913, as amended, relating to the appointment of the State Civil Service Commission and its powers and duties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 958 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fry, Harper, Hawes, Heisinger, Hoffman, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGunness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate

THE SPEAKER IN THE CHAIR.

At three o'clock and fifteen minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No 925—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county, or city is a party.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 925 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller,

James A. Mixter, Morgan, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Scudder, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—56

NOES—Byrne, Crittenden, Fisher, Jones, Little, Seawell, West, and Wright—8.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 944—An act to amend section 37 of the "Workmen's Compensation, Insurance and Safety Act," approved May 26, 1913, as amended, relating to the State Compensation Insurance Fund.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Patterson moved that Assembly Bill No. 944 be withdrawn from the file, and ordered re-referred to Committee on Insurance.

Motion carried.

Assembly Bill No. 944 ordered re-referred to Committee on Insurance.

Assembly Bill No. 808—An act to amend section 633aa of the Political Code, relating to insurance.

Bill read third time

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Patterson moved that Assembly Bill No. 808 be withdrawn from the file, and ordered re-referred to Committee on Insurance.

Motion carried.

Assembly Bill No. 808 ordered re-referred to Committee on Insurance.

Assembly Bill No. 647—An act relating to courses of study in elementary schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 647 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Collier, Craig, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Fry, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jones, Keaton, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—55.

NOES—Clowdsley, and Feigenbaum—2.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Williamson gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 647 was this day passed.

Assembly Bill No. 660—An act to provide for the assent by the State of California to the provisions of an act passed by the Congress of the United States known as the Capper-Ketcham Act and entitled "An act to provide for the further development of agricultural extension work between the agricultural colleges in the several states receiving the benefits of the act entitled 'An act donating public lands to the several

states and territories which may provide colleges for the benefit of agriculture and the mechanic arts,' approved July 2, 1862, and all acts supplementary thereto, and the United States Department of Agriculture," and approved May 22, 1928.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 660 passed by the following vote:

AYES—Adams, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Hawes, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1008—An act to amend sections 737k and 737zz of the Political Code, relating to the salary of judges of the superior court in counties of the thirty-eighth and thirty-sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1008 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Hawes, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1084—An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Cloudman moved that Assembly Bill No. 1084 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 1084 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 823—An act directing the regents of the University of California to gather data for studying and writing the history of the people of California, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Cloudman moved that Assembly Bill No. 823 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 823 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 1065—An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food products or food articles," approved June 5, 1913, as amended, to be numbered 1a, relating to the securing of a permit to destroy foodstuffs.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jost moved that Assembly Bill No. 1065 be withdrawn from the file, and ordered re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 1065 ordered re-referred to Committee on Agriculture.

Assembly Bill No. 4—An act to amend section 653 of the Penal Code, relating to blacklisting and providing penalties for same.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 4 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heringer, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor Miller, James A. Mixer, Morrison, Nielsen, Noyes, Ohva, Patterson, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.

NOES—Sewell, and Stockwell—2

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1081—An act to amend section 111 of the Penal Code, relating to the expense of trials for escape.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1081 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Fry, Harper, Hawes, Heringer, Hornblower, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGinness, Meeker, Miller, Eleanor Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—75

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1063—An act to amend section 23 and to repeal sections 21 and 22 of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain a police department,

to provide for the formation, government and operation of said police districts, the assessment, collection, custody and disbursement of taxes for such purpose, and to create a board of police commissioners," approved April 26, 1927, relating to the power of boards of police commissioners to adopt ordinances.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1063 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

ADJOURNMENT.

At four o'clock and twelve minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, March 21, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER.

SACRAMENTO, Thursday, March 21, 1929

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cludman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—78.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Dillinger, Mr Stockwell was granted leave of absence for the day.

On motion of Mr. Eddy, Mr. Witter was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. West, Mrs Lena B. Everett, teacher of the Newton Booth School of Sacramento, and the following students of the low eighth civics class: Georgia Zampathas, Thais Langrehr, Dorothea Taniel, Evelyn Hermanns, Barbara Bailey, Birdie Boyles, Margaret Buhler, Alta Simms, Celia Kiefer, Madeline Moon, Filomena Mezzanares, Katherine Simms, Helen Nisbet, Annetta Anderson, Lois Adams, Conrad H. Paschane, Earl A. Sylva, Sam Matranga, Edward Moor, Jerome Tuilling, Bill Reichert, Harvie Mesusan, Robinson Greer, Roy Lear Clifford McKenzie, Doyle Sellers, Harold Senner and Allen Higgs were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Collier, Eldora McCarty, principal of the Tegner School of Turlock, California, and the following students of the graduating class. Isabel Mendosa, Ialbe Natcher, Lydia Mello, Hilda Correia and Manuel Teixeira were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Cloudman, Miss Lawrence, teacher of the history department, senior class, Williams Institute of Berkeley, and the following students: Cynthia Whitecomb, Constance Leupp, Ruth Larley, Anna Plumber, Morna Scott, Gwendolyn Hoyt, Augustus Guy, Sherlock Hackley, Marjorie Skemp and Elizabeth Paine were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Cronin, detective sergeant of San Francisco police department, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, J. C. Loomis of Hemet was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Harvey Johnson, supervisor of Banning, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Dr. Harry G. Palmer of Compton, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, O. C. Olson of Long Beach, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Mr Wm. J. Kellegher, president of the Apartment House Association, Long Beach, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Mr. H. C. Fremming of Long Beach, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Wm. Ewing, assistant superintendent of schools of Oakland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mr. E. W. Jacobsen, principal of the Roosevelt High School of Oakland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mr. Howard Welty, principal of Oakland Technical High School, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Geo. A. Rier, principal of the University High School of Oakland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roland, Judge Howard D. Bacon of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roland, Judge Harry Pulcifer of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Bishop, Judge E. J. Silver of Alameda was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Bishop, Major C. E. Heckok, city manager of Alameda, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Bishop, Wm. E. Paden, superintendent of schools of Alameda, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Bishop, Mr. Joe Lanktree, president Board of Education of Alameda, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Nielsen, Eugene Foster, principal, and Marjorie Mackey, teacher of the Alma Jones School of Sacramento, and the following students of the seventh and eighth grades: Dorothy Manning, Elsie Mae Higgins, Mildred McKern, La Verne Garavento, William Lehman, Donald Baugh, Bethel Machado, Donald Murchiso, William Hack, Hunter Wardlow, Paul Brousseau, Ross M. Kern, Barton L. McCampbell, Ralph Lehman, Charles Redifer, Robert Dupzyk, Ellis Nolan, Ilo Benn, June Clark, Berdena Sherbourne, Neva Pimentil, Ned Baugh, Sydney Parnham, Fred McKay, Warren Martin, Helen Orisek, Grace Evers, Dorothy Turner, Lillian Hunting, Eloise Tate, Flora Murchison, Madeline Borge, Jeanette Burt, Amelia Miller, James Shen, Robert Harris, Donald Hamilton, Alvin Jones, Mildred King, Frances Wardlow, Laura Jerue, John Taylor, Maxine Falconer, Nellie Franklin, Alice Humphrey, Alvera Paiva, Edwin Compton, Clark Smith, Elizabeth Osmer, Ellen Hack, Christa Hodson, Robert Culver, Paul Culver, Robert Atwood, Mary Lucchesi, Roy Mayfield, Mildred Manning, Marian Brown, Alvin Labiaux, Viola Bedegrew, Beth Buell, Gertrude King, Violet England, Ruth Franklin, Milton Mace, Cecil

Black, John Parrish, Bill Kerr, Arthur Mores, Karl Tretton, Ralph Davis, Russell Franklin, Gordon Violet, Raymond Foster, and Gordon Beasley were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITION.

The following petition was presented, and ordered printed in the Journal:

By Mr. Speaker :

SAN FRANCISCO, CALIFORNIA, March 21, 1929.

*Edgar C. Levey, Speaker of Assembly,
Sacramento, California*

In behalf of my association I earnestly appeal to you to oppose licensing act known as Assembly Bill No. 563. The Master Painters Association of San Francisco disapproves of it because it will not improve our conditions because we already have a contractors license in San Francisco and because that license, as well as the license we already have, is only imposed on the legitimate contractors while the man that is ashamed to have his name on a sign or have his business classified in the city directory escapes all responsibility of any license. If you can find time to investigate you will discover that the fathers of that bill are painters who believe that by building a fence around the painting business by means of such a license they could secure all the business for themselves. It is a selfish, vicious bill and will not accomplish what it is designed for.

Please do your utmost to defeat it.

MASTER PAINTERS AND DECORATORS ASSOCIATION
OF SAN FRANCISCO

FRANK LATORRES, Secretary

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON BUILDING AND LOAN ASSOCIATIONS

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: Your Committee on Building and Loan Associations, to which was referred Senate Bill No. 486—An act to amend the Civil Code by adding a new section to be known as section 6486, thereto, relating to the establishment of branches by building and loan associations and prescribing penalties for the violation of the provisions of the act—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

ROBERTS, Chairman

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 12—A resolution proposing to the people of the State of California an amendment to section 23a of article IV of the constitution of the State of California, relating to expenses of the Legislature—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

ANDERSON, Chairman.

The above reported Assembly constitutional amendment ordered on file for adoption.

ON TEACHERS COLLEGES.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: Your Committee on Teachers Colleges, to which was referred Assembly Bill No. 1102—An act to appropriate money for permanent improvements in aid of and in connection with State Teachers College of San Diego—has had the same under consideration, and respectfully reports the same back, and recommends that the same do pass, and be re-referred to Committee on Ways and Means.

DEUEL, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 19, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Constitutional Amendment No. 17—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California adding to article XIII thereof a new section, to be numbered 18, relative to taxation of marine insurers.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 19—Relative to approving ten certain amendments to the charter of the city of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-sixth day of February 1929.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Assembly Concurrent Resolution No. 19 ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 21—Relative to the publication of a new edition of the constitution of the State of California and providing funds to meet the expenses thereof.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Reindollar asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 21, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER TWENTY-ONE.

Senate Concurrent Resolution No. 21—Relative to the publication of a new edition of the constitution of the State of California and providing funds to meet the expenses thereof.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 21 adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fry, Harper, Hawes, Hoffman, Jespersen, Jones, Keaton, Leymel Luttrell, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Seawell, Snyder, Spalding, Williams, Woolwine, Wright, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 21 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 21.

Relative to the publication of a new edition of the constitution of the State of California and providing funds to meet the expenses thereof.

WHEREAS, The forty-eighth session of the California Legislature previously adopted Senate Concurrent Resolution No. 15 providing for the compilation and publication of the constitution of the State of California, the constitution of the United States and other documents for use in the public schools of the State; and

WHEREAS, Senate Concurrent Resolution No. 15 did not provide sufficient funds to meet the expenses of the compilation, publication and distribution of the documents therein provided for; therefore, be it

Resolved by the Senate, the Assembly concurring, That the Controller be and he is hereby directed to draw his warrant upon the contingent fund of the Senate in the sum of \$2,000 in favor of the Secretary of the Senate, and to draw his warrant upon the

contingent fund of the Assembly in the sum of \$2,000 in favor of the Chief Clerk of the Assembly, in addition to the amount previously appropriated by Senate Concurrent Resolution No. 15, for the purpose of carrying out the purposes of Senate Concurrent Resolution No. 15, and the Treasurer is directed to pay the same.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Quigley:

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 3748 of the Political Code, relating to the time and place of payment of taxes.

Referred to Committee on Introduction of Bills.

By Mr. Heisinger:

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act providing for the adoption or compilation publication and use of textbooks and supplementary textbooks in the elementary and secondary schools of the State of California.

Referred to Committee on Introduction of Bills.

By Mr. Feigenbaum:

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend sections 1205 and 1446 of the Penal Code, relating to judgments directing imprisonment for the satisfaction of fines and providing for payment of fines within a limited time or in installments in certain cases.

Referred to Committee on Introduction of Bills.

By Mr. Jewett:

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add a new section to the Political Code to be numbered 4167a, relating to vacancies in the office of sheriff.

Referred to Committee on Introduction of Bills.

MOTION TO RECONSIDER.

Mr. Seudder moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 93 was passed, be continued until the next legislative day.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 903—An act to add a new section to the Reclamation Board Act, as amended, to be numbered 5a, relating to the Reclamation Board.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 746—An act to add a new section to the Penal Code, to be known as section 1046a, relating to jury panels.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 787—An act to amend sections 1187 and 1188 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 789—An act to amend section 1197 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 790—An act to amend section 564 of the Code of Civil Procedure, relating to the appointment of receivers.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 791—An act to amend section 701 of the Code of Civil Procedure, relating to who may redeem real property from sale under a lien.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 59—An act to amend section 628 of the Penal Code, relating to fish and game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 15, of the printed bill, strike out line 15, and insert in lieu thereof the following: "any spiny lobster (*Panulirus interruptus*), or who at any time takes, catches, kills, has in possession, buys, sells, or offers for sale any spiny lobster (*Panulirus interruptus*), or less than ten".

AMENDMENT NUMBER TWO.

On page 2, line 2, of the printed bill, strike out line 2, and insert in lieu thereof the following: "one and one-half, six, seven, eight and"

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1101—An act providing for the licensing of aircraft, airmen, and air navigation facilities, and air traffic rules and to make uniform the law with reference thereto; and to provide for the enforcement thereof; and to repeal that certain act entitled "An act concerning the registration, numbering, and the use of aircraft, and the licensing of operators thereof," approved June 3, 1921.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 819—An act relating to the use of school buses owned by high school districts.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 27, of the printed bill, after the period insert the following: "The driver or operator of any school bus who violates the provisions of this section shall be guilty of a misdemeanor."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

HON. ROBERT F. FISHER IN THE CHAIR.

At ten o'clock and thirty minutes a.m., Hon. Robert F. Fisher, member of the Assembly from the Second District, in the chair.

Assembly Bill No. 761—An act relating to the eligibility to retirement salaries of teachers and other employees employed in the public schools

of this State and educational institutions supported in whole or in part by the State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the following: "the eligibility of".

AMENDMENT NUMBER TWO

On page 3, line 5, of the printed bill, after said line 5, insert the following:
 "SEC. 5. The provisions of section 5.1071 of this act shall supersede the provisions of section 5.1071 of the School Code as adopted at the forty-eighth session of the Legislature and shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of article four, chapter six of part four of division five of said School Code.

SEC. 5.1071. In every city and county constituting a separate school district where the teacher has made his payment to the superintendent of schools as provided in article two of this chapter, the teacher shall file his duplicate receipt with the board of education of such city and county and no official, board, or commission whose duty it is to draw warrants or demands for the payment of said teacher's salary, shall draw such warrant or demand for the school month ending December thirty-first unless the duplicate receipt for the half year ending December thirty-first is on file, nor for the last month of teaching of the current school year, unless the duplicate receipt for the half year ending June thirtieth is on file."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1050—An act to add a new section to the Political Code to be numbered 1617*c*, relating to dedication of real property for street or highway purposes by governing bodies of school districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out lines 1 to 4, inclusive, and insert in lieu thereof the following:

"An act providing for the dedication of real property for street or highway purposes by governing boards of school districts."

AMENDMENT NUMBER TWO

On page 1, line 1, of the printed bill, strike out lines 1 to 26, inclusive, and also strike out all of page 2, and insert in lieu thereof the following:

"SECTION 1 The provisions of article three *a* of this act shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of chapter four of part one of division six of the School Code as adopted at the forty-eighth session of the legislature.

Article three *a* of this act, embracing sections 6.190*a* to 6.193*a* hereof, reads as follows:

Article III*a*—Dedication of Real Property.

SEC. 6.190*a*. The governing board of any school district of any kind or class, or of any high school district of any kind or class, or of any junior college district of any kind or class, is hereby authorized to dedicate to the state or any political subdivision thereof, for public street or highway purposes, either with or without consideration and without a vote of the electors of such district first being taken, any real property belonging to their respective districts.

SEC. 6.191*a*. Every such dedication shall be made in the following manner: Before ordering the dedication of any such property such governing body shall in regular open meeting by a two-thirds vote of all its members adopt a resolution declaring its intention to dedicate the same, which said resolution shall describe the property proposed to be dedicated in such manner as to identify it, and shall specify the purposes for which and the terms upon which it will be dedicated, and shall fix a time not less than ten days thereafter for a public meeting of said governing body to

be held at its regular place of meeting for a public hearing upon the question of making such dedication.

SEC. 6.192a. Notice of adoption of said resolution and of the time and place of holding said meeting shall be given by posting copies of said resolution signed by the members of such board, or by a majority thereof, in three public places in the district not less than five days before the date of said meeting, and by publishing such notice once not less than three days before the date of said meeting in a newspaper of general circulation, published in the county in which such district, or any part thereof, is situated, if any such newspaper is published therein.

SEC 6.193a. At the time and place fixed in said resolution for the meeting of said governing body such public hearing shall be held and the said governing body may at the said meeting, or at any other meeting of the said governing body held within sixty days thereafter, adopt a resolution by a two-thirds vote of all its members authorizing and directing the president of said governing body, or any other presiding officer, or the secretary, or the members thereof, to execute a deed of dedication of the said property and to deliver the same, and upon the delivery and acceptance of such deed said dedication shall be fully effective."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 202—An act to revise an act entitled "An act providing for the sale of certain State lands," approved May 19, 1915, as amended.

Bill read second time, ordered to engrossment, and third reading

Assembly Bill No. 760—An act relating to the employment of librarians in the elementary or secondary schools of this State.

Bill read second time, ordered to engrossment, and third reading

Assembly Bill No. 866—An act authorizing the board of supervisors in any county to provide for the education of graduates of the elementary schools of such county at the California Polytechnic School and to pay the costs thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15 and 16 of the General Dairy Law of California, approved June 15, 1923, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

The title of an act to amend sections 7, 8, 9, 12, 15 and 16 of the General Dairy Law of California, approved June 15, 1923, as amended, is hereby amended to read as follows:

"An act to amend sections 7, 8, 9, 12, 15, 16 and 18 of the general dairy law of California, approved June 15, 1923, as amended."

AMENDMENT NUMBER TWO.

On page 16 of the printed bill, following line 27, add a new section to be numbered section 7, and to read as follows:

"SEC. 7. Section 18 of the general dairy law of California, approved June 15, 1923, as amended, is hereby amended to read as follows:

Sec. 18. (a) Every person, firm, corporation or association, not a common carrier, who receives from a private or common carrier in cans, bottles, vessels or other containers, any milk, cream, ice cream, or other product of milk intended for human consumption, which has been transported over any railroad, or boat, or freight line, or by other common or private carrier, which said cans, bottles, vessels or other containers, are to be returned to the manufacturer, distributor, consignor or shipper, shall cause the said empty cans, bottles, vessels or other containers to be thoroughly cleansed and sterilized by boiling water or superheated steam before return shipment of the same, and every private or common carrier before accepting such cans or containers to be returned to the manufacturer or distributor shall require that each container be plainly marked with the name and address of the

person returning same. All milk bottles, cans or containers of any kind in which milk or any product of milk is kept, stored, transported or delivered shall be sound, smooth, free from rust or open seams, and at all times kept in a condition which will permit thorough cleansing of all surfaces with which the milk or its products come in contact. Bottles, cans, tubs, cabinets, containers or other receptacles commonly used for the reception, storage or delivery of milk, cream, ice cream or other products of milk shall not be used as a receptacle for, or storage place of any vegetables, fish, fowls, meats, other foodstuffs, or refuse matter, bottles, or filthy, or offensive substance, or for any other purpose than that for which they were originally intended. All empty cans, bottles, vessels or other containers delivered to the producer by the manufacturer, retailer or distributor for the reception of milk or any product of milk shall be kept by said producer in a clean, sanitary, sterile condition and shall be used for no other purpose whatsoever. All empty cans, bottles, vessels or other containers delivered to the consumer by retailer or distributor shall be thoroughly cleansed before returning the same to the retailer or distributor.

(b) Any person, firm, corporation or association or association the members of which are engaged in receiving, producing, manufacturing, packing, canning, bottling, handling or selling milk or any product of milk in containers marked or otherwise identified with the name or names of such person, firm, corporation, or association, or with any fictitious or other name or word or words or with any mark or device whatsoever, may file with the department of agriculture of the State of California a description of the name or names, or word or words or mark or device so used, and an application for registration of the same as a brand, which application shall be accompanied by a fee of five dollars. The applicant shall also cause such description to be printed once a week for three successive weeks in one or more newspapers of general circulation published in the locality or localities in which said applicant shall be engaged in business. The department of agriculture of the State of California may refuse to register a brand when it appears that the same or a similar brand has been previously registered by another, and whenever it appears that two or more applicants have applied for the registration of the same or similar brands, the director of agriculture may after hearing determine the right of prior ownership in such brand; and when such right of prior ownership is determined, the director of agriculture shall refuse to register, or shall cancel the registration of, any duplicate or similar brand. Any person, firm, corporation or association acquiring any container marked with a brand registered under the provisions of this section, by purchase or by other lawful means, shall so notify the department of agriculture of the State of California, and shall not thereafter be required again to file and publish said description, but may acquire as a part of said purchase all such benefit as the vendor had under this act. It shall be the duty of every person who finds or receives in the regular course of business or in any other manner any container marked with a brand registered under the provisions of this section to make diligent effort to find the owner thereof and to restore or return the same.

(c) Whenever the owner or owners of said containers so marked or branded or of said equipment or supplies used in said business or businesses aforesaid, so marked or otherwise impressed, shall require taking or accepting of any sum of money as a deposit for security for the safekeeping and return of such article or articles, it shall not constitute a sale of such property, either optional or otherwise, in any proceeding under this act."

AMENDMENT NUMBER THREE.

On page 14, line 2, of the printed bill, after the word "California," add the following:

"Hotels, restaurants, boarding houses, hospitals, or other concern or agency which shall manufacture ice cream, ice milk or other product of milk for the use of its or their patrons, guests, patients or servants, shall be required to take out the license herein provided for."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 442—An act to add a new section to the Political Code to be numbered 367*h*, relating to the acceptance and expenditures of gifts and bequests offered or made to the State Department of Social Welfare for the aid and benefit of the needy aged or needy blind residents of this State

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 167—An act to provide an institution for the confinement, care, training and rehabilitation of defective delinquents;

to provide for the admission and commitment of such defective delinquents, and providing penalties for certain violations of the act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER TWO.

In line 4 of the title of the printed bill, preceding the word "delinquents", insert the following: "or psychopathic".

AMENDMENT NUMBER THREE.

On page 1, line 2, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER FOUR.

On page 1, line 8, of the printed bill, preceding the word "delinquents", insert the following: "or psychopathic".

AMENDMENT NUMBER FIVE.

On page 1, line 9, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER SIX.

On page 1, line 11, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER SEVEN.

On page 1, line 14, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER EIGHT.

On page 1, line 23, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER NINE.

On page 1, line 24, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER TEN.

On page 2, line 3, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER ELEVEN.

On page 2, line 31, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER TWELVE.

On page 2, line 32, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER THIRTEEN.

On page 2, line 42, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER FOURTEEN.

On page 2, line 43, of the printed bill, strike out the words: "state institution", and insert in lieu thereof the following: "county, or city and county, of which such person is a bona fide resident".

AMENDMENT NUMBER FIFTEEN.

On page 2, line 46, of the printed bill, after said line 46, insert the following: "The court shall designate some county officer, whose business it shall be to keep a record of such payments ordered to be made, to receive, receipt for, and record such payments made, to pay over such payments to the county treasurer, to see that the person or persons ordered to make such payments comply with such orders, and to report to the court any failure on the part of such person or persons to make such payments. Execution may issue for such payment or

payments upon the order and at the discretion of the court, upon affidavit of such officer showing that any payment or payments are due and have not been made."

AMENDMENT NUMBER SIXTEEN.

On page 2, line 51, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER SEVENTEEN.

On page 3, line 11, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER EIGHTEEN.

On page 3, line 14, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER NINETEEN.

On page 3, line 17, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER TWENTY.

On page 3, line 27, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER TWENTY-ONE.

On page 3, line 34, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER TWENTY-TWO.

On page 3, line 37, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER TWENTY-THREE.

On page 3, line 39, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER TWENTY-FOUR.

On page 4, line 17, of the printed bill, strike out all of lines 17 to 21, inclusive, and insert in lieu thereof the following: "tion"

AMENDMENT NUMBER TWENTY-FIVE.

On page 4, line 38, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER TWENTY-SIX.

On page 4, line 45, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER TWENTY-SEVEN.

On page 5, line 4, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER TWENTY-EIGHT.

On page 5, line 22, of the printed bill, after the word "defective", insert the following: "or psychopathic".

AMENDMENT NUMBER TWENTY-NINE.

On page 5, line 28, of the printed bill, after said line 28, insert the following: "Sec. 17. The sum of five hundred thousand dollars is hereby appropriated out of any moneys in the state treasury not otherwise appropriated to be expended by the director of institutions, with the approval of the state board of control, in carrying out the provisions of this act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 203—An act to promote the better education of social service workers; to provide for and regulate the examination of social service workers; to provide for the issuance of licenses as social service workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions hereof; to provide penalties for the violations of any of the provisions hereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out the word "service"

AMENDMENT NUMBER TWO.

In line 3 of the title of the printed bill, strike out the word "service".

AMENDMENT NUMBER THREE

In line 4 of the title of the printed bill, strike out the word "service"

AMENDMENT NUMBER FOUR.

In line 6 of the title of the printed bill, strike out the word "hereof", and insert in lieu thereof the word "thereof".

AMENDMENT NUMBER FIVE.

In line 8 of the title of the printed bill, strike out the word "hereof", and insert in lieu thereof the following: "thereof, and to make an appropriation for the purposes thereof".

AMENDMENT NUMBER SIX.

On page 1, line 2, of the printed bill, strike out the word "service".

AMENDMENT NUMBER SEVEN.

On page 1, line 5, of the printed bill, strike out the word "service".

AMENDMENT NUMBER EIGHT

On page 1 of the printed bill, strike out all of line 7, and insert in lieu thereof the following: "now or has been or will be engaged in social case work, including those doing case work for any and all classes of".

AMENDMENT NUMBER NINE

On page 1 of the printed bill, strike out all of lines 14 and 17, inclusive, and insert in lieu thereof the following: "department, or must be a social worker as defined in section 2 of this act, who has been engaged in social work for three years on salary and presents satisfactory credentials as to character and experience. In order to secure a certificate, each applicant who successfully passes the examination must pay to the department of social welfare a fee of ten dollars which shall be paid by said department into the general fund of the state treasury."

AMENDMENT NUMBER TEN.

On page 1, line 20, of the printed bill, strike out the following: "\$1.00".

AMENDMENT NUMBER ELEVEN.

On page 2 of the printed bill, strike out all of lines 1 and 2, and insert in lieu thereof the following: "as the social welfare board shall direct and according to the rules and regulations of said board. Public notice of each examina-".

AMENDMENT NUMBER TWELVE.

On page 2, line 8, of the printed bill, after the word "the", insert the following: "director of the department of".

AMENDMENT NUMBER THIRTEEN

On page 2, line 10, of the printed bill, beginning in said line 10, strike out the words "department of social welfare", and insert in lieu thereof the words "social welfare board".

AMENDMENT NUMBER FOURTEEN

On page 2, line 14, of the printed bill, strike out the word "board", and insert in lieu thereof the words, "department of social welfare".

AMENDMENT NUMBER FIFTEEN.

On page 2, line 16, of the printed bill, strike out the word "board", and insert in lieu thereof the words: "social welfare board".

AMENDMENT NUMBER SIXTEEN.

On page 2, line 17, of the printed bill, after the word "the", in said line insert the words "social welfare".

AMENDMENT NUMBER SEVENTEEN.

On page 2, line 20, of the printed bill, after the period following the word "worker", insert the following:

"The oral and written examination conducted hereunder prior to July 1, 1931, shall be designed to test and determine the judgment, experience and personality of

the candidate rather than his or her technical knowledge: and every written examination so conducted prior to said date shall be based upon a prescribed reading list."

AMENDMENT NUMBER EIGHTEEN.

On page 2 of the printed bill, strike out all of lines 44 to 49, inclusive, and insert in lieu thereof the following.

"SEC 10. All fees collected under the provisions of this act shall be paid into the general fund of the state treasury. The sum of six thousand dollars is hereby appropriated from any moneys in the state treasury not otherwise appropriated, to the department of social welfare for the purpose of putting into effect and carrying out the provisions of this act during the eighty-first and eighty-second fiscal years."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 702—An act to add a new section to the Political Code, to be numbered 4041r, authorizing counties to expend money for flood protection and conservation of water resources.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

In line 5 of the printed bill, after the word "for", strike out all the rest of the printed bill, and insert in lieu thereof the following: "cooperation with the state board of forestry, the United States forest service or the California forest experiment station in investigations relating to watershed protection, reforestation, and afforestation, when such investigations are for the benefit of such county."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1104—An act to amend section 1229 of the Penal Code, relating to execution of judgments of death.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 475—An act to add a new section to the Penal Code, to be numbered 530½, relating to false impersonation of peace officers.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 581—An act to amend section 487 of the Penal Code, relating to grand theft.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out line 3, and substitute in lieu thereof the following: "487. Grand theft is theft committed in".

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, strike out the word "larceny", and insert in lieu thereof the word "theft".

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, strike out line 10, and insert in lieu thereof the following:

"3. When the property taken is an automobile, horse, mare, gelding,".

AMENDMENT NUMBER FOUR.

On page 1, line 11. of the printed bill, strike out the words "cow, steer, bull, calf." and insert in lieu thereof the following: "any bovine animal,".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1088—An act to amend sections 3682, 3732, 3746, 3748, 3756 and 3759 of the Political Code, relating to the preparation and delivery of the county tax roll and the collection and delinquency of taxes.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, lines 15 and 16, of the printed bill, strike out "last day of March", and insert in lieu thereof "twentieth day in April".

AMENDMENT NUMBER TWO.

On page 2, line 20, of the printed bill, strike out "last day of March", and insert in lieu thereof "twentieth day in April".

AMENDMENT NUMBER THREE.

On page 2, line 47, of the printed bill, strike out "last day of March", and insert in lieu thereof "twentieth day in April".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No 540—An act to amend section 3 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and distribution of license taxes and adopting those provisions, not inconsistent herewith, of an act entitled 'An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and distribution of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith,' approved May 30, 1923, as amended and approved May 23, 1925 " Approved May 26, 1927.

Bill read second time, and ordered on file for third reading

Senate Bill No 541—An act to amend section 9 of an act entitled "An act to regulate and license the business of producing, refining and distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and distribution of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended.

Bill read second time, and ordered on file for third reading.

Senate Bill No 317—An act to add a new section to the Penal Code, to be numbered 626u, relating to the protection of game.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 3, of the printed bill, following the word "who", insert the following "in fish and game districts numbers four, four and three-fourths, four "A", four "E", nineteen, twenty, twenty "A", twenty-one and twenty-two."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 585—An act to amend sections 4, 6 and 9 of an act entitled "An act to authorize and regulate the possession, use, transportation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared," approved March 17, 1911, as amended.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 486—An act to amend the Civil Code by adding a new section to be known as section 648^b thereto, relating to the establishment of branches by building and loan associations and prescribing penalties for the violation of the provisions of the act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 9, of the printed bill, strike out the following: "establish, open" and insert in lieu thereof "open, maintain".

AMENDMENT NUMBER TWO.

On page 2, line 2, of the printed bill, strike out "and", and insert in lieu thereof "conducted or".

AMENDMENT NUMBER THREE.

On page 2, line 2, of the printed bill, strike out beginning with the word "nothing" to and including all of line 10, and insert the following: "that no building and loan association without a guaranty capital stock or permanent nonwithdrawable stock or any officer or director thereof, shall open or maintain any one or more such branch, unless such building and loan association shall thereafter, while maintaining same, at each apportionment of profits, set aside to its reserve fund one per cent of its net profits since the last prior apportionment, in addition to the amount required to be so set aside by section 641 of the Civil Code, until said reserve fund shall exceed the maximum amount required by said section 641 of the Civil Code for such association by the amount of twenty-five thousand dollars for each branch so opened, maintained or conducted."

AMENDMENT NUMBER FOUR.

On page 2, line 11, of the printed bill, strike out beginning with the word "every" and ending on line 14 of page 2 of the printed bill with the word "branch", and substitute in lieu thereof the following: "every building and loan association which is conducting a branch at the date this act becomes effective, shall within ten days after said date, and every building and loan association before it shall thereafter open or conduct a branch must apply for and procure from the building and loan commissioner a certificate of authority or license for the opening of such branch."

AMENDMENT NUMBER FIVE.

On page 2, line 18, of the printed bill, strike out the following "act", and insert in lieu thereof "section".

AMENDMENT NUMBER SIX.

On page 2, line 21, of the printed bill after the word "association" insert "at its own cost and expense,".

AMENDMENT NUMBER SEVEN.

On page 2, line 22, of the printed bill, strike out beginning with the word "any" to and including "association", line 28, and insert in lieu thereof the following: "the business of such building and loan association is conducted."

AMENDMENT NUMBER EIGHT.

Insert new paragraph to follow amendment number seven.
 "The word branch as used in this section shall be construed to mean any office other than the principal place of business of a building and loan association in this state opened, maintained or conducted by an agent duly licensed under section 15a of the building and loan commission act and operated by said agent at his own cost and expense."

AMENDMENT NUMBER NINE.

On page 2, line 30, of the printed bill, strike out the following: "public offense", and insert in lieu thereof "misdemeanor".

AMENDMENT NUMBER TEN.

On page 2, line 30, of the printed bill, strike out beginning with the word "and", and ending with the word "felony", line 38.

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 691—An act to amend section 2192 of the Political Code.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 691 passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fry, Harper, Hawes, Hoffman, Jespersen, Jones, Jost, Keaton, McGuinness, Meeker, Miller, Eleanor; Mixer, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Scofield, Scudder, Spalding, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 978—An act to amend the California Fruit, Nut and Vegetable Standardization Act of 1927, approved June 2, 1927, as amended, by amending section 35 thereof, relating to standards for sweet potatoes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 978 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Reindollar, Scofield, Scudder, Spalding, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Harper moved that Assembly Bill No. 965 be withdrawn from the file, and ordered re-referred to Committee on Elections.

Motion carried.

Assembly Bill No. 965 ordered re-referred to Committee on Elections.

Assembly Bill No. 393—An act to amend sections 5, 10, 12 and 24 of the Direct Primary Law, being "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 393 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Patterson, Reindollar, Seofield, Scudder, Seawell, Spalding, West, Williamson, Woolwine, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At ten o'clock and forty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 671—An act to amend sections 1, 2, 11, 16 and 24b of an act entitled "An act to promote the drainage of wet, swamp, and overflowed land, or lands, otherwise needing surface or underground drainage or protection from storm water overflow, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919; as amended April 13, 1927, relating to contents of petition, extent of district, award of contract, date and form of bonds, and reassessments.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 671 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Cloudsley, Collier, Coombs, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Patterson,

Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Woolwine, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 437—An act to make an appropriation annually for the development of the live stock industry and the exhibit of cattle, hogs and sheep at Los Angeles, California, under the auspices of the Western Livestock Exhibit Association.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Scofield moved that Assembly Bill No. 437 be withdrawn from the file, and ordered re-referred to Committee on Live Stock and Dairies

Motion carried.

Assembly Bill No. 437 ordered re-referred to Committee on Live Stock and Dairies.

Assembly Bill No. 111—An act relating to the regulation and licensing of dealers in live market poultry and providing penalties for the violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 111 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feelev, Fisher, Fry, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Jost, Kline, Lymel, Little, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Patterson, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, West, Woolwine, Young, and Mr. Speaker—53

NOES—DeYoe, and Feigenbaum—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 193—An act to provide for the standardization of cement-concrete pipes sold for irrigation purposes and providing for the enforcement thereof.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 193 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crowley, Deuel, Dillinger, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Kline, Lymel, Little, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Reindollar, Scofield, Scudder, Seawell, Spalding, West, Woolwine, Young, and Mr. Speaker—49.

NOES—Collier, Feigenbaum, Luttrell, and Williamson—4

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 648—An act to amend section 604 of the Penal Code, relating to the injury to, or unlawful taking of any crops, grain, cultivated fruits or vegetables, and fixing the penalty for a violation of this section.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 648 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Morrison; MIXER: Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Spalding, West, Williamson, Woolwine, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 134—An act to amend section 1 of "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 134 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jones, Kline, Leymel, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Woolwine, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 189—An act to amend sections 3 and 79c of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 189 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Spalding, West, Williamson, Woolwine, Young, and Mr. Speaker—56

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 169—An act to amend section 18*b* of an act entitled “An act to allow unincorporated towns and villages to establish, equip and maintain systems of street lights on public highways; to provide for the formation, government and operation of highway lighting districts; the calling and holding of elections in such districts; the assessment, collection, custody and disbursement of taxes therein; and the creation of ex officio boards of supervisors,” approved March 20, 1909 (Statutes 1909, page 551), as amended, relating to annexation of districts by cities.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 169 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Klue, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Snyder, West, Williamson, Woolwine, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 172—An act to enable municipalities to contract with the county to exercise fire protection functions in municipalities and to reimburse the county for such services.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 172 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronn, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Klue, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Parkman, Patterson, Qungley, Reindollar, Scofield, Scudder, Seawell, Spalding, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. ARCHIBALD E. BROCK IN THE CHAIR.

At eleven o'clock and forty-five minutes a.m., Hon. Archibald E. Brock, member of the Assembly from the Fifty-eighth District, in the chair.

Assembly Bill No. 536—An act to secure the safety of the public at public bathing places and to provide for the attendance of lifeguards.

Bill read third time.

The question being on the passage of the bill.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Hornblower moved a call of the House.

Motion carried.

Time, twelve o'clock and twelve minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Baum, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—62.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

THE SPEAKER IN THE CHAIR.

At twelve o'clock and twelve minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At twelve o'clock and fifteen minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Hornblower.

The roll of absentees was called, and Assembly Bill No. 536 refused passage by the following vote:

AYES—Arnold, Baum, Brock, Crawford, Cronin, Easley, Feeley, Flynn, Fry, Gilmore, Hawes, Hornblower, Kline, McDonough, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roberts, Scofield, Sewell, Williams, Williamson, and Mr. Speaker—28.

NOES—Adams, Anderson, Bishop, Bliss, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Harper, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Little, Luttrell, Meeker, Mixer, Noyes, Patterson, Roland, Scudder, Seawell, Snyder, West, Woolwine, Wright, and Young—37.

NOTICE OF RECONSIDERATION.

Mr. Feigenbaum gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 536 was this day refused passage.

MOTION TO PRINT EXTRA COPIES.

Mr. Roberts moved that the Chief Clerk be ordered to have 250 extra copies of Senate Bill No. 486 as amended, printed.

Motion carried.

RECESS.

At twelve o'clock and seventeen minutes p.m., on motion of Mr. Williamson, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 793—An act to amend section 4245 of the Political Code, relating to salaries and fees of county and township officers, and organization of townships in counties of the sixteenth class,

Also. Assembly Bill No. 1052—An act making an appropriation for equipment of buildings at Veterans' Home of California, and declaring the same an urgency measure necessary for the immediate preservation of the public peace, health and safety and providing for its going into effect immediately. And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-first day of March, 1929, at nine o'clock and thirty minutes a.m.

SPALDING, Chairman

Also:

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689, 690, 691 and 692 and to amend sections 662 and 675 of the said code, all relating to the Department of Finance and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure thereon," approved February 28, 1893—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 35—An act to add new sections, to be numbered 23, 24 and 25 to an act entitled "An act to reserve all minerals in State lands, to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights, to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act," approved May 25, 1921, as amended, relating to the suspension, withholding or denial of the right or privilege of applying or bidding for, receiving, obtaining or being granted permits or leases to prospect for or take oil, gas or other mineral in, upon or from tide, overflowed or submerged lands and beds of navigable rivers or lakes belonging to the State or any political subdivision thereof.

Also Assembly Bill No. 178—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California to, the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon to make the same a State home for United States soldiers, sailors, and marines, and to provide for the government thereof by the State," approved March 11, 1897, as amended.

Also Assembly Bill No. 249—An act to amend sections 2979b and 2979c of the Political Code, relating to the character, treatment, transportation and physical rehabilitation of physically defective and handicapped persons, under the age of 18 years, by and under the direction of the State Board of Health and by and under the direction of the county board of supervisors, procedure thereof, waiving of fees, providing for collection and disposition of moneys collected, and continuing of revolving fund.

Also Assembly Bill No. 258—An act granting to the Regents of the University of California for the use of the University of California in connection with scientific research and investigation at the Scripps Institution of Oceanography the sole and exclusive right of possession, occupation, and use of certain lands bordering on the Pacific Ocean in the county of San Diego, State of California, and State waters adjacent thereto, forbidding entry upon said lands and State waters of any persons other than officers, employees, students of the University of California, and licensees of the Regents of the University of California, making every violation of certain provisions of this act a misdemeanor, and providing for the punishment thereof;

Also. Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69b, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony.

Also: Assembly Bill No. 398—An act to amend section 10 of an act entitled "An act to provide for the formation, management, and dissolution of county waterworks districts; for supplying the inhabitants thereof with the water, for levying and collecting taxes on property in such districts; and for the issuance of county waterworks district bonds and the payment thereof," approved June 13, 1913, as amended, relating to the tax for maintaining waterworks;

Also: Assembly Bill No. 442—An act to add a new section to the Political Code to be numbered 3674, relating to the acceptance and expenditures of gifts and bequests offered or made to the State Department of Social Welfare for the aid and benefit of the needy aged or needy blind residents of this State;

Also Assembly Bill No. 475—An act to add a new section to the Penal Code to be numbered 5304, relating to false impersonation of peace officers;

Also: Assembly Bill No. 746—An act to add a new section to the Penal Code, to be known as section 1046a, relating to jury panels;

Also: Assembly Bill No. 791—An act to amend section 701 of the Code of Civil Procedure, relating to who may redeem real property from sale under a lien;

Also: Assembly Bill No. 866—An act authorizing the board of supervisors in any county to provide for the education of graduates of the elementary schools of such county at the California Polytechnic School and to pay the costs thereof;

Also: Assembly Bill No. 880—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands other than swamp and overflowed lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 12 and 17 thereof, relating to directors, and by adding a new section thereto to be numbered 19a, relating to nomination of candidates for office, and by amending section 20 thereof, relating to elections, section 41 thereof, relating to assessments, and section 58 thereof, relating to actions to determine the validity of bonds;

Also: Assembly Bill No. 903—An act to add a new section to the Reclamation Board Act, as amended, to be numbered 5a, relating to the Reclamation Board;

Also: Assembly Bill No. 920—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section to be numbered 36a, relating to the registration of motor vehicles;

Also: Assembly Bill No. 947—An act to amend section 5 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 13, 1913, as amended;

Also: Assembly Bill No. 1104—An act to amend section 1229 of the Penal Code, relating to execution of judgments of death;
And reports that the same have been correctly engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 233—An act to amend section 4239 of the Political Code, relating to salaries of officers of counties of the tenth class;

Also: Assembly Bill No. 941—An act to amend section 2322.54 of the Political Code, relating to the horticultural commissioner of counties of the fifty-fourth class,

Also: Assembly Bill No. 849—An act to amend section 16.15 of the Weights and Measures Act, approved June 16, 1913, as amended, relating to compensation of the sealer of weights and measures in counties of the fifteenth class;

Also: Assembly Bill No. 850—An act to amend section 2322 of the Political Code, relating to county horticultural commissioners;

Also: Assembly Bill No. 997—An act to amend section 19 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions, establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law, approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Assembly Bill No. 298—An act to amend section 19.15 of the Juvenile Court Law, relating to compensation of probation officers in counties of the fifteenth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON AGRICULTURE

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 632—An act to add a new section to the Political Code, to be numbered 3614, relating to the Department of Agriculture—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Agriculture, to which was referred Senate Bill No. 521—An act to amend sections 2319*a*, 2319*b*, and 2319*c* of the Political Code, relating to the duties of the State Commissioner of Horticulture—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JOST, Chairman

The above reported bill ordered on file for second reading.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

ON ROADS AND HIGHWAYS.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 771—An act to amend section 1 of an act entitled "An act declaring and establishing a State highway from the city of Bakersfield through a portion of the counties of Kern, San Luis Obispo, Santa Barbara and Maricopa and the city of San Buenaventura, designated and known as the Bakersfield, Maricopa and Ventura State Highway," approved June 16, 1913, relating to State highways—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 661—An act to amend sections 24, 29 and 31 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, as amended, relating to the appropriation for and payment of installments of assessments assessed against counties for the construction of highways by joint highway districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

ON MILITARY AFFAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: Your Committee on Military Affairs, to which was referred Senate Concurrent Resolution No. 8—Relative to reports of the department encampment

and the annual convention of the United Spanish-American War Veterans and the Disabled American Veterans of the World War of the Department of California, respectively—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted

PATTERSON, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also :

MR. SPEAKER Your Committee on Military Affairs, to which was referred Senate Bill No. 520—An act to add a new section to the Political Code to be numbered 2087, relating to exhibitions by the Adjutant General of equipment, animals and property of the National Guard.

Also. Senate Bill No. 529—An act to add a new section to the Political Code to be numbered 1929, relating to the composition, organization, duties, training control and government of the National Guard of California. Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

PATTERSON, Chairman.

The above reported bills ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Military Affairs, to which was referred Assembly Bill No. 929—An act to provide for the building, equipping, and furnishing of an armory to be used for the National Guard and National Guard purposes in the city of Fresno, State of California, and to provide for the purchase of a site therefor and to make an appropriation for the same—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

PATTERSON, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

SENATE MESSAGE.

The following message from the Senate was taken up and read :

SENATE CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as an urgency measure Assembly Bill No. 1100—An act making an appropriation to meet the deficiency in the appropriation for support of Division of Architecture, Department of Public Works, for the seventy-ninth and eightieth fiscal years.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DAIN, Assistant Secretary.

Assembly Bill No. 1100 ordered to enrollment.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1073—An act to amend section 401 of the Civil Code, relating to extension of corporate existence.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1073 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, McDonough, McGinley, Meeker, Mixer, Morgan, Noyes, Quigley, Roberts, Roland, Seofield, Scudder, Seawell, Spalding, Williams, Wright, Young, and Mr. Speaker—54.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 100—An act to amend the California Irrigation District Act, approved March 31, 1897, by amending sections 7, 26, 27b and 90 thereof, relating to directors of irrigation districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 100 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Keaton, Leymel, McDonough, McGinley, Meeker, Mixter, Morgan, Noyes, Patter-son, Quigley, Roland, Scudder, Seawell, Williams, Williamson, Wright, Young, and Mr. Speaker—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 698—An act to amend section 2322*h* of the Political Code, relating to county horticultural commissioners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 698 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jepsen, Jones, Jost, Keaton, Kline, Leymel, McDonough, McGinley, Meeker, Miller, James A., Mixter, Morgan, Noyes, Oliva, Patterson, Quigley, Roberts, Roland, Scudder, Seawell, Spalding, West, Williams, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 38—An act to add a new section to the "Weights and Measures Act," approved June 16, 1913, as amended, to be numbered 16*r*2, relating to the salaries of the sealer of weights and measures, and deputies, in counties of the second class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 38 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jepsen, Jones, Jost, Keaton, Kline, Leymel, McDonough, McGinley, Meeker, Miller, James A., Mixter, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 306—An act to amend section 19*x*23 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twenty-third class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 306 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman,

Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, McDonough, McGinley, Meeker, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Spalding, West, Williamson, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 307—An act to amend section 2322x23 of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors in counties of the twenty-third class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 307 passed by the following vote :

AYES—Adams, Anderson, Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Leymel, McDonough, McGinley, Meeker, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Spalding, West, Williamson, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER SIX.

Senate Joint Resolution No. 6—Relating to an act of Congress of the United States restricting immigration of aliens ineligible to citizenship, and a proposed modification of said act.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 6 adopted by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Jost, Kline, Leymel, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Spalding, West, Williamson, Wright, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 6 ordered transmitted to the Senate.

SENATE JOINT RESOLUTION No. 6.

Relating to an act of Congress of the United States restricting immigration of aliens ineligible to citizenship and a proposed modification of said act.

WHEREAS, In 1921 the Legislature of the State of California by appropriate resolution urged upon Congress the necessity for the continued adherence to the policy of the United States, restricting the right of citizenship and likewise protested against any attempt by treaty or otherwise to permit the immigration of ineligible aliens; and

WHEREAS, In 1924, after full investigation and consideration, Congress by general law prohibited the immigration of aliens ineligible to citizenship; and

WHEREAS, Various organizations have since the passage of said act persistently sought to influence Congress to recede from such policy, and the adherence to said policy has been urged by the American Legion, American Federation of Labor, the Grange, and the Native Sons of the Golden West, the first three of which organizations have repeatedly in their annual conventions by resolutions expressed their continued support of the congressional action; and

WHEREAS, There is now in progress a nation-wide campaign designed to substitute the quota system for the rigid and effective exclusion of Asiatic laborers as provided in the General Immigration Act of 1924; now therefore, be it

Resolved by the Senate and Assembly of the State of California, jointly That the Legislature of this State protests against any character of action designed to modify the present immigration laws relating to the exclusion of Asiatic laborers and reaffirms its belief that the privilege of American citizenship should continue to be restricted as at present, and that the privilege of immigration should be extended only to those people who may become citizens of the United States; and be it further

Resolved, That the Senators and Representatives in Congress from the State of California be urged to present the seriousness of the present situation to the attention of their colleagues and to the departments of the federal government, and to use all honorable means to prevent modification of the present naturalization and exclusion laws; and be it further

Resolved, That the Chief Clerk of the Senate of the State of California be and he is hereby authorized and directed to transmit a copy of this resolution to each member of the Senate and House of Representatives of the United States.

Senate Bill No. 539—An act repealing an act entitled “An act creating a reclamation district to be called and known as ‘Bay Farm Island Reclamation District,’ providing for the management and control thereof and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation in winding up of any such said dissolved district,” approved June 3, 1921.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 539 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—62

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 670—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein, by amending sections 3617, 3627, 3627a, 3628, 3629 and 3650 of the Political Code, all relating to revenue and taxation, to comply with the provisions of the aforesaid section 16 of article XIII.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jaspersen, Jones, Jost, Keaton, Kline, Leymel, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen,

Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, West, Williamson, Wright, Young, and Mr. Speaker—58.

NOES—None.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER EIGHT.

Senate Joint Resolution No. 8—Relating to the Federal Income Tax Law.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 8 adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Byrne, Cloudman, Craig, Deuel, Dullinger, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Scofield, Scudder, West, Williams, Williamson, Wright, Young, and Mr. Speaker—48

NOES—Anderson, Brock, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Eddy, Fisher, Hornblower, Jespersen, Jones, Roland, and Spalding—15.

Title read and approved.

Senate Joint Resolution No 8 ordered transmitted to the Senate.

SENATE JOINT RESOLUTION No 8.

Relating to the Federal Income Tax Law.

WHEREAS, Just and equitable taxation is a matter of paramount importance to all American citizens; and

WHEREAS, It is apparent that grave injustice results from the failure of the Federal Income Tax Law to properly differentiate between earned incomes and unearned incomes; and

WHEREAS, An earned income is the measure of value of service rendered by the worker to the community and unearned income is the measure of value received by the individual from the community, and earned incomes are thus received in return for service of any sort—mental or physical—as distinguished from incomes from investments or from property; and

WHEREAS, It is apparent that wealth received by an individual who did not create it should bear a heavier tax than wealth received by an individual who did create it; and

WHEREAS, To tax earned income heavily is to penalize thrift and industry, and is a direct tax on labor and tends to retard enterprise and achievement; therefore, be it

Resolved by the Senate and Assembly of the State of California, jointly, That the President, the Secretary of the Treasury and the Congress of the United States be hereby memorialized and urged that a reduction of 50 per cent be made in the tax rate on earned incomes below the tax rate on unearned incomes; and, be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit copies of this resolution to the President and Vice President of the United States, the Speaker of the House of Representatives and to the Senators and Representatives, from California, in the Congress of the United States

Senate Bill No. 670—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein, by amending sections 3617, 3627, 3627a, 3628, 3629 and 3650 of the Political Code, all relating to revenue and taxation, to comply with the provisions of the aforesaid section 16 of article XIII.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 670 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dullinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, McDonough, McGinley, Meeker, Miller, James A., Mixer, Morgan, Morrison,

Nielsen, Noyes, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Spalding, West, Williams, Williamson, Wright, and Mr. Speaker—60.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 880—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands other than swamp and overflowed lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 12 and 17 thereof, relating to directors, and by adding a new section thereto to be numbered 19a, relating to nomination of candidates for office, and by amending section 20 thereof, relating to elections, section 41 thereof, relating to assessments, and section 58 thereof, relating to actions to determine the validity of bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 880 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Blhs, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jost, Keaton, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor, Mixter, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, Williams, Williamson, Wright, Young, and Mr. Speaker—58.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read :

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Williamson: An act to add a new section to the Civil Code to be numbered 230a, relating to the adoption of persons of full age.

By Mr. Quigley: An act to amend section 3748 of the Political Code, relating to the time and place of payment of taxes.

By Mr. Heisinger: An act providing for the adoption or compilation, publication and use of textbooks and supplementary textbooks in the elementary and secondary schools of the State of California.

By Mr. Feigenbaum: An act to amend sections 1205 and 1446 of the Penal Code, relating to judgments directing imprisonment for satisfaction of fines and providing for payment of fines within a limited time or in installments in certain cases.

By Mr. Jewett: An act to add a new section to the Political Code to be numbered 4167a, relating to vacancies in the office of sheriff.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Mixter, Morgan,

Nielsen, Noyes, Patterson, Quigley, Reindollar, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—61.
 NOES—None.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 283—An act granting to the Regents of the University of California for the use of the University of California in connection with scientific research and investigation at the Scripps Institution of Oceanography the sole and exclusive right of possession, occupation, and use of certain lands bordering on the Pacific Ocean in the county of San Diego. State of California, and State waters adjacent thereto, forbidding entry upon said lands and State waters by any persons other than officers, employees, students of the University of California, and licensees of the Regents of the University of California, making every violation of certain provisions of this act a misdemeanor, and providing for the punishment thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 283 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Oliva, Patterson, Reindollar, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Young, and Mr. Speaker—63.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 35—An act to amend sections 4 and 8 of an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act," approved May 25, 1921, as amended.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Bliss moved that Assembly Bill No. 35 be withdrawn from the file, and ordered re-referred to Committee on Oil Industries.

Motion carried.

Assembly Bill No. 35 ordered re-referred to Committee on Oil Industries.

Assembly Bill No. 920—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto two new sections to be numbered 36a and 36b, relating to the registration of motor vehicles.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jewett moved that Assembly Bill No. 920 be withdrawn from the file, and ordered re-referred to Committee on Motor Vehicles.

Motion carried.

Assembly Bill No. 920 ordered re-referred to Committee on Motor Vehicles.

Assembly Bill No. 178—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California to, the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State home for United States soldiers, sailors, and marines, and to provide for the government thereof by the State," approved March 11, 1897, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 178 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bishop, Bliss, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jepsen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Oliva, Reindollar, Scofield, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 21, 1929

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 20—Providing for the appointment of a committee on tax investigation.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

MOTION

Mr. Hornblower moved that Senate Concurrent Resolution No. 20 be referred to the Committee of the Whole House with instructions that the Assembly sitting as a Committee of the Whole House consider Senate Concurrent Resolution No. 20 as a special order of business on Monday, March 25, 1929, at two o'clock p.m.

Motion carried.

SPECIAL ORDER RESET.

On motion of Mr. Hornblower, the consideration of Assembly Concurrent Resolution No. 17 and Assembly Concurrent Resolution No. 18, heretofore set as special order for this time, was reset as special order in Committee of the Whole House for two o'clock p.m. on Monday, March 25, 1929.

THE SPEAKER PRO TEMPORE IN THE CHAIR.

At three o'clock and forty minutes p.m., Hon. William M. Byrne, Speaker pro tempore of the Assembly, in the chair.

MOTION TO RECONSIDER.

Mr. Fry moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 319 was passed be continued until the next legislative day.

Motion carried.

THE SPEAKER IN THE CHAIR.

At three o'clock and fifty minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Williamson moved that the vote whereby Assembly Bill No. 647 was passed be reconsidered.

The question being on the motion to reconsider.

MOTION FOR CALL OF THE HOUSE.

Mr. Bernard moved a call of the House.

Motion lost.

The question being on the motion to reconsider.

The roll was called, and Assembly Bill No. 647 was refused reconsideration by the following vote:

AYES—Adams, Anderson, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Keaton, Leymel, Luttrell, McDonough, Miller, Eleanor; Mixer, Morgan, Patterson, Quigley, West, Williamson, and Young—39.

NOES—Arnold, Badham, Baum, Bliss, Collier, Craig, Deuel, Dillinger, Fisher, Fry, Hornblower, Jespersen, McGinley, Meeker, Miller, James A., Morrison, Nielsen, Noyes, Oliva, Parkman, Reindollar, Roland, Scofield, Seawell, Sewell, Spalding, Williams, Woolwine, and Wright—29

Assembly Bill No. 647 ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 769—An act providing for the compilation of, printing, binding, publishing and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts, and making an appropriation to carry out the provisions thereof.

Bill read third time

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Cloudman moved that Assembly Bill No. 769 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means

Motion carried.

Assembly Bill No. 769 ordered re-referred to Committee on Ways and Means.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Williamson (by request): Assembly Bill No. 1110—An act to add a new section to the Civil Code, to be numbered 230a, relating to the adoption of persons of full age.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Quigley: Assembly Bill No. 1111—An act to amend section 3748 of the Political Code, relating to the time and place of payment of taxes.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Heisinger: Assembly Bill No. 1112—An act providing for the adoption or compilation, publication and use of textbooks and supplementary textbooks in the elementary and secondary schools of the State of California.

Bill read first time, and referred to Committee on Education.

By Mr. Feigenbaum: Assembly Bill No. 1113—An act to amend sections 1205 and 1446 of the Penal Code, relating to judgments directing imprisonment for satisfaction of fines and providing for payment of fines within a limited time or in installments in certain cases.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Jewett: Assembly Bill No. 1114—An act to add a new section to the Political Code, to be numbered 4167*a*, relating to vacancies in the office of sheriff.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Keaton: Assembly Joint Resolution No. 6—Relative to taxation of shares of national banks.

Introduced, and referred to Committee on Federal Relations.

By Mr. Young: Assembly Joint Resolution No. 7—Relative to memorializing the Congress of the United States for federal aid in making provision for the national forests of the State.

Introduced, and referred to Committee on Federal Relations.

By Mr. Kline: Assembly Constitutional Amendment No. 21—Proposed amendment to article XIII of the constitution, relative to revenue and taxation.

Introduced, and referred to Committee on Constitutional Amendments.

MOTION TO RECONSIDER.

Mr. Roland moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 1009 was passed be continued until the next legislative day.

Motion carried.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 495—An act to amend section 7 of the Workmen's Compensation, Insurance and Safety Act, approved May 26, 1913, as amended, relating to appointees—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 20, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 119—An act relating to the exhibition of still or motion pictures in the public schools—has had the same under consideration, and respectfully reports the same back, without recommendation, as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 511—An act to validate and legalize all proceedings or actions commenced prior to the taking effect of this act under and pursuant to the "Street Opening Act of 1903," as amended, approved March 24, 1903;

Also: Assembly Bill No. 1096—An act authorizing any municipal corporation to institute suits against the State of California or any county of said State to cancel tax assessments and sales erroneously made against municipal owned property exempt from taxation;

Has had the same under consideration, and respectfully reports the same back, and recommends that same do pass.

WOOLWINE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 659—An act to relieve any person, company, association or corporation owning or operating any railroad or railway track or tracks upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places and all public ways and other property and rights of way of the public from requirements that such person, company, association or corporation pave, repave, macadamize, remacadamize, or otherwise improve any part of any such public highway, road, street, avenue, boulevard, lane, alley, court, place or public way or other property or right of way of the public, and repealing all acts or parts of acts in conflict herewith;

Also: Assembly Bill No. 173—An act to amend the title of, and sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled, "An act authorizing municipalities to declare noxious or dangerous weeds growing upon the streets or sidewalks, or upon private property within municipalities, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same," approved May 26, 1915, as amended and approved April 20, 1927, by including counties and cities and counties within the provisions thereof, and to add three new sections to said act to be numbered sections 8, 9, and 10 respectively, relating to the procedure and law for enforcement and collection of special assessments created by said act;

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WOOLWINE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 798—An act to amend section 3 of an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department and to assess and collect taxes, from time to time, for such purpose, and to create a Board of Fire Commissioners," approved March 4, 1881, as amended;

Also: Senate Bill No. 508—An act to amend section 8 of "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement," approved March 24, 1903.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WOOLWINE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 630—An act to carry into effect the provisions of subdivisions 6

and 7 of section 8½ of article XI of the constitution of the State of California, to provide for the alteration of the boundaries of and for the consolidation of territory located in the county of San Mateo with the city and county of San Francisco, for the incorporation of such consolidated territory in and as a part of said city and county, and for the government of such consolidated territory as an integral part of such city and county of San Francisco.

Also Assembly Bill No. 1048—An act to add eleven new sections to be numbered 55 to 65, both inclusive, to an act entitled "An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers," approved May 31, 1921, as amended, relating to the leasing and sale of the properties of public utility districts in unincorporated territory and the dissolution of such districts, the ascertainment of their indebtedness and the distribution of their assets.

Also: Assembly Bill No. 968—An act to amend section 5 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations for municipal improvements, and regulating the acquisition, construction, or completion thereof," which became a law under constitutional provision without Governor's approval, February 25, 1901, as amended. His had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WOOLWINE, Chairman.

The above reported bills ordered on file for second reading.

ADDRESS BY HON. FRANK COOMBS.

The following address delivered by Hon. Frank Coombs, relative to Marshal Ferdinand Foch was, on motion of Mr. Cloudsley, ordered printed in the Journal:

By Hon. Frank Coombs:

Mr. Speaker, Ladies and Gentlemen of the Assembly.

A great man has passed away. On the twentieth day of March, Paris time, Marshal Ferdinand Foch of France, died in the land his deeds had honored and whose liberties he, more than any of his countrymen, contributed to save.

It is but a small tribute that we can pay to his memory, yet, in part measure, it seems fitting that this body, when it adjourns today, do so out of respect to his memory.

I remember a September morning of 1927 when a reception was given by him to the American Legion, then in Paris, in the gardens of one of the palaces. In common with others, I took his extended hand and endeavored to say that all Californians would welcome a visit from him. He replied graciously, yet it seemed to me that his mind, even amid such gaieties, was upon far away events, the infantry, the battalions, the nation's airy navies, and the big wars that make ambition virtue. We were Americans, and the American name might have spelled a symbol a symbol which stood for liberty, and linked the hour when he threw into the field of chance the American marines at Chateau Thierry and checked the advance of the enemy toward Paris.

It is proper that the popular branch of the Legislature pay some tribute to his fame. I therefore move that when the Assembly this day adjourns, it do so out of respect to the memory of Marshal Ferdinand Foch—the most distinguished soldier of the great war.

ADJOURNMENT.

At four o'clock and fifteen minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Friday, March 22, 1929, out of respect to the memory of the late Marshal Ferdinand Foch.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Friday, March 22, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Remdollar, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—67

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Williamson, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE

On motion of Mr. Miller, Messrs. Oliva, Fry and Quigley were granted leave of absence for the day.

On motion of Mr. Ingels, Messrs. McGuinness and Crawford were granted leave of absence for the day.

On motion of Mr. Eddy, Mr. Witter was granted leave of absence for the day.

On motion of Mr. Brock, Mr. Stockwell was granted leave of absence for the day.

On motion of Mr. Keaton, Mr. Roberts was granted leave of absence for the day.

On motion of Mr. Byrne, Mr. Woolwine was granted leave of absence for the day.

On motion of Mr. Cloudsley, Mr. Snyder was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Easley, Mrs. C. P. Christian, principal of the Lafayette School, and the following students: Margaret Alexander, Gladys Christian, Bob Collins, Marland Chandler, Virginia Guy, Ellen Herman, Margaret Loesch, Alvin Medan and Sidney Rogers, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Easley, Mrs. Cleo McCullough, principal of the Oak Grove School, and the following students: Albert Lamb, Harry Ide, Gordon Moyer, Lowell Moyer, James Cereghino, Frank

Marcellini, Lyle Jean Turner, Kathleen Good, Chieyko Sakamoto, Stanley Ford, Jeanette Morrison, Eda Mangini, Irene Faria, Matsuko Sakamoto, Theona Garrett, Annie Cancilla, Eleanor Semas, Helen Berray and Louis Mangini, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Easley, Mrs. James Dewing, Mrs. Berther McNeil and Mrs. Mable McLaggan, teachers of the Walnut Creek School, and the following students: Ellabelle Beugger, Roberta Humble, Ada Dewey, Robert Annis, Constance Botelho, James Bradley, Delphina Saunders, Kathleen Serpa, Francis Shields, Jean Walker, Lorraine Dewing, Harmon Howard, James Stow, Lucile Hook, Betty Mauzy, Fred Robertson, Edward Brown, Albert Danielson, Armand Andersen, Harlow Palmer, James Symmons, Norman Sanders, Barney Malcolm, Carl Bertino, George Alling, Willard Smith, Ian Lawrence, Malcolm Newell, Edward Bigelow and Alyse Laird were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Badham, Eva D. Edwards of Los Angeles was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Mr. Lyman Evans of Riverside was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Mr. M. Estudillo of Riverside, former Senator, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Crowley, Mr. C. A. Jacobs, principal, Miss Frela Shields and Mrs. Ruth Osborn, teachers of the Dixon Grammar School, and the following students of the seventh and eighth grades: Eleanor Ashby, Alta Eggert, Selma Embree, Guenivere Hissey, Lillian Miller, Dorothy Moreland, Dorothy Pedrick, Bonnie Simpson, Jean Sikes, Gloria Peters, Marie Rossi, Billie Comber, Ben King, Ehler Smith, Willard Snead, Roy Schroeder, Jack Sikes, Clifton Rattenburg, Ruth Castner, Larue Dietrich, Elizabeth Hopkins, Louise McKenzie, Hilda Schoenherr, Phyllis June Wrigley, Mary Ottie Dannenberg, Iceophine Dannenberg, Ellen Dobson, Mina d'Artenay, Phyllis Greive, Colleen Lucas, Roberta McNeill, Angelina Mello, Beatrice Rabbe, Wilma Van Sant, Ruth Hitchcock, William Bello, Billie Barnard, Fred Fegley, Walter Fegley, Stuart Grady, Austin Hedges, Maynard Johnson, Phillip McIntyre, Karl Muller, Robert Shellhammer, Mervin Brown, Jim Palmer, Lester Rohwer and Dallas Tuck were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Easley, the following students of the Danville School: Arlen Scott, Arven Scott, Gordon Elliott, Milton Mason and Roger Padva were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Easley, Miss Mabel Burke, teacher of the Canyon School, and the following students: Lena Rodriguez and Marion Webb were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Easley, Mr. and Mrs. E. W. Moyer and the following students of the Oak Grove School of Concord: Helen Berray, Eleanor Semas, Lowell Moyer and Louis Mangini were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Easley, Miss Hannah Mitchell, teacher of the San Roman School, J. C. Wiedemann and H. T. Wiedemann, trustees, and the following students: Nelen Rutherford, Anita Jorgensen, Antony Silva and Howard Wiedemann were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1100—An act making an appropriation to meet the deficiency in the appropriation for support of Division of Architecture, Department of Public Works, for the seventy-ninth and eightieth fiscal years—and reports that the same has been correctly enrolled and presented to the Governor on the twenty-first day of March, 1929, at four o'clock and thirty minutes p.m.

SPALDING, Chairman.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 36—An act to amend an act entitled "An act to prevent the formation and prohibit the existence of secret, oath-bound fraternities in the public schools," approved March 13, 1909, by amending sections 1 and 2 thereof and adding a new section thereto, to be numbered section 3, all relating to the existence of secret fraternities in public schools;

Also. Assembly Bill No. 312—An act relating to elections of trustees in union or joint union high school districts; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER Your Committee on Education, to which was referred Assembly Bill No. 286—An act to amend section 1697c of the Political Code, relating to cafeterias in schools—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER Your Committee on Education, to which was referred Assembly Bill No. 311—An act providing for the annexation of elementary school districts to high school districts.

Also. Assembly Bill No. 554—An act relating to the exemption of certain children from the requirements of attendance upon a public full-time day school. Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1929

MR. SPEAKER Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 177—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to regulate the practice of architecture," approved March 23, 1901, as amended, and to add two new sections to said act, to be numbered sections 8 and 9, relating to revocation of certificates and definitions of terms used in

said act—has had the same under consideration, and respectfully reports the same back, and recommends that the same do pass as amended.

FEIGENBAUM, Chairman

The above reported bill ordered on file for second reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 21, 1929

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 96—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of water works and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved May 1, 1911, by amending sections 4, 5 and 6 of said act, relative to the mode of nomination and election of elective officers of such water districts;

Also Assembly Bill No. 139—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of water works and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved May 1, 1911, by amending sections 4, 5 and 6 of said act, relative to the mode of nomination and election of elective officers of such water districts,

Also Assembly Bill No. 31—An act granting certain tidelands and submerged lands of the State of California to the city of Laguna Beach upon certain trusts and conditions.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 21, 1929

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Assembly Concurrent Resolution No. 11—Relating to the suppression of traffic in narcotic drugs, and authorizing the appointment of a committee for the purpose of considering and recommending the enactment of effective and uniform laws governing traffic in narcotic drugs and related matters

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

Assembly Concurrent Resolution No. 11 ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Senate Joint Resolution No. 7—Relative to the protection of agricultural products

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

Senate Joint Resolution No. 7 read first time, and referred to Committee on Federal Relations.

Also:

SENATE CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 101—An act to amend section 12 of an act entitled "An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended, relating to registration fees and return of fee paid where no position is secured,

Also Senate Bill No. 341—An act to amend sections 850, 851 and 855 of the Code of Civil Procedure, relating to pleadings and practice in justices' courts;

Also Senate Bill No. 339—An act to amend sections 1312 and 1327 of the Code of Civil Procedure, relating to contests of wills;

Also Senate Bill No. 234—An act to amend section 59 of the "State Housing Act," approved June 15, 1923, as amended, relating to garages;

Also Senate Bill No. 347—An act to amend section 1491 of the Code of Civil Procedure relating to publication of notice to creditors in probate proceedings.

Also: Senate Bill No. 421—An act to amend section 31 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets, to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925, approved June 2, 1927;

Also: Senate Bill No. 346—An act to amend an act entitled "An act to create a public corporation to be known as 'The State Bar of California,' to provide for its organization, government, membership and powers, to regulate the practice of law, and to provide penalties for violation of said act," approved March 31, 1927, by amending sections 9, 15, 26, 29, 30, 32 and 34 thereof

Also: Senate Bill No. 47—An act to be known as the "Water Conservation Act of 1929" and to provide for the organization and government of water conservation districts for the purpose of conserving and storing the waters of any stream of water or unnavigable river by spreading and sinking such waters, and for the purpose of constructing or acquiring sinking basins, sinking wells, spreading basins, and other works and property; and for the purpose of appropriating, acquiring and conserving water and water rights, and taking any and all actions and proceedings that may be necessary or advisable to conserve and protect the waters or water rights within the district used or useful for any purpose of the district, or of benefit to the lands situated therein, and to prevent interference with or diminution of the natural flow of any stream or unnavigable river, including the natural subterranean supply of waters therefrom; to provide for the levying and collecting of assessments and special assessments to pay the costs and expenses incurred in relation thereto; to prohibit any director of a district from being interested in any contract with the district of which he is a director and making a violation of such provision a misdemeanor; and to provide a method of dissolving such districts;

Also: Senate Bill No. 828—An act to amend section 6 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by making any reduction in payment of compensation because of the serious and wilful misconduct of an employee illegal unless such reduction in compensation has been authorized by the Industrial Accident Commission;

Also: Senate Bill No. 668—An act to amend section 30 of an act entitled "An act to provide for and regulate primary elections, and provide a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended, relating to statement of expenses by candidates;

Also: Senate Bill No. 667—An act to amend section 1 of an act entitled "An act to regulate the conduct of election campaigns, and repealing an act entitled 'An act to promote the purity of elections by regulating the conduct thereof, and to support the privilege of free suffrage by prohibiting certain acts and practices in relation thereto, and providing for the punishment thereof,' approved February 23, 1893," approved March 19, 1907, as amended, relating to statements of candidates.

Also: Senate Bill No. 422—An act to amend section 2 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in state interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927, and to amend said act by adding a new section to be numbered 30b, relating to the packing of cauliflower;

Also: Senate Bill No. 488—An act relating to uniform cost accounting for junior colleges;

Also: Senate Bill No. 483—An act relating to admission to junior college courses of study prescribed by high school boards;

Also: Senate Bill No. 424—An act to amend section 24 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in state, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927;

Also: Senate Bill No. 627—An act to amend section 596 of the Political Code, providing that no company shall transact any insurance business in this State without complying with the law and being authorized so to do; that no person, firm or corporation shall act as agent for any unauthorized insurance company; that no person, firm or corporation shall negotiate or effect certain classes of insurance with unauthorized companies except through a surplus line broker and the terms and conditions relative thereto; also relating to surplus line brokers and the conditions upon which they may do business in this State.

Also: Senate Bill No. 189—An act to define private or individual game hunting clubs, to regulate their operation and maintenance and to clothe the Fish and Game Commission with power to exercise jurisdiction thereof;

Also: Senate Bill No. 548—An act to provide for the impounding and utilization of the waters of the American River for flood control, river flow control and equitation, domestic use, irrigation, reclamation, power development, or any one or more of such or other public uses, authorizing the State Department of Finance to acquire for the State property useful in connection therewith; defining the powers and duties of State officers and departments and of public and private agencies in relation thereto; authorizing the leasing of property of the State for any one or more of such uses and specifying certain terms and conditions to which said lease shall be subject;

Also: Senate Bill No. 4—An act to amend section 1557 of the Penal Code, relating to the return of fugitives;

Also: Senate Bill No. 30—An act to amend an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended, by adding a new section thereto, to be numbered section 1 $\frac{1}{2}$, relating to registration of drug stores;

Also: Senate Bill No. 142—An act providing for the organization of certain elementary school districts into union or joint union high school districts;

Also: Senate Bill No. 299—An act to transfer and set over certain State lands described as lot 2 of section 23, township 15 north, range 1 west, Humboldt base and meridian, containing 7 and 44/100 acres more or less; lot 3 of section 23, township 15 north, range 1 west, Humboldt base and meridian, containing 22 and 44/100 acres more or less; lot two of section 25, township 15 north, range 1 west, Humboldt base and meridian, containing 22 and 4/100 acres more or less, lot 3 of section 25, township 15 north, range 1 west, Humboldt base and meridian, containing 18 and 66/100 acres more or less; lot 1 of section 26, township 15 north, range 1 west, Humboldt base and meridian, containing 7 and 13/100 acres more or less; lot 2 of section 26, township 15 north, range 1 west, Humboldt base and meridian, containing 1 and 57/100 acres more or less; situated in Del Norte County, State of California, from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof;

Also: Senate Bill No. 833—An act to add a new section to the Political Code of the State of California to be known as section 3627c, relating to taxation;

Also: Senate Bill No. 423—An act to amend sections 4, 7, 10, 11, 12, and 13 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in state, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927;

Also: Senate Bill No. 745—An act to amend section 1446 of the Penal Code, relating to judgments in criminal cases;

Also: Senate Bill No. 567—An act to amend sections 2, 3, 4 and 19 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements;

Also: Senate Bill No. 559—An act relating to the support of junior colleges;

Also: Senate Bill No. 233—An act to amend sections 5, 11, 26, 31, 36, 45, 48, 49, 56, 58 and 60, of the "State Housing Act," approved June 15, 1923, as amended, relating to air intakes, sinks, exits, ceiling heights, gas water heaters, gas stoves, ventilation, porches in dwellings and yards;

Also: Senate Bill No. 826—An act to amend section 6 of an act entitled "An act authorizing municipal corporations to discontinue the use of land for park purposes when the fee thereof is vested in the municipal corporation and author-

izing the sale or other disposition of such lands," approved May 12, 1927, relating to the sale of lands.

J. A. BEEK, Secretary of Senate
By CHAS. A. MCLEAN, JR., Assistant Secretary.

Senate Bill No. 101 read first time, and referred to Committee on Labor and Capital.

Senate Bills Nos. 339, 341, 346 and 347 read first time, and referred to Committee on Judiciary

Senate Bills Nos. 234 and 233 read first time, and referred to Committee on Public Health and Quarantine

Senate Bills Nos. 421, 422, 424 and 423 read first time, and referred to Committee on Agriculture

Senate Bill No. 47 read first time, and referred to Committee on Conservation.

Senate Bills Nos. 828 and 627 read first time, and referred to Committee on Insurance

Senate Bills Nos. 668 and 667 read first time, and referred to Committee on Elections.

Senate Bills Nos. 488, 483, 142 and 559 read first time, and referred to Committee on Education.

Senate Bill No. 189 read first time, and referred to Committee on Fish and Game.

Senate Bill No. 548 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Senate Bills Nos. 4 and 745 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 30 read first time, and referred to Committee on Medical and Dental Laws.

Senate Bill No. 229 read first time, and referred to Committee on Governmental Efficiency and Economy

Senate Bill No. 833 read first time, and referred to Committee on Revenue and Taxation.

Senate Bills Nos. 567 and 826 read first time, and referred to Committee on Municipal Corporations.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Baum:

ASSEMBLY CHAMBER, SACRAMENTO March 22 1929

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 7 of an act entitled "An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof," approved June 2, 1921, relating to the handling and sale of bread.

Referred to Committee on Introduction of Bills.

MOTION TO RECONSIDER.

Mr. Scudder moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 93 was passed be continued until the next legislative day.

Motion carried.

MOTION TO RECONSIDER.

Mr. Feigenbaum moved than the consideration of his motion to reconsider the vote whereby Assembly Bill No. 93 was refused passage be continued until the next legislative day.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 233—An act to amend section 4239 of the Political Code, relating to salaries of officers of counties of the tenth class.

COMMITTEE AMENDMENT

During second reading of the bill, the following amendment was submitted by the committee.

AMENDMENT NUMBER ONE

On page 1, line 3, of the printed bill, strike out all of lines 3 to 28, inclusive; also strike out all of pages 2 to 8, inclusive, and insert in lieu thereof the following: "4239. Counties of tenth class. Salaries and fees of officers, Orange. In counties of the tenth class, the county officers shall receive as compensation for the services required of them by law, or by virtue of their office, the following salaries, to wit.

1. Clerk. The county clerk, four thousand five hundred dollars per annum; *provided*, that in counties of this class there shall be and there is hereby allowed to the county clerk one deputy for each department of the superior court, which offices are hereby created, as provided by section 4290 of the Political Code of the State of California. Said deputies shall be appointed by said county clerk, shall be courtroom clerks of the departments of the superior court, and shall each receive a salary of two thousand four hundred dollars per annum. There shall be also, and is hereby allowed the said county clerk one deputy, who shall be known and designated as "chief deputy," and one deputy to be known and designated as "master calendar deputy" and three office deputies and one copyist, which offices are hereby created. Said deputies shall be appointed by the county clerk, the chief deputy shall receive a salary of three thousand dollars per annum, the master calendar deputy shall receive a salary of two thousand seven hundred dollars per annum, one of the office deputies to receive a salary of one hundred sixty dollars per month, and two of the office deputies, each, to receive a salary of one hundred fifty dollars per month, and the copyist to receive a salary of one hundred twenty-five dollars per month, all of the said salaries shall be paid by said county in monthly installments at the same time, in the same manner and out of the same funds as the salary of the county clerk is paid. In each year in which a new and complete registration of voters is required by law, said county clerk shall appoint an additional deputy or deputies, who shall receive the sum of seven and one-half cents per name for taking the affidavits of registration outside of the office of said county clerk, and the claims for their services at said rate shall be presented to and allowed by the board of supervisors as other claims are presented and allowed. In each year in which a general election is held the county clerk may appoint assistant clerks, which offices are hereby created, and whose compensation shall not exceed the sum of three thousand dollars in the aggregate for all assistants so employed. All fees received by this office shall be turned over to the county and become the property of the county. All of the provisions of this paragraph are to apply to the present incumbents.

2. Sheriff. The sheriff, three thousand four hundred dollars per annum and such mileage as is now allowed by law, and also all fees for service of papers in actions arising outside of this county; *provided*, that in counties of this class there shall be and hereby is allowed to the sheriff seventeen deputies, whose offices are hereby created, and who shall be appointed by the sheriff, and shall be paid salaries as follows: One chief deputy sheriff at a salary of two thousand seven hundred dollars per annum, one deputy sheriff, to act as fingerprint expert and photographer, at a salary of two thousand seven hundred dollars per annum; one deputy sheriff, to act as assistant fingerprint expert and stenographer, at a salary of one thousand six hundred and fifty dollars per annum, one deputy sheriff, to act as chief criminal deputy, at a salary of two thousand seven hundred dollars per annum; five deputy sheriffs at a salary of two thousand one hundred dollars each per annum; one deputy sheriff to act as jailer at a salary of two thousand one hundred dollars per annum; one deputy sheriff to act as assistant miller at a salary of one thousand eight hundred dollars per annum; two deputy sheriffs to act as turnkeys in the jail at a salary of one thousand eight hundred dollars each per annum; one deputy sheriff to act as office deputy at a salary of one thousand nine hundred twenty dollars per annum; three deputy sheriffs to act as court bailiffs in the several departments of the superior court at a salary of one thousand five hundred dollars each per annum. The salaries of all of said deputies shall be paid by said county in equal monthly installments at the same time and in the same manner and out of the same funds as the salary of the sheriff

is paid. All fees and commissions, except as hereinbefore in this paragraph mentioned, shall be turned over to the county and become the property of the county. All paragraphs relating to salaries of deputies shall apply to the incumbents.

3. Recorder. The recorder, three thousand six hundred dollars per annum; *provided*, that in counties of this class there shall be and there is hereby allowed the recorder seven deputies, who shall be appointed by the recorder, and shall be paid the following salaries, to wit: One chief deputy at a salary of two thousand four hundred dollars per annum; one deputy (who shall have charge of the Torrens title work), at a salary of two thousand one hundred dollars per annum; three deputies at a salary of one thousand nine hundred twenty dollars each per annum, one deputy at a salary of one thousand eight hundred dollars per annum; and one deputy at a salary of one thousand five hundred dollars per annum. The salaries of said deputies shall be paid by the county in equal monthly installments at the same time and in the same manner and out of the same funds as the salaries of the county officers are paid. The recorder may also appoint such number of copyists as may be required, who shall be paid by the county at the rate of five cents per folio. The compensation of such copyists shall be paid monthly upon claims duly presented to and allowed by the board of supervisors as other claims are presented and allowed; *provided, also*, that in counties of this class there shall be and is hereby allowed the recorder such additional assistants and deputies as the recorder may require to properly and efficiently care for the work of the office, and whose compensation in the aggregate shall not exceed three thousand dollars in any one year. All fees and commissions received by this office shall be turned over to the county and become the property of the county; except that the recorder shall be and is hereby allowed for his services such compensation as is allowed by section 3079 of the Political Code. Except as to the salary of the recorder, the changes affected by this subdivision shall apply to the incumbents.

5. Treasurer. The treasurer, three thousand six hundred dollars per annum. In counties of this class there shall be, and there is hereby allowed to the treasurer two deputies, which offices are hereby created, who shall be appointed by the treasurer and receive the following salaries: one chief deputy, two thousand five hundred fifty dollars per annum; one deputy, two thousand one hundred dollars per annum; and also such assistants as the treasurer may require; *provided*, that the compensation of such assistants shall not in the aggregate exceed the sum of one thousand five hundred dollars in any one year; *and provided, further*, that the treasurer shall file with the county auditor a verified statement showing in detail the amounts and the persons to whom said compensation is paid. The salaries of said deputies and assistants herein provided for shall be paid by said county in monthly installments at the same time and in the same manner and out of the same fund as the salary of the treasurer is paid. All fees received by this office shall be turned over to the county and become the property of the county, except that the treasurer shall be, and is hereby allowed for his services the fees, commissions and compensation allowed to him by the inheritance tax act of California. Except as to the salary of the treasurer, the changes effected by this subdivision shall apply to the incumbents.

6. Tax collector. The tax collector, four thousand dollars per annum. In counties of this class there shall be and there is hereby allowed to the tax collector the following deputies, whose offices are hereby created and who shall be appointed by the tax collector; one chief deputy at a salary of two thousand five hundred fifty dollars per annum; one deputy at a salary of one thousand nine hundred twenty dollars per annum; one deputy at a salary of one thousand six hundred twenty dollars per annum, and such assistants as the tax collector may require; *provided*, that the compensation of such assistants shall not in the aggregate exceed the sum of twenty thousand dollars in any one year; *and provided, further*, that the tax collector shall file with the county auditor a verified statement, showing in detail the amounts and the persons to whom said compensation is paid. The salaries of said deputies and assistants herein provided for shall be paid by the said county in monthly installments at the same time and in the same manner and out of the same funds as the salary of the tax collector is paid. The provisions of this paragraph relating to deputies and assistants shall apply to the incumbents.

7. Assessor. The assessor, four thousand five hundred dollars per annum. In counties of this class there shall be allowed to the assessor the following deputies, whose offices are hereby created, and who shall be appointed by the assessor; one deputy who shall be chief deputy at a salary of three thousand dollars per annum; two office deputies at a salary of two thousand one hundred dollars each per annum, and such office and field deputies as the assessor may require, and whose compensation in the aggregate shall not exceed twenty-eight thousand eight hundred dollars per annum; *and provided*, that the assessor shall file with the county auditor a verified statement showing in detail the amounts and the persons to whom such compensation is paid. The assessor shall also be allowed his necessary traveling expenses, not exceeding in any one year the sum of three hundred dollars. The salaries of such deputies shall be paid by said county in monthly installments at the same time and in the same manner and out of the same funds as county officers are paid. The provisions of this paragraph relating to deputies shall apply to incumbents. All fees and commissions, including commissions on poll taxes, col-

lected by this office, shall be turned over to the county and become the property of the county.

8. District attorney. The district attorney, four thousand five hundred dollars per annum. In counties of this class there shall be and there is hereby allowed to the district attorney, one chief deputy to be known as assistant district attorney and three deputies, all to be appointed by the district attorney, and who shall be regularly admitted to practice before the courts of the State of California. The said assistant shall receive a salary of three thousand six hundred dollars per annum; one deputy to receive a salary of three thousand six hundred dollars per annum; one deputy to receive a salary of three thousand three hundred dollars per annum; and one deputy to receive a salary of three thousand dollars per annum, which said salaries shall be paid by the county in equal monthly installments at the same time and in the same manner and out of the same funds as the salary of the said district attorney is paid. There shall be and there is hereby allowed to the district attorney one secretary at a salary of two thousand one hundred dollars per annum and one stenographer at a salary of one thousand five hundred dollars per annum, both to be appointed by the district attorney, and a detective to be appointed by the district attorney, who shall receive a salary of two thousand four hundred dollars per annum, said detective shall have all of the powers of a peace officer as set forth in sections 831 and 836 of the Penal Code. All of said salaries shall be paid in equal monthly installments at the same time and in the same manner and out of the same fund as the salary of the district attorney is paid. The provisions of this paragraph relating to assistant, deputies, secretary, stenographer and detective shall apply to incumbents.

9. Coroner. The coroner, such fees as are now or may hereafter be allowed by law.

10. Public administrator. The public administrator, such fees as are now or may hereafter be allowed by law.

11. Superintendent of schools. The superintendent of schools three thousand eight hundred dollars per annum and actual traveling expenses when visiting the schools of the county. In counties of this class there shall be and there is hereby allowed to the superintendent of schools the following deputies: one office deputy, at a salary of one thousand nine hundred fifty dollars per annum; one office deputy at a salary of one thousand six hundred fifty dollars per annum, which offices are hereby created, and who shall be appointed by the said superintendent of schools. The salaries of said deputies herein provided for shall be paid by said county in monthly installments at the same time and in the same manner and out of the same funds as the salary of the superintendent of schools is paid. All fees pertaining to this office to be credited to the county. The provisions of this paragraph relating to the deputies shall apply to the incumbents.

12. Surveyor. The surveyor, ten dollars per day when actually employed by the county.

13. Justices. Justices of the peace shall receive the following monthly salaries, to be paid each month in the same manner and out of the same funds as the county officers are paid, which shall be in full for all services rendered by them as such officers: (1) in townships having a population of twenty thousand or over, one hundred seventy-five dollars per month; *provided*, that in townships having a population of twenty thousand or over in which the county seat is located, the justice of the peace shall be allowed a clerk. Such clerk shall be appointed by the justice of the peace of said township, and shall hold office during the pleasure of said justice of the peace. Said clerk shall give a bond in the sum of one thousand dollars to be approved by a judge of the superior court of the county in which said township is situated, conditioned for the faithful discharge of the duties of the office; and said clerk shall receive a salary of one thousand two hundred dollars per annum, payable monthly in the same manner as salaries of county officers are paid. The justice's clerk shall keep a record of the proceedings of the said court, shall have authority to receive and file all pleadings and other papers, and shall have authority to issue all process of the court, including writs of attachment and execution; enter default judgments; enter satisfaction of judgments and issue transcripts and abstracts thereof and shall have authority to administer and certify oaths and take and certify affidavits in any action, suit or proceedings in said justice's court, and shall collect and receive all civil fees, all fines and forfeitures in criminal cases and pay the same to the authorities legally entitled to receive the same, at the time and in the manner provided by law. Said clerk shall prepare bonds, and justify bail when the amount has been fixed by the court; (2) in townships having a population of fifteen thousand or over to twenty thousand, one hundred fifty dollars per month; (3) in townships having a population of twelve thousand or over to fifteen thousand, one hundred twenty-five dollars per month; (4) in townships having a population of nine thousand or over to twelve thousand, one hundred dollars per month; (5) in townships having a population of six thousand or over to nine thousand, seventy-five dollars per month; (6) in townships having a population of three thousand or over to six thousand, fifty dollars per month; (7) in townships having a population less than three thousand, twenty-five dollars per month.

14. Constables. Constables shall receive the following monthly salaries, to be paid each month in the same manner and out of the same fund as county officers are

paid; which shall be in full for all services rendered by them in criminal cases; (1) in townships having a population of twenty thousand or over, one hundred seventy-five dollars per month. (2) in townships having a population of fifteen thousand or over to twenty thousand, one hundred and fifty dollars per month; (3) in townships having a population of twelve thousand or over to fifteen thousand, one hundred twenty-five dollars per month; (4) in townships having a population of nine thousand or over to twelve thousand, one hundred dollars per month. (5) in townships having a population of six thousand or over to nine thousand, seventy-five dollars per month. (6) in townships having a population of three thousand or over to six thousand, fifty dollars per month. (7) in townships having a population of less than three thousand, twenty-five dollars per month. *provided, further,* that each constable shall receive his actual and necessary expenses incurred in conveying prisoners to the court or to the county jail. In addition to the compensation received in criminal cases, each constable shall receive and retain for his own use, such fees as are not or may hereafter be allowed by law for all services performed by him in civil actions.

15. Supervisors. Each supervisor, three thousand dollars per annum, payable in monthly installments, and the necessary and actual expenses incurred by him while engaged in county business outside of his district, not exceeding in the aggregate the sum of three hundred dollars per annum.

16. Live stock inspector. A live stock inspector, one thousand eight hundred dollars per annum, which shall be in full payment for all expenses incurred and services rendered by said inspector.

17. Population of townships. For purposes of subdivisions thirteen and fourteen of this section, the population of the several judicial townships shall be determined by the United States census taken in 1920. *provided,* that the board of supervisors of said county may each four years thereafter cause a census to any or all townships in the county to be taken for the purpose of determining the population of said township or townships upon which to base the salaries of justices of the peace and constables.

18. Jurors. In counties of this class grand and trial jurors, in superior courts, shall receive for each day's attendance, per day, the sum of three dollars. In justices' courts in civil cases jurors shall receive for each day's attendance, per day, the sum of two dollars. In justices' courts and recorders' courts in criminal cases jurors shall receive for each day's attendance, per day, the sum of one dollar and fifty cents. And all jurors shall receive for each mile actually and necessarily traveled from their residences to the place of service, in going only, the sum of fifteen cents per mile, such mileage to be allowed but once each day during any season of the court where such jurors serve; *provided, however,* that the fees of all trial jurors in civil cases shall be paid by the litigants as other costs are paid, and jurors in criminal cases in recorders' courts shall be paid by the municipality in which such court is or may be established.

19. Constitutionality. If any paragraph, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not effect the validity of the remaining portions of this section. The Legislature hereby declares that it would have passed each section and each paragraph, sentence, clause and phrase thereof, irrespective of the fact that any one or more paragraphs, sentences, clauses or phrases is declared unconstitutional.

SEC. 2. Effect of act. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 941—An act to amend section 2322x54 of the Political Code, relating to the horticultural commissioner of counties of the fifty-fourth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 of the printed bill, strike out all of line 4 and insert in lieu thereof the following: "missioner shall receive a salary of two thousand dollars per".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 849—An act to amend section 16x15 of the Weights and Measures Act, approved June 16, 1913, as amended, relating to compensation of the sealer of weights and measures in counties of the fifteenth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

"An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices, providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act including a state superintendent of weights and measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect. (Approved June 16, 1913; statutes 1913, page one thousand eighty-six.)

Counties of the fifteenth class: Sealer. Riverside. The sealer of weights and measures in counties of the fifteenth class shall receive a salary of two hundred dollars per month and deputies shall receive five dollars per day for each day actually employed."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 850—An act to amend section 2322 of the Political Code, relating to county horticultural commissioners.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

"Counties of fifteenth class: Horticultural commissioner. Riverside. In counties of the fifteenth class the commissioner shall receive a salary of three thousand six hundred dollars per annum; *provided*, that in counties of this class, there shall be and there is hereby allowed to the commissioner, the following deputies, inspectors, bookkeepers and stenographers to be appointed by said commissioner, which positions are hereby created, and the salaries are hereby fixed as follows, to wit

(a) One superintendent of rodent control at a salary of two thousand one hundred dollars per annum.

(b) One deputy county horticultural commissioner at a salary of two thousand four hundred dollars per annum.

(c) The commissioner is also authorized and empowered to appoint one inspector at a monthly salary of one hundred seventy-five dollars.

(d) The commissioner is also authorized and empowered to appoint not to exceed twelve inspectors at a monthly salary of one hundred fifty dollars each during the time actually employed and three inspectors at a compensation of five dollars per diem each during the time actually employed, but the aggregate amount which may be spent in any year for all such inspectors shall not exceed thirty thousand.

(e) The commissioner is also authorized and empowered to appoint not to exceed one bookkeeper at a monthly salary of one hundred fifty dollars per month during the time actually employed, but the aggregate amount which may be expended in any year for such bookkeeper shall not exceed one thousand eight hundred dollars.

(f) The commissioner is also authorized and empowered to appoint not to exceed one stenographer at a monthly salary of one hundred ten dollars per month during the time actually employed, but the aggregate amount which may be expended in any year for such stenographer shall not exceed one thousand three hundred twenty dollars."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

HON. M. J. McDONOUGH IN THE CHAIR.

At ten o'clock and thirty minutes a.m., Hon. M. J. McDonough, member of the Assembly from the Thirty-ninth District, in the chair.

Assembly Bill No. 997—An act to amend section 19 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method, procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

"An act to be known as the juvenile court law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons, fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the juvenile court law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith. (Approved June 5, 1915; statutes 1915, page 1225.)

Counties of fifteenth class: Probation officer. Riverside. In counties of the fifteenth class there shall be one chief probation officer whose salary shall be three thousand three hundred dollars per annum, and one assistant probation officer whose salary shall be two thousand four hundred dollars per annum, and one assistant probation officer whose salary shall be two thousand one hundred dollars per annum, and one assistant probation officer whose salary shall be one thousand two hundred dollars per annum."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 298—An act to amend section 19.15 of the Juvenile Court Law, relating to compensation of probation officers in counties of the fifteenth class

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

Section 19 of that certain act known as the juvenile court law, approved June 5, 1915, statutes of 1915, page 1225, is hereby amended to read as follows:

"Sec. 19. Referees in counties of first class and fifteenth class. Female referees. In counties of the first class and fifteenth class the judge of the juvenile court may

appoint referees in juvenile court matters. Said referees shall have the usual power of referees in chaucery cases in all such cases submitted to them by the court; shall hear the testimony of witnesses and certify to the judge of the juvenile court their findings upon the case submitted to them, together with their recommendation as to the judgment or order to be made in the case in question.

The court, after notice of the presentation of such findings and recommendation, to the parents of such person, may make the order recommended by the referee, or any other order in the judgment of the court required by the findings of the referee, or may hear additional testimony, or may set aside said findings and hear the case anew.

In appointing a referee for the trial of females, a female referee shall be appointed where possible. Such referee shall serve without compensation save that in counties of the first class having charters, the boards of supervisors shall fix the compensation for at least two such referees; and in counties of the fifteenth class such referee shall receive compensation at the rate of ten dollars per day to be paid out of the county treasury upon an order of court; *provided, however*, that said referee shall not be compensated for more than two days' services rendered in any one calendar month. Where a case has been submitted to a referee, as herein provided, without any previous order for temporary custody having been made, the referee shall from time to time, recommend to the court such order or orders for temporary custody as may seem necessary. Thereupon such order shall be made unless the court shall determine otherwise.

In counties of the fifteenth class it shall be the duty of the county clerk to provide one female deputy county clerk who shall attend upon the hearings held by the female referee as clerk and it shall be the duty of the sheriff to provide one female deputy sheriff who shall attend upon hearings held by said referee as bailiff, provided that such clerk and bailiff shall not be required to attend hearings oftener than two days each month."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 632—An act to add a new section to the Political Code, relating to the Department of Agriculture.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

In line 2 of the title of the printed bill, and in line 2 and line 3 of page 1, of the printed bill, strike out the letter "i" following the figures "361", and insert in lieu thereof the letter "j".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 22, of the printed bill, as amended in Assembly March 8, 1929, after the period following the word "California", insert the following: "It shall be the duty of said council at its first organized meeting to elect from among the members of said council one of its number as chairman of said emergency council who shall continue to act as such chairman at the pleasure of the members of said council and until his successor shall have been elected from among the members of said council."

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, as amended in Assembly March 8, 1929, strike out all lines 22 to 23, inclusive, and insert in lieu thereof the following: "State of California to use any and all necessary moneys which may be made available for

the purpose of that act; and it shall be the duty of the director of finance upon the order of the governor to make available from the available fund or appropriation such amount as may in the opinion of the governor be".

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, as amended in Assembly March 8, 1929, strike out all of lines 27 to 29, inclusive, and insert in lieu thereof the following:

"SEC 8 There is hereby created a fund to be known as the emergency council fund, for the purpose of creating a".

AMENDMENT NUMBER FOUR

On page 2, line 30, of the printed bill, as amended in Assembly March 8, 1929, after the word "and", insert the following: "there is hereby appropriated from any moneys in the state treasury not otherwise appropriated the sum of fifteen thousand dollars without regard to fiscal years, to be transferred to and deposited in the emergency council fund to be expended on the order of the chairman of the said emergency council."

AMENDMENT NUMBER FIVE.

On page 2, line 35, of the printed bill, as amended in Assembly March 8, 1929, change the period following the word "pay" to a comma, and insert the following: "but shall receive their actual and necessary traveling expenses incurred in the performance of the work of the state emergency council."

AMENDMENT NUMBER SIX.

On page 2, line 43, of the printed bill, as amended in Assembly March 8, 1929, after the period following the word "act", insert the following paragraph:

"SEC 12 If any part or portion of this act shall be declared unconstitutional such part or portion as shall be declared unconstitutional shall in no wise effect any other part or portion of this act not declared unconstitutional"

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 24, of the printed bill, as amended March 8, 1929, after the figure "6", insert in parentheses the letter "(a)".

AMENDMENT NUMBER TWO

On page 2, line 33, of the printed bill, as amended March 8, 1929, strike out the balance of section 6, being lines 33, 34, 35, 36, 37, 38, 39, 40 and 41, and insert in lieu thereof the following words:

"The state department, through the division of state aid to the aged, and the board of supervisors of each and every county and city and county in the state shall follow the policy of giving the aid provided for under this act to each and every applicant in his own or in some other suitable home, in preference to placing him in an institution."

AMENDMENT NUMBER THREE.

On page 2, section 6, of the printed bill, as amended March 8, 1929, add a new subdivision to section 6, as follows:

"(b) The board of supervisors of each and every county and city and county in the state, in addition to their other powers and duties in relation to the care and support of the poor, as provided by law, are hereby authorized and empowered, and it shall be their duty, to receive and act upon applications for aid under and in accordance with this act, and to provide funds in their respective county or city and county treasury, and to do all other acts and things necessary in connection with the same, for the purpose of carrying out the provisions of this act in so far as such provisions relate to such county or city and county."

AMENDMENT NUMBER FOUR.

On page 6, line 14, of the printed bill, as amended March 8, 1929, after the word "appropriated", insert the following words: "out of any moneys in the state treasury not otherwise appropriated".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 771—An act to amend section 1 of an act entitled "An act declaring and establishing a State highway from the city of Bakersfield through a portion of the counties of Kern, San Luis Obispo, Santa Barbara, and Ventura to the city of San Buenaventura, designated and known as the Bakersfield, Maricopa and Ventura State Highway," approved June 16, 1913, relating to State highways.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 7, of the printed bill, strike out all of lines 7 and 8, and insert in lieu thereof the following: "have been fully completed."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 661—An act to amend sections 24, 29 and 31 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, as amended, relating to the appropriation for and payment of installments of assessments assessed against counties for the construction of highways by joint highway districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of said bill, in line 1, strike out the following figure, "29".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 10 to 12, both inclusive, and insert in lieu thereof the following: "herein provided, and shall be payable in annual installments as determined by said board of directors or by the said advisory board not to exceed a total of twenty annual installments; *provided*, that the installment in any one year against a county shall not exceed a sum in excess of that which could be raised by a tax of fifteen".

AMENDMENT NUMBER THREE.

On page 1, line 14, of the printed bill, insert a period after the word "county", and strike out the balance of said line 14, and strike out all of lines 15 to 19, both inclusive, and in line 20, strike out the words "of such tax".

AMENDMENT NUMBER FOUR

On page 2, line 12, of the printed bill, strike out the words "and to levy a tax therefor", and strike out all of line 13, and insert in lieu thereof the following: "out of any funds legally available under this act: *provided*, that in no event shall the special tax levied by the board of supervisors against the property in the county as provided in section 29 exceed the rate specified in this section."

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, strike out all of lines 14 to 41, both inclusive.

AMENDMENT NUMBER SIX.

On page 2, line 42, of the printed bill, strike out "Sec. 3", and insert in lieu thereof "Sec. 2".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 495—An act to amend section 7 of the Workmen's Compensation, Insurance and Safety Act, approved May 26, 1913, as amended, relating to appointees.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 119—An act relating to the exhibition of still or motion pictures in the public schools.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out all of lines 7 to 12, inclusive, and insert in lieu thereof the following:

"Sec. 4735. The presence of any pupil or person not regularly enrolled in the school and semester class in which still or motion projected pictures may be exhibited in any public school in this state shall not be counted in computing the average daily attendance of such pupil or person upon such school. It shall be the duty of the county superintendent of the county in which the district is situated to enforce the provisions of this section. If he shall find that any school district in the county in which he has jurisdiction has claimed average daily attendance upon any exhibition of projected still or motion pictures based upon irregularity or subterfuge clearly defeating the intent of this act it shall be his duty to deduct from the average daily attendance of such district for the semester in which the irregularity occurs, the entire average daily attendance claimed for the year by said district for the semester class or classes in connection with which the irregularity or subterfuge has occurred. The governing board of the district may appeal from the decision of the county superintendent to the superintendent of public instruction who shall conduct an investigation and decide as to fact and intent and whose decision shall be final."

AMENDMENT NUMBER TWO.

On page 1, line 19, of the printed bill, strike out all of lines 19 to 27, inclusive, and also strike out all of page 2, and insert in lieu thereof the following:

"Sec. 5735. No employee of any school district or junior college district shall receive any compensation for any services rendered in connection with any exhibition of still or motion pictures held for entertainment purposes or in violation of this code in any school maintained by such school district or junior college district during the hours such is in session or at any other time. No provisions of this section shall limit the use of still or motion pictures for purposes of class instruction and in harmony with the provisions of this code."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 511—An act to validate and legalize all proceedings or actions commenced prior to the taking effect of this act under and pursuant to the "Street Opening Act of 1903," as amended, approved March 24, 1903.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1096—An act authorizing any municipal corporation to institute suits against the State of California in any county of said State to cancel tax assessments and sales erroneously made against municipally owned property exempt from taxation.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 630—An act to carry into effect the provisions of subdivisions 6 and 7 of section 8½ of article XI of the constitution of the State of California; and also to provide for the alteration of the boundaries of, for the annexation of territory located in the county of San Mateo in the city and county of San Francisco, for the incorporation of such annexed territory in and as a part of said city and county and for the government of such annexed territory as an integral part of such city and county of San Francisco.

Bill read second time, ordered to engrossment, and third reading

Assembly Bill No. 1048—An act to add eleven new sections, to be numbered 55 to 65, both inclusive, to an act entitled "An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers," approved May 31, 1921, as amended, relating to the leasing and sale of the properties of public utility districts in unincorporated territory and the dissolution of such districts, and ascertainment of their indebtedness and the distribution of their assets.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 968—An act to amend section 5 of an act entitled "An act authorizing the incurring of indebtedness of cities, towns, and municipal corporations for municipal improvements, and regulating the acquisition, construction, or completion thereof," which became a law under constitutional provision without Governor's approval, February 25, 1901.

Bill read second time, ordered to engrossment, and third reading

SECOND READING OF SENATE BILLS

Senate Bill No. 521—An act to amend sections 2319*a*, 2319*b* and 2319*c* of the Political Code, relating to the duties of the State Commission of Horticulture.

Bill read second time, and ordered on file for third reading

Senate Bill No. 526—An act to add a new section to the Political Code to be numbered 2087, relating to exhibitions by The Adjutant General of equipment, animals and property of the National Guard.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 529—An act to add a new section to the Political Code to be numbered 1929, relating to the composition, organization, duties, training, control and government of the National Guard of California.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 798—An act to amend section 3 of an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department and to assess and collect taxes, from time

to time, for such purpose, and to create a board of fire commissioners," approved March 4, 1880, as amended.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 508—An act to amend section 8 of "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement," approved March 24, 1903.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 177—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to regulate the practice of architecture," approved March 23, 1901, as amended, and to add two new sections to said act, to be numbered sections 8 and 9, relating to revocation of certificates and definitions of terms used in said act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 5 of the printed bill, line 7 thereof, after the word "architect" and preceding the semicolon following said word, insert the following: "*provided, however,* that this information shall be deemed to have been given by a structural engineer when he uses the title "structural engineer" on all instruments of service".

AMENDMENT NUMBER TWO.

On page 5 of the printed bill, line 7 thereof, after the semicolon following the word "architect" and preceding the words "and nothing in this", insert the following: "*provided, however,* that this act shall not apply to any person insofar as such person furnishes plans, drawings, specifications, instruments of service or other data for labor and materials to be furnished by such person, either alone or with subcontractors, for store fronts, interior alterations or additions, fixtures, cabinet work, furniture, or other appliances or equipment, or for any work necessary to provide for their installation, or for any alterations or additions to any building necessary to or attendant upon the installation of such store fronts, interior alterations or additions, fixtures, cabinet work, furniture appliances or equipment, nor shall this act be deemed to prevent any such person from advertising or putting out any sign or card or other device which might indicate to the public that such person is qualified to furnish such plans, drawings, specifications, instruments of service or data. The word "person" as used in this section of this act shall include any person, firm of persons or corporation."

AMENDMENT NUMBER THREE

On page 6 of the printed bill, add a new paragraph following line 48 thereof, to read as follows:

"The words "structural engineer" as used in this act shall mean either a person who shall pass an examination to be given by three persons selected by the California state board of architectural examiners from a list of five submitted by the American Society of Civil Engineers, or other similar organization, or a person who holds a certificate or license to practice structural engineering in the State of California by authority of a state law."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER TWELVE.

Assembly Constitutional Amendment No. 12—Proposed amendment to article IV of the constitution, relative to compensation of members of the Legislature.

COMMITTEE AMENDMENT.

During reading of Assembly Constitutional Amendment No. 12, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out all of lines 11 to 13, inclusive, and insert in lieu thereof the following: "and attaches exceeding the sum of four hundred fifty dollars per day for the Assembly, or the sum of three hundred fifty dollars per day for the Senate, at any regular or biennial session, or the sum of three hundred dollars per day for both houses at any".

Amendment adopted.

Assembly Constitutional Amendment No. 12 ordered to reprint, engrossment, and on file for adoption.

Assembly Bill No. 92—An act to amend sections 1, 2 and 3 of an act entitled "An act to provide for a day of rest from labor," approved February 27, 1893, relating to what emergencies shall permit working more than six days in seven, providing for the enforcement of the act by the chief of the Division of Labor Statistics and Law Enforcement of the Department of Industrial Relations and providing penalties for violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Wright:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the amended printed bill, insert after the word "to", the following: "; and shall be allowed, without subjecting himself to the loss of his position through discharge or dismissal,".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the amended printed bill, strike out the words "or permit"

AMENDMENT NUMBER THREE.

On page 1, line 15, of the amended printed bill, strike out the word "extraordinary"

AMENDMENT NUMBER FOUR.

On page 1, lines 15 and 16, of the amended printed bill, strike out the following: ", caused by fire, flood or danger to life or property.", and insert in lieu thereof a period.

Amendments adopted.

Bill ordered to reprint, engrossment, and third reading.

Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689 and 690, and to amend sections 662 and 675 of the code, all relating to the Department of Finance and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 293 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Denel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feelev, Feigenbaum, Fisher, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller,

James A. Mixer, Morgan, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, and Wright—51.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 294—An act creating the Department of Agriculture fund, specifying what moneys are to be credited to this fund, providing that all moneys remaining in certain special funds at the time this act takes effect shall be credited to said fund, providing that separate record of income and disbursements be kept of all moneys accruing to this fund and providing for a revolving fund.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 294 passed by the following vote :

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, and Wright—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At ten o'clock and forty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 713—An act authorizing the Director of Finance and the Director of Public Works to investigate available sites in the city of Sacramento for the erection of a new residence for the Governor of the State, and providing for the acquisition of such site or making a report with reference to same to the forty-ninth session of the Legislature.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 713 passed by the following vote :

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated :

By Mr. Kline: Assembly Concurrent Resolution No. 20—Relative to approving the charter of the city of Riverside, which was submitted to the qualified voters of said city and voted for and ratified by them at

a special municipal election held on the fifteenth day of March, 1929.
Introduced.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Kline asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 20, at this time, without reference to printer, committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TWENTY.

Assembly Concurrent Resolution No. 20—Relative to approving the charter of the city of Riverside, which was submitted to the qualified voters of said city and voted for and ratified by them at a special municipal election held on the fifteenth day of March, 1929.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 20 adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 20 ordered transmitted to the Senate.

Assembly Bill No. 398—An act to amend section 10 of an act entitled "An act to provide for the formation, management, and dissolution of county water works districts; for supplying the inhabitants thereof with the water, for levying and collecting taxes on property in such districts; and for the issuance of county water works district bonds and the payment thereof," approved June 13, 1913, as amended, relating to the tax for maintaining water works.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 398 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scudder, Spalding, West, Williams, Wright, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 186—An act to amend sections 1 and 2 of an act entitled "An act to regulate the moving of certain boxes, baskets and other receptacles used in mills, workshops, packing, canning and other mercantile establishments where women are employed; and providing penalties for its violation," approved June 3, 1921, relating to the occupations to which the act applies, the weight of receptacles and the carrying of boxes, trays or other receptacles up or down stairs.

Bill read third time.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Hawes.

AMENDMENT NUMBER ONE

On page 1, line 20, of the printed bill, strike out line 20, and insert in lieu thereof the following: "weighs ten pounds or over up or down any stairway, or series of stairways that rise for more than five feet, from the base thereof"

Amendment adopted

Bill ordered to reprint, engrossment, and third reading.

HON. HARRY F. MORRISON IN THE CHAIR.

At eleven o'clock and five minutes a.m., Hon. Harry F. Morrison, member of the Assembly from the Twenty-ninth District, in the chair.

Assembly Bill No. 949—An act to amend sections 3, 4, 5, 6, 7, 10, 11, 12, 13 and 14 of an act entitled "An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof," approved May 14, 1927, as amended, relating to collection agencies.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 949 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coomb, Crittenden, Cronin, Crowley, Deuel, DeYoe, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noves, Rendollar, Roland, Scofield, Scudder, Spalding, West, Williamson, Wright, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and ten minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 132—An act to amend section 653c of the Penal Code, relating to the hours of labor on public works, the keeping of records of hours worked and the definition of public works.

Bill read third time.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. McDonough:

AMENDMENT NUMBER ONE.

On page 3, line 12, of the amended printed bill, strike out the period after the word "district", and insert in lieu thereof the following: "or of the irrigation or drainage system of a reclamation district."

Amendment adopted.

Bill ordered to reprint, engrossment, and third reading.

Assembly Bill No. 903—An act to add a new section to the Reclamation Board Act, as amended, to be numbered 5a, relating to the Reclamation Board.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 903 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jost, Keaton, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williamson, Wright, and Mr. Speaker—50.

NOES—None

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 746—An act to add a new section to the Penal Code, to be known as section 1046*a*, relating to jury panels.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 746 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Keaton, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Wright, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 787—An act to amend sections 1187 and 1188 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 787 passed by the following vote

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Spalding, Williams, Williamson, Wright, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 789—An act to amend section 1197 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 789 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Spalding, Williams, Williamson, Wright, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 791—An act to amend section 701 of the Code of Civil Procedure, relating to who may redeem real property from sale under lien.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 791 passed by the following vote :

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Muller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Spalding, Williams, Williamson, Wright, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 442—An act to add a new section to the Political Code, to be numbered 367*h*, relating to the acceptance and expenditure of gifts and bequests offered or made to the State Department of Social Welfare for the aid and benefit of the needy aged or needy blind residents of this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 442 passed by the following vote :

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Spalding, Williams, Williamson, Wright, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS.

Senate Bill No. 167—An act to amend section 7 of an act entitled "An act to establish and support a Bureau of Labor Statistics," approved March 3, 1883, as amended, relating to the powers and duties of the Commissioner and providing penalties for violation of the said section.

Bill read third time.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Wright :

AMENDMENT NUMBER ONE.

On page 1, line 8, of the amended printed bill, strike out the word "action", and insert in lieu thereof the word "actions".

AMENDMENT NUMBER TWO.

On page 2, line 19, of the amended printed bill, strike out the word "fifty", and insert in lieu thereof the word "twenty-five".

Amendments adopted.

Bill ordered to reprint, and third reading.

Senate Bill No. 585—An act to amend sections 4, 6 and 9 of an act entitled "An act to authorize and regulate the possession, use, trans-

portation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared," approved March 17, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 585 finally passed by the following vote:

AYES—Anderson, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Rendollar, Roland, Scofield, Scudder, Spalding, Williams, Williamson, Wright, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 486—An act to amend the Civil Code by adding a new section to be known as section 648b, thereto, relating to the establishment of branches by building and loan associations and prescribing penalties for the violation of the provisions of the act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Spalding moved that Senate Bill No. 486 be withdrawn from the file, and ordered re-referred to Committee on Building and Loan Associations.

Motion carried.

Senate Bill No. 486 ordered re-referred to Committee on Building and Loan Associations.

MOTION TO RECONSIDER.

Mr. Roland moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 1009 was passed be continued until the next legislative day.

OBJECTION.

Mr. Morgan objected to the motion to continue Assembly Bill No. 1009 to the next legislative day.

The question being on the motion of Mr. Roland to continue his motion of reconsideration to the next legislative day.

Motion carried.

Reconsideration of Assembly Bill No. 1009 ordered continued until the next legislative day.

MOTION TO RECONSIDER.

Mr. Jones moved that the consideration of Mr. Fry's motion to reconsider the vote whereby Assembly Bill No. 319 was passed be continued until the next legislative day.

Motion carried.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 55—An act to amend section 689 of the Code of Civil Procedure, relating to execution of judgment in civil actions;

Also: Assembly Bill No. 160—An act to amend section 19r28 of the Juvenile Court Law, approved June 5, 1916, as amended, relating to salary of the probation officer and assistant probation officer in counties of the twenty-eighth class;

Also: Assembly Bill No. 170—An act to amend section 14 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915 (Stats. 1915 page 1441), as amended, relating to prorating of assessments upon subdivisions of land;

Also: Assembly Bill No. 209—An act to add a new section to the Code of Civil Procedure, to be numbered 1752 $\frac{1}{2}$, relating to property of minors;

Also: Assembly Bill No. 305—An act to amend section 4252 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the twenty-third class;

Also: Assembly Bill No. 313—An act remising, releasing and quietclaiming to the Regents of the University of California the properties in the county of Los Angeles which were heretofore transferred to and vested in said the Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State Normal School,' approved March 14, 1881, abolishing the branch of the State Normal School at Los Angeles, transferring its properties to the Regents of the University of California, providing for the establishment of a branch of the University of California at Los Angeles, continuing regular normal school training courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said the Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of acts in conflict with this act;

Also: Assembly Bill No. 328—An act to add a new section to the Penal Code to be numbered 1279a, relating to professional bondsmen;

Also: Assembly Bill No. 380—An act to amend an act entitled "An act transferring the operation and control of certain of the flood control works of the Sacramento and San Joaquin Drainage District to the Department of Public Works, and providing that the cost thereof shall be paid by the State for a limited period and relieving said district and the Reclamation Board and its members from responsibility and liability for operation or maintenance of flood control works during said period; providing for the cancellation of bonds of said district authorized but not sold, authorizing the Reclamation Board to levy a supplementary assessment and to order called assessments levied in connection with Project No. 6; authorizing the issuance of bonds of said district based on and secured by assessments upon the land within the boundaries of Project No. 6 of said district; authorizing the validation of said bonds; authorizing the State Board of Control to purchase and invest in warrants and bonds of said district; authorizing landowners within said Project No. 6 to pay assessments in warrants or bonds of said district; adding to, taking away from and altering an act known as the 'Reclamation Board Act,' approved December 24, 1911, as amended, and repealing all other acts or parts of acts in so far as they are in conflict herewith," approved May 26, 1927, by adding a new section thereto, to be numbered section 17, relating to warrants held by reclamation levee, or drainage districts;

Also: Assembly Bill No. 497—An act to amend section 56 of the Civil Code, relating to capability of minors to contract marriage;

Also: Assembly Bill No. 511—An act to validate and legalize all proceedings or actions commenced prior to the taking effect of this act under and pursuant to the "Street Opening Act of 1903," as amended, approved March 24, 1903;

Also: Assembly Bill No. 589—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class;

Also: Assembly Bill No. 971—An act to amend section 1 of an act entitled "An act to provide for the burial of soldiers, sailors and marines in this State who may hereafter die without leaving sufficient means to defray funeral expenses," approved March 15, 1889, as amended;

Also: Assembly Bill No. 1021—An act to amend section 2322r14 of the Political Code, relating to the salaries of the county horticultural commissioner and inspectors in counties of the fourteenth class,

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens;

Also: Assembly Bill No. 494—An act providing for the establishment and maintenance of twenty-four-hour elementary schools by elementary school districts with the approval of the State Board of Education, providing for the admission to such schools and providing for the government, control, conduct, and support thereof;

Also: Assembly Bill No. 590—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class; And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

ON PUBLIC UTILITIES

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1929.

MR SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or construction on electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two journeymen in the doing of such work, and providing penalty for the violation thereof—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

MILLER, JAMES A., Chairman.

The above reported bill ordered on file for second reading.

ON MOTOR VEHICLES.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1929.

MR SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 779—An act to add a new section to the "California Vehicle Act," approved May 30, 1923, as amended, to be known as section 152a, relating to the transportation of animals on motor vehicles—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NIELSEN, Chairman

The above reported bill ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 1060—An act to amend section 159 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to appropriations to the several counties from the motor vehicle fund—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 65—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section to be numbered 98a, requiring motor vehicles to be equipped with receptacles for burning tobacco and other glowing, flaming or inflammable substances—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 568—An act to add a new article to chapter 3 of title I of part III of the Political Code to be numbered article XIc, embracing sections 376 to 376f, inclusive, relating to a Department of Penology—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 395—An act to add a new article to chapter 3 of title I of part III of the Political Code to be numbered article XI^o, embracing sections 378 to 378g, inclusive, creating a State Department of Commerce, defining the jurisdiction, functions, powers and duties thereof and making an appropriation therefor;

Also: Assembly Bill No. 939—An act to establish a Bureau of Avocational Education in the State Department of Education and making an appropriation therefor; Has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

FEIGENBAUM, Chairman.

The above reported bills ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 948—An act creating the California Crime Commission, defining its duties and making an appropriation for its expenses, and repealing all acts and parts of acts in conflict with this act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 44—An act to amend section 2 of an act entitled "An act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination of and issuance of certificates to qualified applicants, with the designation of certified public accountant, and to provide the grade of penalty for violations of the provisions hereof," approved March 23, 1901, as amended, and to add a new section to said act to be numbered section 6, creating the accountancy fund in the State Treasury in which all moneys collected under the provisions of said act shall be deposited and providing for the payment of expenses incurred in carrying out the provisions of said act from said fund.

Also: Senate Bill No. 152—An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the lands and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper for said school to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings," approved May 22, 1925.

Also: Senate Bill No. 622—An act to amend sections 591, 596a and 606 of the Political Code and adding a new section to be numbered 606a, all relating to the Insurance Commissioner, his office, salary, expenses, deputies, assistants attorney and employees; submission of written instruments to attorney or Attorney General; assessment of insurance companies for salary and expenses in case of deficiency; creation of insurance fund and transfer and abolition of Insurance Commissioner's special fund.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

FEIGENBAUM, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 563—An act providing for the creation and establishment of the Contractors State License Board; prescribing the powers and duties of such board; defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting, and fixing the fees for such licenses, providing the method of revocation of such licenses, and prescribing the punishment for violation of the provisions of this act;

Also: Assembly Bill No. 174—An act regulating the practice of professional engineering providing for the creation and establishment of a State Board of Registration for Professional Engineers; granting certain powers to and prescribing the

duties of said board; providing for the examination and registration of professional engineers, and providing penalties for the violation of this act.

Also, Assembly Bill No. 399—An act relating to the establishment and maintenance of a Bureau of Safety in the Railroad Commission of this State, and making an appropriation therefor, Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

FEIGENBAUM, Chairman.

The above reported bills ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 9—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding section 15 to article IX thereof, relating to the Henry E. Huntington Library and Art Gallery—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees, and compensation of jurors—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

ANDERSON, Chairman

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 20—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by repealing section 1a of article VI thereof, relating to the Judicial Council, its powers and duties—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

ANDERSON, Chairman

The above reported constitutional amendment ordered on file for adoption.

ON OIL INDUSTRIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER Your Committee on Oil Industries, to which was referred Assembly Bill No. 2—An act to amend the Political Code by adding thereto a new section to be numbered 4041m, empowering boards of supervisors of the counties of the State to lease all lands whether dedicated to a public use or not, and under the jurisdiction of the county, for the drilling of oil and gas, and the extraction of other minerals—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

SCOFIELD, Chairman.

CRAIG.
ARNOLD.
BADHAM.
JEWETT.
BLISS.
PATTERSON.

The above reported bill ordered on file for second reading.

ON AGRICULTURE.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 1065—An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food products or food articles," approved June 5, 1913, as amended, to be numbered 1a, relating to the securing of a permit to destroy

foodstuffs—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

ON LABOR AND CAPITAL.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER Your Committee on Labor and Capital, to which was referred Senate Bill No. 100—An act to amend section 1 of an act entitled "An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended, relating to what constitutes an employment agency and extending the law to cover farm labor contractors engaged in securing workers for others for a valuable consideration—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

McDONOUGH, Chairman.

The above reported bill ordered on file for second reading.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Concurrent Resolution No. 20—Relative to approving the charter of the city of Riverside which was submitted to the qualified voters of said city and voted for and ratified by them at a special municipal election held on the fifteenth day of March, 1929.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Assembly concurrent resolution ordered to print and enrollment.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 498—An act to provide for an appropriation to complete the investigation authorized by an act entitled "An act to provide for the investigation by the State of California of the possibilities of coordinating the development of the water resources of the State for public protection and to the end that they may be put to the greatest beneficial use, and making an appropriation for said purpose," approved May 23, 1925, and to provide for the expenditure thereof.

MOTION TO RE-REFER.

Mr. Crittenden moved that Assembly Bill No. 498 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 498 ordered re-referred to Committee on Ways and Means.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Fisher: Assembly Joint Resolution No. 8—Relative to memorializing Congress for federal aid in the construction of a breakwater in Trinidad Harbor at or near the city of Trinidad, California.

Introduced, and referred to Committee on Federal Relations.

ADJOURNMENT.

At twelve o'clock m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until eleven o'clock a.m., Monday, March 25, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Monday, March 25, 1929.

At eleven o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names.

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Klinc, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Qungley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—72.

Quorum present.

PRAYER.

On invitation of the Speaker prayer was offered by Hon. Crowell D. Eddy, assemblyman from the Eightieth Assembly District.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Williamson, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Cloudsley, Mr. Jewett was granted leave of absence for the day.

On motion of Mr. Bliss, Mr. Emmett was granted leave of absence for the day.

On motion of Mr. Scofield, Mr. Crawford was granted leave of absence for the day.

On motion of Mr. Little, Mr. Woolwine was granted leave of absence for the day.

On motion of Mr. Morgan, Mr. Bishop was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Easley, Miss Mayme Bother, Miss Hazel Collins, Miss Sybil Van Gelder, Mrs. Herman Sandkuhle, and Miss Ruth Sandkuhle, instructors of the Danville Grammar School, and the following students: Arlen Scott, Vivian Kraft, Florence Goularte, Manuel Camacho, Wilson Close, Amil Dondero, Norman Harper,

Adalaide Squire, Julia Camacho, Clara Holmes, Ruth Munroe, Mary Pimentel, Boris Todoroff, Dorothy Sandkuhle, Herman Sandkuhle, Phyllis Spence, June Ajari, Merle Johnson, and Emily Lugo were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Levey, Judge Harry Cuthriell of Portsmouth, Va., Great Incohonee, Improved Order of Red Men, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Levey, Herbert F. Stetzer of Philadelphia, Great Chief of Records of the Improved Order of Red Men, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Levey, Martin F. Haines, Great Sachem of California, Improved Order of Red Men, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Levey, Leon Enemark of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Coombs, Gordon Dunlap, Frank Dunlap and John Dunlap, grandchildren of the Hon. Frank Coombs, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Williamson, Russell Wolden, Jr., and Donald Wolden, sons of Hon. Russell Wolden, assessor of city and county of San Francisco, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Bliss, Henry H. Bliss, Charles C. Bliss, Miss Flora R. Bliss and Mrs. E. R. Bliss were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Bliss, Mrs. T. M. Shorkley, Miss Grace Shorkley and Miss R. Jean Shorkley were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Roland, Mr. S. I. Osborn of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roland, Miss Ruth Bliss of Carpinteria, daughter of Assemblyman Bliss, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Baum, Miss Mary Shorkley of Carpinteria, niece of Assemblyman Bliss, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Baum, Master George Bliss, son of Assemblyman Bliss, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Miss Miller, Miss Edith Latham of Oakland was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Miss Miller, Mrs. Frances E. McLean of Pasadena was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Miss Miller, Miss Carolyn Foulke of Altadena was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Miss Miller, Mrs. Irma Hildebrand of Berkeley was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, Mme. Adeline Robert of Paris, France, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

COMMUNICATION.

The following communication was received, read, and ordered printed in the Journal:

SUISUN, CALIFORNIA, March 25, 1929.

Speaker, California Assembly, Sacramento, California.

DEAR MR. SPEAKER: I beg to be excused for a few days because of the death of my father.

ERNEST C. CROWLEY.

Upon request of the Speaker, Mr. Crowley was granted leave of absence in accordance with the request of the above communication.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Anderson:

*To His Excellency, C. C. Young,
Governor of the State of California,
and to the Legislature of the State of California.*

We, the undersigned, residents and taxpayers of the State of California, do hereby respectfully represent as follows:

That the State Highway Commission of California, according to information received by us, has sufficient funds and money with which to do all necessary work upon the State highways of the State of California; that there have been, during the year of 1928, a large number of unemployed free men in the State of California who would be greatly benefited by an opportunity for employment upon the State highways system of the State; that we are informed that the State Highway Commission has ample money and funds to its credit now to employ free labor upon its State highways, would greatly benefit residents of districts through which said highways traverse; that many of the residents of the State are opposed to the establishment of convict camps for work upon the State highways in the neighborhood or vicinity of their homes.

Therefore we respectfully but earnestly protest against the further employment of convict labor upon the California State highway system by the California State Highway Commission, and do hereby respectfully urge and petition that that certain act known as the "Convict Labor Act" enacted June 9, 1923, and as amended by that certain act of the Legislature of the State of California, chapter 653, Statutes of 1927, be repealed.

PHIL HEMSTED,
And 175 others.

By Mr. Speaker:

SAN GABRIEL, CALIFORNIA, March 21, 1929.

Members of State Legislature.

GENTLEMEN: As a member of the Juvenile Court Committee of San Gabriel Valley Council Parent-Teacher Association, I do most heartily endorse and ask the unqualified passage of Senate Bill No. 827, amendment to Juvenile Court Law.

Very truly yours,

ALICE B. BLAIR, Chairman.

Also:

SALINAS, CALIFORNIA, March 22, 1929.

Mr. Speaker of the House.

I, the undersigned, a member of the National Rifle Association of America, protest the passing of Senate Bill No. 135, as it affords a basis of protection to the criminal element of California.

Yours truly,

C. H. FAHLER.

Also:

LOS ANGELES, CALIFORNIA, March 21, 1929.

*To the members of State Legislature, State Capitol,
Sacramento, California.*

GENTLEMEN: I have studied portion of Senate Bill No. 827, introduced by Senator Frank C. Weller, especially with reference to the six amendments to the Juvenile Court Law. These, in my opinion, will be very beneficial and I heartily recommend the passage of this bill.

RALPH J. AREY,
Member, Juvenile Court Committee.

By Mr. Deuel:

OBOVILLE, CALIFORNIA, March 23, 1929.

*Hon. Charles H. Deuel, State Capitol,
Sacramento, California.*

DEAR SIR: We, the undersigned citizens of the State of California, wish to call your attention to Senate Bill No. 135 by Mr. Baker, to amend the present California law relative to the sale, possession and carrying of firearms and other dangerous and deadly weapons.

Should this bill pass, we believe that it will work a great hardship on the law-abiding citizens of the State, inasmuch as it will deprive them of suitable weapons for the defense of their lives, homes and property. We also believe that the passage of this bill would be a great encouragement to the criminal element. Therefore, we respectfully request that you do all in your power to prevent the passage of this Senate Bill No. 135.

Very respectfully,

W. H. DORIS,
And 75 others.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON PRISONS AND REFORMATORIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 586—An act to amend section 1 of, and to repeal section 9 of an act entitled "An act to authorize and regulate the employment of prisoners in the State prisons of this State and to provide for the disposition of the products of their skill and labor," approved February 23, 1911, and to add three new sections to be numbered 2a, 2b and 2c, to said act—has had the same under consideration, and respectfully reports the same back without recommendation, as amended

HAWES, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 69—An act to amend section 694 of the Code of Civil Procedure, relating to the conduct of sales of property on execution or under power contained in any trust deed hereafter executed, and designating the county wherein such sales must be held;

Also: Assembly Bill No. 183—An act to amend section 274 of the Code of Civil Procedure, relating to the fees of phonographic reporters;

Also: Assembly Bill No. 526—An act to amend section 1444 of the Code of Civil Procedure, relating to appraisers and appraisements in probate proceedings;

Also: Assembly Bill No. 534—An act to amend the title and sections 2, 4, 5, 6, 7, 11, 12 and 16 of an act entitled "An act to be known as the 'Inheritance Tax Act,' to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or

under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the 'Inheritance Tax Act,' and to repeal all acts and parts of acts in conflict with this act," approved June 3, 1921, as amended, and adding a new section to be numbered section 6 $\frac{1}{2}$, relating to the exemption and rates of tax on a transfer to the wife of decedent and repealing section 2 $\frac{1}{2}$;

Also: Assembly Bill No. 591—An act to add a new section to the Code of Civil Procedure to be numbered 1822c, relating to sale of property of missing persons;

Also: Assembly Bill No. 747—An act to amend section 86 of the Code of Civil Procedure, relating to the justices' clerks and their appointees;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 801—An act to amend section 139 of the Code of Civil Procedure, relating to proceedings in case of absence of judge;

Also: Assembly Bill No. 813—An act to amend section 702 of the Code of Civil Procedure of the State of California by adding thereto a provision relating to redemption from sales under foreclosure of mortgages;

Also: Assembly Bill No. 942—An act to increase the number of judges of the superior court of the county of Sonoma, and for the appointment of such additional judge;

Also: Assembly Bill No. 1015—An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges;

Also: Assembly Bill No. 1095—An act to cure defects in maps or plats filed for record prior to March 1, 1929, and in deeds or conveyances referring to such maps;

Also: Assembly Bill No. 1103—An act to amend section 204 of the Code of Civil Procedure, relating to the selection of trial jurors and grand jurors;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 50—An act to amend section 2969 of the Civil Code, relating to attachments of mortgaged personal property;

Also: Assembly Bill No. 58—An act to amend section 2968 of the Civil Code, relating to levying upon mortgaged personal property in possession of the mortgagor.

Also: Assembly Bill No. 98—An act to amend section 1816a of the Civil Code, relating to the liens of keepers of furnished apartment houses and furnished bungalow courts.

Also: Assembly Bill No. 181—An act to amend section 274a of the Code of Civil Procedure, relating to the duties and compensation of phonographic reporters for the superior court.

Also: Assembly Bill No. 182—An act to repeal section 274b of the Code of Civil Procedure, relating to compensation of official reporters.

Also: Assembly Bill No. 194—An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities, providing for the enforcement of said act and penalties for the violation thereof, and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

Also: Assembly Bill No. 230—An act to amend section 537 of the Penal Code, relating to defrauding proprietors of hotels, inns, restaurants, boarding houses.

Also: Assembly Bill No. 242—An act to amend section 737g of the Political Code, relating to the salary of the superior judge in and for the county of Modoc.

Also: Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts, and relating to the salaries of certain justices of the peace;

Also: Assembly Bill No. 452—An act to add a new section to the Code of Civil Procedure, to be numbered 1161a, relating to persons holding over in case of the sale of real property by virtue of execution, foreclosure of mortgage or under a power of sale contained in a deed of trust;

Also: Assembly Bill No. 454—An act to amend section 900 of the Code of Civil Procedure, relating to the lien of judgments rendered in a justice's court;

Also: Assembly Bill No. 468—An act to amend section 1946 of the Civil Code, relating to the hiring of real property;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 274—An act to amend section 1415 of the Code of Civil Procedure, relating to powers, duties and obligations of special administrators—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SEWELL, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 453—An act to amend section 1517 of the Code of Civil Procedure, relating to the return of sales of property of decedents—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SEWELL, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 165—An act to amend section 683 of the Civil Code, relating to joint tenancy—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SEWELL, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 176—An act to amend sections 2, 3, 5, 8, 9, 9a, 10, 11, 11a, 12, 14, 18, 20a and 20b of an act entitled "An act to define real estate brokers and salesmen, to provide for the regulation, supervision and licensing thereof, to create a State Real Estate Department and the office of Real Estate Commissioner, to provide for the enforcement of said act and penalties for the violation thereof, and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors, to provide for the regulation, supervision, and licensing thereof, to create the office of Real Estate Commissioner, and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, as amended, and adding new sections to be numbered 9b, 9c, 9d and 23, relative to the definition of real estate brokers and salesmen, providing for regulation, supervision and licensing thereof, broker's bonds, relating to sale or lease of land for colonization purposes or agricultural, rural acreage, or farm land subdivisions, providing penalties for the violations of the provisions thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SEWELL, Chairman

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 739—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered title IIm, embracing sections 376 to 376n, inclusive, relating to a Department of Professional and Vocational Standards—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented.

By Mr. Sewell:

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add a new section, to be numbered section 14, to an act entitled "An act to require employers to pay the cost of bonds and photographs required of and

furnished by employees or applicants for employment," approved April 20, 1917, as amended, and to amend section 2 thereof, relating to the protection of cash bonds put up by employees or applicants for employment and providing penalties for violation thereof.

Referred to Committee on Introduction of Bills.

RECONSIDERATION WAIVED.

Mr. Roland waived his notice to reconsider the vote whereby Assembly Bill No. 1009 was passed.

Assembly Bill No. 1009 ordered transmitted to the Senate.

RECONSIDERATION WAIVED.

Mr. Fry waived his notice to reconsider the vote whereby Assembly Bill No. 319 was passed.

Assembly Bill No. 319 ordered transmitted to the Senate.

RECONSIDERATION WAIVED.

Mr. Scudder waived his notice to reconsider the vote whereby Assembly Bill No. 93 was passed.

Assembly Bill No. 93 ordered transmitted to the Senate.

SECOND BEADING OF ASSEMBLY BILLS.

Assembly Bill No. 36—An act to amend an act entitled "An act to prevent the formation and prohibit the existence of secret, oath-bound fraternities in public schools," approved March 13, 1909, by amending sections 1 and 2 thereof and adding a new section thereto, to be numbered section 3, all relating to the existence of secret fraternities in public schools.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 312—An act relating to elections of trustees in union or joint union high school districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 836—An act to amend section 1607*e* of the Political Code, relating to cafeterias in schools.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out all of lines 1 and 2, and insert in lieu thereof the following: "An act relating to cafeterias in the public schools".

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of lines 1 to 11, inclusive, and insert in lieu thereof the following:

"SECTION 1. The provisions of sections 6.731 and 6.732 of this act shall supersede the provisions of sections 6.731 and 6.732 of the School Code as adopted at the forty-eighth session of the Legislature and shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of chapter nine of part two of division six of said School Code.

Sec 6 731. The cost of housing, equipping and managing such cafeterias shall be a charge against the funds of the school district.

Sec. 6 732. The food served shall be served to the patrons of the cafeterias at such a price as will pay the cost of maintaining the cafeterias, exclusive of the cost of management."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 311—An act providing for the annexation of elementary school districts to high school districts.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out lines 8, 9 and 10.

Amendment adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 554—An act relating to the exemption of certain children from the requirements of attendance upon a public full time day school.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

In line 8, following the word "children", insert the following: "not attending a private full-time day school, and".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or making inspection of electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two journeymen in the doing of such work or inspection; and providing penalty for the violation thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 6 of the title of the printed bill, strike out the word "journeymen", and insert in lieu thereof the following: "men who have had sufficient experience".

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out lines 1 to 21, inclusive, and all of page 2, and insert in lieu thereof the following:

"SECTION 1. It shall be the duty of every person, firm or corporation, manager, officer, or agent thereof; and the duty of any city, county, city and county, the State of California, or any commission, officer, or agent thereof, when requiring employees to do repair work or construction work on electric poles, wires, cables, machinery, appliances or equipment, along rights of way or in any other place where such electrical equipment is installed or in use, to provide a crew of not less than two men who have had sufficient experience to do the work properly and understand necessary safety measures in protecting each other in case of accidents: in every case of either day or night work where the repairs or construction work involves the handling, contact with or doing work on wires or conductors when charged with electricity at a potential in excess of seven hundred fifty (750) volts

(a) The provisions of this act are not intended to apply to work on low potential wires or conductors, telephone, telegraph or signal wires, where the clearances maintained from high potential wires or conductors are in accordance with the regulations of the railroad commission of the State of California.

(b) The provisions of this act are not intended to apply to station or power house operators or trouble men in their regular routine duties.

SEC 2. Any violation of this act shall be a misdemeanor, and shall, upon conviction thereof, be punished by a fine not exceeding five hundred (\$500.00) dollars, or by

imprisonment in the county jail for not more than six months, or by both such fine and imprisonment.

SEC. 3. It shall be the duty of the industrial accident commission to enforce the provisions of this act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 779—An act to add a new section to the "California Vehicle Act," approved May 30, 1923, as amended, to be known as section 152a, relating to the transportation of animals on motor vehicles.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1060—An act to amend section 159 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to appropriations to the several counties from the motor vehicle fund.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out the title, and insert in lieu thereof the following:

"An act to amend section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended"

AMENDMENT NUMBER TWO.

Strike out all of page 1 of the printed bill, from line 1 to 27, inclusive, and on page 2, from line 1 to 52, inclusive, and on page 3, lines 1 to 52, and on page 4, lines 1 to 4, inclusive, and insert in lieu thereof the following:

"SECTION 1 Section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended, is hereby amended to read as follows:

Sec. 13. All money received by the state controller in payment of license taxes under the provisions of this act shall be by him deposited in the state treasury and credited to the "motor vehicle fuel fund" which fund is hereby created. One-half of all moneys remaining in said "motor vehicle fuel fund" after the refunds herein provided for have been paid are hereby appropriated to the counties of this state and shall be paid to the counties as hereinafter provided. The payments to the counties to be based upon the number of vehicles registered in each of the counties as determined by the places of residence of the owners to whom the registration certificates for such vehicles have been issued by the state during the current year, and it is hereby made the duty of the motor vehicle department to furnish to the state controller a record of the number of such registrations by counties.

Out of said appropriation each county shall first be paid five thousand dollars for each quarter of a year for the first three thousand five hundred registrations or fraction of three thousand five hundred if the county has less than three thousand five hundred registrations. The balance remaining in said appropriation, after making said apportionment of five thousand dollars quarterly for the first three thousand five hundred registrations or fraction thereof shall be apportioned to those counties having a registration greater than three thousand five hundred, in the proportion that the registration greater than three thousand five hundred registrations in each of such counties bears to the total number of registrations above three thousand five hundred in all such counties. All such amounts so paid to the several counties shall be paid into a special road improvement fund. Such fund shall be expended by the county receiving it exclusively in the construction and maintenance of roads, bridges and culverts in each such county. In the event that any county has not established such a road fund, its proportion of such fund shall be retained by the state until provision for such a road fund has been made, and it shall then be paid over to such county.

In the months of May and November of each year, the treasurer shall make a report to the state controller setting forth the gross amounts received and the net receipts remaining after the payment of the refunds herein provided for for the preceding six months, and thereupon the controller shall draw his warrant upon the

"motor vehicle fuel fund" in favor of each county in the state for the amount to which each such county is entitled. The controller shall not draw such warrant in favor of any county which shall not have established such a road fund as is herein required or which shall be delinquent in its annual report to the state department of public works as hereinafter required.

The board of supervisors of each county shall make an annual report to the state department of public works not later than three months after the close of the county's fiscal year upon forms to be provided by such department, showing the amount of moneys received from the "motor vehicle fuel fund" during the preceding fiscal year and the disposition of said moneys, giving such details as to the disposition of said moneys as may be required by said department. Whenever such report shall not have been duly filed in the manner and form herein provided for at or before the time herein specified, the state controller shall not draw his warrant in favor of the treasurer of such county until said report has been filed.

All moneys in the "motor vehicle fuel fund" other than those hereinbefore appropriated, are hereby appropriated to and shall by the state treasurer be paid into the "state highway maintenance fund" which fund is hereby created, and shall be used for the maintenance, repair, widening, resurfacing and reconstruction of the state highways, and for the maintenance, repair, widening, resurfacing and reconstruction of roads and highways in state parks, subject to the approval of the official or officials charged by law with the management and control of such parks, such moneys to be drawn from the state highway maintenance fund for the purpose of such maintenance, repair, widening, resurfacing and reconstruction upon warrants drawn by the state controller upon demands made by the state highway commission and allowed and audited by the state board of control."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 65—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section to be numbered 98a, requiring motor vehicles to be equipped with receptacles for burning tobacco and other glowing, flaming or inflammable substances.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 4, of the title of the printed bill, after the word "with", insert the words "extinguishers or".

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, after the word "equipped", insert the words "in each compartment thereof".

AMENDMENT NUMBER THREE

On page 1, line 5, of the printed bill, after the word "suitable", insert the word "extinguisher".

AMENDMENT NUMBER FOUR.

On page 1, line 7, of the printed bill, after the word "Said", insert the word "extinguisher".

AMENDMENT NUMBER FIVE.

On page 1, line 10, of the printed bill, after the period, insert the following: "A violation of the provisions of this section shall constitute a misdemeanor punishable by fine not exceeding ten dollars."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 948—An act creating the California Crime Commission, defining its duties, and making an appropriation for its expenses, and repealing all acts and parts of acts in conflict with this act.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee :

AMENDMENT NUMBER ONE

On page 1, line 26, of the printed bill, after the period in said line, insert the following :

"In addition to the sums herein made available there is hereby appropriated out of any money in the state treasury, not otherwise appropriated, the sum of twelve thousand five hundred dollars (\$12 500) for the support of said commission for the eighty-first and eighty-second fiscal years."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 563—An act providing for the creation and establishment of the Contractors State License Board; prescribing the powers and duties of such board; defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting; and fixing the fees for such licenses; providing the method of revocation of such licenses, and prescribing the punishment for violation of the provisions of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee :

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, following the words "city and county", insert the words "irrigation district".

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed bill, following the words "incidental to", insert the following: "the construction and repair of irrigation and drainage ditches of regularly constituted irrigation districts, or to".

AMENDMENT NUMBER THREE

On page 1, line 15, of the printed bill, following the word "raising", strike out the semicolon and add the following: "when performed or conducted by an owner or lessee;".

AMENDMENT NUMBER FOUR

On page 1, beginning with line 19, of the printed bill, strike out all of lines 19, 20 and 21, and on page 2, strike out all of lines 1, 2 and 3, and in lieu thereof insert the following:

(d) The public utilities operating under the regulation of the state railroad commission on construction work incidental to their own business.

(e) Owners of the property upon which any of the construction operations hereinafter mentioned are conducted by themselves; *provided*, all of the owners of said property join in said undertaking, but this exemption does not apply where an owner of any interest in property contracts with an owner of another interest therein as to any such operations;".

AMENDMENT NUMBER FIVE.

On page 2, line 4, of the printed bill, strike out the designation of the subsection "(e)", and insert in lieu thereof the designation "(f)".

AMENDMENT NUMBER SIX

On page 2, line 8, of the printed bill, following the word "dollars", strike out the period and add the following: "such work or operation being considered as of a casual, minor, or inconsequential nature."

AMENDMENT NUMBER SEVEN.

On page 2, line 50, of the printed bill, following the word "contractor", strike out the words "engaged as the major portion of his business", and in lieu thereof substitute the word "experienced", and on line 52, of the same page, following the word "contractor", strike out the words "engaged as the major portion of his business", and substitute in lieu thereof the word "experienced", and on page 3, line 2, strike out the words "engaged as the major portion of his business", and substitute in lieu thereof the word "experienced".

AMENDMENT NUMBER EIGHT.

On page 3, line 9, of the printed bill, following the word "state", strike out the word "continuously".

AMENDMENT NUMBER NINE.

On page 3, line 10, of the printed bill, following the word "years", strike out all of the remainder of line 10, all of line 11 and all of line 12 to and including the period following the word "state".

AMENDMENT NUMBER TEN.

On page 5, line 38, of the printed bill, following the word "His", insert the word "education", and following the word "training" in this same line, strike out the word "and", and insert in lieu thereof the word "or", and in line 39, of the same page, following the word "the", strike out the words "preparation and", in line 40, of the same page, following the word "of", strike out the word "blueprints", and the comma following.

AMENDMENT NUMBER ELEVEN

On page 13, beginning with line 47 of the printed bill, strike out all of lines 47, 48, 49, 50, 51, 52 and on page 14 of the printed bill in the same section all of lines 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23, and insert in lieu thereof the following:

"(2) Intentional, fraudulent or negligent departure from, or disregard of, plans or specifications in any material respect, without the consent of the owner or his duly authorized representative; or intentional or deliberate disregard or violation of the building code of any municipality or governing body having jurisdiction of a building enterprise or operation:

(3) Abandonment of any contract, or failure to complete any contract without legal excuse.

(4) The diversion of funds received for prosecution or completion of a particular contract covered by this act, or for a specified purpose in the prosecution or completion of such contract and their application or use for any other contract or obligation with intent to defraud or deceive creditors or the owner.

(5) The doing of any wilful, fraudulent act by the licensee as a contractor in consequence of which another is substantially injured."

AMENDMENT NUMBER TWELVE

On page 16, line 35, of the printed bill, eliminate all of section 21, beginning with line 35, and ending with line 51, and all of the remainder of the same section on page 17, beginning with line 1, and ending with line 23, and substitute in lieu thereof the following:

"(a) Within thirty days after denial of rehearing or after decision on rehearing, any party aggrieved by such decision of the board may appeal therefrom to the superior court of the State of California, in and for the county in which the person affected by such decision resides or has his place of business under the terms of this act, by serving upon the board a notice of such appeal and a demand in writing for a certified transcript of all the papers on file in its office affecting or relating to such decision and all the evidence taken on the rehearing and paying ten cents for each folio of the transcript and one dollar for the certification thereof. Upon the hearing of such appeal, the burden of proof shall lie upon the appellant, and the court shall receive and consider any pertinent evidence, whether oral or documentary, concerning the action of the board from which the appeal is taken, but shall be limited to a consideration and determination of the question whether there has been an abuse of discretion on the part of the board in making such decision."

AMENDMENT NUMBER THIRTEEN.

On page 21 of the printed bill, after line 7, add a new section as follows:

"Sec. 30. If a state department of professional and vocational standards is created by a statute adopted by the Legislature of California at the forty-eighth session thereof, said department shall succeed to and become vested with all the duties, powers, purposes, responsibilities, and jurisdictions of the contractors state license board hereinbefore proposed and described and of the several officers, deputies, and employees of said board which duties, powers, purposes, responsibilities, and jurisdiction shall be administered by said department through the director thereof; *provided, however*, that nothing herein contained shall be construed as abolishing said contractors state license board which said board shall be established and continued as hereinbefore provided for and shall retain the functions of setting standards, holding meetings, issuing certificates, passing upon the qualifications of applicants, conducting investigations, issuing citations, holding hearings for the revocation of licenses and imposing penalties as hereinbefore proposed and described, and the decisions of said board with respect thereto shall not be subject to review by the director of the department of professional and vocational standards. Except as to said powers, duties, and functions so expressly reserved to said board, the director of the department of professional and vocational standards shall have full authority to employ and appoint all employees necessary to properly administer the work of the board and the work of the department in accordance with civil service regulations, and upon recommendation of said board, with the approval of the director of the department of finance, the director of the department of professional and vocational standards shall employ

investigators and attorneys to assist said board in prosecuting violations of this act. All moneys collected by the department of professional and vocational standards for and on behalf of the activities of the contractors state license board shall be remitted to the state treasurer in accordance with law and credited to the "contractors state license fund," herem created; *provided, however*, that with the approval of the director of the department of finance a charge not exceeding the amount of the available balance in the "contractors state license fund" may at any time be levied by the director of the department of professional and vocational standards in advance against said fund to cover the aforesaid board's pro rata share of the estimated administration expenses of the department of professional and vocational standards; *provided, further*, that none of the moneys in said fund shall be used to pay the general expenses of any other board in the department. Upon proper presentation of claims by said department to the state controller, the latter shall draw his warrant or warrants against said fund to cover such estimated administration expenses."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 174—An act regulating the practice of professional engineering; providing for the creation and establishment of a State Board of Registration for Professional Engineers; granting certain powers to and prescribing the duties of said boards; providing for the examination and registration of professional engineers, and providing penalties for the violation of this act.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the words "professional engineering;" and strike out lines 2 to 7, inclusive, and insert in lieu thereof the words "civil engineering".

AMENDMENT NUMBER TWO.

On page 1, line 2, of the printed bill, strike out the word "professional", and insert in lieu thereof the word "civil".

AMENDMENT NUMBER THREE.

On page 1, line 7, of the printed bill, strike out the word "professional", and insert in lieu thereof the word "civil".

AMENDMENT NUMBER FOUR.

On page 1, line 10, of the printed bill, strike out lines 10 to 21, inclusive, and insert in lieu thereof the following:

"SEC. 2. "Civil engineer," as used in this act, shall mean a person who through technical knowledge gained by education or experience is qualified to practice civil engineering. "Civil engineering," as used in this act shall include all subdivisions of civil engineering."

AMENDMENT NUMBER FIVE.

On pages 1 and 2 of the printed bill, strike out everything from line 22, on page 1, to and including line 26, on page 2, and insert in lieu thereof the following:

"SEC. 3. There is hereby created a state board of registration for civil engineers, hereinafter called the "board," consisting of three (3) members to be appointed by the governor within sixty (60) days after the date upon which this act becomes effective. All members of the board shall be civil engineers. Of the members of the board first appointed hereunder, one (1) shall hold office for a term of two (2) years, one (1) shall hold office for a term of three (3) years and one (1) shall hold office for a term of four (4) years, such terms in each case to commence on the first day of July, 1929. Upon the expiration of such terms the term of office of each member thereafter appointed shall be for four (4) years. Each member shall continue to hold office after the expiration of his term until his successor shall be duly appointed and qualified. The governor may remove any member of the board for misconduct, incompetency, or neglect of duty. Vacancies on the board, however created, shall be filled by appointment by the governor for the unexpired term. Each member of the board shall be a citizen of the United States and a civil engineer of at least twelve (12) years active experience and of good standing in his profession and shall be at least thirty (30) years of age, and shall have been a resident of this state for at least five (5) years immediately preceding his appoint-

ment. Each member of said board, except the members first appointed hereunder, shall be registered as a civil".

AMENDMENT NUMBER SIX

On page 3, line 14, of the printed bill, strike out lines 14 and 15, and insert in lieu thereof the following: "known as the "civil engineer's fund" which said fund is hereby created. Said fund".

AMENDMENT NUMBER SEVEN.

On pages 3 and 4, of the printed bill, strike out everything from line 23 on page 3 to and including line 8 on page 4, and insert in lieu thereof the following:

"SEC. 7. The secretary shall keep a complete record of all applications for registration and the board's action thereon and shall prepare annually a roster showing the names, places of business and residence of all registered civil engineers; a copy of such roster to be filed with the secretary of state, a copy to be filed with the clerk of each county in the state, and a copy to be furnished to each civil engineer registered under the provisions of this act. Copies of such roster shall be available on application to the secretary, at such price per copy as may be fixed by the board. The board shall within thirty (30) days prior to the meeting of the regular session of the Legislature submit to the governor a full and true report of its transactions during the preceding biennium including a complete statement of the receipts and expenditures of the board during the period, attested to by the president and secretary of the board. A copy of said report shall be filed with the secretary of state. All records shall be public records. The board shall be empowered and authorized to employ such clerical assistance under civil service regulation as may be necessary to properly carry out and enforce the provisions of this act.

SEC. 8. Application for examination for registration as a civil engineer shall be made to the board on its prescribed form, accompanied with a fee of fifteen dollars (\$15.00), said fee to be retained by the board. The application shall contain satisfactory evidence under oath that applicant

(a) Is at least twenty-five (25) years of age;

(b) Is of good character, and

(c) Has been engaged in the practice of civil engineering for at least six (6) years, and during that period had responsible charge of engineering work as a subordinate to a civil engineer for at least one (1) year. Graduation from an engineering school or college, approved by the board shall count as four (4) years of practice and each year of study completed without graduation, in an engineering school or college, approved by the board, shall count as one-half year of practice."

AMENDMENT NUMBER EIGHT.

On page 4, line 22, of the printed bill, strike out everything from line 22 to and including line 49 and insert in lieu thereof the following: "by the board, have issued to him a certificate of registration, signed by the president and the secretary of the board under the seal of the board, authorizing him to practice as a civil engineer, as defined herein.

(b) A new certificate of registration to replace any certificate, lost, destroyed, or mutilated, may be issued subject to the rules and regulations of the board. A charge of one dollar (\$1.00) shall be made for such reissue.

SEC. 11. At any time on or before June 30, 1930, upon due application therefor and the payment of a fee of fifteen dollars (\$15.00) to be retained by the board, the secretary shall issue a certificate of registration, as provided by section ten (10), to any civil engineer who shall submit to the board evidence under oath that he is at least twenty-five (25) years of age, of good character, and has been a resident of the State of California for at least one (1) year immediately preceding the date of his application and has practiced civil engineering, as a professional business, for at least six (6) years preceding the date of his application, and during that period has had responsible charge of engineering work as principal or assistant for at least one (1) year. Graduation from an engineering school or college, approved by the board shall count as four (4) years of practice and each year of study completed without graduation, in an engineering school or college, approved by the board, shall count as one-half year of practice. After June 30, 1930, the board shall issue certificates of registration only as prescribed in this act.

SEC. 12. (a) The board shall, from time to time, examine the requirements for the registration of civil engineers".

AMENDMENT NUMBER NINE

On page 5, line 2 of the printed bill, strike out the word "professional", and insert in lieu thereof the word "civil".

AMENDMENT NUMBER TEN.

On page 5, line 15, of the printed bill, strike out lines 15 to 17, inclusive, and insert in lieu thereof the following: "in this act and practicing as or claiming to be a civil engineer. The board shall have the power by a two-thirds (2/3) vote to revoke the certificate of any civil engi-"

AMENDMENT NUMBER ELEVEN

On page 5, line 34, of the printed bill, strike out lines 34 to 48, inclusive, and insert in lieu thereof the following: "person whose certificate has been revoked, *provided*,

two (2) or more members of the board vote in favor of such re-issue for reasons the board may deem sufficient.

SEC. 14. (a) Any certificate issued under the provisions of this act shall remain in effect until the thirtieth (30th) day of June following the date of issuance.

(b) Every civil engineer registered under this act who desires to continue the practice of his profession beyond the thirtieth (30th) day of June following the date of issuance of his original certificate shall on or before the thirtieth (30th) day of June of each year pay to the secretary of the board a fee of five dollars (\$5.00) to be retained by the board, for which fee a renewal certificate of registration for the current year shall be issued. Certificates of registration which have expired for failure to pay renewal fee may be reinstated within one year".

AMENDMENT NUMBER TWELVE

On page 6, line 4, of the printed bill, strike out the word "professional", and insert in lieu thereof the word "civil".

AMENDMENT NUMBER THIRTEEN

On page 6, line 13, of the printed bill, strike out lines 13 to 45, inclusive, and insert in lieu thereof the following: "ing a civil engineer from practicing his profession through the medium of or as employee of a partnership or a corporation: *provided*, that the plans, specifications, and reports of such partnership or corporation be signed and be stamped with the seal of each registered civil engineer in specific and responsible charge of the preparation of the same. The same exemptions shall apply to partnerships and corporations as apply to individuals under this act. *provided, however*, that nothing in this act shall be construed as requiring registration for the purpose of practicing civil engineering, by an individual, firm, partnership or corporation on or in connection with property owned or leased by said individual, firm, partnership or corporation, unless the same involves the public health or safety or the health and safety of employees of said individual, firm, partnership or corporation: *provided, however*, no one shall represent himself as, or use the title of registered civil engineer, unless he is qualified by registration under this act. Nothing in this act shall be construed as in any way repealing or abrogating any provision of that certain act entitled "An act to regulate the practice of architecture," approved March 23, 1901, as amended, or in any way repealing or abrogating any amendments to said act.

SEC. 17. The following shall be exempt from the provisions of this act:

(a) Officers and employees of the United States of America practicing solely as such officers or employees.

(b) A subordinate to a civil engineer registered under this act or a subordinate to a civil engineer exempted under this act, in so far as he is acting in such capacity.

(c) Any architect registered in this state under the provisions of any act to regulate the practice of architecture in so far as he practices architecture.

SEC. 18. (a) Any person, who is not legally authorized to practice civil engineering in this state according to the".

AMENDMENT NUMBER FOURTEEN.

On page 7, line 11, of the printed bill, after said line 11, insert the following: "SEC. 19. If a state department of professional and vocational standards is created by statute adopted by the Legislature of California at the forty-eighth session thereof, said department shall succeed to and become vested with all the duties, powers, purposes, responsibilities and jurisdiction of the state board of registration for civil engineers hereinbefore proposed and described and of the several officers, deputies, and employees of said board which duties, powers, purposes, responsibilities and jurisdiction shall be administered by said department through the director thereof: *provided, however*, that nothing herein contained shall be construed as abolishing said board of registration for civil engineers which said board shall be established and continued as hereinbefore provided for and shall retain the functions of setting standards, holding meetings, issuing certificates, passing upon the qualifications of applicants, conducting investigations, issuing citations, holding hearings for the revocation of certificates and imposing penalties as hereinbefore proposed and described, and the decisions of said board with respect thereto shall not be subject to review by the director of the department of professional and vocational standards. Except as to said powers, duties, and functions so expressly reserved to said board, the director of the department of professional and vocational standards shall have full authority to employ and appoint all employees necessary to properly administer the work of the board and the work of the department in accordance with civil service regulations, and upon recommendation of said board, with the approval of the director of the department of finance, the director of the department of professional and vocational standards shall employ investigators and attorneys to assist said board in prosecuting violations of this act. All moneys collected by the department of professional and vocational standards for and on behalf of the activities of the board of registration for civil engineers shall be remitted to the state treasurer in accordance with law and credited to the "civil engineer's fund", herein created; *provided, however*, that with the approval of the director of the department of finance a charge not exceeding the amount of the available balance in the "civil engineer's fund" may at any time be levied by the director of the department of professional

and vocational standards in advance against said fund to cover the aforesaid board's pro rata share of the estimated administration expenses of the department of professional and vocational standards; *provided, further*, that none of the moneys in said fund shall be used to pay the general expenses of any other board in the department. Upon proper presentation of claims by said department to the state controller, the latter shall draw his warrant or warrants against said fund to cover such estimated administration expenses."

AMENDMENT NUMBER FIFTEEN.

On page 6, line 43, after the word "architecture", strike out the period and add the words "in its several branches."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 399—An act relating to the establishment and maintenance of a Bureau of Safety in the Railroad Commission of this State, and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title of the printed bill, after the word "to", strike out all of the balance of the title and insert in lieu thereof the following: "such inspection of railroad train service and railroad wrecks in the interest of safety to the traveling public, railroad employees and property as may be necessary or incident to the carrying out of all laws governing railroad operation and service and all orders or regulations of the railroad commission governing the regulation or operation of railroads and making an appropriation therefor."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, after the period following the figure 1, strike out all of the balance of the printed bill, and insert in lieu thereof the following:

"The railroad commission of the State of California is hereby authorized and directed to make such inspection of all railroad train service and wrecks, including construction and of all tracks, rolling stock, tunnels, switches and all auxiliary equipment and the operation of such trains, engines and train service as may be incidental or necessary to the carrying out of all orders or regulations of the railroad commission and the provisions of all of the laws of the state governing the operation of trains in the interest of safety to the traveling public, to the railroad employees and to the property of such railroads and the patrons of such carriers.

That the railroad commission is hereby authorized and directed to recognize in its orders and regulations the provisions of all laws of the state regulating the operation of trains

SEC. 2. The sum of ten thousand dollars (\$10,000) is hereby appropriated to the railroad commission of this state for the biennium ending July 1, 1931, for the carrying out of the provisions of this act and that not more than one-half of said amount shall be available prior to July 1, 1930. Claims against this appropriation shall be audited by the state board of control and the state controller is hereby directed to draw his warrants for sums aggregating the amount of this appropriation and the state treasurer is hereby directed to pay the same."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 2—An act to amend the Political Code by adding thereto a new section, to be numbered 4041*m*, empowering boards of supervisors of the counties of the State to lease all lands whether dedicated to a public use or not, and under the jurisdiction of the county, for the drilling of oil and gas, and the extraction of other minerals.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1065—An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food prod-

ucts or food articles," approved June 5, 1913, as amended, to be numbered 1a, relating to the securing of a permit to destroy foodstuffs.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill as amended in Assembly March 19, 1929, strike out the word "otherwise", and insert in lieu thereof the following: "for sale or exchange for the benefit of any other person."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

MOTION TO RE-REFER.

Mr. Scofield moved that Assembly Bill No. 659 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 659 ordered re-referred to Committee on Municipal Corporations.

SECOND READING OF SENATE BILLS.

Senate Bill No. 568—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article II*m*, embracing sections 376 to 376*f*, inclusive, relating to a Department of Penology.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 22, of the printed bill, after the word "thousand", insert the words "six hundred".

AMENDMENT NUMBER TWO.

On page 2, line 14, of the printed bill, after the word "identification", insert the words "and investigation", and strike out the word "department" in said line and insert in lieu thereof the word "division".

AMENDMENT NUMBER THREE.

On page 2, line 15, of the printed bill, after the word "identification", insert the words "and investigation", and strike out the word "chairman" in said line, and insert in lieu thereof the word "superintendent".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Senate Bill No. 41—An act to amend section 2 of an act entitled "An act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination of and issuance of certificates to qualified applicants, with the designation of certified public accountant, and to provide the grade of penalty for violations of the provisions hereof," approved March 23, 1901, as amended, and to add a new section to said act to be numbered section 6, creating the accountancy fund in the State treasury in which all moneys collected under the provisions of said act shall be deposited and providing for the payment of expenses incurred in carrying out the provisions of said act from said fund.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 152—An act to amend section 4 of an act entitled “An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the land and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings,” approved May 22, 1925.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 622—An act to amend sections 591, 596a and 606 of the Political Code, and adding a new section, to be numbered 606a, all relating to the Insurance Commissioner, his office, salary, expenses, deputies, assistants, attorney and employees; submission of written instruments to attorney or Attorney General; assessment of insurance companies for salary and expenses in case of deficiency; creation of insurance fund and transfer and abolition of Insurance Commissioner’s special fund.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 100—An act to amend section 1 of an act entitled “An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act,” approved June 3, 1913, as amended, relating to what constitutes an employment agency and extending the law to cover farm labor contractors engaged in securing workers for others for a valuable consideration.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees, and compensation of jurors.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 22, of the printed bill, after the word “offices”, strike out all matter to and including the word “officers” in line 24

AMENDMENT NUMBER TWO.

On page 2, line 5, of the printed bill, after the word “jurors”, insert the following: “, and all other employees whose compensation is wholly a county charge”.

AMENDMENT NUMBER THREE.

On page 2, line 7, of the printed bill, strike out all matter to the word "The" in line 11, and in lieu thereof insert the following: "The board of supervisors may provide for the consolidation of offices within their respective counties."

AMENDMENT NUMBER FOUR

On page 2, line 11, of the printed bill, after the word "Legislature", insert the following: "may by a two-thirds vote of each branch thereof change the powers herein imposed upon boards of supervisors."

The Legislature may provide rules and regulations for the supervisors in their conduct of county business, and".

Amendments adopted.

Assembly Constitutional Amendment No. 4 ordered to reprint, engrossment, and on file for adoption.

Assembly Bill No. 380—An act to amend an act entitled "An act transferring the operation and control of certain of the flood control works of the Sacramento and San Joaquin Drainage District to the Department of Public Works, and providing that the cost thereof shall be paid by the State for a limited period and relieving said district and the Reclamation Board and its members from responsibility and liability for operation or maintenance of flood control works during said period; providing for the cancellation of bonds of said district authorized but not sold; authorizing the Reclamation Board to levy a supplementary assessment and to order called assessments levied in connection with Project No. 6; authorizing the issuance of bonds of said district based on and secured by assessments upon the land within the boundaries of Project No. 6 of said district; authorizing the validation of said bonds; authorizing the State Board of Control to purchase and invest in warrants and bonds of said district; authorizing land owners within said Project No. 6 to pay assessments in warrants or bonds of said district; adding to, taking away from and altering an act known as the Reclamation Board Act, approved December 24, 1911, as amended, and repealing all other acts or parts of acts in so far as they are in conflict herewith," approved May 26, 1927, by adding a new section thereto, to be numbered section 17

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 380 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Jost, Keaton, Kline, Levmel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor: Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69b, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Scofield moved that Assembly Bill No. 346 be withdrawn from the file, and ordered re-referred to Committee on Public Health and Quarantine.

Motion carried.

Assembly Bill No. 346 ordered re-referred to Committee on Public Health and Quarantine.

Assembly Bill No. 328—An act to add a new section to the Penal Code, to be numbered 1279*a*, relating to professional bondsmen.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Gilmore moved that Assembly Bill No. 328 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 328 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 55—An act to amend section 689 of the Code of Civil Procedure, relating to execution of judgment in civil actions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 55 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Nielsen, Noyes, Ohva, Parkman, Patterson, Qungley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—63.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 739—An act to add a new chapter 3 of title I of part III of the Political Code, to be numbered title II*m*, embracing sections 376 to 376*n*, inclusive, relating to a Department of Professional and Vocational Standards.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 739 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crittenden, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morrison, Nielsen, Noyes, Ohva, Qungley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Wright, Young, and Mr. Speaker—54

NOES—Arnold, Cloudman, Fisher, Mixer, Morgan, Stockwell, and Witter—7.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Keaton gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 739 was this day passed.

Assembly Bill No. 209—An act to add a new section to the Code of Civil Procedure, to be numbered 1752½, relating to property of minor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 209 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, DeYoe, Dullinger, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 589—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 589 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Wright, Young, and Mr. Speaker—58.

NOES—Bernard—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 971—An act to amend section 1 of an act entitled "An act to provide for the burial of soldiers, sailors and marines in this State who may hereafter die without leaving sufficient means to defray funeral expenses," approved March 15, 1889, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 971 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Jones, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure relating to the priority and effect of mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 88 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 88 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 571—An act to amend sections 591, 596a and 606 of the Political Code, and adding a new section to be numbered 606a, all relating to the Insurance Commissioner, his office, salary, expenses, deputies, assistants, attorney and employees; submission of written instruments to attorney or Attorney General; assessment of insurance companies for salary and expenses in case of deficiency; creation of insurance fund and transfer and abolition of Insurance Commissioner's special fund.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Easley moved that Assembly Bill No. 571 be withdrawn from the file, and ordered re-referred to Committee on Insurance.

Motion carried.

Assembly Bill No. 571 ordered re-referred to Committee on Insurance.

MOTION TO RECONSIDER.

Mr. Feigenbaum moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 536 was refused passage be continued until the next legislative day.

Motion carried.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to whom was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Baum: An act to amend section 7 of an act entitled "An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof," approved June 2, 1921, relating to the handling and sale of bread.

By Mr. Sewell: An act to add a new section, to be numbered section 1½, to an act entitled "An act to require employers to pay the cost of bonds and photographs required of and furnished by employees or applicants for employment," approved April 20, 1917, as amended, and to amend section 2 thereof, relating to the protection of cash bonds put up by employees or applicants for employment and providing penalties for violation thereof.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudslev, Collier, Coombs, Craig, Crittenden, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Millet, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Qungley, Remdollar, Roland, Scofield, Seudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—61.

NOES—None.

MOTION TO APPROVE JOURNALS.

Mr. Jones moved that the Journals of Monday, March 4, 1929; Tuesday, March 5, 1929; Wednesday, March 6, 1929; Thursday, March 7, 1929; Friday, March 8, 1929; Monday, March 11, 1929; Tuesday, March 12, 1929, and Wednesday, March 13, 1929, be approved as corrected by the Minute Clerk.

Motion carried.

RECESS.

At twelve o'clock and fifteen minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Gloss reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ATTACHES

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: Your Committee on Attaches respectfully begs leave to report that it has carefully considered the applications for the positions as hereinafter set forth and desires to submit the following resolution:

Resolved, That the following named persons be and they are hereby appointed and employed for the positions and at the per diem as set opposite their names, to wit:

Walter J. Little, Jr., Page.....	\$2 50
Bradford M. Crittenden, Page.....	2 50
Janet Therese Levey, Page.....	2 50
Robert B. Fry, Jr., Page.....	2 50
Jack Craven, Jr., Page.....	2 50
Theodore Reindollar, Assistant Sergeant-at-Arms.....	5 00
Charles C. Spalding, Jr., Assistant Sergeant-at-Arms.....	5 00

Said per diem to be paid out of the fund for the payment of officers and employees of the Assembly and the Controller is hereby authorized and directed to draw warrants from such funds in favor of the above named persons at said per diem and the State Treasurer is hereby authorized to pay the same.

Respectfully submitted.

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Arnold, Badham, Baun, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jepsersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 36—An act to amend an act entitled "An act to prevent the formation and prohibit the existence of secret, oath-bound fraternities in the public schools," approved March 13, 1909, by amending sections 1 and 2 thereof and adding a new section thereto, to be numbered section 3, all relating to the existence of secret fraternities in public schools;

Also: Assembly Bill No 119—An act relating to the exhibition of still or motion pictures in the public schools:

Also: Assembly Bill No. 779—An act to add a new section to the "California Vehicle Act," approved May 30, 1923, as amended, to be known as section 152a, relating to the transportation of animals on motor vehicles.

Also: Assembly Bill No. 849—An act to amend section 16~~15~~ of the Weights and Measures Act, approved June 16, 1913, as amended, relating to compensation of the scaler of weights and measures in counties of the fifteenth class;

Also: Assembly Bill No. 941—An act to amend section 2322~~54~~ of the Political Code, relating to the horticultural commissioner of counties of the fifty-fourth class;

Also: Assembly Bill No. 997—An act to amend section 19 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law, approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended: And reports that the same have been correctly engrossed.

SPALDING, Chairman

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 92—An act to amend sections 1, 2 and 3 of an act entitled "An act to provide for a day of rest from labor," approved February 27, 1893, relating to what emergencies shall permit working more than six days in seven, providing for the enforcement of the act by the Department of Industrial Relations and providing penalties for violation of the provisions thereof.

Also: Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act.

Also: Assembly Bill No. 186—An act to amend sections 1 and 2 of an act entitled "An act to regulate the moving of certain boxes, baskets and other receptacles used in mills, workshops packing, canning and other mercantile establishments where women are employed, and providing penalties for its violation," approved June 3, 1921, relating to the occupations to which the act applies, the weight of receptacles and the carrying of boxes, trays or other receptacles up or down stairs;

Also: Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California, and make an appropriation therefor;

Also: Assembly Bill No. 568—An act to amend an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes thereon," approved May 29, 1915, amended April 27, 1927, by adding new sections thereto to be numbered sections 12, 13, 14, 15, 16, 17, 18, 19 and 20, and relating to the formation, government and operation of said districts embraced in territory in more than one county, and adding territory to districts already formed;

Also: Assembly Bill No. 819—An act relating to the use of school buses owned by high school districts;

Also: Assembly Bill No. 873—An act to amend an act entitled "An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat, prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof," approved June 3, 1921.

Also: Assembly Bill No. 1028—An act to amend section 4243 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class.

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 12—A resolution proposing to the people of the State of California an amendment to section 23a of article IV of the constitution of the State of California, relating to expenses of the Legislature;

Also: Assembly Constitutional Amendment No. 20—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by repealing section 1a of article VI thereof, relating to the Judicial Council, its powers and duties;

And reports that the same have been correctly engrossed

SPALDING, Chairman

The above reported constitutional amendments ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor—and reports that the same has been correctly re-engrossed

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 59—An act to amend section 628 of the Penal Code, relating to fish and game.

Also Assembly Bill No. 167—An act to provide an institution for the confinement, care, training and rehabilitation of defective or psychopathic delinquents, to provide for the admission and commitment of such defective or psychopathic delinquents, and providing penalties for certain violations of the act.

Also Assembly Bill No. 202—An act to revise an act entitled "An act providing for the sale of certain State lands," approved May 19, 1915, as amended.

Also Assembly Bill No. 203—An act to promote the better education of social workers, to provide for and regulate the examination of social workers to provide for the issuance of licenses as social workers to qualified applicants by the Department of Social Welfare, to provide that the Department of Social Welfare shall enforce the provisions thereof, to provide penalties for the violations of any of the provisions thereof, and to make an appropriation for the purposes thereof.

Also Assembly Bill No. 250—An act to provide for the alteration of the boundaries of and for the annexation of incorporated and/or unincorporated territory to municipal corporations and for the incorporation and consolidation of such annexed territory in and as a part thereof.

Also Assembly Bill No. 495—An act to amend section 7 of the "Workmen's Compensation, Insurance and Safety Act," approved May 26, 1913, as amended, relating to appointees.

Also Assembly Bill No. 581—An act to amend section 487 of the Penal Code, relating to grand theft;

Also Assembly Bill No. 632—An act to add a new section to the Political Code, to be numbered 361, relating to the Department of Agriculture.

Also Assembly Bill No. 667—An act to amend section 4247 of the Political Code, relating to salaries and fees of officers in counties of the eighteenth class.

Also Assembly Bill No. 702—An act to add a new section to the Political Code, to be numbered 4041, authorizing counties to expend money for flood protection and conservation of water resources.

Also Assembly Bill No. 760—An act relating to the employment of librarians in the elementary or secondary schools of this State.

Also Assembly Bill No. 761—An act relating to retirement salaries of teachers and other employees employed in the public schools of this State and educational institutions supported in whole or in part by the State;

Also Assembly Bill No. 790—An act to amend section 564 of the Code of Civil Procedure, relating to the appointment of receivers.

Also Assembly Bill No. 968—An act to amend section 5 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations for municipal improvements, and regulating the acquisition, construction, or completion thereof" which became a law under constitutional provision without the Governor's approval February 25, 1901, as amended;

Also Assembly Bill No. 977—An act to amend section 1168 of the Penal Code relating to terms of imprisonment, credits to prisoners for good behavior and parole of prisoners, and to repeal sections 18, 18a and 1588, of the Penal Code, relating to terms of imprisonment.

Also Assembly Bill No. 1050—An act providing for the dedication of real property for street or highway purposes by governing boards of school districts;

Also Assembly Bill No. 1088—An act to amend sections 3682, 3732, 3746, 3748, 3756, and 3759 of the Political Code, relating to the preparation and delivery of the county tax roll and the collection and delinquency of taxes.

Also Assembly Bill No. 1096—An act authorizing any municipal corporation to institute suits against the State of California or any county of said State to cancel tax assessments and sales erroneously made against municipal owned property exempt from taxation.

Also Assembly Bill No. 1101—An act providing for the licensing of aircraft, airmen, and air navigation facilities, and air traffic rules and to make uniform the law with reference thereto, and to provide for the enforcement thereof, and to repeal that certain act entitled "An act concerning the registration, numbering, and the use of aircraft, and the licensing of operators thereof," approved June 3, 1921. And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 548—An act to provide for the impounding and utilization of the waters of the American River for flood control, river flow control and equating domestic use, irrigation, reclamation, power development, or any one or more of such or other public uses, authorizing the State Department of Finance to acquire for the State property useful in connection therewith, defining the powers and duties of State officers and departments and of public and private agencies in relation thereto, authorizing the leasing of property of the State for any one or more of such uses and specifying certain terms and conditions to which said lease shall be subject—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

ON MILITARY AFFAIRS

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929

MR. SPEAKER: Your Committee on Military Affairs to which was referred Senate Bill No. 684—An act to amend sections 1919, 1927, 1954, 1983, 2077, 2081 and to repeal sections 1913, 1925a, 1928b, 1928c, 1928d, 1929, 1930, 1931, 1932, 1932½, 1933, 1934½, 1962 and 1968 of the Political Code, all relating to the National Guard—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

PATTERSON, Chairman.

The above reported bill ordered on file for second reading.

RESOLUTION.

The following resolution was offered:

By Mr. DeYoe:

WHEREAS, It has pleased Divine Providence to remove from his earthly labors Honorable Job Wood; and

WHEREAS, Honorable Job Wood for 25 years was a deputy in the State Department of Education, and for 12 years county superintendent of schools for Monterey County; and

WHEREAS, The Honorable Job Wood was connected with all of the progressive school legislation in California and identified himself in all matters of education; therefore, be it

Resolved, That the Assembly has heard with regret of the death of Honorable Job Wood; and

Resolved further, That when the Assembly adjourns this day it do so in respect to the memory of the late Job Wood, and that a copy of this resolution be sent to the widow of the deceased by the Chief Clerk of the Assembly.

Resolution read, and on motion unanimously adopted.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Baum: Assembly Bill No. 1115—An act to amend section 7 of an act entitled "An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof," approved June 2, 1921, relating to the handling and sale of bread.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Sewell: Assembly Bill No. 1116—An act to add a new section, to be numbered section 1½, to an act entitled "An act to require employers to pay the cost of bonds and photographs required of and furnished by employees or applicants, for employment," approved April 20, 1917, as amended, and to amend section 2 thereof, relating to the protection of cash bonds put up by employees or applicants for employment and providing penalties for violation thereof.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Lyons: Assembly Constitutional Amendment No. 22—Proposed amendment to article XIII of the constitution, relative to a resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 8 of article XIII of the constitution, relating to taxation.

Introduced, and referred to Committee on Constitutional Amendments.

By Mr. Little: Assembly Constitutional Amendment No. 23—Proposed amendment to article VI of the constitution, relative to the Judicial Department of the State government.

Introduced, and referred to Committee on Constitutional Amendments.

SPECIAL ORDER.

The hour having arrived, the special order heretofore set was taken up for consideration.

Mr. Sewell moved that the Assembly resolve itself into the Committee of the Whole for the purpose of considering Assembly Concurrent Resolution No. 17, Assembly Concurrent Resolution No. 18 and Senate Concurrent Resolution No. 20.

Motion carried.

IN COMMITTEE OF THE WHOLE.

Speaker Levey in the chair.

Assembly Concurrent Resolution No. 17, Assembly Concurrent Resolution No. 18 and Senate Concurrent Resolution No. 20 considered.

Mr. Hornblower moved that the committee do now rise and report back that Senate Concurrent Resolution No. 20 be adopted as amended.

Motion carried.

IN ASSEMBLY.

Speaker Levey in the chair.

REPORT OF THE COMMITTEE OF THE WHOLE.

The following report of Committee of the Whole was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

GENTLEMEN: The Committee of the Whole has had under consideration Senate Concurrent Resolution No. 20, and does now report back, and recommend that Senate Concurrent Resolution No. 20 be adopted as amended.

LEVEY, Chairman.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Hornblower asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 20, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER TWENTY.

Senate Concurrent Resolution No. 20—Providing for the appointment of a committee on tax investigation.

FLOOR AMENDMENTS.

During reading of the resolution, the following amendments were submitted by Mr. Sewell:

AMENDMENT NUMBER ONE

On page 3, line 25, of the printed amended bill, strike out the word "thirty", and insert in lieu thereof the word "sixty".

AMENDMENT NUMBER TWO.

On page 3, line 33, of the printed bill, strike out the word "thirty", and insert in lieu thereof the word "sixty".

Amendments adopted.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 20 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A.; Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—67.

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 20 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 20.

Providing for the appointment of a committee on tax investigation.

WHEREAS, In view of the submission of the final report of the California Tax Commission and the commission's several recommendations contained therein, it appears necessary that a thorough study be made of said report and conclusive recommendations be made to the Legislature at its forty-ninth biennial session; and

WHEREAS, It is extremely important that opportunity be given the citizens and taxpayers of the State of California to express their wishes and opinions in regard to any or all proposed new methods of taxation; and

WHEREAS, To insure well considered, yet speedy, prompt action by the next Legislature on a comprehensive program of taxation, and

WHEREAS, Both the report and the executive message by which it was transmitted recommend that a careful study and investigation of this whole subject be made by the Legislature; and

WHEREAS, Irrespective of whether there may or may not be a continuance of a statutory tax commission, it is necessary to insure well considered yet speedy and prompt action by the next Legislature on a comprehensive program of taxation; therefore be it

Resolved by the Senate of the State of California, the Assembly concurring, That a committee of eight members, consisting of four members of the Assembly to be appointed by the Speaker of the Assembly, and four members of the Senate to be appointed by the President of the Senate, be appointed to make a supplementary study of the tax problems of the State and to recommend to the Legislature of the State of California at the forty-ninth session thereof a state-wide policy for local and general taxation; and, be it further

Resolved. That said committee shall proceed to organize by the election of one of its members as chairman and by the election of a secretary, and shall proceed with said investigation in such a manner as may be determined by said committee; and, be it further

Resolved. That said committee is hereby authorized to hold public hearings at any place in the State of California, at which hearings the people shall have the opportunity to present their views to the committee with reference to any suggested method of taxation; and, be it further

Resolved. That said committee is hereby authorized and empowered to do any and all things necessary to make a full and complete investigation of the matters herein referred to, and is hereby authorized and empowered to require the produc-

tion of books, agreements, documents, records, accounts and papers of every kind; to issue subpoenas, to compel the attendance of witnesses, and to procure testimony. Each member of said committee is hereby authorized to administer oaths; and all the provisions of article VIII of chapter 8, title 1, part III of the Political Code of the State of California relating to the attendance and assemblage of witnesses before the Legislature and committees, shall apply to the committee appointed under this resolution; and, be it further

Resolved, That the sum of \$30,000, or so much thereof as may be necessary, is hereby set apart, reserved and appropriated out of the respective contingent funds of the Senate and Assembly, which may have heretofore or may hereafter be appropriated for the contingent expenses of the Senate and Assembly by this session of the Legislature, said sum to be payable one-half from the Contingent Fund of the Senate and one-half from the Contingent Fund of the Assembly, but not exceeding the sum of \$30,000 in all, for the purpose of paying the expenses incurred by the joint committee hereinafter designated, under the authority hereof, and for the purposes hereinafter set forth, and said payments shall be disbursed from time to time by Controller's warrants to be drawn against such contingent funds upon the written orders of the chairman of said joint committee hereinafter provided for.

EXPLANATION OF VOTE.

The following explanation of vote was offered by Mr. Cloudsley:

In view of the fact that all parties have apparently agreed to favor the resolution, I do not desire to be an obstructionist, and therefore vote for the bill.

However, at this time, I wish to state that I feel that a most excellent survey has been made by the present Tax Commission and that the commission should be continued in office rather than a new legislative committee be appointed. We should avail ourselves of the experience and study of the Tax Commission. To name a new commission will be merely to traverse again the same work and study already completed and to cast aside the valuable services of those best equipped to carry on the tax study. It will further delay the adoption of a tax program and burden the State with another useless appropriation of \$60,000 for a study already concluded.

CLOUDSLEY.

RESOLUTION.

The following resolution was offered:

By Mr. Fry:

WHEREAS, The Assembly has heard with profound regret of the death of Mr. Crowley, the father of Assemblyman Ernest C. Crowley, a member of this House; and

WHEREAS, Each and every member of this House realizes the loss sustained by our fellow member in the passing of his father, thus depriving him of the loving companionship of a parent; therefore, be it

Resolved, That the members of the Assembly extend to Honorable Ernest C. Crowley their deepest sympathy in this hour of his great bereavement; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to cause these resolutions to be suitably engrossed and transmitted to Assemblyman Crowley for expression to his family.

Resolution read, and on motion unanimously adopted.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER TWENTY-NINE

Senate Constitutional Amendment No. 29—A resolution to propose to the people of the State of California, an amendment to the constitution of said State, by adding to article IV thereof, a new section to be numbered 31a, relating to the indemnification of owners of condemned live stock.

The question being on the adoption of the resolution.

The roll was called, and Senate Constitutional Amendment No. 29 adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, Meeker, Miller,

Eleanor: Mixer, Morrison, Nielsen, Noves, Patterson, Reindollar, Roberts, Scofield, Seudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—Bernard, and Cloudman—2.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Coombs gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Constitutional Amendment No. 29 was this day passed.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER NINE.

Senate Constitutional Amendment No. 9—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding section 15 to article IX thereof, relating to the Harry E. Huntington Library and Art Gallery.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, in the last line thereof, strike out small "l" in the word "library", and insert in lieu thereof a capital "L".

AMENDMENT NUMBER TWO.

In the title of the printed bill, in the last line thereof, strike out small letter "a" in the word "art", and insert in lieu thereof a capital "A".

AMENDMENT NUMBER THREE.

On page 1, line 11, of the printed bill, strike out small letter "l" in the word "library", and insert in lieu thereof a capital "L".

AMENDMENT NUMBER FOUR.

On page 1, line 11, of the printed bill, strike out small letter "a" in the word "art", and insert in lieu thereof a capital "A".

AMENDMENT NUMBER FIVE.

On page 1, line 21, of the printed bill, strike out small letter "l" in the word "library", and insert in lieu thereof a capital "L".

AMENDMENT NUMBER SIX.

On page 1, line 21, of the printed bill, strike out small letter "a" in the word "art", and insert in lieu thereof a capital "A".

AMENDMENT NUMBER SEVEN.

On page 1, line 27, of the printed bill, strike out small letter "l" in the word "library", and insert in lieu thereof a capital "L".

AMENDMENT NUMBER EIGHT.

On page 1, line 27, of the printed bill, strike out small letter "a" in the word "art", and insert in lieu thereof a capital "A".

AMENDMENT NUMBER NINE.

On page 2, line 4, of the printed bill, strike out small letter "l" in the word "library", and insert in lieu thereof a capital "L".

AMENDMENT NUMBER TEN.

On page 2, line 5, of the printed bill, strike out small letter "a" in the word "art", and insert in lieu thereof a capital "A".

Amendments adopted.

Senate Constitutional Amendment No. 9 ordered to reprint, and on file for adoption.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER EIGHT.

Senate Concurrent Resolution No. 8—Relative to reports of the department encampment and the annual convention of the United

Spanish-American War Veterans and the Disabled American Veterans of the World War of the Department of California, respectively.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 8 adopted by the following vote:

AYES—Adams, Badham, Baum, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Jost, Kline, Leymel, Luttrell, Lyons, Meeker, Miller, Eleanor, Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—54
NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 8 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 8.

Relative to reports of the department encampment and the annual convention of the United Spanish-American War Veterans and the Disabled American Veterans of the World War of the Department of California, respectively.

Resolved by the Senate, the Assembly concurring. That there shall be printed as a public document 500 copies of the session of the department encampment of California of the United Spanish War Veterans for the year 1929 and of each succeeding department encampment, together with illustrations, copies of general orders of the department and of the official roll 250 copies for the use of the Senate and 250 copies for the use of the Assembly. Annual cost of same not to exceed \$600 payable from the legislative printing appropriation, and be it further

Resolved. That there shall be printed as a public document 500 copies of the report of the annual convention of the Disabled American Veterans of the World War of the Department of California for the year 1929 and of each succeeding annual convention, together with illustrations, copies of general orders enacted at such convention and of the official roll 250 copies for the use of the Senate and 250 copies for the use of the Assembly. Annual cost of same not to exceed \$600 payable from the legislative printing appropriation.

Senate Bill No. 167—An act to amend section 7 of an act entitled "An act to establish and support a Bureau of Labor Statistics," approved March 3, 1883, as amended, relating to the powers and duties of the Commissioner and providing penalties for violation of the said section.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 167 passed by the following vote:

AYES—Adams, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crittenden, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Jost, Kline, Leymel, McDonough, Meeker, Miller, Eleanor, Mixer, Morrison, Nielsen, Noyes, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, West, Williamson, Witter, Wright, Young, and Mr. Speaker—48.

NOES—Arnold, Badham, Baum, Cloudman, Craig, Easley, Keaton, Luttrell, Lyons, Morgan, Patterson, Sewell, and Stockwell—13.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Hornblower gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 167 was this day passed.

Senate Bill No. 542—An act to amend sections 1 and 4 of the act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice

President of the United States, and providing for the election of party county central committees; and to repeal the act approved April 7, 1911, known as the Direct Primary Law; and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law; and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913; and amended and approved May 29, 1917; and amended and approved April 8, 1919; and amended and approved May 31, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called and Senate Bill No. 542 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jones, Jost, Keaton, Klue, Levmel, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 317—An act to add a new section to the Penal Code, to be numbered 626*u*, relating to the protection of game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 317 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—Adams—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 177—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to regulate the practice of architecture," approved March 23, 1901, as amended, and to add two new sections to said act, to be numbered sections 8 and 9, relating to revocation of certificates and definitions of terms used in said act.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Feigenbaum:

AMENDMENT NUMBER ONE

On page 5, line 12, of the printed bill, strike out the word "however", and substitute in lieu thereof the word "further".

AMENDMENT NUMBER TWO.

On page 5, line 27, of the printed bill, strike out the period following the word "data".

AMENDMENT NUMBER THREE.

On page 5, line 27, of the printed bill, strike out the following: "The word "person" as used in this", as well as all of line 28 and the word "corporation" in line 29.

AMENDMENT NUMBER FOUR.

On page 5, line 43, of the printed bill, after the period following the word "therefor", insert the following: "The word "person" as used in this section of this act shall include any person, firm of persons or corporation"

Amendments adopted.

Bill read, and ordered to reprint, and third reading.

Senate Bill No. 526—An act to add a new section to the Political Code to be numbered 2087, relating to exhibitions by The Adjutant General of equipment, animals and property of the National Guard.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 526 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloud-ley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jones, Jost, Keaton, Klue, Leymel, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Seudder, Sewell, Seyder, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—61

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 133—An act to declare provisions in contracts of employment whereby either party undertakes not to join, become, or remain a member of a labor union or of any organization of employees or undertakes in such event to withdraw from the contract of employment, to be against public policy and void.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 133 refused passage by the following vote:

AYES—Adams, Byrne, Collier, Coombs, Crittenden, Cronin, Eddy, Feigenbaum, Flynn, Gilmore, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Leymel, McDonough, Meeker, Miller, Eleanor; Morrison, Nielsen, Quigley, Reindollar, Sewell, West, Williams, Williamson, Witter, and Wright—30

NOES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Craig, Deuel, DeYoe, Dillinger, Easley, Feeley, Fisher, Fry, Harper, Hoffman, Jost, Keaton, Klue, Little, Luttrell, Lyons, Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Patterson, Roberts, Roland, Scofield, Seudder, Sewell, Snyder, Spalding, Stockwell, Young, and Mr. Speaker—42

Assembly Bill No. 250—An act to provide for the alteration of the boundaries of and for the annexation of incorporated and/or unincorporated territory to municipal corporations and for the incorporation and consolidation of such annexed territory in and as a part thereof.

MOTION TO RE-REFER.

Mr Keaton moved that Assembly Bill No. 250 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 250 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 1050—An act to add a new section to the Political Code, to be numbered 1617c, relating to dedication of real property for street or highway purposes by governing bodies of school districts.

MOTION TO RE-REFER.

Mr. Spalding moved that Assembly Bill No. 1050 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 1050 ordered re-referred to Committee on Education.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Joint Resolution No. 5—Relating to the participation of California in the Great Lakes-St. Lawrence Tide Water Association to facilitate and expedite the prosecution of the construction of a seaway connecting the Great Lakes with the Atlantic Ocean:

Also: Assembly Concurrent Resolution No. 12—Approving a certain amendment to the charter of the city of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the sixth day of November, 1928.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

Assembly Joint Resolution No. 5 and Assembly Concurrent Resolution No. 12 ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 210—An act to add a new section to be numbered 19c to the "California Irrigation District Act," relating to appointment and election of district officers and declare the urgency thereof;

Also: Senate Bill No. 504—An act to amend sections 1, 2, 4, 5, 7, 9, 15, and 19 of Act 5216, General Laws of California, entitled "An act to provide for the maintenance by municipalities of lighting systems along public streets, alleys, and other public places and for the lighting thereof by electric current, gas or other illuminating agent; and for the assessment of the cost and expense thereof upon the property benefited and the manner of collecting such assessments";

Also: Senate Bill No. 102—An act to amend sections 16 and 21 of an act entitled "An act for preventing the manufacture, sale or transportation of adulterated, mislabeled or misbranded foods and liquors, and regulating the traffic therein, providing penalties, establishing a State Laboratory for Foods, Liquors and Drugs, and making an appropriation therefor," approved March 11, 1907, as amended;

Also: Senate Bill No. 644—An act to amend section 2 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, property or rights of way and providing for the issuance and payment of street improvement bonds to provide for the assessments for the costs thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to what work may be done and to petitions to have such work done;

Also: Senate Bill No. 361—An act to add a new section to the Political Code to be numbered 4089, relating to the destruction of unsold county bonds.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 210 read first time, and referred to Committee on Irrigation.

Senate Bills Nos. 504 and 644 read first time, and referred to Committee on Municipal Corporations.

Senate Bill No. 102 read first time, and referred to Committee on Public Health and Quarantine.

Senate Bill No. 361 read first time, and referred to Committee on County Government.

Also:

SENATE CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 223—An act validating that certain franchise for a toll road and tunnel granted to D. J. Fitzpatrick on March 19, 1928, by the board of supervisors of Contra Costa County.

Also Senate Bill No. 224—An act validating that certain franchise for a toll road and tunnel granted to E. J. Fitzpatrick on April 9, 1928, by the board of supervisors of Alameda County.

Also Senate Bill No. 304—An act to amend section 4272 of the Political Code, relating to counties of the forty-third class.

Also Senate Bill No. 108—An act to amend section 4300c of the Political Code, relating to fees of clerks, sheriffs and recorders:

Also: Senate Bill No. 109—An act to amend section 2 of an act entitled "An act relating to cold storage, the regulation of refrigerating warehouses, the disposition or sale of food kept or preserved therein, and defining the duties of the State Board of Health in relation thereto," approved June 13, 1913 as amended, relating to the securing of licenses to operate cold storage and refrigerating warehouses and plants; the payment of fees for such licenses; and the disposition of such fees.

Also Senate Bill No. 110—An act to amend section 8 of an act entitled "An act to promote the development of the California egg industry, to prohibit the sale of eggs unfit for human food, to prevent deception in the sale of eggs, to protect the consuming public in the matter of quality and weight, and to encourage greater consumption of eggs by regulating and standardizing the grading, classification and labeling of all eggs displayed for sale; providing penalties for the violation of the provisions of this act, and repealing all acts and parts of acts in conflict herewith," approved May 23, 1925:

Also: Senate Bill No. 111—An act to amend sections 15 and 20 of an act entitled "An act for the prevention of the manufacture, sale or transportation of adulterated, mislabeled or misbranded drugs, regulating the traffic in drugs and providing penalties for violation thereof," approved March 11, 1907, as amended

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

Senate Bills Nos 223, 224, 304 and 108 read first time, and referred to Committee on County Government.

Senate Bills. Nos. 109, 110 and 111 read first time, and referred to Committee on Public Health and Quarantine.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1929.

MR. SPEAKER Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 250—An act to provide for the alteration of the boundaries of and for the annexation of incorporated and/or unincorporated territory to municipal corporations and for the incorporation and consolidation of such annexed territory in and as a part thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MCDONOUGH, Vice Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1929.

MR. SPEAKER Your Committee on Education, to which was referred Assembly Bill No. 253—An act to provide for the maintenance and establishment of a school for the education and training of pupils from the various counties in the State in the science and practice of navigation, seamanship, steam and electrical engineering—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 184—An act to amend section 361c of the

Political Code and to add a new section to said code to be numbered 361k, relating to the Department of Agriculture and the Division of Land Settlement thereof—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following concurrent resolution was introduced, and referred as indicated:

By Messrs. Hornblower, Crittenden, Anderson, Lyons and Little: Assembly Concurrent Resolution No. 21—Relative to appointment of a joint committee to study the constitution of the State of California and to recommend to the Legislature any needed revision thereof.

Introduced, and referred to Committee on Constitutional Amendments.

MOTION.

On motion of Mr. Cloudsley, the Sergeant-at-Arms was directed to procure the American Standard for the Assembly Chamber and drape it in mourning out of respect to the memory of Marshal Foch, Supreme Commander of the Allied Armies during the World War, whose remains will be interred tomorrow.

ADJOURNMENT.

At four o'clock and thirty minutes p m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Tuesday, March 26, 1929, out of respect to the memory of the late Hon. Job Wood.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER.

SACRAMENTO, Tuesday, March 26, 1929.

At 10 o'clock a m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Qungley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—76.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Williamson, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVE OF ABSENCE.

On motion of Mr. Little, Mr. Woolwine was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr Spalding, Mrs. M. Jefferson Mulkey, M. Jefferson Mulkey, teacher of Fremont Union High School of Santa Clara County, and the following students: Marian Gilmore, Adele Melone, Marshall Thorpe, Wendel Viall, John DeMello, Louis Piumarta, William Golick, George Aboud, Brewster Wright, W. Goodrich and Charles Spalding, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Crittenden, Miss Mary Rathbun, principal; Mrs. Alice Watson, teacher; J. L. Merkel and J. L. Seibel, and the following students of Alpine School of San Joaquin County: Juanita Binger, Edna Binger, Dwayne Kinsey, Bertha Preszler, Mary Elizabeth Rathbun, Esther Reimeche, Laura Merkel, Margaret McMillen, Mildred Bahr, Mary Seibel, Leona Seibel, Carl Fillhardt, Earl Fillhardt, Leonard Funk, Leslie Frey, Albert Gerber, Harold Merkel, Ross Johns, Albert Ackerman, Belford Wiederrich, Urban Stark, Lindsay Marshall and Dale Rathbun, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Bliss, Thomas N Fish and Edwin Brown of Carpinteria were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Quigley, Corporal Peter D Maloney of the San Francisco police department and founder of the South of Market Boys Association was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Quigley, Detective Sergeant Leo Bunner of the San Francisco police department was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr Miller, Mrs Rena Virtue, Miss S. Gotea Dosier and Miss Myrtle G. Chandler, registered nurses of the Stanford University Hospital, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

OAKLAND, CALIFORNIA, March 25, 1929.

*Mr. Levey, Chairman Assembly,
Sacramento, California.*

It has come to the attention of the California Association of Secondary School Principals that the Bishop Fraternity Bill, Assembly Bill No. 36, is to be presented to the Assembly at an early date.

The secondary school principals of California courteously but strongly urge that the bill be defeated because:

The secondary principals of California have repeatedly gone on record against fraternities and sororities in our secondary schools.

That the sponsor plan proposed in the bill has been tried in California and discontinued because the results have been harmful to the best interests of the democratic principles of education.

That the preventive plan passed by our body last year is becoming effective;

That the National Education Association, the largest and most important educational administrative body in the world, has continuously opposed the establishment of fraternities and sororities in secondary schools and has summed up its objections in the following resolution:

That we condemn these secret organizations because they are subversive of the principles of democracy which should prevail in the public schools; because they are selfish and tend to narrow the minds and sympathies of the pupils; because they stir up strife and contention; because they are snobbish; because they dissipate energy and proper ambition, because they set wrong standards; because rewards are not based on merit but on fraternity vows, because they inculcate a feeling of self-sufficiency among the members; because secondary school boys are too young for club life; because they are expensive and foster habits of extravagance; because they bring politics into the legitimate organizations of the school; because they detract interest from study, and because all legitimate elements for good—social, moral and intellectual—which these societies claim to possess, can be better supplied to the pupils through the school at large in the form of literary societies and clubs now established in the schools.

The above was passed without a dissenting vote in the first business meeting of the convention.

HOMER MARTIN, President.

L. P. FARRIS, Secretary.

By Mr. Anderson:

*To His Excellency C. C. Young,
Governor of the State of California,
and to the Legislature of the State of California.*

We, the undersigned, residents and taxpayers of the State of California, do hereby respectfully represent as follows:

That the State Highway Commission of the State of California, according to information received by us, has sufficient funds and money with which to do all necessary work upon the State highways of the State of California; that there have been, during the year 1928, a large number of unemployed free men in the State of California who would be greatly benefited by an opportunity for employment upon the State highway system of the State; that we are informed that the State Highway Commission has ample money and funds to its credit now to employ free labor upon the State highways, that the employment of free labor upon the State highways would greatly benefit residents of districts through which said highways traverse; that many residents of the State are opposed to the establishment of convict camps for work upon the State highway in the neighborhood, or vicinity, of their homes.

Therefore, we respectfully but earnestly protest against the further employment of convict labor upon the California State highway system by the California State Highway Commission, and do hereby respectfully urge and petition that that certain act of the Legislature of the State of California, known as the "Convict Labor Act," enacted June 9, 1923, and as amended by that certain act of Legislature of the State of California, chapter 653, Statutes of 1927, be repealed.

MERLE W. ROBERTS,
And 90 others.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON AGRICULTURE.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 441—An act to amend the title and section 1 of an act entitled "An act empowering county boards of supervisors to appropriate and use county funds for the support and maintenance of extension work in agriculture in cooperation with the United States Department of Agriculture and the University of California," approved May 18, 1915;

Also: Assembly Bill No. 1000—An act to amend sections 17 and 18 of an act entitled "The California Fruit, Nut and Vegetable Standardization Act of 1927," approved June 2, 1927; relating to the packing and sale of avocados and berries; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JOST, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 10—An act to prevent fraud and deception in the sale of beverages composed of fruit, or the juice thereof, and prescribing penalties for the violation of the provisions thereof—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Agriculture, to which was referred Senate Bill No. 421—An act to amend section 31 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, inter-state and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927;

Also: Senate Bill No. 422—An act to amend section 2 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, inter-state and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927, and to amend said act by adding a new section to be numbered 30b relating to the packing of cauliflower;

Also: Senate Bill No. 423—An act to amend sections 4, 7, 10, 11, 12 and 13 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, inter-state and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927;

Also: Senate Bill No. 424—An act to amend section 24 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, inter-state and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass

JOST, Chairman.

The above reported bills ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 297—An act to amend section 4244 of the Political Code, relating to compensation of officers and employees in counties of the fifteenth class;

Also: Assembly Bill No. 373—An act granting to the city of Los Angeles the tidelands and submerged lands of the State within the boundaries of said city;

Also: Assembly Bill No. 771—An act to amend section 1 of an act entitled "An act declaring and establishing a State highway from the city of Bakersfield through a portion of the counties of Kern, San Luis Obispo, Santa Barbara and Ventura to the city of San Buenaventura, designated and known as the Bakersfield, Maricopa and Ventura State Highway," approved June 16, 1913, relating to State highways.

Also: Assembly Bill No. 799—An act to amend the "California Irrigation District Act" by amending section 18 thereof, relating to the distribution of water, so as to provide for the sale or lease of surplus water;

Also: Assembly Bill No. 850—An act to amend section 2322 of the Political Code, relating to county horticultural commissioners;

Also: Assembly Bill No. 897—An act to amend sections 3, 4, 5, 6 and 8 of an act entitled "An act to promote the development of the California canned fruit industry and to prevent deception in the packing and sale of canned fruit by establishing and defining certain standards for canned fruit of the varieties herein named, defining the powers and duties of the Director of the Department of Agriculture in relation hereto, including the collection of fees, creating a Board of Appeal and defining its powers and duties in relation hereto and fixing the compensation of the members thereof, prescribing penalties for violations hereof and making an appropriation to carry out the provisions hereof," approved May 23, 1925;

Also: Assembly Bill No. 1048—An act to add 11 new sections to be numbered 55 to 65, both inclusive, to an act entitled "An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers," approved May 31, 1921, as amended, relating to the leasing and sale of the properties of public utility districts in unincorporated territory and the dissolution of such districts, the ascertainment of their indebtedness and the distribution of their assets;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1037—An act to amend "The California Fruit, Nut and Vegetable Standardization Act of 1927," approved June 2, 1927, by adding to said act a new section to be numbered 15a, relating to standards and standard containers for apples, to add a new section to said act to be numbered 38a, relating to a fund for the enforcement of said act, and to repeal "The California Standard Apple Act," approved June 3, 1921, as amended—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 31—An act granting certain tidelands and submerged lands of the State of California to the city of Laguna Beach upon certain trusts and conditions;

Also: Assembly Bill No. 39—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of water works and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved May 1, 1911, by amending sections 4, 5 and 6 of said act, relative to the mode of nomination and election of elective officers of such water districts;

Also: Assembly Bill No. 96—An act to amend an act entitled "An act to provide for the incorporation and organization and management of municipal water districts, and to provide for the acquisition or construction by said districts of water works and for the acquisition of all property necessary therefor, and also to provide for

the distribution and sale of water by said districts," approved May 1, 1911, as amended, by amending section 12 thereof, relating to the general powers of the district; And reports that the same have been correctly enrolled, and presented the same to the Governor on this twenty-sixth day of March, 1929, at eleven o'clock and thirty minutes a.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 11—Relating to the suppression of traffic in narcotic drugs, and authorizing the appointment of a committee for the purpose of considering and recommending the enactment of effective and uniform laws governing traffic in narcotic drugs and related matters—and reports that the same has been correctly enrolled, and presented the same to the Governor on this twenty-sixth day of March, 1929, at eleven o'clock and thirty minutes a.m.

SPALDING, Chairman.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 855—An act to amend section 1238 of the Code of Civil Procedure, relating to the exercise of the right of eminent domain—has had the the same under consideration, and respectfully reports the same back without recommendation, as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 781—An act to amend section 1313 of the Civil Code, relating to restriction on devise for charitable uses—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 781?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 781 by the following vote:

AYES—None.

NOES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, James A., Mixter, Morgan, Morrison, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, Williamson, Witter, Young, and Mr. Speaker—58.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Miller, DeYoe and Young as a Committee on Free Conference, to meet a like committee from the Senate for the consideration of Senate Bill No. 781.

Also:

SENATE CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 302—An act to amend section 4246 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the seventeenth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 302?

AMENDMENT NUMBER ONE.

On page 1, line 27, of the printed bill, strike out the period and insert in lieu thereof a semicolon and the following: "*provided, further*, that there shall be, and hereby is, allowed to the county clerk such extra deputy or deputies as the board of supervisors may deem necessary to properly perform the duties of said office; *provided, however*, that the total compensation of such deputy or deputies shall not exceed the sum of one thousand five hundred dollars in any one year."

AMENDMENT NUMBER TWO.

On page 2, line 37, of the printed bill, strike out the comma, and insert in lieu thereof a semicolon and the following: "*provided, further*, that there shall be, and hereby is, allowed to the county recorder such extra deputy or deputies as the board of supervisors may deem necessary to properly perform the duties of said office; *provided, however*, that the total compensation of such deputy or deputies shall not exceed the sum of one thousand two hundred dollars in any one year."

The roll was called, and Senate amendment to Assembly Bill No. 302 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Feigenbaum, Fry, Harper, Hawes, Heisinger, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, McDonough, McGinness, Meeker, Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 631—An act authorizing and empowering the State Director of Finance to grant and convey to any person, firm, private, municipal or public utility corporation an easement over and across certain real properties of the State of California known as the Napa State Hospital property and the Silverado Trail, in the county of Napa, State of California, and to impose conditions, limitations, restrictions and reservations on the use thereof and to prescribe the consideration therefor—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 631?

AMENDMENT NUMBER ONE

In the title of the printed bill, as amended in Assembly February 28, 1929, strike out lines 1 to 10, inclusive, and insert in lieu thereof the following:

"An act authorizing and empowering the state director of finance to grant and convey to any person, firm, private, municipal or public utility corporation an easement over and across certain real properties of the State of California known as the Napa State Hospital property and the Silverado trail, in the county of Napa, State of California, and to impose conditions, limitations, restrictions and reservations on the use thereof and to prescribe the consideration therefor"

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, as amended in Assembly February 28, 1929, strike out all of lines 1 to 19, inclusive, and also strike out all of page 2, and insert in lieu thereof the following:

"SECTION 1. The state director of finance is hereby authorized and empowered for and on behalf of and in the name of the State of California to grant and convey to any person, firm, corporation, municipal corporation or public utility corporation an easement over and across those certain real properties of the State of California, known as the Napa State Hospital property and the Silverado trail in the county of Napa, State of California, and along such route and subject to such conditions, limitations, restrictions and reservations, and for such actual valuable consideration as the director of finance shall impose and prescribe.

SEC. 2. The director of finance is hereby authorized and empowered for and on behalf of and in the name of the State of California to execute and deliver to said person, firm, corporation, municipal corporation or public utility corporation and give

a sufficient grant of easement and to execute and deliver any and all other instruments and to do any and all other acts and things necessary to effectuate the purposes of this act."

The roll was called, and Senate amendments to Assembly Bill No. 631 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, DeYoe, Dillinger, Emmett, Feigenbaum, Fry, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Muller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Rendollar, Roberts, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 23—An act to amend an act entitled "An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners, and repealing an act to amend an act entitled 'An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners,' approved March 23, 1893," approved June 16, 1913 as amended, by adding a new section thereto to be numbered 1a, relating to the powers and duties of the State Board of Prison Directors—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 23?

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, strike out the word "or", and substitute the word "and".

The roll was called, and Senate amendment to Assembly Bill No. 23 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, DeYoe, Dillinger, Emmett, Feigenbaum, Fry, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Muller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Rendollar, Roberts, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

The above reported bill ordered to enrollment.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Nielsen. Assembly Concurrent Resolution No. 22—Providing for the creation of a joint committee of the Senate and Assembly to report to the forty-ninth session of the California Legislature upon the general subject of legislation for the regulation, protection, and promotion of aviation and aerial transportation, and making an appropriation for the expenses of said committee.

Introduced, and referred to Committee on Aviation and Aircraft.

By Messrs. Jones, Brock and Anderson: Assembly Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a

new article thereto to be known as article XIII $\frac{1}{2}$, relating to revenue and taxation

Introduced, and referred to Committee on Constitutional Amendments.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr Feigenbaum moved that the vote whereby Assembly Bill No. 536 was refused passage be reconsidered.

The roll was called, and Assembly Bill No. 536 was reconsidered by the following vote:

AYES—Anderson, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Jones, Kline, Leymel, Little, Lyons, McDonough, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Parkman, Quigley, Reindollar, Roland, Scofield, Seawell, Sewell, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—47.

NOES—Adams, Arnold, Badham, Bliss, Collier, Coombs, Deuel, DeYoe, Heisinger, Ingels, Jespersen, Jewett, Jost, Keaton, Luttrell, McGuinness, Meeker, Mixter, Noyes, Patterson, Scudder, Snyder, Stockwell, and Young—24.

CONSIDERATION OF ASSEMBLY BILL NUMBER FIVE HUNDRED THIRTY-SIX.

Assembly Bill No. 536—An act to secure the safety of the public at public bathing places and to provide for the attendance of lifeguards.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr Feigenbaum moved that Assembly Bill No. 536 be withdrawn from the file, and ordered re-referred to Committee on Public Health and Quarantine.

Motion carried.

Assembly Bill No. 536 ordered re-referred to Committee on Public Health and Quarantine.

MOTION TO RECONSIDER.

Mr. Keaton moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 739 was passed be continued until the next legislative day.

Motion carried.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Coombs moved that the vote whereby Senate Constitutional Amendment No. 29 was adopted be reconsidered.

The roll was called, and Senate Constitutional Amendment No. 29 was reconsidered by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roland, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER TWENTY-NINE.

Senate Constitutional Amendment No. 29—A resolution to propose to the people of the State of California, an amendment to the constitu-

tion of said State, by adding to article IV thereof, a new section to be numbered 31*a*, relating to the indemnification of owners of condemned live stock.

MOTION TO RE-REFER.

Mr. Coombs moved that Senate Constitutional Amendment No. 29 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Senate Constitutional Amendment No. 29 ordered re-referred to Committee on Constitutional Amendments.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 586—An act to amend section 1 of and to repeal section 9 of an act entitled "An act to authorize and regulate the employment of prisoners in the State prisons of this State and to provide for the disposition of the products of their skill and labor," approved February 23, 1911, and to add three new sections, to be numbered 2*a*, 2*b* and 2*c*, to said act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 6 of the title of the printed bill, strike out the period, and insert in lieu thereof a comma and the following: "providing for payment of compensation for work performed by prisoners and making an appropriation in furtherance of the provisions of the act."

AMENDMENT NUMBER TWO.

On page 2, line 13, of the printed bill, strike out the following: "shall not in any manner", and insert in lieu thereof the word "may".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 69—An act to amend section 694 of the Code of Civil Procedure, relating to the conduct of sales of property on execution or under power contained in any trust deed hereafter executed, and designating the county wherein such sales must be held.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 19, of the printed bill, as amended in Assembly March 1, 1929, strike out the semicolon following the word "separately" in said line, and insert in lieu thereof a comma and the following: "unless the deed of trust otherwise provides".

AMENDMENT NUMBER TWO.

On page 1, line 23, of the printed bill, as amended in Assembly March 1, 1929, after the word "also" in said line, insert a comma and the following: "unless the deed of trust otherwise provides."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 183—An act to amend section 274 of the Code of Civil Procedure, relating to the fees of phonographic reporters.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out the colon, and insert in lieu thereof a comma and the following words. "except in counties where a statute provides otherwise:".

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, strike out all the words in lines 5, 6, 7, 8, 9, 10, 11 and 12, and insert in lieu thereof the following: "For reporting testimony and proceedings, in contested cases, fifteen dollars per day. For reporting each default or uncontested action or proceeding the reporters fee shall be five dollars; *provided, however,* that if more than four defaults or uncontested matters are reported in any one day, the reporters fee in each such matter shall be at the rate of twenty dollars per day.

For transcription for one copy, twenty cents per one hundred words; for two copies made at one time, fifteen cents each per one hundred words; for three copies made at one time, eleven cents each per one hundred words; for four copies made at one time, nine cents each per one hundred words; and for five or more copies made at one time, eight cents each per one hundred words."

AMENDMENT NUMBER THREE

On page 1, line 20, of the printed bill, strike out all the words beginning with the word "in" down to, and including the word "case" in line 25, and insert in lieu thereof the following: "in civil cases; the fee for the transcription of instructions to the jury shall be a legal charge against the county, payable out of the general fund in the county's treasury in the same manner as any other claim against the county when properly approved by the judge ordering the same. The fees for reporting and for all other transcriptions ordered by the court to be made must be paid by the parties in equal proportion, and either party may, at his option, pay the whole thereof; and, in either case, all amount so paid by the party to whom costs are awarded must be taxed as costs in the case."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 526—An act to amend section 1444 of the Code of Civil Procedure, relating to appraisers and appraisements in probate proceedings.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out lines 4 to 9, inclusive, and insert in lieu thereof the following "thereof, must appoint one of the inheritance tax appraisers provided for by law. Upon the request of any person interested in the estate, the court may, in its discretion, appoint three disinterested persons to make the appraisal, one of whom must be one of such inheritance tax appraisers, and any two of them may act provided that one of them be an inheritance tax appraiser. Each of said appraisers is".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 534—An act to amend the title and sections 2, 4, 5, 6, 7, 11, 12 and 16 of an act entitled "An act to be known as the 'Inheritance Tax Act,' to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session

of the Legislature of California of 1917, approved May 23, 1917, known as the 'Inheritance Tax Act,' and to repeal all acts and parts of acts in conflict with this act," approved June 3, 1921, as amended, and adding a new section, to be numbered section 6 $\frac{1}{2}$, relating to the exemption and rates of tax on a transfer to the wife of decedent and repealing section 2 $\frac{1}{2}$.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 37, of the printed bill, strike out the word "of", and insert in lieu thereof the word "or".

AMENDMENT NUMBER TWO.

On page 3, line 38, of the printed bill, strike out the word "of", and insert in lieu thereof the word "or".

AMENDMENT NUMBER THREE.

In line 1 of the title of the printed bill, after the comma, following the figure 7, insert the following: "8".

AMENDMENT NUMBER FOUR.

On page 8, line 34, of the printed bill, strike out the following: "sixty thousand dollars, three", and insert in lieu thereof the following: "one hundred thousand dollars, four".

AMENDMENT NUMBER FIVE.

On page 8, line 35, of the printed bill, strike out all of lines 35 and 36.

AMENDMENT NUMBER SIX.

On page 8, line 37, of the printed bill, strike out the following: "(c)", and insert in lieu thereof the following: "(b)".

AMENDMENT NUMBER SEVEN.

On page 8, line 40, of the printed bill, strike out the following: "(d)", and insert in lieu thereof the following: "(c)".

AMENDMENT NUMBER EIGHT.

On page 8, line 43, of the printed bill, strike out the following: "(e)", and insert in lieu thereof the following: "(d)".

AMENDMENT NUMBER NINE.

On page 9, line 24, of the printed bill, after said line 24, insert the following: "Sec. 9 $\frac{1}{2}$. Section 8 of said act is hereby amended to read as follows:

Sec. 8. (1) When any grant, gift, legacy, devise or succession upon which a tax is imposed by section 2 of this act shall be an estate, income, or interest for a term of years, or for life, or determinable upon any future or contingent event, or shall be a remainder, reversion, or other expectancy, real or personal, the entire property or fund by which such estate, income, or interest is supported, or of which it is a part, shall be appraised immediately after the death of the decedent, and the market value thereof determined, in the manner provided in section 16 or 17 of this act, and the tax prescribed by this act shall be immediately due and payable to the treasurer of the proper county, and, together with the interest thereon, shall be and remain a lien of said property until the same is paid.

(2) In estimating the value of any estate or interest in property, to the beneficial enjoyment or possession whereof there are persons or corporations presently entitled thereto, no allowance shall be made on account of any contingent incumbrance thereon, nor on account of any contingency upon the happening of which the estate or property or some part thereof or interest therein might be abridged, defeated or diminished: *provided, however*, that in the event of such incumbrance taking effect as an actual burden upon the interest of the beneficiary, or in the event of the abridgment, defeat or diminution of said estate or property or interest therein as aforesaid, a return shall be made to the person properly entitled thereto of a proportionate amount of such tax on account of the incumbrance when taking effect, or so much as will reduce the same to the amount which would have been assessed on account of the actual duration or extent of the estate or interest enjoyed. Such return of tax shall be made in the manner provided by section 11 hereof upon order of the court having jurisdiction.

(3) When property is transferred in trust or otherwise, and the rights, interest or estates of the transferees are dependent upon contingencies or conditions whereby they may be wholly or in part created, defeated, extended, or abridged, a tax shall be imposed upon said transfer at the highest rate which, on the happening of any of the said contingencies or conditions, would be possible under the provisions of this act, and such tax so imposed shall be due and payable forthwith by the executors or

trustees out of the property transferred; *provided, however*, that on the happening of any contingency whereby the said property, or any part thereof, is transferred to a person or corporation exempt from taxation under the provisions of this act, or to any person taxable at a rate less than the rate imposed and paid, such person or corporation shall be entitled to a return of so much of the tax imposed and paid as the difference between the amount paid and the amount which said person or corporation should pay under the provisions of this act, such return of overpayment shall be made in the manner provided by section 11 of this act, upon order of the court having jurisdiction; *provided*, that the person or persons or body politic or corporate beneficially interested in the property chargeable with said tax or the trustees thereof may elect not to pay the same until such person or persons, or body politic or corporate beneficially interested in such property shall come into the actual possession or enjoyment thereof, and in that case such person or persons or body politic or corporate or trustees shall execute a bond to the people of the State of California in a penalty of the amount of said tax plus interest thereon for five years at the rate of seven per cent per annum with such sureties as the said superior court may approve, conditioned for the payment of said tax and interest thereon at the rate of seven per cent per annum commencing at the expiration of eighteen months from the death of the decedent at such time or period as they or their representatives may come into the actual possession or enjoyment of such property, and conditioned further, that if said bond be not renewed and the returns made as herein provided, the amount of said tax and interest thereon shall immediately become due and payable. Said bond shall be filed in the office of the county clerk of the proper county and a certified copy thereof shall be immediately transmitted to the state controller; *provided, further*, that such person or persons or body politic or corporate, or trustees, shall enter into such security within a period of ninety days after the entry of the order or decree fixing the inheritance tax charged against such transfer, or within such period thereafter as the court may in its discretion permit, and shall make a full and verified return of such property to said court and file the same in the office of the county clerk within one year from the date of such order or decree fixing tax, and at such times thereafter as the court on the application of the state controller may require, and renew such security every five years after the date of the approval thereof. Upon the approval of said bond as herein provided, said tax shall cease to be a lien upon the property so transferred. If such security shall not be renewed before the expiration of each five year period, said bond shall immediately become due and payable and if the same be not paid forthwith, the attorney general shall file an action in the name of the people of the state on the relation of the controller, to recover the same and the penalties thereunder and no demand for payment shall be necessary before the institution of such suit. Whenever it shall be made to appear to the satisfaction of the court that any surety on such bond or undertaking has for any reason become insufficient, the court may on motion of the state controller, after such notice to such person or persons, body politic or corporate, or trustees as the court may require, order the giving of a new undertaking with sufficient sureties in lieu of such insufficient undertaking. In case such new undertaking so required shall not be given within the time required by such order, or in case the sureties thereon fail to justify thereon when required, all rights obtained by the filing of such original undertaking, or subsequent undertaking, shall cease and the amount of said tax and interest thereon shall immediately become due and payable.

(4) Estates in expectancy which are contingent or defeasible and in which proceedings for the determination of the tax have not been taken or where the taxation thereof has been held in abeyance, shall be appraised at their full, undiminished value when the persons entitled thereto shall come into the beneficial enjoyment or possession thereof, without diminution for or on account of any valuation theretofore made of the particular estates for purposes of taxation, upon which said estates in expectancy may have been limited.

(5) Where an estate or interest can be divested by the act or omission of the legatee or devisee it shall be taxed as if there were no possibility of such divesting.

(6) The value of every future, or contingent or limited estate, income or interest, shall, for the purposes of this act be determined by the rule, methods and standards of mortality and of value that are set forth in the actuaries' combined experience tables of mortality for ascertaining the value of policies of life insurance and annuities and for the determination of the liabilities of life insurance companies, save that the rate of interest to be assessed in computing the present value of all future interest and contingencies shall be five (5) per cent per annum. The insurance commissioner shall without a fee on the application of any superior court or of any inheritance tax appraiser determine the value of any future or contingent estate, income or interest therein limited, contingent, dependent or determinable upon the life or lives of persons in being, upon the facts contained in any such appraiser's application or other facts to him submitted by said appraiser or said court and certify the same in duplicate to such court or appraiser, and his certificate thereof shall be conclusive evidence that the method of computation therein is correct. When an annuity on a life estate is terminated by the death of the annuitant or life tenant, and the tax upon such interest has not been fixed and determined, the value of said interest for

the purpose of taxation under this act shall be the amount of the annuity or income actually paid or payable to the annuitant or life tenant during the period for which such annuitant or life tenant was entitled to the annuity or was in possession of the life estate.

(7) Notwithstanding any provisions hereof whereby final determination of taxability of the transfer of property or interests therein or income therefrom, is or may be deferred until the happening of certain contingencies or conditions, the state controller may compromise, adjust and settle with the administrator, executor or trustee having charge of the estate or property in question, the taxability of the transfer of such property and of each and every interest therein, including the income therefrom, whether such interests be absolute or qualified, perpetual or limited, present or future, vested or contingent, or otherwise.

The report of the inheritance tax appraiser determining the inheritance tax payable shall be prepared in accordance with such settlement and if and when said report is confirmed by an order of the superior court having jurisdiction said order shall be a final determination of the matters covered thereby and the payment of said tax as fixed by said order shall be a complete discharge to such administrator, executor or trustee with respect to such taxes."

AMENDMENT NUMBER TEN.

On page 13, line 9, of the printed bill, strike out all of lines 9 and 10, and insert in lieu thereof the following: "proceedings by causing notice to be posted at the court house in the county".

AMENDMENT NUMBER ELEVEN.

On page 13, line 21, of the printed bill, after word "Thereupon", strike out the following: "said superior court shall, by order, fix a", and insert in lieu thereof the following: "the clerk of the said superior court shall fix a".

AMENDMENT NUMBER TWELVE

On page 13, line 23, of the printed bill, strike out lines 23 to 26, inclusive, and insert in lieu thereof the following: "thereof and shall give notice of the said hearing by posting a notice thereof at the court house in the county where the court is held and by forthwith mailing a copy of such objection and of such notice to the state controller, county treasurer and".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 591—An act to add a new section to the Code of Civil Procedure, to be numbered 1822*c*, relating to the sale of property of missing persons.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 2 of the title of the printed bill, strike out "1822*c*", and insert in lieu thereof "1822*bb*".

AMENDMENT NUMBER TWO.

On page 1, line 2, of the printed bill, strike out "1822*c*", and insert in lieu thereof "1822*bb*".

AMENDMENT NUMBER THREE.

On page 1 line 3, of the printed bill, strike out "1822*c*", and insert in lieu thereof "1822*bb*."

AMENDMENT NUMBER FOUR

On page 1, lines 4 and 5, of the printed bill, strike out "for the best interests of all parties concerned." and insert in lieu thereof the following: "by the court as being to the best interest of the estate and all parties concerned including the heirs at law or legatees."

AMENDMENT NUMBER FIVE.

On page 1, line 13, of the printed bill, after the comma following the word "dead", insert the following: "and if it appears that such missing person left a will, then like notice to each legatee mentioned therein,".

AMENDMENT NUMBER SIX

On page 2, line 4, of the printed bill, strike out the period after the word "court", and insert in lieu thereof a semicolon and the following: "*provided, however, that*

any such sale of real property shall not take place before the expiration of eight months from the date of appointment and qualification of the trustee."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 747—An act to amend section 86 of the Code of Civil Procedure, relating to the justices' clerks and their appointees.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 6 of the printed bill, strike out the comma following the word "behavior", and the following: "and who shall receive a salary of".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, strike out everything preceding the period in said line.

AMENDMENT NUMBER THREE

On page 1, line 15, of the printed bill, strike out all of the line following the word "deputy", and strike out all of lines 16 to and including line 22, and the following words in line 23 "hundred dollars a year.", and insert in lieu thereof the following: ". a cashier, ten deputies and one messenger deputy. The salaries of the justices' clerk and his appointees shall be fixed by the supervisors of such city and county."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 801—An act to amend section 139 of the Code of Civil Procedure, relating to proceedings in case of absence of judge.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 813—An act to amend section 702 of the Code of Civil Procedure of the State of California by adding thereto a provision relating to redemption from sales under foreclosure mortgages.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 942—An act to increase the number of judges of the superior court of the county of Sonoma, and for the appointment of such additional judge.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1015—An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1095—An act to cure defects in maps or plats filed for record prior to March 1, 1929, and in deeds or conveyances referring to such maps.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1103—An act to amend section 204 of the Code of Civil Procedure, relating to the selection of trial jurors and grand jurors.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 50—An act to amend section 2969 of the Civil Code, relating to attachments of mortgaged personal property.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 58—An act to amend section 2968 of the Civil Code, relating to levying upon mortgaged personal property in possession of the mortgagor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 98—An act to amend section 1861*a* of the Civil Code, relating to the liens of keepers of furnished apartment houses and furnished bungalow courts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 181—An act to amend section 274 of the Code of Civil Procedure, relating to the duties and compensation of phonographic reporters for the superior court.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 182—An act to repeal section 274*b* of the Code of Civil Procedure, relating to compensation of official reporters.

Bill read second time, ordered to engrossment, and third reading.

HON. HAROLD C. CLOUDMAN IN THE CHAIR.

At eleven o'clock and fifteen minutes a m., Hon. Harold C. Cloudman, member of the Assembly from the Fortieth District, in the chair.

Assembly Bill No. 194—An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations." approved May 18, 1917, as amended

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 239—An act to amend section 537 of the Penal Code, relating to defrauding proprietors of hotels, inns, restaurants, boarding houses.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 242—An act to amend section 737*y* of the Political Code, relating to the salary of the superior judge in and for the county of Modoc.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 452—An act to add a new section to the Code of Civil Procedure, to be numbered 1161*a*, relating to persons holding over in case of the sale of real property by virtue of execution, foreclosure of mortgage or under a power of sale contained in a deed of trust.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 454—An act to amend section 900 of the Code of Civil Procedure, relating to the lien of judgments rendered in a justice's court.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 468—An act to amend section 1946 of the Civil Code, relating to the hiring of real property.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 274—An act to amend section 1415 of the Code of Civil Procedure, relating to powers, duties and obligations of special administrators.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 453—An act to amend section 1517 of the Code of Civil Procedure, relating to the return of sales of property of decedents.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

In line 4 of the printed bill, after the word "signed", strike out all of the rest of the printed bill, and insert in lieu thereof the following: "and verified by the sole, or anyone if there be more than one, executor, administrator, or by his attorney, and must be reported to, and confirmed by the court before the title to the property passes, except as provided in section 1523 of this code".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 250—An act to provide for the alteration of the boundaries of and for the annexation of incorporated and/or unincorporated territory to municipal corporations and for the incorporation and consolidation of such annexed territory in and as a part thereof.

Bill read second time, ordered to third reading.

Assembly Bill No. 253—An act to provide for the maintenance and establishment of a school for the education and training of pupils from the various counties in the State in the science and practice of navigation, seamanship, steam and electrical engineering.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, in the title of the printed bill, strike out lines 1 to 4, inclusive, and insert in lieu thereof the following:

"An act providing for a state nautical school in the port of San Francisco, creating a board to govern and manage the same, determining the power, duty and authority of the board, and its officers, providing for the appointment of the members of the board and its officers and employees, creating a fund for the support of the board and the school equipment for the use thereof, and authorizing the governor to secure a suitable vessel from the federal government for the use of the school, and making an appropriation therefor."

AMENDMENT NUMBER TWO.

On pages 1 and 2 of the printed bill, strike out lines 1 to 22, inclusive, of page 1; and strike out lines 1 to 3, inclusive, of page 2, and insert in lieu thereof the following:

"SECTION 1. A state nautical school to be known as the California nautical school shall be maintained at the port of San Francisco, aboard a proper vessel to be sta-

tion there, for the purpose of giving instructor in the science and practice of navigation, seamanship, steam, diesel and electrical engineering to male pupils from the several counties of the state, who shall have the qualifications of good moral character, education and physical fitness, which may be required by the board of governors of said school. The board shall appoint and may remove a superintendent of the school and all necessary instructors and other employees; determine their powers, duties, and compensation. fix the terms upon which students shall be received and instructed therein and suspended, discharged or graduated therefrom; make all regulations necessary for its management and control and provide from time to time for cruises in and from San Francisco harbor. The board may appoint as superintendent of said school and as instructors therein such officer or officers as may be designated for that purpose by the secretary of the navy.

SEC. 2. Within the department of education there is hereby created a board of governors of the California nautical school of five members, of which, the state superintendent of public instruction shall always be the executive member thereof, and the other four members of which shall be appointed by the governor of the State of California within thirty days after the taking effect of this act.

SEC. 3. Two appointive members of the board of governors shall be first appointed for the term of two years and two appointive members of the board of governors shall be first appointed for a term of four years. At the expiration of any such term, two appointive members of the board of governors shall be appointed for a term of four years, and otherwise as in the first instance. In the case of any vacancy in the board of governors from any cause, such vacancy shall be filled by the governor of the State of California for the unexpired term of the vacant membership. Three of the appointed members of the board of governors shall always be experienced in commercial ship operation."

AMENDMENT NUMBER THREE.

On page 2, line 5, of the printed bill, strike out the word "that", and insert in lieu thereof the word "but".

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, strike out all of lines 8 and 9, and insert in lieu thereof the following: "appointed subcommittee of said board which shall be paid from any appropriations".

AMENDMENT NUMBER FIVE

On page 2 of the printed bill, strike out all of lines 13 to 17, inclusive, and insert in lieu thereof the following: "elect one of its members as chairman and such chairman shall have such general supervision and control of the school and of all its property and shall have such general direction of its work and that of the instructors and others engaged in the schools as the board shall provide or authorize in its regulations issued under authority of this act. The chairman so elected shall serve".

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, strike out all of lines 24 and 25, and insert in lieu thereof the following: "shall take the oath of office prescribed by law for state officers:".

AMENDMENT NUMBER SEVEN.

On pages 2 and 3, of the printed bill, strike out all of lines 31 to 52, inclusive, of page 2; and strike out all of lines 1 to 24, inclusive, of page 3, and insert in lieu thereof the following: "public instruction. The board of governors shall provide, maintain, manage and control a state nautical school, pursuant to the provisions of this act. The board may receive from the federal government, and use for the accommodation of the school a vessel or vessels detailed or furnished by the federal government, with all their apparel, charts, books and instruments of navigation, and shall provide all necessary books, charts, instruments, apparatus and supplies required in the work of such school and for the proper accommodation and keep of the superintendent, instructors, crew and pupils aboard such vessel. The board is authorized to secure in the city and county of San Francisco suitable rooms and accommodations necessary for carrying on the work of the board.

SEC. 7. Admission to the school as a pupil, tuition and keep shall be free on board such vessel to any male resident of the state, having the required qualifications; *provided*, that an initial fee of seventy-five dollars may be charged as an admission fee for part cost of uniforms and equipment. All such fees shall be collected and forwarded to the treasurer and covered into the state treasury and shall be credited to the general fund of the state.

SEC. 8. The superintendent of the school shall also be the commander of the school. He shall, subject to the regulations of the board, have the direct control, supervision and management of the school and of all the property thereof, and shall have such additional powers and duties as may be provided by the regulations of the board.

SEC. 9. The board may, out of any appropriation made for the support of the school, without at the time furnishing vouchers and itemized statements, withdraw a sum or sums not to exceed fifteen thousand dollars to be paid to the commanding officer of the vessel used by the school to provide for the payment of expenses of

cruises. The sum or sums so drawn shall, not later than six months after said withdrawal, be accounted for and substantiated by vouchers and itemized statements submitted to and audited by the state controller and any unexpended balance of the sum or sums so withdrawn shall be returned to the appropriation from which originally withdrawn. Such commanding officer, in such manner as the board by regulations may provide, shall account for such advances by proper vouchers, filed with the board within thirty days after the termination of the cruise, and any unexpended balance of such advances after the termination of such cruise, shall be returned by said commanding officer to the board for credit to the appropriation from which such sums were originally withdrawn. The said commanding officer shall give a bond in the sum of fifteen thousand dollars, with a surety or sureties approved by the board for the proper disbursement of and accounting for such advances. A sum not to exceed five hundred dollars may be withdrawn from any appropriation made to the support of said school without at the time furnishing vouchers or itemized statements. The sum so drawn shall be used as a revolving fund where cash advances are necessary and upon demand of the department of finance, must be accounted for and substantiated by vouchers and itemized statements submitted to and audited by the state controller. The superintendent shall give a bond in the sum of five hundred dollars with a surety or sureties approved by the board for the proper disbursement of and accounting for such current monthly petty cash account.

SEC. 10. The board may annually expend for the purposes of such school any funds which the Legislature may appropriate, and which may be received from the federal government for the purpose of aiding in the maintenance thereof. All such moneys shall be expended according to law on vouchers, certified by the superintendent and approved by the board. The board shall, before each regular session of the Legislature, prepare and submit to the governor a budget or estimate of the sum required for the maintenance and support of the school and its cruises for the ensuing biennium. The board shall cause to be kept full and detailed accounts of all such expenditures and shall make a complete report thereof, with a list of all the work of the school annually to the governor. The board shall appoint a secretary of the board, determine his duties and fix his compensation, with the approval of the department of finance, and he shall hold the office of secretary at the pleasure of the board.

SEC. 11. The positions and appointments authorized by this act shall be exempt from the provisions of the act entitled, "An act to provide for a general system based upon investigation as to merit, efficiency and fitness for appointment to and holding during good behavior of office and employment under state authority and, in that behalf, to create state civil service commission to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith, in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16th, 1913, and any amendments thereof.

SEC. 12. No person shall be sentenced to or received at such school as a punishment or in commutation of a punishment for crime.

SEC. 13. The governor is hereby authorized to make application in writing to the federal government to furnish a suitable vessel with all her apparel, charts, books and instruments of navigation to be used for the benefit of the school authorized by this act.

SEC. 14. The sum of one hundred fifty thousand dollars is hereby appropriated from moneys in the treasury not otherwise appropriated, for the establishment, support and maintenance of the California nautical school during the eighty-first and eighty-second fiscal years. This appropriation shall become available when the governor shall have appointed the board of governors as provided in this act, but not before July 1, 1929.

SEC. 15. This act may be cited and known as the California nautical school act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 184—An act to amend section 361c of the Political Code and to add a new section to said code, to be numbered 361h, relating to the Department of Agriculture and Division of Land Settlement thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

Strike out lines 1 and 2 of the title of the printed bill, and insert in lieu thereof the following: "An act to amend sections 361e, 361f and 361g of the Political Code and to add two new sections to said code to be numbered 361h and 361i, relating to".

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, strike out "in an advisory capacity", and insert in lieu thereof the following: "for the purpose of carrying out the provisions of section 361i of this code".

AMENDMENT NUMBER THREE.

On page 1, between lines 22 and 23, insert the following:

"SEC. 2. Section 361f of the Political Code is hereby amended to read as follows:

361f. The department of agriculture shall succeed to and is hereby vested with all the duties, powers, purposes, responsibilities and jurisdiction of the state land settlement board and of the several members, officers, deputies and employees of said board except as otherwise provided in section 361i of this code, and whenever by the provisions of any statute or law now in force or that may hereafter be enacted a duty or jurisdiction is imposed or authority conferred upon said board or any of said members, officers, deputies or employees or upon any other person by any statute, the enforcement of which is hereby transferred to the department, such duty, jurisdiction and authority are hereby imposed upon and transferred to the department of agriculture with the same force and effect as though the title of said department of agriculture had been specifically set forth and named therein in lieu of the names of any such board, member, officer, deputy or employee thereof as the case may be.

For the purpose of this article the terms "state land settlement board," "member of state land settlement board" or similar designation shall be construed to mean and refer to the "department of agriculture."

The positions of all officers, deputies and employees under the state land settlement board are and each of them is hereby abolished and shall have no further legal existence, but the statutes and laws under which they existed and all laws prescribing their duties, powers, purposes, responsibilities and jurisdiction, together with all lawful rules and regulations established thereunder, are hereby expressly continued in force.

The department of agriculture is hereby invested with the power and is charged with the duty of administering and enforcing all laws now or hereafter imposing any duty, power or function upon said board or upon any members, officers, deputies or employees herein transferred to said department. The department shall be in possession and control of all records, books, papers, offices, equipment, supplies, moneys, funds, appropriations, land and other property, real or personal, now or hereafter held for the benefit or use of said board, officers and employees.

SEC. 3. Section 361g of the Political Code is hereby amended to read as follows:

361g. From and after the date upon which this act takes effect the department of agriculture shall be and is hereby authorized and empowered to expend the moneys in any appropriation or in any special fund in the state treasury now remaining or made available by law for the administration of the provisions of all the statutes, the enforcement of which is hereby committed to the department or for the use, support or maintenance of said state land settlement board, its offices or officers."

AMENDMENT NUMBER FOUR.

On page 1, line 23, of the printed bill, strike out the figure "2", and insert in lieu thereof the figure "4".

AMENDMENT NUMBER FIVE.

On page 2, lines 1 and 2, of the printed bill, strike out "with the consent of the state land settlement board", and insert in lieu thereof the following: "in accordance with plans approved by the state land settlement board as provided in section 361i of this code".

AMENDMENT NUMBER SIX.

On page 2, lines 27 and 28, of the printed bill, strike out "with the consent of the state land settlement board", and insert in lieu thereof the following: "in accordance with plans approved by the state land settlement board as provided in section 361i of this code".

AMENDMENT NUMBER SEVEN

On page 2, line 40, of the printed bill, strike out lines 40 to 48, inclusive, and insert in lieu thereof the following:

"SEC. 5 A new section is hereby added to the Political Code to be numbered 361 and to read as follows:

361. It shall be the duty of the director of agriculture to prepare and present to the state land settlement board for its approval on or before January 1, 1930, a plan or plans for the readjustment of land settlement affairs on a basis which will provide for the withdrawal of the state, not later than August 1, 1931, from the conduct of land settlement or colonization projects. The state land settlement board shall pass on said plan or plans and make such changes therein as the board may deem advisable. Such plan or plans as presented by the director of agriculture or as modified by the state land settlement board shall be approved by said board and shall become the basis on which the director of agriculture shall proceed to the withdrawal of the state from the conduct of land settlement or colonization projects.

SEC. 6. All acts and parts of acts in conflict herewith are hereby repealed."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 855—An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title of the printed bill, after the words "An act", strike out the balance of the title, and insert in lieu thereof the following: "An act to add a new section to the Code of Civil Procedure to be known as section 1238a, relating to the exercise of the right of eminent domain by an individual for his own use of water notwithstanding other persons do not participate in the benefit therefrom"

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, after the words "Section 1.", strike out the balance of the bill and insert in lieu thereof the following:

"SECTION 1. A new section to be numbered 1238a is hereby added to the Code of Civil Procedure to read as follows:

1238a. (1) It is general, notorious and acknowledged in this state that the possibilities for land cultivation and for the successful prosecution of irrigation, mining, raising live stock, and other industries in this state are limited by the peculiar situation of the state formed by long valleys between mountain ranges traversing the state's length, and by the dryness of soil and climate; that because of these conditions prevailing in this state the general welfare requires that the water resources of the state be put to beneficial use to the fullest extent of which they are capable, and that the conservation of such waters is to be exercised with a view to the reasonable and beneficial use thereof in the interest of the people and for the public welfare; and that unless water supplies may be diverted from localities or purposes of less need to localities or purposes of greater need the growth and prosperity of the state will be retarded

(2) Because of the aforesaid conditions, it is necessary that any use of water by any person for the benefit of his own property alone, notwithstanding other persons do not participate directly in said use or benefit, be, and hereby is declared to be a public use for which, upon making compensation, established water conditions may be disturbed and easements may be condemned upon or over private land for ditches, canals, dams, reservoirs and other water works, conduits or structures, or for enlarging or otherwise changing the same.

(3) The party availing himself of this section must show to the satisfaction of the court that the success of said use can not be accomplished in any other practicable way or by any lesser disturbance, burden, or damage, such as by a shorter route or smaller structure or by enlarging existing works instead of making new ones or by any other practicable alternative; that the benefit of said success is not disproportionate to the burdens and inconveniences imposed upon the party or parties adversely affected, such as by having to make the conduit cross a disproportionate number of properties or by having to make the dam or reservoir cause a disproportionate flooding; and for any structure sought to be constructed under this section the party availing himself of this section must show that he has a sufficient water right. In passing upon the foregoing conditions the court shall exercise discretion so as to reconcile the encouragement of progress with the respect due to property rights.

(4) Except for damsites or reservoirs, the party acting under this section must not interfere with houses or with gardens, parks or other enclosures connected with houses.

(5) Where this section is invoked, a surcharge of twenty-five (25%) per cent shall be added in computing the compensation.

(6) Other persons may share in the use of property so taken, by themselves taking, against the previous taker, the like proceedings as above set forth, subject to the following exception. If the owner of land upon which a dam is built under this act has a water right in the source of supply upon which the dam is built, he may at any time without such proceedings demand the benefit of the dam for the enjoyment of his said water right upon contributing one-half the cost of establishing the dam. (unless the dam is in a deteriorated condition in which event the contribution on account of cost of establishment shall be reduced by the court to such amount as the court deems reasonable), and one-half the expense of maintenance thereof, and the whole cost of any changes of the dam necessitated by his participation in its use. Such participating party will not be entitled to compensation, and if any compensation has been paid him he must tender return thereof with his demand for participation."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 165—An act to amend section 683 of the Civil Code, relating to joint tenancy.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 176—An act to amend sections 2, 3, 5, 8, 9, 9a, 10, 11, 11a, 12, 14, 18, 20a and 20b of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof: to create a State Real Estate Department and the office of Real Estate Commissioner: to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, as amended, and adding new sections to be numbered 9b, 9c, 9d, and 23, relative to the definition of real estate brokers and salesmen: providing for regulation, supervision and licensing thereof; sale of lands for colonization or subdivision purposes; brokers' bonds; providing penalties for the violation of the provisions thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 6, line 44, of the printed bill, after the words "real estate broker", add the words "or salesman or employee of said broker at any time when licensed".

AMENDMENT NUMBER TWO.

On page 7, line 3, of the printed bill, after the words "real estate broker", add the words "his salesmen or employees".

AMENDMENT NUMBER THREE

On page 7, line 4, of the printed bill, strike out the first word "his", and insert in lieu thereof the word "Their".

AMENDMENT NUMBER FOUR.

On page 4, line 32, of the printed bill, strike out the words "thirtieth day of June", and insert in lieu thereof the words "thirty-first day of December."

Amendments adopted.

Bill read second time, ordered to reprint, and third reading.

Senate Bill No. 548—An act to provide for the impounding and utilization of the waters of the American River for flood control, river flow control and equation, domestic use, irrigation, reclamation, power development, or any one or more of such or other public uses; authorizing the State Department of Finance to acquire for the State property useful in connection therewith; defining the powers and duties of State officers and departments and of public and private agencies in relation thereto; authorizing the leasing of property of the State for any one or more of such uses and specifying certain terms and conditions to which said lease shall be subject.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 689—An act to amend sections 1919, 1927, 1954, 1983, 2077, 2081, and to repeal sections 1913, 1928*a*, 1928*b*, 1928*c*, 1928*d*, 1929, 1930, 1931, 1932, 1932½, 1933, 1934½, 1962 and 1968 of the Political Code, all relating to the National Guard.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the word "said", and insert in lieu thereof the words "the Political".

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, strike out the word "said", and insert in lieu thereof the words "the Political".

AMENDMENT NUMBER THREE.

On page 2, line 9, of the printed bill, strike out the word "this", and insert in lieu thereof the words "the Political".

AMENDMENT NUMBER FOUR.

On page 2, line 20, of the printed bill, strike out the word "this", and insert in lieu thereof the words "the Political".

AMENDMENT NUMBER FIVE.

On page 2, line 29, of the printed bill, strike out all of said line 29, and insert in lieu thereof the following:

"Sec. 5. Section 2077 of the Political Code is hereby amended to read as".

AMENDMENT NUMBER SIX.

On page 2, line 44, of the printed bill, strike out all of line 44, and insert in lieu thereof the following:

"Sec. 6. Section 2081 of the Political Code is hereby amended to read as".

AMENDMENT NUMBER SEVEN.

On page 3, line 34, of the printed bill, strike out lines 34 to 47, inclusive, and insert in lieu thereof the following:

"Sec. 7. Sections 1913, 1928*a*, 1928*b*, 1928*c*, 1928*d*, 1929, 1930, 1931, 1932, 1932½, 1933, 1934½, 1962 and 1968 of the Political Code are hereby repealed."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and forty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

SPECIAL ORDER SET.

On motion of Mr Adams, the consideration of Assembly Constitutional Amendment No. 20 was made a special order for Wednesday, at two o'clock and fifteen minutes p.m.

Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Wright moved that Assembly Bill No. 553 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 553 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Wright moved that Assembly Bill No. 166 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

• Motion carried.

Assembly Bill No. 166 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 373—An act granting to the city of Los Angeles the tidelands and submerged lands of the State within the boundaries of said city.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Stockwell moved that Assembly Bill No. 373 be withdrawn from the file, and ordered re-referred to Committee on Commerce and Navigation.

Motion carried.

Assembly Bill No. 373 ordered re-referred to Committee on Commerce and Navigation

Assembly Bill No. 568—An act to amend an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes thereon," approved May 29, 1915, amended April 27, 1927, by adding new sections thereto to be numbered sections 12, 13, 14, 15, 16, 17, 18, 19 and 20, and relating to the formation, government and operation of said districts embraced in territory in more than one county, and adding territory to districts already formed.

Bill read third time.

The question being on the passage of the bill,

The roll was called, and Assembly Bill No. 568 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Olva, Quigley, Reindollar, Roberts, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 497—An act to amend section 56 of the Civil Code, relating to capability of minors to contract marriages.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 497 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Brock, Bryne, Cloudman, Cloudsley, Craig, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Olva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—Crawford—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1037—An act to amend an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927, by adding a section 15a, and to repeal "An act to establish standards for the packing, marking and sale of apples, forbidding the sale of certain infected and diseased apples, providing for the inspection and certification thereof, and for its enforcement, fixing penalties for its violation, and repealing an act entitled 'The Standard Apple Act of 1917,' approved May 7, 1917," as amended, approved June 3, 1921, Stats 1921, p. 1169. Amended Stats 1923, p. 472; amended Stats. 1925, p. 131; amended Stats. 1927, chapter 250, and to provide for the necessary transfer of funds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1037 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell,

Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Oliva, Patterson, Quigley, Reindollar, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 305—An act to amend section 4252 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the twenty-third class.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Emmett:

AMENDMENT NUMBER ONE.

On page 7, line 42, of the printed bill, strike out the word "whom", and insert in lieu thereof the word "when".

Amendment adopted.

Bill read third time, ordered to reprint, re-engrossment, and third reading.

Assembly Bill No. 1028—An act to amend section 4143 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1028 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1021—An act to amend section 2322x14 of the Political Code, relating to the salaries of the county horticultural commissioner and inspectors in counties of the fourteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1021 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 667—An act to amend section 4247 of the Political Code, relating to salaries and fees of officers in counties of the eighteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 667 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Mixer, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 590—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 590 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Mixer, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 160—An act to amend section 19x28 of the Juvenile Court Law, approved June 5, 1916, as amended, relating to salary of the probation officer and assistant probation officer in counties of the twenty-eighth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 160 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Mixer, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Ingels moved to amend the title as follows:

AMENDMENT NUMBER ONE

Amend the title of the printed bill as follows: After the words "relating to salary of the probation officer", strike out the words "and assistant probation officer".

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 565—An act to amend section 4 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kind and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and part of acts inconsistent herewith," approved May 10, 1919, as amended, relating to prohibited occupations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 565 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Khne, Leymel, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—68.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following requests for permission to introduce bills were presented:

By Mr. Fry:

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1929

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation for repairs, improvements and equipment at the State Capitol Building, Sacramento, including the installation of two new elevators.

Referred to Committee on Introduction of Bills.

By Mr. Badham:

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend an act entitled "An act to authorize and regulate the possession, use, transportation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared," approved March 17, 1911, as amended, by adding thereto a new section to be numbered 13, relating to the stocking of lakes and streams with trout by owners of land bordering thereon.

Referred to Committee on Introduction of Bills.

By Mr. Miller :

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 84 of the Civil Code, relating to children of annulled marriages.

Referred to Committee on Introduction of Bills

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read :

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Fry: An act making an appropriation for repairs, improvements and equipment at the State Capitol Building, Sacramento, including the installation of two new elevators.

By Mr. Badham. An act to amend an act entitled "An act to authorize and regulate the possession, use, transportation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared," approved March 17, 1911, as amended, by adding thereto a new section to be numbered 13, relating to the stocking of lakes and streams with trout by owners of land bordering thereon.

By Mr. Miller: An act to amend section 84 of the Civil Code, relating to children of annulled marriages.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Lyons, McDonough, McGuinness, Mecker, Miller, Eleanor: Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Olva, Quigley, Reindollar, Roberts, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Miller: Assembly Bill No. 1117—An act to amend section 84 of the Civil Code, relating to children of annulled marriages.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Fry: Assembly Bill No. 1118—An act making an appropriation for repairs, improvements and equipment at the State Capitol Building, Sacramento, including the installation of two new elevators.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Badham: Assembly Bill No. 1119—An act to amend an act entitled "An act to authorize and regulate the possession, use, transportation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared," approved March 17, 1911, as amended, by adding thereto a new section, to be numbered 13, relating to the stocking of lakes and streams with trout by owners of land bordering thereon.

Bill read first time, and referred to Committee on Fish and Game.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was taken up and read:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, March 26, 1929.

To the Assembly of the State of California.

Assembly Bill No. 524, amending section 84 of the Civil Code, is herewith returned without my approval.

This bill was designed to serve a very excellent purpose, but as worded is so brief that its intent and the manner in which it shall be carried out is not altogether clear, thus making possible unnecessary litigation.

I have conferred with the author of the bill, who agrees with me in this judgment, and who has already introduced another bill further expanding section 84 and making it conform to section 57 which follows. He has shown me this bill, which, in my opinion, so fully meets the objection to Bill No. 524 as to warrant the disapproval of this bill in favor of the later proposed measure.

Respectfully submitted.

C. C. YOUNG, Governor.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 227—An act to amend section 7 of an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes therein." approved May 29, 1915, as amended, relating to mosquito abatement districts

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 227 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 790—An act to amend section 564 of the Code of Civil Procedure, relating to the appointment of receivers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 790 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scudder, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 59—An act to amend section 628 of the Penal Code, relating to fish and game.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Fisher moved that Assembly Bill No 59 be withdrawn from the file, and ordered re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 59 ordered re-referred to Committee on Fish and Game.

Assembly Bill No. 1101—An act providing for the licensing of aircraft, airmen, and air navigation facilities, and air traffic rules and to make uniform the law with reference thereto; and to provide for the enforcement thereof; and to repeal that certain act entitled "An act concerning the registration, numbering, and the use of aircraft, and the licensing of operators thereof," approved June 3, 1921.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1101 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bishop, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGuinness-Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scudder, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—60

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 819—An act relating to the use of school busses owned by high school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 819 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness-Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scudder, Sewell, Snyder, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr Heisinger moved to amend the title as follows:

AMENDMENT NUMBER ONE.

In line 1, of the title of the printed bill, strike out the word "high".

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 761—An act relating to the eligibility to retirement salaries of teachers and other employees employed in the public schools of this State and educational institutions supported in whole or in part by the State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 761 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Brock, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jesspersen, Jones, Jost, Keaton, Kline, Lymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scudder, Snyder, West, Williams, Wilhamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No 630—An act to carry into effect the provisions of subdivisions 6 and 7 of section 8½ of article XI of the constitution of the State of California; and also to provide for the alteration of the boundaries of, for the annexation of territory located in the county of San Mateo with the city and county of San Francisco, for the incorporation of such annexed territory in and as a part of said city and county and for the government of such annexed territory as an integral part of such city and county of San Francisco.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Williamson.

AMENDMENT NUMBER ONE

On page 4, line 32, of the amended printed bill, after the word "thereof", strike out the period and in lieu thereof insert the following: "; provided, that there must be an interval of at least ninety days between said elections, and that not more than two such elections shall be held in any one incorporated city or town, upon any one initiation of a consolidation proceeding by the city and county; and further provided, that no consolidation proposal shall be so initiated by such city and county more than once in a period of one year."

AMENDMENT NUMBER TWO.

On page 11, line 4, of the amended printed bill, after the word "county", strike out the period and in lieu thereof insert the following: "; provided, however, that in so providing for the government thereof, the Legislature shall not subject any city or town whose voters shall have finally voted against said consolidation to government by said city and county, excepting it be with the consent of a majority of the qualified voters of each such city voting at an election called and held for such purpose."

AMENDMENT NUMBER THREE.

On page 4, line 43, of the amended bill, strike out the period following the name "San Mateo", and in place thereof insert the following: "provided, however, that the limits and boundaries of the district so to be defined by the supervisors of the city and county shall be so determined that each city, a majority of whose qualified electors voting thereon shall have voted against the proposal hereinabove referred to, shall be included in a single area situate within the county of San Mateo lying outside said district and connecting with the county of Santa Clara or the county of Santa Cruz, or both".

Amendments adopted.

Bill read, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 167—An act to provide an institution for the confinement, care, training and rehabilitation of defective delinquents; to provide for the admission and commitment of such defective delinquents, and providing penalties for certain violations of the act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Sewell moved that Assembly Bill No. 167 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 167 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 119—An act relating to the exhibition of still or motion pictures in the public schools.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Heisinger moved that Assembly Bill No. 119 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 119 ordered re-referred to Committee on Education.

Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Keaton moved that Assembly Bill No. 255 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 255 ordered re-referred to Committee on Ways and Means.

RECONSIDERATION WAIVED.

Mr. Hornblower waived his notice to reconsider the vote whereby Senate Bill No. 167 was passed.

Senate Bill No. 167 ordered transmitted to the Senate.

WITHDRAWAL OF BILL.

Mr. Crittenden asked for and was granted unanimous consent to withdraw Senate Bill No. 521 from the file and have the same returned to the Senate for further proceedings in the passage of the bill.

Bill withdrawn and ordered stricken from the file.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Joint Resolution No. 5—Relating to the control of motor vehicles for hire, engaged in interstate commerce;

Also. Senate Constitutional Amendment No. 6—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article XIII thereof, a new section to be numbered 1½, relating to the taxation of hospitals and sanatoriums conducted not for private profit.

J. A. BEEK, Secretary of Senate.
By FRANCIS A. DALIN, Assistant Secretary.

Senate Joint Resolution No. 5 referred to Committee on Public Utilities.

Senate Constitutional Amendment No. 6 referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 95—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922, declaring the urgency thereof and providing that this act shall take effect immediately—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 95?

AMENDMENT NUMBER ONE.

On page 8 of the printed bill, as amended, strike out all of lines 37 and 38, inclusive.

The roll was called, and Senate amendment to Assembly Bill No. 95 was concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Scudder, Snyder, Stockwell, West, Williams, Williamson, Wright, and Mr. Speaker—58.
NOES—None.

The above reported bill ordered to enrollment.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON GOVERNMENTAL REVENUES AND EXPENDITURES.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: Your Committee on Governmental Revenues and Expenditures, to which was referred Assembly Bill No. 754—An act to provide for the forfeiture of certain lands to the State for the nonpayment of delinquent interest upon any part of the unpaid portion of the purchase price thereof, together with penalties and costs as herein provided, and for the forfeiture of all moneys previously paid thereon, principal as well as interest; prescribing the duties of certain public officers with respect thereto; providing for the giving of notice of said forfeitures; prescribing certain remedies, and making an appropriation for the purposes of this act:

Also: Assembly Bill No. 755—An act to add a new section to the Political Code to be numbered 363, relating to the preparation of plans for public buildings and other structures;

Also: Assembly Bill No. 983—An act to amend sections 2176, 2180 and 2192 of the Political Code and to add a new section to said code to be numbered 2176a, all relating to the Department of Institutions:

Has had the same under consideration, and respectfully reports the same back, and recommends that the same do pass.

COOMBS, Chairman.

The above reported bills ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 220—An act to amend section 33 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by including in the definition of the word "employer" the State, counties, municipalities, school districts, irrigation districts, all other districts established by law, public corporations, quasi-public corporations and public agencies;

Also Senate Bill No. 747—An act amending section 9 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, prescribing the method of computing the amount of compensation payable in second injury cases; providing a method of compensating for permanent disabilities suffered by employees in industry after previous permanent disabilities and creating a "subsequent injuries fund" to compensate for further disabilities by fixing a liability on all employers subject to the "Workmen's Compensation, Insurance and Safety Act of 1917" and amendments thereto, to pay a specified amount into the "subsequent injuries fund" in addition to liability under said act, in cases where their employees sustain fatal injuries in the course of their employment and leave no dependents; for the administration of said fund by the Industrial Accident Commission; for the determination of controversies arising out of this act by said Industrial Accident Commission and by the superior and municipal courts of the State of California;

Has had the same under consideration, and respectfully reports the same back, without recommendation, to be re-referred to Committee on Insurance.

SEWELL, Chairman.

The above reported bills ordered re-referred to Committee on Insurance.

REPORT OF COMMITTEE ON FREE CONFERENCE.

The following report of Committee on Free Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1929

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 465—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution and attachment—reports that it has met a like committee of the Senate, consisting of Senators Inman, Mueller and Rochester, and reports that the Committee on Free Conference has agreed to recommend the following. That the Senate concur in the Assembly amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE

In line 2 of the title of the printed bill, strike out the word "and" and insert in lieu thereof the word "or".

AMENDMENT NUMBER TWO.

On page 4, line 14, of the printed bill, after the word "government", insert the following: "or as a pension or retirement salary from the state, or any county, city, or city and county, or any public board or boards."

WILLIAMSON,
YOUNG,
CRAIG,

Assembly Committee on Free Conference.

INMAN,
MUELLER,
ROCHESTER.

Senate Committee on Free Conference.

The question being on the adoption of the report.

The roll was called, and the report of Committee on Free Conference adopted by the following vote:

AYES—Anderson, Baum, Bernard, Brock, Cloudsley, Collier, Coumbs, Crittenden, Cronin, DeYoe, Easley, Eddy, Feeley, Fry, Harper, Hawes, Heisinger, Ingels, Jones, Kenton, Leymel, Little, Luttrell, McGunness, Meeke, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Parkman, Reindollar, Roberts, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, and Mr. Speaker—41.

NOES—None.

ADJOURNMENT.

At one o'clock and ten minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Wednesday, March 27, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY

ASSEMBLY CHAMBER,
SACRAMENTO, Wednesday, March 27, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Levmel, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—78.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Williamson, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Stockwell moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

REQUEST FOR LEAVE OF ABSENCE.

On request of the Speaker, Mr. Easley was granted leave of absence on account of death in family.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Jespersen, Mrs. Christine Knudsen was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Reindollar, John Galvin, Jr., of Richmond was extended the privilege of the floor of the Assembly for this day and his name ordered printed in the Journal.

Through the courtesy of Mr. Deuel, Mrs. Lottie M. Sisk, principal; Mrs. George Hancock, teacher; Mrs. Flint and Mrs. J. Herbert and the following students of the Meridian School of Butte County: Forrest Flint, Josephine Herbert, Tony Carlos, Walter Clasen, Neva Flint, Naomi Cross, Carman Dearing, Harriett O'Farrell, John Hancock, Tom Herbert and Madelena Quadros were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

LOS ANGELES, CALIFORNIA, March 26, 1929.

*Edgar C. Levey, Presiding Officer,
State Assembly, Sacramento, California.*

The following resolution is self-explanatory:

WHEREAS, The people of the State of California, at the general election in November, 1926, adopted an amendment to the constitution of this State, numbered section 1a of article VI of the constitution of this State, creating a Judicial Council; and

WHEREAS, The Judicial Council in the short period of its existence has already accomplished great good in the administration of justice in this State, in expediting the trial of causes, in providing for uniformity of procedure, and in other respects; and

WHEREAS, There has been introduced in the Senate of the State of California a constitutional amendment known as Senate Constitutional Amendment No. 13, and in the Assembly a constitutional amendment known as Assembly Constitutional Amendment No. 20, both of which are designed to abolish the Judicial Council; and

WHEREAS, Such action would be highly inimical to the best interests of the people of the State of California, and would greatly retard the administration of justice; and

WHEREAS, Such criticisms as have been made of the work of the Judicial Council refer to administrative matters, which can be corrected without abolishing the council; now, therefore, be it

Resolved. By the trustees of the Los Angeles Bar Association, That this association is emphatically opposed to Senate Constitutional Amendment No. 13 and Assembly Constitutional Amendment No. 20, or any action by the Legislature which would have the effect of abolishing the Judicial Council of the State of California.

Resolved, further. That copies of this resolution be forwarded to the presiding officer of the State Senate and of the Assembly, and to all members of the delegation from Los Angeles County in each house.

BOARD OF TRUSTEES OF LOS ANGELES
BAR ASSOCIATION

By GUY R. CRUMP, President.

Attest: J. L. ELKINS, Acting Secretary

Also:

TAFT, CALIFORNIA, March 26, 1929

*Mr. Edgar C. Levey, Speaker of the Assembly,
State Capitol, Sacramento, California.*

Dear Mr. Levey: Herewith copy of the resolutions and motions relating to legislative matters adopted by the Nineteenth Annual Convention of the County Supervisors Association of the State of California.

I have been requested to call your attention to resolution No. 9 endorsing Assembly Bill No. 117, which provides that State aid be granted to each needy adult blind person.

Yours very truly,

STANLEY ABEL, Secretary.

RESOLUTION NUMBER ONE.

WHEREAS, Senate Bill No. 714, now pending before the Legislature of the State of California, provides for the appointment by the Chief of the Division of Motor Vehicles, of superintendent and assistant superintendent of the traffic patrol, and of inspectors, captains, lieutenants, sergeants, and officers, the whole to constitute a division of peace officers to be known as the "California Highway Patrol," the same to be under the direction and control of the Chief of the Division of Motor Vehicles; and

WHEREAS, Said act further provides that the California Highway Patrol is to be financed by putting aside for such purpose from the motor vehicle fund all moneys received as operators' and chauffeurs' license fees and in addition thereto, not exceeding in any registration year 25 per cent of the said motor vehicle fund; and

WHEREAS, The counties will be directly charged for the maintenance of such "Patrol" by the cutting down of the receipts of the counties from the net receipts of said motor vehicle fund; and

WHEREAS, Said bill, if enacted, would remove the appointment of motor officers and fixing of the amount of their compensation from any control of the various counties, and would result in the counties paying the cost of patrolling State highways and assuming the cost of additional patrol officers for county highways; now, therefore, be it

Resolved, That in the opinion of the County Supervisors Association of the State of California, the passage of said bill would result in an unnecessary multiplication of motor officers and would increase the cost of highway patrol without any compensatory advantages, and that the bill should be defeated.

RESOLUTION NUMBER TWO.

WHEREAS, Under the present form of application blanks for registration certificates to operate a motor vehicle, it is not always clear as to the residence of the applicant; and

WHEREAS, It is provided by Assembly Bill No. 920, that an applicant for registration certificate must, in his application, designate the county of his residence, or the county in which the particular vehicle is used the major portion of the year; and

WHEREAS, This law if properly enforced, will remove the inequalities and uncertainties that are permitted under the present loose and indefinite method of showing actual residence or use; now, therefore, be it

Resolved, That the Supervisors Association of the State of California endorse said Assembly Bill No. 920, and urges its passage.

RESOLUTION NUMBER FOUR.

WHEREAS, Assembly Bill No. 642 (subdivision d) provides that all number plates be forwarded to and distributed by the assessor of the county in which the owner of each vehicle resides, and that a daily report of such distribution be furnished the department by the various assessors; and

WHEREAS, Such distribution and report by the assessors would enable each county to get upon its assessment rolls, all motor vehicles taxable in each county; now, therefore, be it

Resolved, That the County Supervisors Association of the State of California endorse said Assembly Bill No. 642.

RESOLUTION NUMBER FIVE.

WHEREAS, Senate Constitutional Amendment No. 16, introduced in the present Legislature, calls for submission to the people of the proposal for a \$20,000,000 bond issue for grade crossing separation, same to be voted upon at the general State election in November 1930;

WHEREAS, This bill introduces the principle of State aid to counties in that it provides that \$15,000,000 of the \$20,000,000 shall be distributed among the counties of the State to assist them in meeting the cost of grade crossing separation upon county highways; and

WHEREAS, With the great increase in motor traffic, grade crossings have become a deadly menace, with a continuous increase in accidents and a yearly death toll of more than 200 and a yearly list of injuries of more than 600; and

WHEREAS, A grade crossing on a county highway is fully as dangerous to State traffic as one upon a State highway, many of such crossings being far more hazardous and far more costly than those upon State highways; and

WHEREAS, Such crossing construction comprises a capital investment enduring a long period of time and is therefore legitimately an expense which the State can defray in part; therefore, be it

Resolved, That the State Supervisors Association in convention assembled does hereby endorse Senate Constitutional Amendment No. 16 and urges upon the members of both houses of the Legislature that they pass this act and submit the proposal to the voters of the State for their approval at the next November election.

RESOLUTION NUMBER SEVEN.

WHEREAS, It appears to the Supervisors Association of the State of California that the smaller counties of the State are badly handicapped by inadequate funds for county road purposes; and

WHEREAS, Said roads are used for business and recreational purposes by the people of the State to an equal or greater extent than the people of said counties; and

WHEREAS, Said smaller counties are entitled to assistance from the State at large; therefore, be it

Resolved, That in the apportionment of the motor vehicle tax monies to the counties of the State no county should receive less than a minimum sum of \$20,000 per annum from the Motor Vehicle Fuel fund and this association hereby endorses any legislation to effect the purposes of this resolution; be it further

Resolved, That a copy of this resolution be transmitted to the Governor and to each member of the Legislature.

RESOLUTION NUMBER NINE

WHEREAS, Assembly Bill No. 117 provides that State aid be granted to each needy adult blind person, not to exceed twenty-five (\$25.00) dollars per month, with a like sum to be contributed by the county. This aid to be given under certain conditions and to certain persons, as provided in the bill and under the direction of the board of supervisors; now, therefore, be it

Resolved, That the County Supervisors Association of the State of California endorse Assembly Bill No. 117 with the recommendation that it be passed by the Legislature.

RESOLUTION NUMBER ELEVEN.

WHEREAS, Assembly Bills Nos. 33, 81, 883 and 918 are before the State Legislature, each seeking to amend section 3817 of the Political Code of California, by reducing the penalties or interest, or both, charged for redemption of delinquent taxes; and

WHEREAS, The proposed reduction would cause an estimated annual loss of approximately \$700,000 of county revenue; and

WHEREAS, The present law has functioned satisfactorily for the past 32 years; and

WHEREAS, Penalties are necessary in order to encourage payment of taxes, and prevent excessive delinquency; and

WHEREAS, Steadily increasing tax delinquency indicates the present penalties are necessary and are not excessive; now, therefore, be it

Resolved, That we, the California State Association of County Supervisors, disapprove of any reduction in the present redemption penalties, and that the secretary mail copies of this resolution to the chairmen of the Committees on Revenue and Taxation of the Assembly and Senate, to the director of the State Department of Finance, and to the State Controller.

RESOLUTION NUMBER FIFTEEN.

WHEREAS, The growing cost of education in the public schools of California is attracting the attention of the taxpayers; and

WHEREAS, The greater share of the tax dollar now goes into the school funds; and

WHEREAS, School funds are the only form of public moneys which are not now publicly accounted for by publication in the State; and

WHEREAS, Publication of school expenses and budgets would serve not only as a safeguard and check against unwise expenditures but also as a protection to those who administer said funds; therefore, be it

Resolved, That we, the county supervisors of the State of California, in convention assembled, do approve and recommend a measure now before the State Legislature, known as Senate Bill No. 414, by Senator E. A. Mueller of El Cajon, calling for publication of the expenditures and budgets of each school district once annually, in the interests of sound public policy; and be it further

Resolved, That this resolution be spread upon the minutes of this convention and copies sent to both houses of the State Legislature and to the press.

RESOLUTION NUMBER SIXTEEN.

Resolved, That it be the sense of this association that Assembly Bill No. 71 be not approved; and be it further

Resolved, That each county here represented communicate with their respective Senators and Assemblymen regarding the actions of this convention pertaining to legislative matters now pending; and be it further

Resolved, That the secretary communicate the actions of this association to the proper legislative committees of the State Assembly and Senate having such bills in committee room.

Upon motion duly carried the association went on record as endorsing Subdivision No. 11 of Assembly Bill No. 269.

Upon recommendation of the Legislative Committee Assembly Bill No. 1080 was disapproved by the association.

Upon motion duly carried the association went on record as being opposed to Assembly Bill No. 869 and Assembly Bill No. 870.

I hereby certify that the foregoing resolutions and motions were adopted by the County Supervisors Association of California in the nineteenth annual convention assembled at Sacramento, March 13, 14 and 15, 1929.

(Signed)

STANLEY ABEL, Secretary.

Also:

LOS ANGELES, March 25, 1929.

*Hon Edgar C. Levy, State Assembly,
Sacramento, California.*

Relative to Daylight Saving Bill.

(Signed)

B. F. LOFTON

Also:

SAN FRANCISCO, CALIFORNIA, March 23, 1929

*Hon Edgar C. Levy, Capitol Building,
Sacramento, California.*

DEAR SIR: We transmit included a copy of a resolution unanimously approved at the annual convention of the State Building Trades Council today, and ask respectfully that you give it careful consideration.

Organized labor is intensely interested in the prosperity of California, the California farmer as well as all others of our citizens.

A prosperous farm and farm community, following adequate markets and favorable prices, will provide better customers, and more of them, for the services our members have to offer, and will tend to keep at a minimum the surplus labor which always is a menace to our prosperity; and we feel the proper distribution of farm products will be facilitated and additional markets secured through the transportation advantages of ship-side cold storage and the added confidence developed by State certified quality in farm products.

"WHEREAS, The prosperity and well being of the building trades and of all mechanics is closely interwoven with that of the agricultural producer; and

WHEREAS, The deplorable condition of the "dirt" farmer has become an acute economic question; and

WHEREAS, Improved and direct marketing of farm products, without the manipulation of speculators and middlemen would vastly benefit both the dirt farmer and the ultimate consumer; and

WHEREAS, Organized labor is justified in cooperating for improved conditions for all workers, rural and urban; therefore, be it

Resolved, By the Twenty-ninth Annual Convention of the California State Building Trades Council, that it approves pending legislation looking toward the construction of a State-owned and operated ship-side cold storage plant on the San Francisco water front and a voluntary State seal of certification, or trade-mark, for California farm products as measures tending to foster and enlarge markets for agriculture."

May we respectfully ask your favorable consideration of such measures as will provide for the immediate construction of a State-owned ship-side precooling and cold storage plant at San Francisco and of Assembly Bill No. 410, which we feel will open and maintain markets not now enjoyed, for California farm products.

Respectfully yours,

F. C. MACDONALD, President.
M. F. CONNORS, Secretary-Treasurer.

By Mr. Noyes:

Be it Resolved, By the members of the bar of Yuba and Sutter counties, here assembled, that we oppose the proposed legislative action to submit to the voters at the next election a constitutional amendment repealing the constitutional amendment creating the Judicial Council

I, Edward B. Stanwood, Secretary of the Yuba-Sutter Bar Association, hereby certify that the above and foregoing resolution is a full, true and correct copy of a resolution duly passed and adopted at a meeting of said bar association held this twenty-sixth day of March, 1929, in the courtroom of the superior court, in the Yuba County court house, at Marysville, California; and that by further resolution a copy of said resolution was then and there ordered to be transmitted to the Senator representing said counties and a copy thereof to the Assemblymen representing said counties in the State Legislature.

EDWARD B. STANWOOD,
Secretary of Yuba-Sutter Bar Association.

Also:

WHEREAS, Proponents of Assembly Bill No. 650 admit damage on account of hydraulic mining, but argue that under new methods same conditions would not again prevail; and

WHEREAS, We believe the menace and damage would be even greater than formerly; and

WHEREAS, Under existing laws hydraulic mining may be resumed under public supervision and control; and

WHEREAS, We heartily endorse all the arguments advanced in opposition to the bill at the public hearing before the Ways and Means Committee on Monday, March 25. We do particularly at this time desire to emphasize the argument that if Assembly Bill No. 650 becomes law, the State and federal governments would be involved in such a way that the opponents of said measure would be forever denied the right of suit and injunction; now, therefore, be it

Resolved, That the Sutter County Farm Bureau board of directors, in regular session assembled, do hereby go on record as being opposed to said Assembly Bill No. 650 and that a copy of the resolution be sent to the Governor, the Director of Finance, Lieutenant Governor, Speaker of the Assembly and members of the Ways and Means Committee.

This is to certify that the above resolution was unanimously adopted at the meeting of this board held on Tuesday, March 26, 1929.

ESTAL BURCH,
Secretary, Sutter County Farm Bureau.

By Mr. Speaker:

WHEREAS, It appearing to the County Clerks' Association of the State of California that certain counties of the State are handicapped in so far as regards the apportionment of motor vehicle fuel moneys pro rated to such counties at the present time; now, therefore, be it

Resolved. That this association go on record as heartily endorsing Assembly Bill No. 1060, which provides that in the apportionment of the gasoline tax moneys to the counties of the State no county should receive less than a minimum sum of \$20,000 per annum from the motor vehicle fuel fund, for county road construction and maintenance purposes; be it further

Resolved. That a copy of this resolution be transmitted to the Governor and to each member of the Legislature.

HENRY A. PFISTER,

President of the County Clerks' Association.

Attest: ELIZABETH M. KNEESE, Secretary.

Also:

WHEREAS, It appears to the County Auditors' Association of the State of California that certain counties of the State are handicapped in so far as regards the apportionment of motor vehicle fuel moneys pro rated to such counties at the present time; now, therefore, be it

Resolved. That this association go on record as heartily endorsing Assembly Bill No. 1060, which provides that in the apportionment of the gasoline tax moneys to the counties of the State no county shall receive less than minimum of \$20,000 per annum from the motor vehicle fuel fund, for county road construction and maintenance purposes; be it further

Resolved. That a copy of this resolution be transmitted to the Governor and to each member of the Legislature.

ARTHUR J. KOLETZKE,

GEO. C. DELURY, JR.,

H. E. RAYMER,

Resolution Committee, County Auditors' Association
of the State of California.

By Mr. Mixter:

It appearing to the Porterville Chamber of Commerce that an additional District Court of Appeal is necessary in California, and that it should be established at the city of Fresno, in accordance with the provisions of Assembly Bill No. 11, now pending in the State Legislature;

That the State of California is naturally and logically divided into 4 judicial districts, namely: the district embracing Sacramento and the northern counties, the district embracing the San Francisco Bay region, the district embracing the San Joaquin Valley, and the district embracing the territory south of the Tehachapi;

That in each of these districts, except the San Joaquin Valley district, there now is a District Court of Appeal;

That the San Joaquin Valley has a large population, a large area, and many important industries, and is rapidly increasing in population and industrial importance;

That by reason of the great distance of most parts of the San Joaquin Valley from a District Court of Appeal, and the serious inconvenience, loss of time and expense incurred in traveling to such Courts of Appeal, many meritorious appeals are abandoned;

That it is highly important that a District Court of Appeal be created in the San Joaquin Valley, to hold its regular sessions at Fresno; and

That the people of California at the last general election adopted an amendment to the California constitution, authorizing and empowering the Legislature to create such additional courts of appeal; now, therefore, be it

Resolved. That the Porterville Chamber of Commerce does hereby respectfully represent to the Governor and the Legislature of California:

That the proper administration of justice demands the creation of a District Court of Appeal in the San Joaquin Valley, to hold its regular sessions at Fresno; and

That this Chamber of Commerce does hereby respectfully urge the Legislature of California to adopt, and the Governor of California to sign, said Assembly Bill No. 11.

Adopted unanimously by the Porterville Chamber of Commerce, this fourteenth day of March, 1929.

ALBERT T. MARGO, President.

GLADYS CHADWICK, Secretary.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 296—An act to add a new section to the Political Code to be numbered 3897a, relating to the termination of the right of redemption in tax-deeded

lands—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WEST, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 833—An act to add a new section to the Political Code of the State of California to be known as section 3627c, relating to taxation—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WEST, Chairman.

The above reported bill ordered on file for second reading.

ON ELECTIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: Your Committee on Elections, to which was referred Senate Bill No. 608—An act to amend section 1142 of the Political Code, relating to boards of election, appointment and duties of election officers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

LEYMEL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Elections, to which was referred Senate Bill No. 667—An act to amend section 1 of an act entitled "An act to regulate the conduct of election campaigns, and repealing an act entitled 'An act to promote the purity of elections by regulating the conduct thereof, and to support the privilege of free suffrage by prohibiting certain acts and practices in relation thereto, and providing for the punishment thereof,' approved February 23, 1893," approved March 19, 1907, as amended, relating to statements of candidates;

Also: Senate Bill No. 668—An act to amend section 30 of an act entitled "An act to provide for and regulate primary elections, and provide a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended, relating to statement of expenses by candidates, Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

LEYMEL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Elections, to which was referred Assembly Bill No. 318—An act to amend section 1361 of the Political Code, relating to the time when ballots must be canvassed—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

LEYMEL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Elections, to which was referred Assembly Bill No. 317—An act to amend section 1360 of the Political Code, relating to absent voters—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

LEYMEL, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution

of the State, relating to county and township officers, their deputies and employees, and compensation of jurors—and reports that the same has been correctly engrossed
 SPALDING, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 58—An act to amend section 2968 of the Civil Code, relating to levying upon mortgaged personal property in possession of the mortgagor;

Also: Assembly Bill No. 65—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section to be numbered 98a, requiring motor vehicles to be equipped with extinguishers or receptacles for burning tobacco and other glowing, flaming or inflammable substances;

Also: Assembly Bill No. 98—An act to amend section 1861a of the Civil Code, relating to the liens of keepers of furnished apartment houses and furnished bungalow courts;

Also: Assembly Bill No. 181—An act to amend section 274a of the Code of Civil Procedure, relating to the duties and compensation of phonographic reporters for the superior court;

Also: Assembly Bill No. 182—An act to repeal section 274b of the Code of Civil Procedure, relating to compensation of official reporters;

Also: Assembly Bill No. 194—An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities, providing for the enforcement of said act and penalties for the violation thereof, and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

Also: Assembly Bill No. 239—An act to amend section 537 of the Penal Code, relating to defrauding proprietors of hotels, inns, restaurants, boarding houses;

Also: Assembly Bill No. 242—An act to amend section 737j of the Political Code, relating to the salary of the superior judge in and for the county of Modoc;

Also: Assembly Bill No. 311—An act providing for the annexation of elementary school districts to high school districts.

Also: Assembly Bill No. 312—An act relating to elections of trustees in union or joint union high school districts;

Also: Assembly Bill No. 399—An act relating to such inspection of railroad train service and railroad wrecks in the interest of safety to the traveling public, railroad employees and property as may be necessary or incident to the carrying out of all laws governing railroad operation and service and all orders or regulations of the Railroad Commission governing the regulation or operation of railroads and making an appropriation therefor;

Also: Assembly Bill No. 441—An act to amend the title and section 1 of an act entitled "An act empowering county boards of supervisors to appropriate and use county funds for the support and maintenance of extension work in agriculture in cooperation with the United States Department of Agriculture and the University of California," approved May 18, 1915;

Also: Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace;

Also: Assembly Bill No. 452—An act to add a new section to the Code of Civil Procedure, to be numbered 1161a, relating to persons holding over in case of the sale of real property by virtue of execution, foreclosure of mortgage or under a power of sale contained in a deed of trust;

Also: Assembly Bill No. 468—An act to amend section 1946 of the Civil Code, relating to the hiring of real property;

Also: Assembly Bill No. 755—An act to add a new section to the Political Code to be numbered 363j, relating to the preparation of plans for public buildings and other structures;

Also: Assembly Bill No. 801—An act to amend section 139 of the Code of Civil Procedure, relating to proceedings in case of absence of judge;

Also: Assembly Bill No. 813—An act to amend section 702 of the Code of Civil Procedure of the State of California by adding thereto a provision relating to redemption from sales under foreclosure of mortgages;

Also: Assembly Bill No. 836—An act relating to cafeterias in the public schools;

Also: Assembly Bill No. 942—An act to increase the number of judges of the superior court of the county of Sonoma, and for the appointment of such additional judge;

Also: Assembly Bill No. 948—An act creating the California Crime Commission, defining its duties and making an appropriation for its expenses, and repealing all acts and parts of acts in conflict with this act;

Also: Assembly Bill No. 1015—An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges.

Also: Assembly Bill No 1060—An act to amend section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended;

Also: Assembly Bill No. 1095—An act to cure defects in maps or plats filed for record prior to March 1, 1929, and in deeds or conveyances referring to such maps;

Also: Assembly Bill No. 1102—An act to amend section 204 of the Code of Civil Procedure, relating to the selection of trial jurors and grand jurors;
And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 132—An act to amend section 653c of the Penal Code, relating to the hours of labor on public works, the keeping of records of hours worked and the definition of public works;

Also: Assembly Bill No 304—An act to amend sections 7, 8, 9, 12, 15, 16 and 18 of the General Dairy Law of California, approved June 15, 1923, as amended;

Also: Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or construction on electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two men who have had sufficient experience in the doing of such work; and providing penalty for the violation thereof;

Also: Assembly Bill No 1065—An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food products or food articles," approved June 5, 1913, as amended, to be numbered 1a, relating to the securing of a permit to destroy foodstuffs;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER. Your Committee on Conservation, to which was referred Assembly Bill No 471—An act providing for the burning or removing of grass, brush, or other inflammable matter and debris from public highways—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Conservation, to which was referred Senate Bill No 252—An act authorizing the State Board of Forestry to designate hazardous fire areas within the State of California: making it unlawful to build fires in such areas, except in camp sites established therein, and providing penalties for the violation of the provisions thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Bill No. 105—An act to amend section 384 of the Penal Code, relating to fires—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

NOYES, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 25—An act to add three new sections to the Civil Code to be numbered 2097, 2098, 2099, relating to the liability of an owner or driver of a motor vehicle for injury to a passenger transported, without reward;

Also: Assembly Bill No. 538—An act to add a new section to the Penal Code to be numbered 164, relating to the making of contracts for the collection of damages for injuries to persons or property or both; providing for penalties therefor; and for exceptions thereto;

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 430—An act to amend sections 724, 725 and 726 of the Civil Code, relating to the accumulation of income from property—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 693—An act to amend section 340 of the Code of Civil Procedure, relating to the time for commencement of actions—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 135—An act to add a new section to the Civil Code, to be numbered 1859a, limiting the liability of keepers of furnished apartment houses and furnished bungalow courts;

Also: Assembly Bill No. 136—An act to add a new section to the Civil Code, to be numbered 1861b, allowing keepers of furnished apartment houses or furnished bungalow courts to take possession of baggage and other property of their guests or tenants for the purpose of enforcing all liens thereon;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

RECONSIDERATION WAIVED.

Assembly Bill No. 739—An act to add a new chapter 3 of title I of part III of the Political Code, to be numbered title II*m*, embracing sections 376 to 376*n*, inclusive, relating to a Department of Professional and Vocational Standards.

Mr Keaton waived his notice to reconsider the vote whereby Assembly Bill No. 739 was passed.

Assembly Bill No. 739 ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILLS.

The following concurrent resolution was introduced, and referred as indicated:

By Messrs. Woolwine and Jespersen: Assembly Concurrent Resolution No. 23—Relative to creation of a Joint Committee of the Senate and Assembly to study street improvement laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work.

Introduced, and referred to Committee on Municipal Corporations.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 441—An act to amend the title and section 1 of an act entitled “An act empowering county boards of supervisors to appropriate and use county funds for the support and maintenance of extensive work in agriculture in cooperation with the United States Department of Agriculture and the University of California.” approved May 18, 1915.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1090—An act to amend sections 17 and 18 of an act entitled “The California Fruit, Nut and Vegetable Standardization Act of 1927,” approved June 2, 1927, relating to the packing and sale of avocados and berries.

Bill read second time, ordered to engrossment, and third reading

Assembly Bill No. 10—An act to prevent fraud and deception in the sale of beverages composed of fruit, or the juice thereof, and prescribing penalties for the violation of the provisions thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, immediately following the words “sale of”, insert the word “bottled”.

AMENDMENT NUMBER TWO.

On page 1, line 3, of the printed bill, immediately following the words “advertise any”, insert the word “bottled”.

AMENDMENT NUMBER THREE.

On page 1, line 10, of the printed bill, immediately following the words “sale of any”, insert the word “bottled”.

AMENDMENT NUMBER FOUR.

On page 1, line 13, of the printed bill, immediately following the word “such”, insert the word “bottled”.

AMENDMENT NUMBER FIVE.

On page 1, line 17, of the printed bill, immediately following the words “of such”, insert the word “bottled”.

AMENDMENT NUMBER SIX.

On page 2, line 4, of the printed bill, strike out the figures “10”, and insert in lieu thereof the figures “12”.

AMENDMENT NUMBER SEVEN.

On page 2, line 5, of the printed bill, strike out the figure “7”, and insert in lieu thereof the figure “6”.

AMENDMENT NUMBER EIGHT.

On page 2, line 6, of the printed bill, strike out the figures “16”, and insert in lieu thereof the figures “12”.

AMENDMENT NUMBER NINE.

On page 2, line 10, of the printed bill, strike out the figures “10”, and insert in lieu thereof the figure “8”.

AMENDMENT NUMBER TEN.

On page 2, line 12, of the printed bill, strike out the figures “60”, and insert in lieu thereof the figures “30”.

AMENDMENT NUMBER ELEVEN.

On page 2, line 14, of the printed bill, strike out the figures “16”, and insert in lieu thereof the figures “10”.

AMENDMENT NUMBER TWELVE.

On page 2, line 18, of the printed bill, immediately following said line 18, insert the following: “*provided, however,* that if the federal trade commission increases or decreases the percentage by weight of the various pure and unadulterated fruit juices contained in the schedule set out herein, the percentage by weight as established by such commission shall be accepted in lieu of any percentage by weight set out in said schedule.”

AMENDMENT NUMBER THIRTEEN.

On page 2, line 23, of the printed bill, beginning in said line 23, strike out "and/or advertising of a", and insert in lieu thereof "or advertising of a bottled".

AMENDMENT NUMBER FOURTEEN.

On page 2, line 33, of the printed bill, immediately following the words "any such", insert the word "bottled".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 173—An act to amend the title of, and sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act authorizing municipalities to declare noxious or dangerous weeds growing upon the streets or sidewalks, or upon private property within municipalities, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same," approved May 26, 1915, as amended and approved April 20, 1927, by including counties and cities and counties within the provisions thereof, and to add three new sections to said act to be numbered sections 8, 9 and 10, respectively, relating to the procedure and law for enforcement and collection of special assessments created by said act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out the title of the printed bill, and insert in lieu thereof the following: "An act authorizing counties to declare noxious or dangerous weeds growing upon the streets or sidewalks or upon private property in counties, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same, and providing that such cost shall constitute special assessments, and providing for the enforcement and collection of such special assessments."

AMENDMENT NUMBER TWO.

Strike out all of section 1 of the printed bill and insert in lieu thereof the following:

"SECTION. 1 All weeds growing upon the streets or sidewalks or upon private property in counties, which bear seeds of a wingy or downy nature, or attain such a large growth as to become a fire menace when dry, or which are otherwise noxious or dangerous may be declared to be a public nuisance by the board of supervisors of any such county, and thereafter abated as in this act provided."

AMENDMENT NUMBER THREE.

Strike out all of section 2 of the printed bill, and insert in lieu thereof the following:

"SEC. 2. Whenever any such weeds are growing upon any street or sidewalk or private property the board of supervisors of any such county may, by resolution declare the same to be a public nuisance. Said resolution shall refer, by the name under which it is commonly known, to the street, highway or road, upon which such nuisance exists, or upon which such sidewalks are located, or upon which such private property fronts or abuts, or nearest to which such private property is located. If such private property fronts or abuts upon more than one street, highway or road, it shall be necessary to refer to only one of such streets, highways or roads. Said resolution shall describe the property upon which, or in front of which said nuisance exists by giving the description of same according to the official map, or maps, or the assessment map, or maps, or other map, or maps of such county used for describing property on tax bills; and no other description of said property shall be required. Said resolution shall specify whether said nuisance exists upon, or in front of said private property, or both, and every part of said property fronting or abutting upon any street, highway or road shall be deemed to be a part of the front of such property within the meaning of this act. Any number of streets, sidewalks or parcels of private property may be included in one and the same resolution."

AMENDMENT NUMBER FOUR.

Strike out all of section 3 of the printed bill, and insert in lieu thereof the following:

"SEC. 3. After the passage of said resolution, the county board of forestry, or county forester of the county, or if there is no county board of forestry or county forester in the county, then such other county officer, board or commission as the board of supervisors of said county shall designate, shall cause notices to be conspicuously posted in front of the property on which or in front of which such nuisance exists, or if said property has no frontage upon any street, highway or road then upon the portion of said property nearest to a street, highway or road, or most likely to give actual notice to the owner, at not more than one hundred feet in distance apart, but not less than three in all, said notices to be headed "notice to destroy weeds," such heading to be in words not less than one inch in height and substantially in the following form:

NOTICE TO DESTROY WEEDS

Notice is hereby given that on the _____ day of _____, 19___, the board of supervisors of _____ county passed a resolution declaring that noxious or dangerous weeds were growing upon or in front of the property on, or nearest to _____ street (or road), in said county, and more particularly described in said resolution and that the same constitute a public nuisance which must be abated by the removal of said noxious or dangerous weeds, otherwise they will be removed and the nuisance will be abated by the county authorities, in which case the cost of such removal shall be assessed upon the lots and lands from which or in front of which such weeds are removed, and such cost will constitute a lien upon such lots or lands until paid. Reference is hereby made to said resolution for further particulars.

All property owners having any objections to the proposed removal of such weeds are hereby notified to attend a meeting of the board of supervisors of said county, to be held (give date), when their objections will be heard and given due consideration.

Dated this _____ day of _____, 19___.

(Title of officer, board of commission
causing notices to be posted)

Said notices shall be posted at least five days prior to the time for hearing objections by the board of supervisors of the county, and a postcard notice of such hearing shall be mailed by said officer, board or commission to the owners of said parcels, as they and their addresses appear upon the current or latest county assessment roll, at least seven days prior to the date of such hearing. Said postcard notice shall be sufficient if substantially in the form herein set out, and no heading shall be necessary. If no address appears on such assessment roll such mailing shall not be necessary.

AMENDMENT NUMBER FIVE

Strike out all of section 4 of the printed bill, and insert in lieu thereof the following:

"SEC. 4. At the time stated in the notices, the board of supervisors of the county, shall hear and consider all objections or protests, if any, to the proposed removal of weeds, and may continue the hearing from time to time. Upon the conclusion of said hearing the board of supervisors, by order or resolution shall allow or overrule any or all objections, whereupon the board of supervisors shall be deemed to have acquired jurisdiction to proceed and perform the work of removal, and the decision of the board of supervisors on the matter shall be deemed final and conclusive."

AMENDMENT NUMBER SIX.

Strike out all of section 5 of the printed bill, and insert in lieu thereof the following:

"SEC. 5. After final action has been taken by the board of supervisors on the disposition of any protests or objections or in case no protests or objections have been received, the board of supervisors of the county, by order or resolution shall order the officer, board or commission causing said notices to be posted to abate said nuisance, or to cause same to be abated by having the weeds referred to removed, and such officer, board or commission, and his or its assistants or deputies, or employees, or contracting agents, or other representatives are hereby expressly authorized to enter upon private property for that purpose. Any property owner shall have the right to have any such weeds removed at his own expense providing the same is done prior to the arrival of such officer, board or commission, or his or its representatives to do the same."

AMENDMENT NUMBER SEVEN.

Strike out all of section 6 of the printed bill, and insert in lieu thereof the following:

"SEC. 6. The officer, board or commission abating the nuisance shall keep an account of the cost of abating such nuisance in front of or on each separate lot or parcel of land and shall render an itemized report in writing to the board of supervisors of the county showing the cost of removing such weeds on each separate lot,

or parcel of land, or in front thereof, or both; *provided*, that before said report is submitted to said board of supervisors, copy of the same shall be posted for at least three days prior thereto on or near the chamber door of said board of supervisors, together with a notice of the time when said report shall be submitted to the board of supervisors for confirmation; *and provided, further*, that a postcard notice of the time and place of the submission of said report for confirmation, stating generally the nature of said report, shall be mailed by said officer, board or commission, to the owners of said parcels, as they and their addresses appear upon the current or latest county assessment roll, at least seven days prior to the date of such submission for confirmation. If no address appears on such assessment roll, such mailing shall not be necessary."

AMENDMENT NUMBER EIGHT.

Strike out all of section 7 of the printed bill, and insert in lieu thereof the following:

"SEC. 7. At the time fixed for receiving and considering said report, the board of supervisors shall hear the same, together with any objections which may be raised by any of the property owners liable to be assessed for the work of abating said nuisance and thereupon make such modifications in the report as they may deem necessary, after which, by order or resolution, said report shall be confirmed.

The amounts of the cost for abating such nuisance in front of or upon the various parcels of the land mentioned in said report shall constitute special assessments against the respective parcels of land, and after thus made and confirmed shall constitute a lien on said property for the amount of such assessments, respectively."

AMENDMENT NUMBER NINE.

Strike out all of section 8 of the printed bill, and insert in lieu thereof the following:

"SEC. 8. A copy of said report, after confirmation thereof, shall be turned over to the auditor of such county, before the first business day of September of each year, and it shall be the duty of said auditor to enter the amounts of the respective assessments against the respective parcels of land as they appear on the current assessment roll, and it shall be the duty of the tax collector to include the same on bills for taxes levied against the said respective lots and parcels of land. Thereafter said amounts shall be collected at the same time and in the same manner as ordinary county taxes are collected, and shall be subject to the same penalties and the same procedure and sale in case of delinquency as provided for ordinary county taxes. All laws applicable to the levy, collection and enforcement of county taxes are hereby made applicable to such special assessment taxes; *provided, however*, that the said county tax collector may, in his discretion, issue separate bills for such special assessment taxes and separate receipts for collections on account of such assessments."

AMENDMENT NUMBER TEN.

Strike out all of sections 9, 10 and 11 of the printed bill.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 754—An act to provide for the forfeiture of certain lands of the State for the nonpayment of delinquent interest upon any part of the unpaid portion of the purchase price thereof, together with penalties and costs as herein provided, and for the forfeiture of all moneys previously paid thereon, principal as well as interest; prescribing the duties of certain public officers with respect thereto; providing for the giving of notice of said forfeitures; prescribing certain remedies, and making an appropriation for the purposes of this act.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 755—An act to add a new section to the Political Code, to be numbered 363j, relating to the preparation of plans for public buildings and other structures.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 983—An act to amend sections 2176, 2180 and 2192 of the Political Code, and to add a new section to said code, to be numbered 2176a, all relating to the Department of Institutions.

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 421—An act to amend section 31 of an act entitled “An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State’s reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the ‘California Fruit and Vegetable Standardization Act,’ approved May 23, 1925,” approved June 2, 1927.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 422—An act to amend section 2 of an act entitled “An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State’s reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the ‘California Fruit and Vegetable Standardization Act,’ approved May 23, 1925,” approved June 2, 1927, and to amend said act by adding a new section to be numbered 30b, relating to the packing of cauliflower.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 423—An act to amend sections 4, 7, 9, 10, 11, 12 and 13 of an act entitled “An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State’s reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the ‘California Fruit and Vegetable Standardization Act,’ approved May 23, 1925,” approved June 2, 1927.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 424—An act to amend section 24 of an act entitled “An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State’s reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the ‘California Fruit and Vegetable Standardization Act,’ approved May 23, 1925,” approved June 2, 1927.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 494—An act providing for the establishment and maintenance of twenty-four hour elementary schools by elementary school districts with the approval of the State Board of Education, providing for the admission to such schools and providing for the government, control, conduct, and support thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Miss Miller:

AMENDMENT NUMBER ONE.

On page 2, line 5, of the printed bill, as amended, after the word "for", insert a comma.

AMENDMENT NUMBER TWO.

On page 2, line 22, of the printed bill, as amended, after the word "itself", insert a comma.

AMENDMENT NUMBER THREE.

On page 2, line 22, of the printed bill, as amended, after the word "it", insert a comma.

AMENDMENT NUMBER FOUR.

On page 2, line 47, of the printed bill, as amended, after the word "school", insert a comma.

AMENDMENT NUMBER FIVE.

On page 3, line 44, of the printed bill, as amended, strike out the word "advisibility", and insert in lieu thereof the word "advisability".

AMENDMENT NUMBER SIX.

On page 4, line 4, of the printed bill, as amended, after the word "principal", insert a comma.

AMENDMENT NUMBER SEVEN.

On page 4, line 6, of the printed bill, as amended, strike out the following: "the case".

AMENDMENT NUMBER EIGHT.

On page 4, line 13, of the printed bill, as amended, strike out the word "deal", and insert in lieu thereof the word "dealt".

Amendments adopted.

Bill ordered to reprint, re-engrossment, and third reading.

Assembly Bill No. 799—An act to amend the California Irrigation District Act by amending section 18 thereof, relating to the distribution of water, so as to provide for the sale or lease of surplus water.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 799 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Leymel, Luttrell, McDonough, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Spalding, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 760—An act relating to the employment of librarians in the elementary or secondary schools of this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 760 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1104—An act to amend section 1229 of the Penal Code, relating to execution of judgments of death.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1104 passed by the following vote:

AYES—Adams, Anderson, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Deuel, Eddy, Emmett, Feeley, Fisher, Flynn, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Roberts, Scofield, Scudder, Seawell, Sewell, Spalding, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—56.

NOES—Arnold, Baum, DeYoe, Fry, Gilmore, Reindollar, West, and Williamson—8.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. WALTER J. LITTLE IN THE CHAIR.

At ten o'clock and forty-five minutes a.m., Hon. Walter J. Little, member of the Assembly from the Sixty-second District, in the chair.

Assembly Bill No. 581—An act to amend section 487 of the Penal Code, relating to grand theft.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 581 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Eddy, Emmett, Fisher, Fry, Harper, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Leymel, Little, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Stockwell, West, Woolwine, Wright, and Young—54.

NOES—Byrne, Cronin, Feigenbaum, Flynn, McDonough, and Williamson—6.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1088—An act to amend sections 3682, 3746, 3756 and 3759 of the Political Code, relating to the preparation and delivery of the county tax roll and the collection and delinquency of taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1088 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger,

Eddy, Emmett, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Miller, Eleanor, Miller, James A., Mixter, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Stockwell, West, Williamson, Witter, Wright, and Young—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 203—An act to promote the better education of social service workers; to provide for and regulate the examination of social service workers; to provide for the issuance of licenses as social service workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions hereof; to provide penalties for the violations of any of the provisions hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 203 passed by the following vote:

AYES—Adams, Anderson, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Roland, Scudder, Seawell, Sewell, Snyder, West, Williamson, Witter, Woolwine, and Young—52.

NOES—Arnold, Badham, Baum, Bernard, Crawford, Cronin, Deuel, Flynn, Quigley, Reindollar, Scofield, Stockwell, and Williams—18.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 499—An act to add a new section to the Civil Code, to be numbered 2178, limiting the liability of steam and electric railroad common carriers and sleeping car companies of property carried in trunks, valises, suit cases, traveling bags, boxes, bundles or packages, in the event of loss of or injury to the same.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 499 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and three minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 288—An act to add a new section to the Civil Code, to be numbered 2016, defining the liability of the master to his servant

when requiring such servant to wear a uniform of special dress in performing the duties of the employment.

Bill read third time.

The question being on the passage of the bill.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Gilmore moved a call of the House.

Motion carried.

Time, eleven o'clock and ten minutes a.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixter, Morgan, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—70.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

Assembly Bill No. 941—An act to amend section 2322r54 of the Political Code, relating to the horticultural commissioner of counties of the fifty-fourth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 941 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 632—An act to add a new section to the Political Code, relating to the Department of Agriculture.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 632 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Keaton, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Noyes, Oliva, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder,

Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 771—An act to amend section 1 of an act entitled "An act declaring and establishing a State highway from the city of Bakersfield through a portion of the counties of Kern, San Luis Obispo, Santa Barbara, and Ventura to the city of San Buenaventura, designated and known as the Bakersfield, Maricopa and Ventura State Highway," approved June 16, 1913, relating to State highways.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 771 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 495—An act to amend section 7 of the Workmen's Compensation, Insurance and Safety Act, approved May 26, 1913, as amended, relating to appointees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 495 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Cronin, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 511—An act to validate and legalize all proceedings or actions commenced prior to the taking effect of this act under and pursuant to the "Street Opening Act of 1903," as amended, approved March 24, 1903.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 511 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough,

McGinley, McGuinness, Meeker, Miller, Ellenor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1048—An act to add eleven new sections, to be numbered 55 to 65, both inclusive, to an act entitled "An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers," approved May 31, 1921, as amended, relating to the leasing and sale of the properties of public utility districts in unincorporated territory and the dissolution of such districts, and ascertainment of their indebtedness and the distribution of their assets.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1048 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Cronin, Deuel, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—67.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At eleven o'clock and forty minutes a.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Quigley.

The roll of absentees was called, and Assembly Bill No. 288 was passed by the following vote:

AYES—Adams, Bernard, Bishop, Bliss, Byrne, Cloudsley, Collier, Coombs, Crittenden, Cronin, DeYoe, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Ingels, Jepsen, Jost, Kline, Leymel, Little, Luttrell, McDonough, McGuinness, Meeker, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Seawell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—46.

NOES—Anderson, Arnold, Badham, Baum, Brock, Cloudman, Craig, Crawford, Deuel, Dillinger, Feigenbaum, Harper, Hoffman, Jewett, Jones, Keaton, Lyons, McGinley, Miller, Eleanor; Mixer, Morgan, Patterson, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, and Stockwell—30.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 968—An act to amend section 5 of an act entitled "An act authorizing the incurring of indebtedness of cities, towns, and municipal corporations for municipal improvements, and regulating the

acquisition, construction, or completion thereof," which became a law under constitutional provision without Governor's approval, February 25, 1901.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 963 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—70.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. T. M. WRIGHT IN THE CHAIR.

At eleven o'clock and fifty-five minutes a.m., Hon. T. M. Wright, member of the Assembly from the Forty-fourth District, in the chair.

Assembly Bill No. 947—An act to amend section 5 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 947 refused passage by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bliss, Cloudman, Crawford, Crittenden, Emmett, Jewett, Keaton, Kline, Little, Luttrell, Lyons, McGinley, Meeker, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Stockwell, Witter, and Woolwine—27.

NOES—Adams, Bernard, Brock, Cloudsley, Collier, Coombs, Craig, Cronin, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Leymel, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Roland, Snyder, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—47.

THE SPEAKER IN THE CHAIR.

At twelve o'clock and twenty minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 1060—An act to amend section 159 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to appropriations to the several counties from the motor vehicle fund.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williams moved that Assembly Bill No. 1060 be withdrawn from the file, and ordered re-referred to Committee on Motor Vehicles.

Motion carried.

Assembly Bill No. 1060 ordered re-referred to Committee on Motor Vehicles.

SPECIAL ORDER SET.

On motion of Mr. Bishop the consideration of Assembly Bill No. 36 was made a special order for this afternoon at three o'clock.

RECESS.

At twelve o'clock and twenty-five minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Gloss reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 461—An act to amend section 4273 of the Political Code, relating to fees and salaries of officers in counties of the forty-fourth class;

Also: Assembly Bill No. 802—An act to amend section 4279 of the Political Code, relating to officers in counties of the fiftieth class and the salaries, fees and expenses thereof;

Also: Assembly Bill No. 406—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class;

Also: Assembly Bill No. 397—An act to amend section 2322~~28~~8 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the eighth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 322—An act to add a new section to the Code of Civil Procedure to be numbered section 1778a, relating to the sale of personal property by guardians—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

ON BUILDING AND LOAN ASSOCIATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Building and Loan Associations, to which was referred Senate Bill No. 472—An act to amend section 637 of the Civil Code, relating to the making of loans by building and loan associations;

Also: Senate Bill No. 485—An act to amend section 646 of the Civil Code, relating to regulation of and deposits required by building and loan associations and similar corporations, associations or societies organized under the laws of any other state or territory or of any foreign country, carrying on business within this State;

Also: Senate Bill No. 773—An act to amend section 15c of the Building and Loan Commission Act;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ROBERTS, Chairman.

The above reported bills ordered on file for second reading.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 770—An act to amend section 70 of the Penal Code, relating to bribery—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 959—An act to add a new section to the Penal Code, to be numbered 472b, relating to the use of reproductions or facsimiles of the Great Seal of the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 1113—An act to amend sections 1205 and 1446 of the Penal Code, relating to judgments directing imprisonment for satisfaction of fines and providing for payment of fines within a limited time or in installments in certain cases—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 470—An act to add a new section to the Penal Code, to be numbered 415a, prohibiting the shooting or discharging of firearms upon the public highways of the State, and providing a penalty therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 197—An act to amend the Penal Code of the State of California by adding thereto a section designated as number 1614a, providing for credits for good behavior to prisoners confined in a county or city jail under judgment of imprisonment in a criminal action or proceeding—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 196—An act to amend section 1613 of the Penal Code, providing that persons confined in the county jail under final judgment of imprisonment rendered in a criminal action may be required to labor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Senate Bill No. 458—An act to amend section 369b of the Penal Code,

relating to shipping cattle without unloading or feeding them—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 437—An act to make an appropriation annually for the development of the live stock industry and the exhibit of cattle, hogs and sheep at Vernon, California, under the auspices of the Western Live Stock Exhibit Association, and at South San Francisco, California, under the auspices of the California Live Stock and Baby Beef Show—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

ON MEDICAL AND DENTAL LAWS.

ASSEMBLY CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Assembly Bill No. 628—An act to amend sections 8, 9, 10 and 11 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to applications for certification under said act—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

ON FEDERAL RELATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 7—Relative to the protection of agricultural products—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

WITTER, Chairman.

The above reported joint resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 8—Relative to memorializing Congress for federal aid in the construction of a breakwater in Trinidad Harbor at or near the city of Trinidad, California—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

WITTER, Chairman.

The above reported joint resolution ordered on file for adoption.

ON EXHIBITIONS AND FAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Exhibitions and Fairs, to which was referred Assembly Bill No. 432—An act to add a new section to be numbered 7a to an act entitled "An act to form agricultural districts, to provide for the formation, organization and powers, of agricultural associations therein and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act," approved April 17, 1909, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

EDDY, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 241—An act to amend section 4285 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-sixth class;

Also: Assembly Bill No. 938—An act to amend section 2322.13 of the Political Code, relating to salary and expenses of the county horticultural commissioner in counties of the thirteenth class;

has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 402—An act authorizing a suit against the State of California to quiet title to certain real property in the city of Oakland, county of Alameda, State of California;

Also: Senate Bill No. 416—An act providing for the licensing of aircraft, airmen, and air navigation facilities, and air traffic rules and to make uniform the law with reference thereto; and to provide for the enforcement thereof; and to repeal that certain act entitled "An act concerning the registration, numbering, and use of aircraft, and the licensing of operators thereof." approved June 3, 1921;

Also: Senate Bill No. 425—An act to amend section 20 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927;

Also: Senate Bill No. 601—An act to amend section 7, chapter 586, Laws of 1917, as amended by chapter 471, Laws of 1919, Workmen's Compensation, Insurance and Safety Act, relating to the definition of the term "employer" as used in said act;

Also: Senate Bill 602—An act to amend section 24 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by authorizing the Industrial Accident Commission to deny or suspend the privilege of any person to appear before the commission as a representative of any party in any proceeding pending before it;

Also: Senate Bill No. 603—An act to amend section 36½, Workmen's Compensation, Insurance and Safety Act, chapter 589, Laws of 1927, relating to insurance by State compensation insurance fund against liability under the United States Longshoremen's and Harbor Workers' Compensation Act;

Also: Senate Bill No. 484—An act to amend sections 1359 and 1361 of the Political Code, relating to absent voters.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 402 read first time, and referred to Committee on Commerce and Navigation.

Senate Bill No. 416 read first time, and referred to Committee on Aviation and Aircraft.

Senate Bill No. 425 read first time, and referred to Committee on Agriculture.

Senate Bills Nos. 601, 602 and 603 read first time, and referred to Committee on Insurance.

Senate Bill No. 484 read first time, and referred to Committee on Elections.

Also:

SENATE CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 616—An act to be known as the "Pure Milk Law of California," to define "market milk"; to protect the wholesomeness, purity and identity of market milk; to classify and grade market milk; to prevent the sale of impure and unwholesome milk; to empower the Department of Public Health of the State of California to conduct health examinations of milk handlers; to empower cities, counties and groups of cities and counties to establish approved milk inspection service; to provide for the payment of a fee to defray the expenses of certain approved milk inspection services; to provide for the examination, testing, branding and exclusion of tuberculous cattle; to provide for milk scoring contests; to provide for rules and regulations for enforcing the provisions of this act; to prescribe penalties for violation of the provisions hereof; to repeal an act known as the "Pure

Milk Law," approved June 3, 1927, as amended, and all acts or parts of acts inconsistent with the provisions of this act;

Also: Senate Bill No. 660—An act authorizing the conveyance to the county of Los Angeles, State of California, of lands and rights of way for road purposes along, in, through or across property of the State known as the Norwalk State Hospital grounds;

Also: Senate Bill No. 711—An act to add a new section to the Civil Code to be numbered 2981, relative to the sale or disposal of property held under certain conditional sales contracts provided for in section 2980 of the Civil Code;

Also: Senate Bill No. 740—An act to amend the title and section 1 of an act entitled "An act to provide for the burial of ex-Union soldiers, sailors and marines in this State who may hereafter die without leaving sufficient means to defray burial expenses," approved March 15, 1889, as amended, and providing for the burial of soldiers, sailors, marines and nurses who shall have served in or with the Army or Navy of the United States and the burial of widows of such soldiers, sailors or nurses.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 616 read first time, and referred to Committee on Public Health and Quarantine.

Senate Bill No. 660 read first time, and referred to Committee on Hospitals and Asylums.

Senate Bill No. 711 read first time, and referred to Committee on Judiciary.

Senate Bill No. 740 read first time, and referred to Committee on Military Affairs.

Also:

SENATE CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 42—An act to add a new section to be numbered section 7 1/2 to an act entitled "An act to provide for the care, management and protection of State highways and provide penalties for violations of the provisions of the act," approved May 20, 1915, relating to State highways;

Also: Senate Bill No. 107—An act to amend section 54 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to the sale of poisons;

Also: Senate Bill No. 112—An act to prohibit the employment of aliens by contractors and subcontractors on public work and providing penalties for violation of the provisions thereof;

Also: Senate Bill No. 182—An act to regulate the sale, possession, distribution and use of habit forming, narcotic and other dangerous drugs and substances, and providing penalties for the violation thereof;

Also: Senate Bill No. 186—An act to amend section 2 of an act entitled "An act regulating the payment of wages earned in seasonal labor and prescribing the powers and duties of the Commissioner of the Bureau of Labor Statistics, in relation thereto," approved May 28, 1913, relating to wages earned in seasonal labor;

Also: Senate Bill No. 203—An act to add a new section to the Penal Code to be numbered 653f, relating to the soliciting of the commission of a crime and the evidence upon which conviction may be had;

Also: Senate Bill No. 205—An act to amend section 524 of the Penal Code, relating to attempts to extort money or property by means of verbal threats;

Also: Senate Bill No. 206—An act to amend section 417 of the Penal Code, relating to the unlawful exhibition of a deadly weapon or firearm;

Also: Senate Bill No. 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702, and 703, relating to the Division of Exhibits within the Department of Finance.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 42 read first time, and referred to Committee on Roads and Highways.

Senate Bill No. 107 read first time, and referred to Committee on Public Health and Quarantine.

Senate Bill No. 112 read first time, and referred to Committee on Roads and Highways.

Senate Bill No. 182 read first time, and referred to Committee on Medical and Dental Laws.

Senate Bill No. 186 read first time, and referred to Committee on Labor and Capital.

Senate Bills Nos. 203, 205 and 206 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 397 read first time, and referred to Committee on Governmental Efficiency and Economy.

Also:

SENATE CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 743—An act granting to the city of Martinez tide and submerged lands of the State of California including the right to wharf out therefrom, to the city of Martinez, and regulating the management, use and control thereof;

Also: Senate Bill No. 746—An act to amend section 604a of the Civil Code, relating to religious corporations;

Also: Senate Bill No. 834—An act to amend section 19x24 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of the probation officer in counties of the twenty-fourth class.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Senate Bill No. 743 read first time, and referred to Committee on Commerce and Navigation.

Senate Bill No. 746 read first time, and referred to Committee on Judiciary.

Senate Bill No. 834 read first time, and referred to Committee on County Government.

Also:

SENATE CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 125—An act to add a new section to the Penal Code to be numbered 1308, relating to bail bonds;

Also: Senate Bill No. 127—An act to amend section 1306 of the Penal Code, relating to forfeiture of bail bonds;

Also: Senate Bill No. 138—An act to add a new section to the Penal Code to be numbered 1127c, relating to instructions on evidence of flight;

Also: Senate Bill No. 140—An act to add a new section to the Penal Code to be numbered 1127b, relating to instructions to the jury with reference to the opinions of expert witnesses;

Also: Senate Bill No. 207—An act to add a new section, numbered 1027, to the Penal Code, relating to alienists in cases where a plea of not guilty by reason of insanity is entered;

Also: Senate Bill No. 257—An act to repeal section 772 of the Penal Code, relating to officers of the court.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 125, 127, 140 and 207 read first time, and referred to Committee on Judiciary.

Senate Bills Nos. 138 and 257 read first time, and referred to Committee on Crime Problems.

Also:

SENATE CHAMBER, SACRAMENTO, March 26, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 368—An act to amend section 25 of the Voting Machine Act, being an act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections; and providing for the punishment of all violations of the provisions of this act. (Approved May 3, 1923.);

Also: Senate Bill No. 619—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60,

61, 61a, 82, 83, 90, 127, 130 and 136, and by repealing section 132a, all relating to the definition and regulation of the business of banking;

Also: Senate Bill No. 821—An act to provide for the leasing by the State of California of certain tide and submerged lands; to provide the terms, conditions, purposes and restrictions of, and preference rights to, leases thereof.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 368 read first time, and referred to Committee on Elections.

Senate Bill No. 619 read first time, and referred to Committee on Banking.

Senate Bill No. 821 read first time, and referred to Committee on Commerce and Navigation.

Also:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 105—An act to amend sections 3, 12 and 16 of an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended, relating to the practice of pharmacy.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 105 read first time, and referred to Committee on Public Health and Quarantine.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Hawes:

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 2322x2 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the second class.

Referred to Committee on Introduction of Bills.

By Mr. Byrne:

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend sections 4, 6, 8, 9, 12 and to add certain new sections to be numbered 13½ and 13¾ to an act entitled "An act providing for the incorporation, government and management of metropolitan water districts, authorizing such districts to incur bonded debt and to acquire, construct, operate and manage works and property, providing for the taxation of property therein and the performance of certain functions relating thereto by officers of counties, providing for the addition of area thereto and the exclusion of area therefrom and authorizing municipal corporations to aid and participate in the incorporation of such districts," approved May 10, 1927.

Referred to Committee on Introduction of Bills.

HON. BRADFORD S. CRITTENDEN IN THE CHAIR.

At two o'clock and fifteen minutes p. m., Hon. Bradford S. Crittenden, member of the Assembly from the Nineteenth District, in the chair.

SPECIAL ORDER.

The hour of two o'clock and fifteen minutes p. m. having arrived, the special order heretofore set for this hour was taken up for consideration.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT
NUMBER TWENTY.

Assembly Constitutional Amendment No. 20—Proposed amendment to article VI of the constitution, relative to the Judicial Council, its powers and duties.

The question being on the adoption of the resolution.

THE SPEAKER IN THE CHAIR.

At two o'clock and forty minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

MOTION TO RE-REFER.

Mr. Feigenbaum moved that Assembly Constitutional Amendment No. 20 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

SUBSTITUTE MOTION.

Mr. Hornblower moved as a substitute motion that Assembly Constitutional Amendment No. 20 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Mr. Feigenbaum, with the consent of his second, Mr. Williamson, agreed to accept the substitute motion of Mr. Hornblower to have Assembly Constitutional Amendment No. 20 re-referred to Committee on Constitutional Amendments.

The question being on the motion to re-refer Assembly Constitutional Amendment No. 20 to Committee on Constitutional Amendments.

Motion carried.

Assembly Constitutional Amendment No. 20 ordered re-referred to Committee on Constitutional Amendments.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Byrne: An act to amend sections 4, 6, 8, 9, 12 and to add certain new sections to be numbered 13 $\frac{1}{2}$ and 13 $\frac{3}{4}$ to an act entitled "An act providing for the incorporation, government and management of metropolitan water districts, authorizing such districts to incur bonded debt and to acquire, construct, operate and manage works and property, providing for the taxation of property therein and the performance of certain functions relating thereto by officers of counties, providing for the addition of area thereto and the exclusion of area therefrom and authorizing municipal corporations to aid and participate in the incorporation of such districts," approved May 10, 1927.

By Mr. Hawes: An act to amend section 2322.2 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the second class.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Deuel, DeYoe, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Noyes, Oliva,

Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—60.
 NOES—None.

THIRD READING OF SENATE BILLS.

Senate Bill No. 226—An act remising, releasing and quit-claiming to the Regents of the University of California the properties in the county of Los Angeles which were heretofore transferred to and vested in said the Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State normal school.' approved March 14, 1881, abolishing the branch of the State normal school at Los Angeles, transferring its properties to the Regents of the University of California, providing for the establishment of a branch of the University of California at Los Angeles, continuing regular normal school training courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said the Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of acts in conflict with this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 226 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Lyons gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 226 was this day passed.

SPECIAL ORDER.

The hour of three o'clock p.m. having arrived, the special order heretofore set for this hour was taken up for consideration.

CONSIDERATION OF ASSEMBLY BILL NUMBER THIRTY-SIX.

Assembly Bill No. 36—An act to amend an act entitled "An act to prevent the formation and prohibit the existence of secret, oath-bound fraternities in public schools," approved March 13, 1909, by amending sections 1 and 2 thereof, and adding a new section thereto, to be numbered section 3, all relating to the existence of secret fraternities in public schools.

Bill read third time.

The question being on the passage of the bill.

DEMAND FOR PREVIOUS QUESTION.

Messrs. Sewell, McDonough, Cloudsley, Mixer and Scofield demanded the previous question.

The question being put: Shall the main question be now put?

REQUEST FOR ROLL CALL.

Messrs. Hornblower, Quigley and Luttrell requested a roll call taken on the demand for the previous question.

WITHDRAWAL.

Mr. Cloudsley asked that his name be withdrawn as one of those demanding the previous question.

The Speaker ruled the demand for the previous question out of order.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 36 passed by the following vote:

AYES—Budham, Bishop, Cloudman, Cloudsley, Coombs, Crittenden, Cronin, Dillinger, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Hawes, Hornblower, Ingels, Jewett, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Reindollar, Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, Woolwine, and Mr. Speaker—42.

NOES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Brock, Byrne, Collier, Craig, Crawford, Deuel, DeYoe, Eddy, Feigenbaum, Harper, Heisinger, Hoffman, Jespersen, Jones, Kline, Meeker, Miller, Eleanor; Nielsen, Oliva, Quigley, Roberts, Roland, Scofield, Scudder, Spalding, West, Witter, Wright, and Young—35.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 297—An act to amend section 4244 of the Political Code, relating to compensation of officers and employees in counties of the fifteenth class.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Mr. Kline:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, as amended, strike out the semicolon and the following "two more", and insert in lieu thereof the following: "and two".

AMENDMENT NUMBER TWO.

On page 5, line 4, of the printed bill, as amended, after the word "salary", insert the word "of".

AMENDMENT NUMBER THREE.

On page 6, line 32, of the printed bill, as amended, strike out the word "for", and insert in lieu thereof the word "on".

AMENDMENT NUMBER FOUR.

On page 8, line 29, of the printed bill, as amended, after the word "is", insert the word "act".

AMENDMENT NUMBER FIVE.

On page 8, line 35, of the printed bill, as amended, strike out the word "is", and insert in lieu thereof the word "be".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 850—An act to amend section 2322 of the Political Code, relating to county horticultural commissioners.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Mr. Kline:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, as amended in Assembly March 22, 1929, strike out the figures "2322", and insert in lieu thereof the following: "2322r15".

AMENDMENT NUMBER TWO.

On page 1, line 1. of the printed bill, as amended in Assembly March 22, 1929, strike out the figures "2322", and insert in lieu thereof the following: "2322r15".

AMENDMENT NUMBER THREE.

On page 1, line 4, of the printed bill, as amended in Assembly March 22, 1929, strike out lines 4 and 5, and insert in lieu thereof the following: "2322r15. In counties of the fifteenth class the com-".

AMENDMENT NUMBER FOUR.

On page 1, line 26. of the printed bill, as amended in Assembly March 22, 1929, after the word "thousand" in said line, insert the word "dollars".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 948—An act creating the California Crime Commission, defining its duties, and making an appropriation for its expenses, and repealing all acts and parts of acts in conflict with this act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Kline moved that Assembly Bill No. 948 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 948 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15 and 16 of the General Dairy Law of California, approved June 15, 1923, as amended.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Fisher moved that Assembly Bill No. 304 be withdrawn from the file, and ordered re-referred to Committee on Live Stock and Dairies.

Motion carried.

Assembly Bill No. 304 ordered re-referred to Committee on Live Stock and Dairies.

Assembly Bill No. 92—An act to amend sections 1, 2 and 3 of an act entitled "An act to provide for a day of rest from labor," approved February 27, 1893, relating to what emergencies shall permit working more than six days in seven, providing for the enforcement of the act by the Department of Industrial Relations and providing penalties for violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Wright:

AMENDMENT NUMBER ONE.

On page 1, lines 10 and 11, of the amended printed bill, strike out the words: "are employed on a monthly basis and".

AMENDMENT NUMBER TWO.

On page 2, line 5, of the amended printed bill, insert after the word "mediation" a comma.

AMENDMENT NUMBER THREE.

On page 2, line 12, of the amended printed bill, strike out the period after the word "raising", and insert in lieu thereof the following: ", nor to the operation of the irrigation or drainage system of any irrigation or reclamation district."

Amendments adopted.

Bill ordered to reprint, re-engrossment, and third reading.

REPORT OF COMMITTEE ON FREE CONFERENCE.

The following report of Committee on Free Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 781—An act to amend section 1313 of the Civil Code, relating to restriction on devise for charitable uses—reports that it has met a like committee of the Senate, consisting of Senators Nelson, Breed, and Edwards, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments and that the bill be further amended as follows:

AMENDMENT NUMBER ONE

On page 1, line 16, of the printed bill, after the words "devises to", insert "or for the use or benefit of".

AMENDMENT NUMBER TWO.

On page 1, line 16, of the printed bill, strike out the word "to", at the end of the line.

AMENDMENT NUMBER THREE.

On page 1, lines 23 and 24, of the printed bill, strike out the words "to or for the use or benefit of".

AMENDMENT NUMBER FOUR.

On page 1, line 24, of the printed bill, after the word "or", insert "belonging to".

AMENDMENT NUMBER FIVE.

On page 2, line 2, of the printed bill, strike out the comma.

MILLER, JAMES A,
YOUNG,
DEYOE,

Assembly Committee on Free Conference.

NELSON,
BREED,
EDWARDS,

Senate Committee on Free Conference.

The question being on the adoption of the report and amendments.

The roll was called, and the report and amendments adopted by the following vote:

AYES—Arnold, Badham, Baum, Brock, Byrne, Cloudman, Crawford, Deuel, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Spalding, West, Williamson, Witter, Woolwine, Young, and Mr. Speaker—52.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Messrs. Williamson, Flynn, Roland, Fry, Eddy and Jones:

WHEREAS, The practice among Christians of setting apart the hours from twelve to three on Good Friday for devotion, having obtained so largely in California, that

it would seem but right not only to favor such hallowed practice, but also to give opportunity to all who desire to recall during these hours the mystery which Christians celebrate; be it

Resolved, That it is the sense of the Assembly of the State of California that adjournment be taken at twelve o'clock on Friday, March 29, 1929, to enable all who wish to participate in the exercises which mark these hours so notable in the world's history.

Resolution read, and unanimously adopted.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON BUILDING AND LOAN ASSOCIATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Building and Loan Associations, to which was referred Senate Bill No. 486—An act to amend the Civil Code by adding a new section to be known as section 648*b*, thereto, relating to the establishment of branches by building and loan associations and prescribing penalties for the violation of the provisions of the act—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

ROBERTS, Chairman.

The above reported bill ordered on file for second reading.

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Bill No. 49—An act to add a new section to the Penal Code, to be numbered 626*t*, relating to cats in fish and game districts designated by law as game refuges—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 26—An act to amend section 626*i* of the Penal Code, relating to the limit of deer that may be killed;

Also: Assembly Bill No. 59—An act to amend section 628 of the Penal Code, relating to fish and game;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SCUDDER, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 44—An act to add a new section to the Penal Code to be numbered 634*h*, relating to the protection of fish and game—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 486—An act to amend the Civil Code by adding a new section to be known as section 648*b*, thereto, relating to the establishment of branches by building and loan associations and prescribing penalties for the violation of the provisions of the act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out the following: "or agency".

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, strike out the following: "or agency".

AMENDMENT NUMBER THREE.

On page 2, line 11, of the printed bill, after the word "nonwithdrawable", insert the following: "capital".

AMENDMENT NUMBER FOUR.

On page 2, line 12, of the printed bill, after the word "open", insert ", conduct".

AMENDMENT NUMBER FIVE.

On page 2, line 12, of the printed bill, strike out the word "any".

AMENDMENT NUMBER SIX.

On page 2, line 13, of the printed bill, following the word "branch" and before the comma, insert the following: "or branches".

AMENDMENT NUMBER SEVEN.

On page 2, line 22, of the printed bill, strike out beginning with the word "which" to and including the word "association" on line 24.

AMENDMENT NUMBER EIGHT.

On page 2, line 25, of the printed bill, strike out the following: "thereafter open or conduct", and insert in lieu thereof "hereafter open".

AMENDMENT NUMBER NINE.

On page 2, line 33, of the printed bill, strike out the following: "opened, maintained or conducted", and insert in lieu thereof "owned and operated".

AMENDMENT NUMBER TEN.

On page 2, line 34, of the printed bill, strike out the following: "at its own cost and expense".

AMENDMENT NUMBER ELEVEN.

On page 2, line 41, of the printed bill, strike out the words "the business of such building and loan asso-", and strike out all of lines 42 to 48, inclusive, and insert in lieu thereof the following: "subscriptions are sold, taken or solicited for bonds, debentures, certificates, shares of stock, shares of membership, contracts or other similar securities of such building and loan association or where such shares or securities are sold or issued, excepting where such shares of stock or shares of membership are sold or issued only as security for or in connection with a loan by such association."

AMENDMENT NUMBER TWELVE.

On page 2, line 50, of the printed bill, after the word "a", insert the following: "public offense and shall be punishable by a fine not exceeding ten thousand dollars. Every officer, agent or employee of any such building and loan association and every other person who knowingly authorizes, directs or aids in the establishment of a branch of any building and loan association in nonconformity with a certificate of authority or license of the building and loan commissioner, then in effect, authorizing the establishment of such branch, or contrary to the provisions of this section, is guilty of a".

Amendments adopted.

Bill read second time, ordered to reprint, and third reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Byrne: Assembly Bill No. 1120—An act to amend sections 4, 6, 8, 9, 12 and to add certain new sections to be numbered 13½ and 13¾ to an act entitled "An act providing for the incorporation, government and management of metropolitan water districts, authorizing such districts to incur bonded debt and to acquire, construct, operate and manage works and property, providing for the taxation of property therein and the performance of certain functions relating thereto by officers of counties, providing for the addition of area thereto and the exclusion of area therefrom and authorizing municipal corporations to aid and participate in the incorporation of such districts," approved May 10, 1927.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Hawes: Assembly Bill No. 1121—An act to amend section 2322x2 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of second class.

Bill read first time, and referred to Committee on County Government.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Mixer:

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 19x11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of probation officer of counties of the eleventh class.

Referred to Committee on Introduction of Bills.

ADJOURNMENT.

At four o'clock and forty-five minutes p.m., on motion of Mr. Byrne, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, March 28, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER.

SACRAMENTO, Thursday, March 28, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hollman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—78.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Brock, Mr. Sewell was granted leave of absence for the day.

On motion of Mr. Cloudsley, Mr. Easley was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Badham, Mr. Harold Roberts and his concert band, and Mr. Lewis, leader of the Glee Club of the University of Southern California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

MOTION FOR RECESS.

On motion of Mr. Badham, a recess of thirty minutes was taken for the purpose of being entertained by the Trojan Band and Glee Club of the University of Southern California, under the direction of Mr. Harold Roberts and Mr. Lewis.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Williamson, Dorothy F. Fry, daughter of Hon. Robt. B. Fry, Assemblyman, and Virginia A. Candage were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, Hon. C. N. Brust of Kelsey, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Miller, Miss Jane W. Smith, registered nurse and secretary of San Francisco County Nurses' Association, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Badham, Sheriff Treager of Los Angeles was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Francis Cuttle, Arthur Holden and W. F. Irving of Riverside, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Eddy, Mayor Harry Clark of San Diego, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. West, Peter J. Kramer, principal of Franklin Union Grammar School of Franklin, California, and the following students of the seventh and eighth grades: Johanna Forsch, Edwin Schuh, Merton Brinkerhoff, Vivian Schoech, Naomi Christensen, Freida Aldinger, Irwin Smith, Rhynold Mansch, Andrew Johnson, Esther Kammerer, Paulina Rau, Eva Rau, Freida Backer, Lester Core, Agnes Mansch, Fred Johanson, Sarah Miller, Edwin Lippert, Frances Smith, Ida Frey, Lillian Frey, Violet Schmidt, Anna Kneppel, Barbara Kammerer, Carlisle Kramer, John Engel, Esther Schmidt, William Shapard, Ernest Smith, Henry Aldinger, Jacob Schulz, Alvin Kammerer, Henry Frey, Adolph Derheim, Raymond Schmidt, Howard Martin, Fred Kammerer, Stella Christensen, Freida Rau, Ilda Forsch, Kikuno Hamatani, Alice Knuepel, Anna Miller, Irma Frey, Rena C.

Kramer and Celia Carlisle were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Anderson, Leslie T. Alward of Redding, California, and Walter E. Herzinger, superior judge of Redding, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Roland, Ernest S. Page of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Miss Miller, Mrs. Etta H. Hubbard, teacher at Sacramento Part Time High School, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Fry, Mr. and Mrs N. A. Cahn of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Fry, Messrs. Herbert and Alan Cahn of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Frey, Mr. Bob Metcalfe of Menlo Park was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Fry, Supervisor Andy Gallagher of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Scudder, Mrs. Aileen Vis and Mrs. Glenn D. Willaman were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Scudder, R. E. Oehlman, Ansel Banks, E. C. Winkler and C. H. King of Sebastapol were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

LOS ANGELES, CALIFORNIA, March 26, 1929.

*Mr. Edgar C. Levey, Speaker of the House,
Sacramento, California.*

DEAR SIR: I believe a bill should be enacted during the present session of the Legislature increasing the annual salary of Commissioner of Corporations to \$18,000.

The present salary of \$500 a month is certainly inconsistent and unreasonable to the officer who occupies this highly responsible position.

The duties of the office of Commissioner of Corporations are more important than any other office in the State of California with the exception of the office of the Governor. This office requires a man with vast experience and capabilities. A man who is qualified to fill this office can make many times the present salary in private practice.

To secure and retain a man like the present Commissioner, Mr. Jack Friedlander, the State should pay an adequate salary.

Kindly let me hear from you.

Yours truly,

C. A. KLEINMAN.

Also :

LOS ANGELES, CALIFORNIA, March 22, 1929.

*Hon. Edgar C. Levey, Member of the Assembly,
Elks Club, Sacramento, California.*

GREETINGS : At a meeting of the council of the city of Los Angeles, held March 22, 1929, the enclosed resolution was adopted.

Respectfully,

ROBT. DOMINGUEZ, City Clerk.

RESOLUTION.

WHEREAS, The Los Angeles Bar Association has adopted an amendment to the California statutory criminal law which will make confessions made to a peace officer, or anyone under his direction and control, by a person in custody, inadmissible in evidence; and

WHEREAS, That proposed change which is now before the Legislature, is designed to eliminate as much as possible the so-called third degree methods of police in forcing confessions from innocent as well as guilty persons in their custody; and

WHEREAS, This city council has repeatedly placed itself on record as being unanimously opposed to any and all phases of police brutality, and has, without result, sought the aid of the police commission and the chief of police of Los Angeles to punish officers accused of specific cases of brutality; now, therefore, be it

Resolved, That this council by the adoption hereof, places itself again on the side of those who are attempting to end brutality under guise of authority, and herewith petitions the representatives of Los Angeles in Sacramento to lend their assistance to the end that the proposed amendment be immediately placed in the laws of the State; and be it further

Resolved, That a copy of this resolution be transmitted to each member of the Legislature; to the constitutional law committee of the Los Angeles Bar Association; to the mayor, the police commission, and the chief of police of Los Angeles.

I hereby certify that the foregoing resolution was adopted by the council of the city of Los Angeles at its meeting held March 22, 1929.

ROBT. DOMINGUEZ, City Clerk.

Also :

LOS ANGELES, CALIFORNIA, March 24, 1929.

*Honorable Edgar C. Levey, Speaker of the House,
and Members of the General Assembly
of the State of California.*

The Los Angeles Forum, the oldest civic organization and largest in membership on the western coast, by unanimous vote wish to extend their thanks to your honorable body for the interest manifested in endorsing the Honorable Frederick M. Roberts, member of the Seventy-fourth District, for register of the treasury of the United States. Mr. Roberts' ten years of honest, fearless, and conscientious devotion to duty deserves the recognition that has been so enthusiastically sponsored by the honorable law-making department of the great State of California. The Forum prays and believes that the President, the Honorable Herbert Hoover, will consider the endorsement of your honorable body, and from the patriotic grateful angle will give it just consideration. Thanking you again for your interest in one whom the Los Angeles Forum deems a pleasure to have the opportunity of endorsing his legislative career, so clean, so clear, and his record as a good citizen is an outstanding example for all good citizens to be proud of.

Respectfully submitted by the president and secretary.

COLEY W. STAFFORD.
A. T. CHAPPLE.

By Mr. Anderson :

MARTINEZ, CALIFORNIA, March 27, 1929.

*Honorable Roscoe Anderson, Member of Assembly,
State Capitol, Sacramento, California.*

Am in favor of your bill for working of prisoners. That is the best way to make them an asset, otherwise they will always be a liability.

R. R. VEALE.

By Chief Clerk :

GLENDALE, CALIFORNIA, March 27, 1929.

*Clerk, State Legislature,
Sacramento, California.*

DEAR SIR : I understand that Senator Rochester has a bill before the Legislature to muzzle free speech over the radio.

I believe the Senator calls it "slander."

This letter is as a protest against the passage of the bill.

Respectfully,

O. C. BRADLEY.

Also:

LOS ANGELES, CALIFORNIA, March 27, 1929.

*Clerk of the Assembly,
Sacramento, California.*

DEAR SIR: The undersigned protests against the bill, offered by the Hon. George W. Rochester, which is intended to curb free speech over the radio.

Yours truly,

H. BATTGER.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON AGRICULTURE.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 190—An act to amend section 5 of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof," approved June 3, 1921, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Agriculture, to which was referred Senate Bill No. 527—An act to amend sections 2322a, 2322b, and 2322c of the Political Code, relating to county horticultural commissioners—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 233—An act to amend sections 5, 11, 26, 31, 36, 45, 48, 49, 56, 58 and 60, of the "State Housing Act," approved June 15, 1923, as amended, relating to air intakes, sinks, exits, ceiling heights, gas water heaters, gas stoves, ventilation, porches in dwellings and yards;

Also: Senate Bill No. 234—An act to amend section 59 of the "State Housing Act," approved June 15, 1923, as amended, relating to garages;

Also: Senate Bill No. 109—An act to amend section 2 of an act entitled "An act relating to cold storage, the regulation of refrigerating warehouses, the disposition or sale of food kept or preserved therein, and defining the duties of the State Board of Health in relation thereto," approved June 13, 1913, as amended, relating to the securing of licenses to operate cold storage and refrigerating warehouses and plants; the payment of fees for such licenses; and the disposition of such fees;

Also: Senate Bill No. 110—An act to amend section 8 of an act entitled "An act to promote the development of the California egg industry, to prohibit the sale of eggs unfit for human food, to prevent deception in the sale of eggs, to protect the consuming public in the matter of quality and weight, and to encourage greater consumption of eggs by regulating and standardizing the grading, classification and labeling of all eggs displayed for sale; providing penalties for the violation of the provisions of this act, and repealing all acts and parts of acts in conflict herewith," approved May 23, 1925;

Also: Senate Bill No. 111—An act to amend sections 15 and 20 of an act entitled "An act for the prevention of the manufacture, sale or transportation of adulterated, mislabeled or misbranded drugs, regulating the traffic in drugs and providing penalties for violation thereof," approved March 11, 1907, as amended; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

FRY, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 107—An act to amend section 5a of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to the sale of poisons;

Also: Senate Bill No. 105—An act to amend sections 3, 12 and 16 of an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy." approved March 20, 1905, as amended, relating to the practice of pharmacy;

Also: Senate Bill No. 231—An act regulating the business of embalmers and funeral directors and the transportation of and traffic in dead human bodies, creating a State board therefor, providing penalties for violations thereof, and repealing the act entitled "An act to establish a State Board of Embalmers, defining the duties thereof, providing for the better protection of life and health, preventing the spread of contagious disease, regulating the practice of embalming in connection with the care and disposition of the dead and providing penalties for the violation thereof." approved April 16, 1915, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

FRY, Chairman.

The above reported bills ordered on file for second reading.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Levey:

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER. I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 2 of an act entitled "An act to provide for the creation of a Commission on Uniform State Laws, the appointment of commissioners thereto and to appropriate money for traveling expenses." approved May 14, 1927, and to provide an appropriation therefor, relating to expenses

Referred to Committee on Introduction of Bills.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Messrs. Leymel, Bliss, Stockwell, Witter, McGinley, Feeley, Nielsen, Meeker, Seawell, Luttrell, Parkman and Dillinger: Assembly Constitutional Amendment No. 26—Proposed amendment to article II of the constitution, relative to the right of suffrage.

Introduced, and referred to Committee on Constitutional Amendments.

By Mr. Scofield: Assembly Constitutional Amendment No. 25—Proposed amendment to article VI of the constitution, relating to certain judicial officers and their impeachment under existing constitutional provisions, establishing a judicial retirement and special service list, providing for the service of judges on such list, preventing such judges from being on such list if they shall practice law after retirement, and preventing such judges from receiving any salary if they accept any other office or public employment.

Introduced, and referred to Committee on Constitutional Amendments.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 296—An act to add a new section to the Political Code, to be numbered 3897a, relating to the termination of the right of redemption in tax deeded lands.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 of the printed bill, strike out lines 18 to 27, inclusive, and on page 2 strike out lines 1 to 3, inclusive, and insert in lieu thereof the following: "It shall

be the duty of the tax collector upon receiving the authorization of the controller to post and mail such notices as would be required if a sale were to be made under the provisions of section 3897 of this code."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 318—An act to amend section 1361 of the Political Code, relating to the time when ballots must be canvassed.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 24, of the printed bill, strike out the period before the word "provided", and insert in lieu thereof a semicolon and the following: "provided, further, that in the event that all absent voter ballots issued have been received or returned and accounted for on the day for the making of the official canvass of the election returns by the board of supervisors, as provided in section 1278 of the Political Code, or on such other day to which such canvass may have been continued, then and in that event the board of supervisors shall proceed to count said absent voter ballots cast in the manner provided for in section 1362 of the Political Code."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 317—An act to amend section 1360 of the Political Code, relating to absent voters.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 471—An act providing for the burning or removing of grass, brush or other inflammable matter and debris from public highways.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of section 1, which includes lines 1, 2, 3 and 4 and insert in lieu thereof the following:

"SECTION 1. The board of supervisors of any county may, if deemed advisable, acting separately, or in conjunction with state or federal agencies, or with another or other counties, burn or remove debris, rubbish, brush and grass from the county roads of the county or counties, as the case may be.

SEC 2. The expense incurred by any county shall be paid out of the general road fund of the county, and when any one county is acting in conjunction with other agencies, or with another or other counties, the share of such expenses to be borne by the counties shall be arrived at by agreement between them."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 105—An act to amend section 384 of the Penal Code, relating to fires.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 25—An act to add three new sections to the Civil Code, to be numbered 2097, 2098, 2099, relating to the liability of an owner or driver of a motor vehicle for injury to a passenger transported, without reward.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out the words "of a motor", and insert in lieu thereof the words "or person responsible for the operation of a".

AMENDMENT NUMBER TWO.

In line 4 of the title of the printed bill, strike out the word "reward", and insert in lieu thereof the word "compensation".

AMENDMENT NUMBER THREE.

On page 1, line 3, of the printed bill, strike out the words "of any motor", and insert in lieu thereof the words "or person responsible for the operation of any".

AMENDMENT NUMBER FOUR.

On page 1, line 8, of the printed bill, after the word "driver", insert the words "or person responsible for the operation".

AMENDMENT NUMBER FIVE.

On page 1, line 9, of the printed bill, strike out the word "motor".

AMENDMENT NUMBER SIX.

On page 1, line 10, of the printed bill, before the words "of such guest", insert the words "or heirs".

AMENDMENT NUMBER SEVEN.

On page 1, line 15, of the printed bill, strike out the words "of a motor", and insert in lieu thereof the following words: "or person responsible for the operation of a".

AMENDMENT NUMBER EIGHT.

On page 1, line 19, of the printed bill, strike out the word "motor".

AMENDMENT NUMBER NINE.

On page 1, line 19, of the printed bill, following the word "vehicle", insert a comma, and the words "or person responsible for the control or operation of such vehicle".

AMENDMENT NUMBER TEN.

On page 1, line 21, of the printed bill, strike out the word "motor".

AMENDMENT NUMBER ELEVEN.

On page 1, line 22, of the printed bill, strike out the word "motor".

AMENDMENT NUMBER TWELVE.

On page 1, line 23, of the printed bill, strike out the word "motor".

AMENDMENT NUMBER THIRTEEN.

On page 2, line 3, of the printed bill, strike out the word "motor".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 538—An act to add a new section to the Penal Code, to be numbered 164, relating to the making of contracts for the collection of damages for injuries to persons or property or both; declaring the making of such contracts to be the practice of law; providing for penalties therefor; and for exceptions thereto.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out the title of the printed bill, and insert in lieu thereof the following: "An act to add a new section to the Penal Code to be numbered 164, relating to the making of contracts for the collection of damages for injuries to persons or property or both; and prohibiting solicitations of such claims for suit outside the state; providing for penalties therefor, and for exceptions thereto."

AMENDMENT NUMBER TWO.

Strike out section 1 of the printed bill, and insert in lieu thereof the following:
 "SECTION 1 A new section to be numbered 164 is hereby added to the Penal Code to read as follows:

164 Any person or persons, individual or individuals, association, company, corporation, firm and/or partnership, or any agent and/or agents of any of the above named, who shall make, enter into, or solicit the making of any contract, either oral or written, wherein and whereby any such person or persons, individual or individuals, association, company, corporation, firm and/or partnership, or any agent or agents thereof is constituted and/or appointed an attorney in fact, or is therein given any power of attorney to investigate and adjust, or adjust on behalf of the person damaged, any claim for any damage to any person, persons and/or property resulting from any accident or accidents whereby any person, persons or property suffered damage shall be deemed guilty of a misdemeanor; *provided, however,* that the terms of the preceding portions of this section shall not apply to any person or persons admitted to the state bar of the State of California, and who has not been suspended or disbarred by said state bar of California, nor shall the terms of this act apply to any insurance company authorized to transact business in this state or to any person acting for any such insurance company, while engaged in the insurance business for which he is so employed."

AMENDMENT NUMBER THREE.

Add to section 1 of the printed bill, as above amended, the following:
 "It shall also be unlawful and a misdemeanor for any person with the intent, or for the purpose of instituting a suit thereon outside of this state, to seek or solicit the business of collecting any claim for damages for personal injury sustained within this state or for death resulting therefrom, with the intention of instituting suit thereon outside of this state, in a case where such right of action rests in a resident of this state, or his legal representative, and is against a person, copartnership, or corporation subject to personal service within this state."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 693—An act to amend section 340 of the Code of Civil Procedure, relating to the time for commencement of actions.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 135—An act to add a new section to the Civil Code, to be numbered 1851a, limiting the liability of keepers of furnished apartment houses and furnished bungalow courts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out lines 1 to 3, inclusive, in the title, and insert in lieu thereof the following:

"An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out lines 1 to 12, inclusive, and insert in lieu thereof the following: "The liability of an innkeeper, hotel keeper, apartment house keeper, furnished bungalow court keeper, boarding house or lodging house keeper, for losses of or injuries to personal property, is that of a depository for hire; *provided, however,* that in no case shall such liability exceed the sum of one hundred dollars for each trunk and its contents, fifty dollars for each valise or travelling bag and contents, ten dollars for each box, bundle or package and contents, and two hundred fifty dollars for all personal property of any kind, unless he shall have consented in writing with the owner thereof to assume greater liability."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

HON. CROWELL D. EDDY IN THE CHAIR.

At eleven o'clock and five minutes a.m., Hon. Crowell D. Eddy, member of the Assembly from the Eightieth District, in the chair.

Assembly Bill No. 136—An act to add a new section to the Civil Code, to be numbered 1861*b*, allowing keepers of furnished apartment houses or furnished bungalow courts to take possession of baggage and other property of their guests or tenants for the purpose of enforcing all liens thereon.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out lines 1 to 5, inclusive, and insert in lieu thereof the following:

"An act to amend section 1861*a* of the Civil Code, relating to liens of keepers of furnished apartment houses."

AMENDMENT NUMBER TWO.

On page 1, line 1. of the printed bill, strike out lines 1 to 14, inclusive, and insert in lieu thereof the following:

"1861*a* Keepers of furnished apartment houses and furnished bungalow courts shall have a lien upon the baggage and other property of value belonging to their tenants or guests, which may be in such furnished apartment house or furnished bungalow courts for the proper charges due from such tenants or guests, for their accommodation, rent, services, meals, and such extras as are furnished at their request, and for all moneys expended for them, at their request, and for the costs of enforcing such lien, with the right to the possession of such baggage and other property of value until such charges are paid, and such moneys are repaid. Keepers of furnished houses and furnished bungalow courts may, after default in the payment of the charges enumerated in this section and the giving of three days written notice which shall state the full amount due said keeper and request payment thereof, which shall be served upon the tenant or guest or without such notice or service thereof, after such tenant or guest shall have departed, enter into the apartment or bungalow occupied by such tenant or guest, and take into their possession all baggage or property of value belonging to such tenant or guest, for the purpose of enforcing the lien provided for in this section, and unless such charges shall be paid and unless such moneys shall be repaid within sixty days from the time when such charges and moneys, respectively, become due, said keeper of a furnished apartment house or furnished bungalow courts may sell said baggage and property, at public auction to the highest bidder, after giving notice of such sale by publication of a notice containing the name of the debtor, the amount due, a brief description of the property to be sold, and the time and place of such sale, once every week, for four successive weeks, prior to the date of sale, in a newspaper of general circulation in the county in which said furnished apartment house or furnished bungalow courts are situated, and also by mailing, at least fifteen days prior to the date of sale, a copy of such notice addressed to such tenant or guest at his post-office address, if known, and if not known, such notice shall be addressed to such tenant or guest at the place where such furnished apartment house or furnished bungalow courts are situated; and, after satisfying such lien out of the proceeds of such sale, together with any reasonable costs that may have been incurred in enforcing said lien, the residue of said proceeds of sale, if any, shall, upon demand made within six months after such sale, be paid by said keeper of a furnished apartment house or furnished bungalow courts to such tenant or guest; and if not demanded within six months from the date of such sale, said residue, if any, shall be paid into the treasury of the county in which such sale took place; and if the same be not claimed by the owner thereof, or his legal representative, within one year thereafter, it shall be paid into the general fund of the county; and such sale shall be a perpetual bar to any action against said keeper of a furnished apartment house or furnished bungalow courts for the recovery of such baggage or property, or of the value thereof, or for any damages growing out of the failure of such tenant or guest to receive such baggage or property."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 461—An act to amend section 4273 of the Political Code, relating to fees and salaries of officers in counties of the forty-fourth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, after line 6, of the printed bill, insert the following:

"1. The county clerk, two thousand four hundred dollars per annum. He shall have one deputy at a salary of one thousand five hundred dollars per annum which office is hereby created. He shall appoint said deputy.

In each even numbered year, the county clerk may appoint such additional assistants as he may deem necessary whose compensation shall not exceed in the aggregate the sum of one hundred dollars per year.

2. The sheriff, three thousand six hundred dollars per annum, and his reasonable and necessary expenses incurred in the performance of the duties of his office in criminal matters; said expenses to be allowed by the board of supervisors as other county charges are allowed. He shall also have one deputy at a salary of one thousand eight hundred dollars per annum, which office is hereby created; said deputy shall be appointed by the sheriff. He shall also have one deputy at a salary of one thousand five hundred dollars per annum, which office is hereby created. Said deputy shall be appointed by the sheriff.

The salary and allowance above named shall be compensation in full and the said sheriff shall pay over to the county all muleage, fees or other commissions received by him for service in civil matters.

3. The recorder, one thousand nine hundred dollars per annum. He shall also have one deputy at a salary of one thousand five hundred dollars per annum.

4. The auditor, eight hundred dollars per annum. He shall also appoint one deputy at a salary of one hundred twenty-five dollars per month, which office is hereby created, said deputy to be employed for a period not exceeding four months in any one year.

5. The treasurer, two thousand dollars per annum. He shall also have one deputy at a salary of one hundred twenty-five dollars per month.

6. The tax collector, one thousand dollars per annum, and ten per cent of all licenses collected by him as license collector. The tax collector shall also be allowed one per cent of all money collected by him as taxes from municipalities, irrigation districts, sanitary districts, or improvement districts.

7. The assessor, three thousand dollars per annum and six per cent of all unsecured personal taxes collected by him, except only such portion of said tax as belongs to the school fund. He shall also have one deputy for a period of six months in each year, beginning January first and ending June thirtieth at a salary of one hundred twenty-five dollars per month, said deputy shall be appointed by the assessor.

8. The district attorney, two thousand four hundred dollars per annum. He is hereby allowed a stenographer at a salary of nine hundred dollars per annum.

9. The coroner, such fees as are now or may hereafter be allowed by law.

10. The public administrator, such fees as are now or may hereafter be allowed by law.

11. The superintendent of schools, two thousand one hundred dollars per annum, and actual traveling expenses when visiting the schools of his county. The superintendent of schools is hereby allowed additional office help. Such additional help shall receive compensation at the rate of five dollars per day, not to exceed in the aggregate sixty days in any one year.

12. The county surveyor shall receive ten dollars per diem, when engaged in county work; *provided, however*, that he shall be given all work for the county in which the county employs one surveyor or civil engineer. He shall also receive all actual expenses when at work in the field.

13. Justices of the peace in counties of this class shall receive the following monthly salaries, to be paid each month in the same manner, at the same time, and out of the same funds as the county officers are paid. In townships having a population of over four thousand, one hundred twenty-five dollars per month; in townships having a population of over three thousand and less than four thousand, seventy-five dollars per month; in townships having a population of less than three thousand, twenty dollars per month. They shall also receive the fees that are now or may hereafter be allowed by law; and shall receive such sums as may be necessary to maintain their offices; *provided*, that such sum shall not be in excess of twenty per cent of their salary as allowed herein. The board of supervisors of such county shall furnish and supply to the justices of the peace of the various townships the codes of the state and amendments thereto and all necessary stationery, legal blanks and forms for the proper conduct of business. For the purpose of this subdivision, the population of the several townships shall be ascertained by multiplying the number of registered voters at the last general election by three.

14. Constables in counties of this class shall receive the following monthly salaries, to be paid each month in the same manner and at the same time and out of

the same funds as the county officers are paid. In townships having a population of four thousand or over, one hundred dollars per month; in townships having a population of over three thousand and less than four thousand, fifty dollars per month; and in townships having a population of less than three thousand, twenty-five dollars per month; and in addition thereto all necessary and reasonable expenses for performing the duties of their office in criminal matters. In addition to the monthly salaries allowed herein, each constable may receive for his own use in civil cases the fees now or hereafter allowed by law.

15. Each member of the board of supervisors, one thousand dollars per annum, and mileage from residence to the county seat, at each sitting of the board, at twenty-five cents per mile; *provided*, that each supervisor, in addition, allowed three hundred dollars per annum to cover mileage expense at twenty-five cents per mile in viewing the roads which said salaries and mileage shall be in full for all services.

16. In counties of this class, the official reporter of the superior court shall receive a salary of one hundred dollars per month, to cover all work done in criminal cases, both in the superior and justice's courts of the county; and shall receive as compensation for taking notes in civil cases tried in the superior court a per diem of ten dollars, and for transcription of said notes, when required during the progress of the trial, he shall receive the sum of twenty-five cents per folio for the original, and five cents per folio for one copy, in both criminal and civil cases; but if such transcription is not required until after the conclusion of the trial, then he shall receive the sum of ten cents per folio for the original, and five cents per folio for copies required, said compensation for transcription in criminal cases to be audited and allowed by the board of supervisors as other claims against the county, and paid out of the county treasury; and in civil cases to be paid by the party ordering the same, or when ordered by the judge, by either party, or jointly by both parties, as the court may direct. He shall also be allowed his actual traveling expenses when reporting outside of the county seat.

17. Grand jurors, and trial jurors, in criminal cases, shall receive the following fees and mileage: (1) Grand jurors and jurors in the superior court in criminal cases, shall be paid three dollars per day for each day's attendance and for each mile actually traveled in going only, while acting as jurors, twenty-five cents; and the judge of said court shall make an order directing the auditor to draw his warrant on the treasurer in favor of each such juror for said per diem and mileage, and the treasurer shall pay the same.

18. For attending as a trial juror in criminal cases only, in any justice's court of the county, for each day's attendance, two dollars and fifty cents. The justice of the peace shall certify to the auditor the number of days' attendance of each juror, and the auditor shall then draw his warrant therefor, and the treasurer shall pay the same.

19. For attending as a witness in criminal cases only, in the superior court of the county, for each day's attendance, the sum of three dollars, and for each mile actually traveled in going, one way only, while acting as juror, twenty-five cents.

20. For attending as a witness in criminal cases only, in any justice's court, for each day's attendance the sum of two dollars, and for each mile actually traveled in going only, while acting as a witness twenty-five cents, one way. The judge of the superior court, or the justice of the peace shall certify to the auditor the number of days attendance of each witness, and the auditor shall thereupon draw his warrant therefor and the treasurer pay the same.

21. The county librarian, two thousand one hundred dollars per year.

SEC. 2 The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes.'

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 802—An act to amend section 4279 of the Political Code, relating to officers in counties of the fiftieth class and the salaries, fees and expenses thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 25, of the printed bill, strike out lines 25 and 26, and insert in lieu thereof the following: "annum. He may appoint one deputy, which office is hereby

created, at a salary of one hundred twenty-five dollars per month for a period of four months in each year, beginning March 1 and ending June 30; *pro*."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 406—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 5, line 8, of the printed bill, strike out the period at the end of the line, and insert a semicolon and the following: "two guards at one hundred fifty dollars per month, and one guard at five dollars per day while employed and not to exceed one hundred fifty dollars per month."

AMENDMENT NUMBER TWO.

On page 5, line 13, of the printed bill, after the word "deputy", insert the words "and redemption clerk".

AMENDMENT NUMBER THREE.

On page 5, line 14, of the printed bill, strike out the words "one thousand eight hundred", and insert in lieu thereof "two thousand four hundred".

AMENDMENT NUMBER FOUR.

On page 5, line 24, of the printed bill, after the words "one hundred", insert the word "fifty".

AMENDMENT NUMBER FIVE.

On page 5, line 32, of the printed bill, strike out the period, and insert a semicolon and the following words: "one county detective with a salary of two thousand four hundred dollars per annum, who shall have all the powers of a peace officer as set forth in section 834 and 836 of the Penal Code, and who shall perform such duties as may be required of him by the district attorney."

AMENDMENT NUMBER SIX.

On page 6, line 46, of the printed bill, strike out the word "four", and insert in lieu thereof the word "five".

AMENDMENT NUMBER SEVEN

On page 6, line 47, of the printed bill, strike out the words "one thousand eight hundred", and insert in lieu thereof "two thousand three hundred".

AMENDMENT NUMBER EIGHT.

On page 6, line 49, of the printed bill, strike out the period, and insert a semicolon and the following words: "one stenographer with a salary of one thousand eighty dollars per annum."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 397—An act to amend section 2322x8 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the eighth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out "three thousand", and insert in lieu thereof "three thousand six hundred".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 322—An act to add a new section to the Code of Civil Procedure, to be numbered section 1778*a*, relating to the sale of personal property by guardians.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, after the word "thereof", insert the following: "put out at interest, or".

AMENDMENT NUMBER TWO.

On page 1, line 18, of the printed bill, after the period following the word "made", insert the following: "All investments or reinvestments of the proceeds of any sale under this section shall be subject to the confirmation of the court either at the time the order confirming the sale is issued or at any time thereafter."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 770—An act to amend section 70 of the Penal Code, relating to bribery.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, strike out the words "shall be", and strike out all of lines 9 and 10 of said page, and insert in lieu thereof the following: "is guilty of a misdemeanor".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 959—An act to add a new section to the Penal Code, to be numbered 472*a*, relating to the use of reproductions or facsimiles of the Great Seal of the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the word "shall", insert the following: "unlawfully or maliciously".

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, after the comma after the word "whatsoever", strike out "except in the course of".

AMENDMENT NUMBER THREE.

On page 1, line 6, of the printed bill, strike out the words "the official business of the State of California".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 470—An act to add a new section to the Penal Code, to be numbered 415*a*, prohibiting the shooting or discharging of firearms upon the public highways of the State, and providing a penalty therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 437—An act to make an appropriation annually for the development of the live stock industry and the exhibit of cattle, hogs and sheep at Los Angeles, California, under the auspices of the Western Live Stock Exhibit Association.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, as amended in Assembly March 15, 1929, after the word "annually", insert a comma and the following: "during the eighty-first, eighty-second, eighty-third, eighty-fourth and eighty-fifth fiscal years."

AMENDMENT NUMBER TWO.

On page 1, line 2, of the printed bill, as amended in Assembly March 15, 1929, after the word "annually", in said line, insert a comma and the following: "during the eighty-first, eighty-second, eighty-third, eighty-fourth and eighty-fifth fiscal years."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 628—An act to amend sections 8, 9, 10 and 11 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to applications for certification under said act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Amend the title by striking out the entire title as it now reads in the printed bill, and in lieu thereof insert the following:

"An act to amend sections 8, 9, 10, 11 and 14 of "The state medical practice act," approved June 2, 1913, as amended, relating to applications for certification under said act, the examination of applicants and revocation of certificates."

AMENDMENT NUMBER TWO.

Strike out lines 1 to 14, both inclusive, of the printed bill, and insert in lieu thereof the following:

"SECTION 1. Section 8 of "The state medical practice act," approved June 2, 1913, as amended, is hereby amended to read as follows:

Sec 8. Four forms of certificates shall be issued by said board under the seal thereof and signed by the president and secretary; first, a certificate authorizing the holder thereof to use drugs or what are known as medical preparations in or upon human beings and to sever or penetrate the tissues of human beings and to use any and all other methods in the treatment of diseases, injuries, deformities, or other physical or mental conditions, which certificate shall be designated "physician and surgeon certificate"; second, a certificate authorizing the holder thereof to use any and all methods in the treatment of diseases, injuries, deformities or other physical or mental conditions of human beings without, in any manner, severing or penetrating any of the tissues of human beings, except to that extent necessary in the practice of minor surgery and the severing of the umbilical cord, and without the use of drugs or what are known as medical preparations, except antiseptics, anesthetics, narcotics, germicides, and antidotes in case of poisoning, which certificate shall be designated "osteopathic physician's certificate"; third, a certificate authorizing the holder thereof to practice chiropody, for the purpose of this act chiropody shall be held to be the medical, mechanical or surgical treatment of the human feet.

(a) Medical treatment shall be held to be the local application or recommendation of any therapeutic agent or remedy for the relief of foot ailments.

(b) Mechanical treatment shall be held to be the employment of any forcible means for the correction of any deformity of the foot or feet and shall not permit the treatment of fractures of the bones of the foot or feet or the application of splints or casts; *provided, however,* that mechanical treatment shall not include or prohibit the manufacture, the recommendations or sale of either corrective shoes or appliances for human feet

(c) Surgical treatment shall be held to mean the surgical treatment of abnormal nails, corns, callosities, bunions, and other minor foot ailments, not involving the bony structure, and does, not confer the right of amputation of toes or joints thereof

except as hereinbefore specified, or any portion of the foot or the severing of any tendon, or the use of anesthetic other than local; fourth, a certificate to practice midwifery, which shall be in the form designated by the board and in conformity with this act. Such certificate shall entitle the holder thereof to attend cases of childbirth. As used in this act, the practice of midwifery means the furthering or undertaking by any person to assist a woman in normal childbirth, but does not include at any childbirth the use of any instrument, except such instrument as is necessary in severing the umbilical cord, nor the assisting of the childbirth by any artificial, forcible or mechanical means, nor the performance of any version, nor the removal of adherent placenta, nor the administering, prescribing, advising or employing in childbirth of any drug, other than a disinfectant or cathartic. The provisions hereof shall not authorize any midwife to practice medicine and surgery. A "reciprocity certificate" shall also be issued under the provisions hereinafter specified. Any of these certificates on being recorded in the office of the county clerk, as hereinafter provided, shall constitute the holder thereof a duly licensed practitioner in accordance with the provisions of his certificate.

SEC. 2. Section 9 of "The state medical practice act," approved June 2, 1913, as amended, is hereby amended to read as follows:

SEC. 9. Every applicant must file with the board, at least two weeks prior to the regular meeting thereof, satisfactory testimonials of good moral character, and a diploma or diplomas issued by some legally chartered school or schools approved by the board, the requirements of which school or schools shall have been at the time of granting such diploma or diplomas in no degree less than those required under this act, or satisfactory evidence of having possessed such diploma or diplomas, and must file an affidavit stating that he is the person named in said diploma or diplomas, and that he is the lawful holder thereof, and that the same was procured in the regular resident course of instruction and examination without fraud or misrepresentation; *provided*, that in addition thereto each applicant for a "physician and surgeon certificate" must show that he has attended four resident courses of study, each such course to have been of not less than thirty-two weeks duration, but not necessarily pursued continuously, or consecutively; *provided, further*, that an applicant for an "osteopathic physician's certificate" must show that he has attended four resident courses of study, each such course to have been of not less than thirty-two weeks duration, but not necessarily pursued continuously or consecutively; *provided, further*, that an applicant for a certificate to practice chiropody must show that he has attended two resident courses of study or prescribed work covering at least two thousand hours, each of said hours not including the time consumed by examinations or tests, to have been of not less than fifty consecutive minutes and each such course to have been of not less than thirty-two weeks duration, but not necessarily pursued continuously or consecutively, that not more than eight hours work is to be credited to any student in any one day of twenty-four hours; and that at least eleven months shall have intervened between the beginning of any course and the beginning of the preceding course; *provided, further*, after July 1, 1930, that an applicant for a certificate to practice chiropody must show that he has attended three resident courses of study or prescribed work covering at least two thousand six hundred twenty-five hours, each of said hours not including the time consumed by examinations or tests, to have been of not less than fifty consecutive minutes, and each such course to have been of not less than thirty-two weeks duration, but not necessarily pursued continuously or consecutively; that not more than eight hours work is to be credited to any student in any one day of twenty-four hours; and that at least eleven months shall have intervened between the beginning of any course and the beginning of the preceding course; *provided, further*, that an applicant for a certificate to practice midwifery must show that the applicant has attended a one-year resident course in a hospital recognized as reputable by the board, and that a course of instruction in anatomy, physiology, obstetrics and hygiene and sanitation as set forth in section 10 hereof has been taken, covering a period of one year; *provided, further*, that in lieu thereof, an applicant who can submit satisfactory proof of the possession of a diploma from a recognized reputable hospital, and who in addition thereto has attended a resident course of instruction in the subjects enumerated in section 10 hereof and satisfactory proof that such instruction has been taken covering a period of at least three months; and *provided, further*, that in lieu thereof an applicant may present proof satisfactory to the board that the applicant has taken a resident course of instruction with the minimum requirements as designated in section 10 of any school or schools approved by the board as giving a course of instruction in said subjects for a certificate to practice medicine and surgery; *provided, also*, that before July 1, 1918, in lieu of the diploma or diplomas and preliminary requirements herein referred to where the applicant can show to the satisfaction of the board of medical examiners that he has taken resident courses hereinafter required in a school or schools approved by the board totaling for applicants for "drugless practitioner certificate" not less than sixty-four weeks consisting of not less than two thousand hours for "physician and surgeon certificate" totaling not less than one hundred twenty-eight weeks consisting of not less than four thousand hours, it being required that all applicants shall have received passing grades in all such courses, that the applicant or applicants shall be admitted to examination for their respective form of certificates.

The said application shall be made upon a blank furnished by said board and it shall contain such information concerning the medical instruction and the preliminary education of the applicant as the board may by rule prescribe. In addition to the requirements hereinabove provided for, applicants for any form of certificate hereunder shall present to said board at the time of making such application a diploma from a California high school or other school in the State of California requiring and giving a full four years' resident course of same grade, or other schools elsewhere, requiring and giving full four years' resident standard high school course, or its equivalent, approved by the board, together with satisfactory proof that he is the lawful holder of such diploma, and that the same was procured in the regular resident course of instruction. The passing of an examination before the entrance examining board for the entrance to the academic department of the University of California, Stanford University or the University of Southern California, or the possession of documentary evidence of admission to the academic department of such institutions as a regular student or in full standing shall be sufficient basic or preliminary educational qualifications. In lieu of such diploma, the applicant may present: (1) a certificate from the college entrance examination board, or the college examining board of any state or territory showing that such applicant has successfully passed the examination of said board; or (2) if such applicant be thirty years or more of age he may show to the satisfaction of the board of medical examiners proof of preliminary education equivalent in training power to the foregoing requirements. Every applicant for a "physician and surgeon certificate" graduating after January 1, 1919, shall, in addition to the foregoing requirements, present to the board satisfactory evidence that before beginning the last half of the second year in the resident study of medicine, he has completed a one-year resident course of college grade in the subjects of physics, chemistry and biology; *provided*, that after January 1, 1924, the applicant shall present to the board satisfactory evidence of the completion of a one-year resident course of college grade in the subjects of physics, chemistry and biology before commencing the study of medicine. The preliminary or basic educational requirements for a chiropractist shall be as follows: On and after July 1, 1915, the successful completion of one year of high school work or its equivalent; on and after July 1, 1918, two years of high school work or its equivalent; on and after July 1, 1920, three years of high school work or its equivalent; on and after July 1, 1922, four years of resident high school work or its equivalent.

The preliminary or basic educational qualifications for an applicant to practice midwifery in this state shall be the completion of one year of resident high school work or its equivalent, and for midwife applicants graduating after October, 1918, the presentation to the board of a diploma from a California high school giving a full four years' standard resident high school course or its equivalent."

SEC. 3. Section 10 of "The state medical practice act," approved June 2, 1913, as amended, is hereby amended to read as follows:

Sec. 10. Applicants for any form of certificate shall file satisfactory evidence of having pursued in any legally chartered school or schools, approved by the board, a course of instruction, covering a total of at least four thousand hours for a "physician's and surgeon's certificate," a total of at least four thousand hours for an "osteopathic physician's certificate," a total of at least two thousand hours for a certificate to practice chiroprody, and a total of at least four hundred fifteen hours for a certificate to practice midwifery, and including the following minimum requirements:

FOR A "PHYSICIAN'S AND SURGEON'S CERTIFICATE."

Group 1.			
Anatomy, including embryology and histology.....	14	to	18½ per cent
Group 2.			
Physiology	4½	to	6 per cent
Group 3			
Biochemistry	3½	to	4½ per cent
Group 4.			
Pathology, bacteriology and immunology.....	10	to	13 per cent
Group 5.			
Pharmacology, including materia medica and toxicology...	4	to	5 per cent
Group 6.			
Preventive medicine and hygiene.....	3	to	4 per cent
Group 7			
General medicine, neurology and psychiatry, pediatrics, dermatology and syphilis.....	20	to	26½ per cent
Group 8.			
General surgery, orthopedic surgery, urology, ophthalmol- ogy, otolaryngology, roentgenology	13	to	17½ per cent
Group 9.			
Obstetrics and gynecology	4	to	5 per cent
Total	76	to	100 per cent
Electives	24	to	0 per cent
Total number of hours required.....			4,000 hours

FOR AN "OSTEOPATHIC PHYSICIAN'S CERTIFICATE."

Group 1.	Anatomy, including embryology and histology-----	14	to	18½	per cent
Group 2.	Physiology -----	4½	to	6	per cent
Group 3	Biochemistry -----	3½	to	4½	per cent
Group 4	Pathology, bacteriology and immunology-----	10	to	13	per cent
Group 5.	Comparative therapeutics, including toxicology, pharmacology, physical and manipulative therapy-----	4	to	5	per cent
Group 6.	Preventive medicine and hygiene-----	3	to	4	per cent
Group 7	General medicine, neurology and psychiatry, pediatrics, dermatology and syphilis -----	20	to	26½	per cent
Group 8	Minor surgery, orthopedics, surgical diagnosis, urology, ophthalmology, otolaryngology, roentgenology-----	13	to	17½	per cent
Group 9	Obstetrics and gynecology-----	4	to	5	per cent
	Total -----	76	to	100	per cent
	Electives -----	24	to	0	per cent
	Total number of hours required-----			4,000	hours

FOR A CERTIFICATE TO PRACTICE CHIROPODY

Group 1.	320 hours.	
	Anatomy -----	256 hours
	Histology -----	64 hours
Group 2	160 hours	
	Chemistry -----	64 hours
	Physiology -----	96 hours
Group 3		
	Bacteriology -----	96 hours
	Hygiene -----	32 hours
	Pathology -----	64 hours
Group 4	224 hours	
	Diagnosis:	
	Syphilis -----	64 hours
	Dermatology -----	96 hours
	Physical diagnosis of diseases affecting the feet-----	64 hours
Group 5	1,040 hours.	
	Manipulative and mechanical therapy .	
	Didactic and clinical chiropody -----	704 hours
	Orthopedics -----	208 hours
	Surgery -----	128 hours
Group 6.	64 hours.	
	Materia medica and therapeutics-----	64 hours
	Total -----	2,000 hours

FOR A CERTIFICATE TO PRACTICE MIDWIFERY.

Group 1.	150 hours.	
	Anatomy -----	75 hours
	Physiology -----	75 hours
Group 2.		
	Hygiene and sanitation -----	100 hours
	Obstetrics -----	165 hours
	Total -----	415 hours

In the course of study herein outlined the hours required shall be actual work in the classroom, laboratory, clinic or hospital, and at least eighty per cent of actual attendance shall be required; *provided*, that the hours herein required in any subject need not exceed seventy-five per cent of the number specified, but that the total number of hours in all the subjects of each group shall not be less than the total number specified for such group.

SEC. 4. Section 11 of "The state medical practice act," approved June 2, 1913, as amended, is hereby amended to read as follows:

Sec. 11 In addition to above requirements, all applicants for "physician and surgeon certificate" must pass an examination to be given by the board in the following subjects:

1. Anatomy, including histology
2. Physiology.
3. Bacteriology and pathology.
4. Biochemistry.

5. Obstetrics and gynecology.
6. Materia medica, pharmacology and therapeutics.
7. General medicine, including clinical microscopy.
8. Surgery.
9. Public health and preventive medicine.

All applicants for an osteopathic physician's certificate must pass an examination in the following subjects

1. Anatomy, including histology.
2. Physiology.
3. Bacteriology and pathology.
4. Biochemistry.
5. Obstetrics and gynecology.
6. Comparative therapeutics, pharmacology and manipulative therapy.
7. General medicine, including clinical microscopy.
8. Minor surgery, surgical diagnosis and orthopedics.
9. Public health and preventive medicine.

Provided, that a person who holds an osteopathic physician certificate issued upon satisfactory proof of the course of instruction and minimum requirements demanded in sections 9 and 10 hereof, and who presents evidence of having successfully completed the additional courses required for the "physician and surgeon certificate," as hereinbefore provided, shall be permitted to take his examination in subjects required for a "physician and surgeon certificate" without being reexamined in "osteopathic physician" subjects.

The subjects for such examination shall be:

1. Materia medica, pharmacology and therapeutics.
2. Surgery.

All applicants for a certificate to practice chiropody must pass an examination in the following subjects:

1. Anatomy and histology.
2. Physiology, chemistry and hygiene.
3. Pathology and bacteriology.
4. Dermatology and syphilis.
5. Orthopedics and surgery.
6. Chiropody and therapeutics.

All applicants for a certificate to practice midwifery must pass an examination in the following subjects:

1. Anatomy and physiology.
2. Obstetrics.
3. Hygiene and sanitation.

All examinations shall be practical in character and designed to ascertain the applicant's fitness to practice his profession and shall be conducted in the English language, and at least a portion of the examination in each of the subjects shall be in writing. The board in its discretion upon the submission of satisfactory proof from the applicant that he is unable to meet the requirements of the examination in the English language, may allow the use of an interpreter either to be present in the examination room or to thereafter interpret and transcribe the answers of the applicant. The selection of such interpreter is to be left entirely to the board and the expenses thereof to be borne by the applicant, the payment therefor to be made before such examination is held.

There shall be at least ten questions on each subject, the answers to which shall be marked on a scale of zero to one hundred. Each applicant must obtain no less than a general average of seventy-five per cent, and not less than sixty per cent in any two subjects; *provided*, that any applicant shall be granted a credit of one per cent upon the general average for each year of actual practice since graduation; *provided, further*, that any applicant for "physician and surgeon certificate" obtaining seventy-five per cent each in seven subjects and any applicant for an "osteopathic physician certificate" obtaining seventy-five per cent each in seven subjects and an applicant for a certificate to practice chiropody obtaining over seventy-five per cent in five subjects, and an applicant for a certificate to practice midwifery obtaining seventy-five per cent in one subject, shall be subsequently reexamined in those subjects only in which he failed, and without additional fee.

The examination papers shall form a part of the records of the board, and shall be kept on file by the secretary for a period of one year after each examination. In said examination the applicant shall be known and designated by number only, and the name attached to the number shall be kept secret until after the board has finally voted upon the application. The secretary of the board shall in no instance participate as an examiner in any examination held by the board. All questions on any subject in which examination is required under this act shall be provided by the board of medical examiners upon the morning of the day upon which examination is given in such subject, and when it shall be shown that the secretary or any member of the board has in any manner given information in advance of or during examination to any applicant it shall be the duty of the governor to remove such person from the board of medical examiners, or from the office of secretary.

All certificates issued hereunder must state the extent and character of practice which is permitted thereunder and shall be in such form as shall be prescribed by the board.

SEC 5. Section 14 of "The state medical practice act," approved June 2, 1913, as amended, is hereby amended to read as follows:

Sec. 14. Said board must refuse a certificate to any applicant guilty of unprofessional conduct. On filing with the secretary of a sworn complaint, charging the applicant with having been guilty of unprofessional conduct, the secretary must forthwith issue a citation, under the seal of the board, and make the same returnable at the next regular session of said board, occurring at least thirty days next after filing the complaint. Such citation shall notify the applicant when and where the charges of said unprofessional conduct will be heard, and that the applicant shall file his written answer, under oath, within twenty days next after the service on him of said citation or that default will be taken against him and his application for a certificate refused. The attendance of witnesses at such hearing may be compelled by subpoenas issued by the secretary of the board under its seal. Said citation and said subpoenas shall be served in accordance with the statutes of this state then in force as to the service of citation and subpoenas generally, and all the provisions of the statutes of this state then in force relating to subpoenas and to citations are hereby made applicable to the subpoenas and citation provided for herein. Upon the secretary's certifying to the fact of refusal of any person to obey a subpoena or citation to the superior court of the county in which the service was had, said court shall thereupon proceed to hear said matter in accordance with the statutes of this state then in force as to contempts for disobedience of process of the court, and should said court find that the subpoena or citation has been legally served, and that the party so served has wilfully disobeyed the same, it shall proceed to impose such penalty as provided in cases of contempt of court. In all cases of alleged unprofessional conduct, arising under this act, depositions of witnesses may be taken, the same as in civil cases and all the provisions of the statutes of this state then in force as to the taking of depositions are hereby made applicable to the taking of depositions under this act. If the applicant shall fail to file with the secretary of said board his answer, under oath, within twenty days after service on him of said citation, or within such further time as the board may allow, and the charges on their face shall be deemed sufficient by the board, default shall be entered against him, and his application refused. If the charges on their face be deemed sufficient by the board, and issue be joined thereon by answer, the board shall proceed to determine the matter, and to that end shall hear such proper evidence as may be adduced before it; and if it appear to the satisfaction of the board that the applicant is guilty as charged, no certificate shall be issued to him.

Whenever any holder of a certificate herein provided for is guilty of unprofessional conduct, as the same is defined in this act, and the said unprofessional conduct has been brought to the attention of the board granting said certificate, in the manner hereinafter provided or whenever a certificate has been procured by fraud or misrepresentation or issued by mistake or that the certificate upon which a reciprocity certificate has been issued was procured by fraud or misrepresentation or issued by mistake or the person holding such certificate is found to be practicing contrary to the provisions thereof and of this act, it shall be the duty of the board and the board shall have power to suspend the right of the holder of said certificate to practice for a period not exceeding one year or to place the holder of said certificate upon probation or suspend judgment in such cases or revoke his certificate, or take such other action in relation to the punishment of the holder of said certificate as in its discretion it may deem proper. In the event of such suspension, the holder of such certificate shall not be entitled to practice thereunder during the term of suspension, but, upon the expiration of the term of said suspension, he shall be reinstated by board and shall be entitled to resume his practice, unless it shall be established to the satisfaction of the board that said person so suspended from practice, has, during the term of such suspension, practiced in the State of California in which event the board shall revoke the certificate of such person. No such suspension or revocation shall be made unless such holder is cited to appear and the same proceedings are had as is hereinbefore provided in this section in case of refusal to issue certificates. Said secretary in all cases of suspension or revocation shall enter on his register the fact of such suspension or revocation, as the case may be and shall certify the fact of such suspension or revocation under the seal of the board, to the county clerk of the counties in which the certificates of the person whose certificate has been revoked is recorded, and said clerk must thereupon write upon the margin or across the face of his register of the certificate of such person, the following: "The holder of this certificate was on the _____ day of _____ suspended for _____" or, "The certificate was revoked on the _____ day of _____" as the case may be, giving the day, month and year of such revocation or length of suspension, as the case may be, in accordance with said certification to him by said secretary. The record of such suspension or revocation so made by said county clerk shall be prima facie evidence of the fact thereof, and of the regularity of all the proceedings of said board in the matter of said suspension

or revocation. The words "unprofessional conduct" as used in this act, are hereby declared to mean:

First—The procuring or aiding or abetting or attempting or agreeing or offering to procure a criminal abortion.

First (a)—To violate or attempt to violate, directly or indirectly, or to assist in or to abet the violation of, or to conspire to violate any provision or term of this act.

Second—The wilful betraying of a professional secret.

Third—All advertising of medical business which is intended or has a tendency to deceive the public or impose upon credulous or ignorant persons, and be harmful or injurious to public morals or safety.

Fourth—All advertising of any medicine or of any means whereby the monthly periods of women can be regulated or the menses reestablished if suppressed.

Fifth—Conviction of any offense involving moral turpitude in which case the record of such conviction shall be conclusive evidence.

Fifth (a)—The purchase, sale or barter, or offering to purchase, sell or barter any medical degree, or any degree, diploma, certificate or transcript, made or purporting to be made, pursuant to any laws regulating the license and registration of physicians under this act, or any prior medical practice act, passed by the Legislature of the State of California, or the altering with fraudulent intent, in any material regard, of a diploma, certificate or transcript, or the use of any such diploma, certificate or transcript that has been purchased, fraudulently issued, counterfeited or materially altered.

Fifth (b)—The impersonation or acting as proxy in any examination required under the medical practice act of any applicant for a certificate provided for in the medical practice act.

Fifth (c)—The adjudication of insanity by a superior court in which case the record of such adjudication or judgment or order of commitment shall be conclusive evidence; *providing, however*, that a licentiate whose license has been revoked for the foregoing cause may, upon restoration to or declaration of sanity, apply to the board of medical examiners for a restoration of his certificate (license).

Sixth—Habitual intemperance or excessive use of cocaine, opium, morphine, codeine, heroin, alpha eucaine, beta eucaine or chloral hydrate or any of the salts derivatives or compounds of the foregoing substances.

Sixth (a)—The prescribing, selling, furnishing, giving away or administering or offering to prescribe, sell, furnish, give away or administer any of the drugs or compounds mentioned in the sixth subdivision hereof, to a habitue or addict, except that this shall not apply to the emergency treatment of a patient whose addiction is complicated by the presence of incurable disease, serious accident or injury, or the infirmities attendant upon age; *and provided, further*, that this shall not apply to the treatment of habitues or addicts in institutions approved by the state board of medical examiners where the patient is kept under restraint and control, or in city or county jails or state prisons; *and provided*, that in all cases covered by the exceptions hereto the drugs are administered or applied by a licensed physician and surgeon of this state or a registered nurse acting under his instructions or supervision.

Seventh—The personation of another licensed practitioner or permitting or allowing another person to use his certificate in the practice of any system or mode of treating the sick or afflicted.

Seventh (a)—Employing directly or indirectly any suspended or unlicensed practitioner in the practice of any system or mode of treating the sick or afflicted or the aiding or abetting any unlicensed person to practice any system or mode of treating the sick or afflicted.

Eighth—The use, by the holder of any certificate, in any sign or advertisement in connection with his said practice or in any advertisement or announcement of his practice, of any fictitious name, or any name other than his own.

Ninth—The use, by the holder of a "drugless practitioner certificate" of drugs or what are known as medicinal preparations, in or upon any human being, or the severing or penetrating by the holder of said "drugless practitioner certificate" of the tissues of any human being in the treatment of any disease, injury, deformity, or other physical or mental condition of such human being, excepting the severing of the umbilical cord.

Ninth (a)—The use, by the holder of an osteopathic physician certificate of drugs or what are known as medicinal preparations, in or upon any human being, except antiseptics, anaesthetics, narcotics, germicides and antidotes in case of poisoning, or the practice of surgery, except minor surgery, and except also the severing of the umbilical cord.

Tenth—Advertising, announcing or stating, directly, indirectly, or in substance, by any sign, card, newspaper, advertisement or other written or printed sign or advertisement, that the holder of such certificate or any other person, company, or association by which he is employed or in whose service he is, will cure, or attempt to cure, or will treat, any venereal disease, or will cure or attempt to cure or treat any person or persons for any sexual disease, for lost manhood, sexual weakness, or sexual disorder or any disease of the sexual organs; or being employed by or being in the service of, any person, firm, association, or corporation so advertising, announcing or stating

Eleventh—The use by the holder of any certificate of any letter, letters, word, words, or term or terms used either as prefix or affix or suffix indicating that such certificate holder is entitled to practice a system or mode of treating the sick or afflicted for which he was not licensed in the State of California.

Eleventh (a)—The use by the holder of a physician and surgeon certificate of the term "M.D.," unless the said holder has been granted the degree of doctor of medicine after the completion of a full course of study as prescribed by a medical school in accordance with the provisions of this act or any prior medical practice act of the State of California.

Eleventh (b)—The use by the holder of a physician and surgeon certificate of the term "D.O.," unless the said holder has been granted the degree of doctor of osteopathy after the completion of a full course of study as prescribed by an osteopathic school in accordance with the provisions of this act or any prior medical practice act of the State of California.

Twelfth—The employment of "cappers" or "steerers" or other persons in procuring practice for a practitioner for a system or mode of treating the sick or afflicted provided for in this act.

Thirteenth—The certificate issued herein for the practice of midwifery may be revoked when it appears to the satisfaction of the board that in any case or cases that the licentiate may have treated, that due caution or circumspection was not used or that the holder of said certificate in its treatment of any case or cases had not used proper aseptic and antiseptic precautions.

Fourteenth—The certificate to practice midwifery herein may be revoked upon conviction for the violation of any health statute, order or ordinance or for the neglect or refusal to comply with the health rules and regulations of any state, county, city and county, city or township.

Fifteenth—The certificate issued herein for the practice of midwifery may be revoked for the treatment by any midwife in any case of labor in which case there is a complicated vertex presentation in which said licentiate did not call or attempt to call a licentiate licensed to practice a system including the practice of obstetrics under this act or any preceding medical practice act in this state.

Sixteenth—The certificate issued herein for the practice of midwifery may be revoked for a failure to refer to a licentiate under this act or any preceding act in the State of California licensed to practice a system including obstetrics, a case which during pregnancy has, or develops any of the following conditions: a contracted pelvis or other deformity that will interfere with labor; bleeding from the uterus; swelling of the face and hands; excessive vomiting; persistent headache; dimness of vision; convulsions; or for failure to call or summon a physician if any of the following conditions exist or develop at the beginning of or during labor: Complicated presentation of a vertex (head), convulsions, excessive bleeding; prolapse of the cord; a swelling or tumor that obstructs the birth of the child; signs of exhaustion or collapse; unduly prolonged labor; or the failure to refer to a licentiate in this act or any preceding act in the State of California licensed to practice a system including obstetrics, a case, which during the lying-in period, develops the following conditions: Convulsions; excessive bleeding; foul smelling discharge (lochia); persistent rise of temperature to one hundred one degrees Fahrenheit for twenty-four hours; swelling and redness of the breasts; severe chill (rigor) with rise of temperature; inability to nurse the child; or for a failure to refer to a licentiate under this act or any preceding act in the State of California licensed to practice a system including obstetrics, a case where the child has or develops any of the following conditions: Deformities or malformations or injuries; inability to suckle or nurse; inflammation around or discharge from the navel; swelling and redness of the eyelids with a discharge of pus from the eyes (ophthalmia neonatorum); bleeding from the mouth, navel or bowels, inability to urinate.

Seventeenth—The certificate issued herein for the practice of midwifery may be revoked for the treatment by the said midwife licentiate known as the introduction of the hand into the vagina or uterus to remove placenta or membranes.

Eighteenth—The certificate issued herein for the practice of midwifery may be revoked for the failure to have the following equipment (in each case): Nail brush; wooden or bone nail cleaner; jar of green or soft castile soap; rubber gloves; tube of sterile vaseline, clinical thermometer; agate or glass douche reservoir; two rounded vaginal douche nozzles; two rectal nozzles, large and small; one soft rubber catheter; blunt scissors for cutting cord; either lysol, carbolic acid or bichloride of mercury tablets; boric acid powder; one per cent solution nitrate of silver; medicine dropper; narrow tape or soft twine for tying cord; absorbent cotton (preferably in one-quarter pound packages); no other instruments are to be used by a midwife."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 432—An act to add a new section, to be numbered 7a, to an act entitled "An act to form agricultural districts, to provide

for the formation, organization and powers, of agricultural associations therein, and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act," approved April 17, 1909, as amended.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 241—An act to amend section 4285 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-sixth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 938—An act to amend section 2322~~13~~ of the Political Code, relating to salary and expenses of the county horticultural commissioner in counties of the thirteenth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1113—An act to amend sections 1205 and 1446 of the Penal Code, relating to judgments directing imprisonment for satisfaction of fines and providing for payment of fines within a limited time or in installments in certain cases.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 26—An act to amend section 626*i* of the Penal Code, relating to the limit of deer that may be killed.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 59—An act to amend section 628 of the Penal Code, relating to fish and game.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 44—An act to add a new section to the Penal Code, to be numbered 634¹/₂, relating to the protection of fish and game.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out "takes, catches, or kills any fish", and all of line 4, and "as angling" in line 5, and insert in lieu thereof the following: "casts or operates any trawl-net, paranzella-net or drag-net".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 833—An act to add a new section to the Political Code of the State of California, to be known as section 3627*c*, relating to taxation.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 608—An act to amend section 1142 of the Political Code, relating to boards of election, appointment and duties of election officers.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 10, of the printed bill, strike out all of line 10, and insert in lieu thereof the following: "appointed or the polling place therein, has".

AMENDMENT NUMBER TWO.

On page 2, line 14, of the printed bill, after the word "require" in said line, strike out the period and insert in lieu thereof a comma and the following: "*and provided, further,* that if any of the said officers that have heretofore been appointed can not serve, because of illness, disqualification or for some other good and sufficient reason, they shall return and file their notice of appointment as such election officer with the county clerk or registrar of voters, who shall have the authority to excuse such appointee from serving whenever he is satisfied that such elector should and ought to be excused, and he is also granted the power to substitute a new appointee in place and stead of the elector who has either been excused or found disqualified."

AMENDMENT NUMBER THREE.

On page 2, line 15, of the printed bill, strike out the word "person", and insert in lieu thereof the word "elector".

AMENDMENT NUMBER FOUR

On page 2, line 21, of the printed bill, strike out the word "person", and insert in lieu thereof the word "elector".

AMENDMENT NUMBER FIVE.

On page 2, line 25, of the printed bill, strike out the word "voter", and insert in lieu thereof the word "elector".

AMENDMENT NUMBER SIX

On page 2, line 28, of the printed bill, strike out the word "person", and insert in lieu thereof the word "elector".

AMENDMENT NUMBER SEVEN.

On page 2, line 31, of the printed bill, strike out the word "person", and insert in lieu thereof the word "elector".

AMENDMENT NUMBER EIGHT.

On page 2, line 34, of the printed bill, beginning in said line 34, strike out the word "person", and insert in lieu thereof the word "elector".

AMENDMENT NUMBER NINE.

On page 3, line 1, of the printed bill, in the beginning of said line 1, insert the word "state," before the word "county".

AMENDMENT NUMBER TEN

On page 3, line 46, of the printed bill, strike out the word "person", and insert in lieu thereof the word "elector".

AMENDMENT NUMBER ELEVEN

On page 3, line 52, of the printed bill, strike out the word "some", and insert in lieu thereof the word "a", and also strike out the words "in case there is no daily then".

AMENDMENT NUMBER TWELVE.

On page 4, line 2, of the printed bill, strike out the words "three successive", and insert in lieu thereof the word "two".

AMENDMENT NUMBER THIRTEEN.

On page 4, line 6, of the printed bill, strike out the word "persons", and insert in lieu thereof the word "electors"

AMENDMENT NUMBER FOURTEEN.

On page 4, line 18, of the printed bill, strike out the word "persons", and insert in lieu thereof the word "electors".

AMENDMENT NUMBER FIFTEEN

On page 4, line 38, of the printed bill, strike out the word "poll", and insert in lieu thereof the word "tally".

AMENDMENT NUMBER SIXTEEN.

On page 4, line 47, of the printed bill, strike out the word "receipts", and insert in lieu thereof the word "receipt".

AMENDMENT NUMBER SEVENTEEN.

On page 5, line 24, of the printed bill, strike out the word "person", and insert in lieu thereof the word "elector".

AMENDMENT NUMBER EIGHTEEN.

On page 5, line 36, of the printed bill, after the word "and", in said line, insert the words "all of said board".

AMENDMENT NUMBER NINETEEN.

On page 5, line 46, of the printed bill, strike out the word "persons", and insert in lieu thereof the word "electors".

AMENDMENT NUMBER TWENTY.

On page 5, line 49, of the printed bill, strike out the word "persons", and insert in lieu thereof the word "electors".

AMENDMENT NUMBER TWENTY-ONE.

On page 5, line 50, of the printed bill, strike out the word "person", and insert in lieu thereof the word "elector".

AMENDMENT NUMBER TWENTY-TWO.

On page 5, line 51, of the printed bill, strike out the word "person", and insert in lieu thereof the word "elector".

AMENDMENT NUMBER TWENTY-THREE

On page 6, line 7, of the printed bill, strike out the word "final", and insert in lieu thereof the word "Final".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 667—An act to amend section 1 of an act entitled "An act to regulate the conduct of election campaigns, and repealing an act entitled 'An act to promote the purity of elections by regulating the conduct thereof, and to support the privilege of free suffrage by prohibiting certain acts and practices in relation thereto, and providing for the punishment thereof,' approved February 23, 1893," approved March 19, 1907, as amended, relating to statements of candidates.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 668—An act to amend section 30 of an act entitled "An act to provide for and regulate primary elections, and provide a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 13, 22, 23 and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended, relating to statement of expenses by candidates.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 252—An act authorizing the State Board of Forestry to designate hazardous fire areas within the State of California; making it unlawful to build fires in such areas, except in camp sites established therein, and providing penalties for the violation of the provisions thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 439—An act to amend sections 724, 725 and 726 of the Civil Code, relating to the accumulation of income from property.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 472—An act to amend section 637 of the Civil Code, relating to the making of loans by building and loan associations.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 485—An act to amend section 646 of the Civil Code, relating to regulation of and deposits required by building and loan associations and similar corporations, associations or societies organized under the laws of any other state or territory or of any foreign country, carrying on business within this State.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 773—An act to amend section 15c of the Building and Loan Commission Act.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 197—An act to amend the Penal Code of the State of California by adding thereto a section designated as number 1614a, providing for credits for good behavior to prisoners confined in a county jail under judgment of imprisonment in a criminal action or proceeding.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 196—An act to amend section 1613 of the Penal Code, providing that persons confined in the county jail under judgment of imprisonment rendered in a criminal action may be required to labor.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 458—An act to amend section 369b of the Penal Code, relating to shipping cattle without unloading or feeding them.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 5, of the printed bill, after the word "transporting", insert the word "horses".

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, strike out the word "or".

AMENDMENT NUMBER THREE.

On page 1, line 5, of the printed bill, after the word "swine", insert the words "or other animals".

AMENDMENT NUMBER FOUR.

On page 1, line 7, of the printed bill, after the word "feeding", insert the words "into properly equipped pens".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 49—An act to add a new section to the Penal Code, to be numbered 626f, relating to cats in fish and game districts designated by law as game refuges.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees and compensation of jurors.

The question being on the adoption of the amendment.

MOTION TO RE-REFER.

Mr. Heisinger moved that Assembly Constitutional Amendment No. 4 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Assembly Constitutional Amendment No. 4 ordered re-referred to Committee on Constitutional Amendments.

Assembly Bill No 873—An act to amend an act entitled "An act to provide for the registration of brands and earmarks, the licensing and

regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof.”

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 873 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Cronin, Crowley, Deuel, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, and Young—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 186—An act to amend sections 1 and 2 of an act entitled “An act to regulate the moving of certain boxes, baskets and other receptacles used in mills, workshops, packing, canning and other mercantile establishments where women are employed; and providing penalties for its violation,” approved June 3, 1921, relating to the occupations to which the act applies, the weight of receptacles and the carrying of boxes, trays or other receptacles up or down stairs.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 186 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Woolwine, Wright, and Young—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR

At eleven o'clock and twenty-seven minutes a m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 132—An act to amend section 653c of the Penal Code, relating to the hours of labor on public works, the keeping of records of hours worked and the definition of public works.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 132 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva,

Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williamson, Woolwine, Wright, and Mr. Speaker—58.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 702—An act to add a new section to the Political Code, to be numbered 4041r, authorizing counties to expend money for flood protection and conservation of water resources.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 702 passed by the following vote :

AYES—Arnold, Badham, Baum, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, Williams, Williamson, Wright, Young, and Mr. Speaker—57
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 564—An act to amend section 1 of an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to occupations to which act applies

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 564 passed by the following vote :

AYES—Adams, Bernard, Bishop, Byrne, Collier, Coombs, Cuttenden, Cronin, Crowley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Oliva, Quigley, Reindollar, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—44

NOES—Anderson, Arnold, Badham, Baum, Brock, Cloudman, Cloudsley, Craig, Crawford, Deuel, DeYoe, Dillinger, Fisher, Harper, Ingels, Keaton, Luttrell, Lyons, Meeker, Mixer, Morgan, Patterson, Roberts, and Scofield—24.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 981—An act to provide for the protection of certain employees of cities, city and counties, incorporated or unincorporated

cities, towns or districts, against personal liability incurred while acting within the course of their duty.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No 981 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jespersen, Jewett, Jones, Keaton, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—64.

NOES—Hoffman, Ingels, and Roland—3.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 1096—An act authorizing any municipal corporation to institute suits against the State of California in any county of said State to cancel tax assessments and sales erroneously made against municipally owned property exempt from taxation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1096 passed by the following vote :

AYES—Adams, Anderson, Arnold, Baum, Bishop, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 902—An act to add a new section to an act entitled "An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof," approved May 14, 1927, to be numbered 15, relating to the transference of the powers and duties of the Secretary of State to the Department of Professional and Vocational Standards.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Feigenbaum moved that Assembly Bill No. 902 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 902 ordered re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or making inspection of electric poles, wires, cables,

machinery, appliances or equipment; providing for the employment of a crew of not less than two journeymen in the doing of such work or inspection; and providing penalty for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Quigley moved that Assembly Bill No. 381 be withdrawn from the file, and ordered re-referred to Committee on Public Utilities.

Motion carried.

Assembly Bill No. 381 ordered re-referred to Committee on Public Utilities.

Assembly Bill No. 65—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section to be numbered 98a, requiring motor vehicles to be equipped with receptacles for burning tobacco and other glowing, flaming or inflammable substances.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 65 passed by the following vote.

AYES—Adams, Arnold, Badham, Baum, Bishop, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Dillinger, Eddy, Emmett, Feeley, Fry, Gilmore, Harper, Hawes, Ingels, Keaton, Kline, Little, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Snyder, Stockwell, Williams, Witter, Woolwine, and Young—46.

NOES—Byrne, Crown, Deuel, DeYoe, Feigenbaum, Fisher, Flynn, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Luttrell, Morrison, and West—17.

Title read and approved.

Bill ordered transmitted to the Senate.

RECESS.

At twelve o'clock and twenty-five minutes p.m., on motion of Mr. Fry, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Gloss reading.

REQUEST FOR USE OF ASSEMBLY CHAMBER.

Mr. Anderson asked for and was granted the use of the Assembly Chamber for a public hearing on Assembly Constitutional Amendment No. 20 for the evening of Tuesday, April 2, 1929, at seven o'clock and thirty minutes p.m.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 69—An act to amend section 694 of the Code of Civil Procedure, relating to the conduct of sales of property on execution or under power contained in any trust deed hereafter executed, and designating the county wherein such sales must be held—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 8—Relative to memorializing Congress for federal aid in the construction of a breakwater in Trinidad Harbor at or near the city of Trinidad, California—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 105—An act to amend section 384 of the Penal Code, relating to fires;

Also: Assembly Bill No. 174—An act regulating the practice of civil engineering;

Also: Assembly Bill No. 184—An act to amend sections 361e, 361f and 361g of the Political Code and to add two new sections to said code to be numbered 361h and 361i, relating to the Department of Agriculture and the Division of Land Settlement thereof;

Also: Assembly Bill No. 241—An act to amend section 4285 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-sixth class;

Also: Assembly Bill No. 298—An act to amend section 19x15 of the Juvenile Court Law, relating to compensation of probation officers in counties of the fifteenth class;

Also: Assembly Bill No. 317—An act to amend section 1360 of the Political Code, relating to absent voters;

Also: Assembly Bill No. 432—An act to add a new section to be numbered 7a to an act entitled "An act to form agricultural districts, to provide for the formation, organization and powers, of agricultural associations therein and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act," approved April 17, 1909, as amended;

Also: Assembly Bill No. 454—An act to amend section 900 of the Code of Civil Procedure, relating to the lien of judgments rendered in a justice's court;

Also: Assembly Bill No. 470—An act to add a new section to the Penal Code, to be numbered 415a, prohibiting the shooting or discharging of firearms upon the public highways of the State, and providing a penalty therefor;

Also: Assembly Bill No. 526—An act to amend section 1444 of the Code of Civil Procedure, relating to appraisers and appraisements in probate proceedings;

Also: Assembly Bill No. 554—An act relating to the exemption of certain children from the requirements of attendance upon a public full-time day school;

Also: Assembly Bill No. 563—An act providing for the creation and establishment of the Contractors State License Board; prescribing the powers and duties of such board; defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting, and fixing the fees for such licenses; providing the method of revocation of such licenses, and prescribing the punishment for violation of the provisions of this act;

Also: Assembly Bill No. 586—An act to amend section 1 of, and to repeal section 9 of an act entitled "An act to authorize and regulate the employment of prisoners in the State prisons of this State and to provide for the disposition of the products of their skill and labor," approved February 23, 1911, and to add three new sections to be numbered 2a, 2b and 2c, to said act providing for payment of compensation for work performed by prisoners and making an appropriation in furtherance of the provisions of the act;

Also: Assembly Bill No. 591—An act to add a new section to the Code of Civil Procedure, to be numbered 1822bb, relating to sale of property of missing persons;

Also: Assembly Bill No. 693—An act to amend section 340 of the Code of Civil Procedure, relating to the time for commencement of actions;

Also: Assembly Bill No. 747—An act to amend section 86 of the Code of Civil Procedure, relating to the justices' clerks and their appointees;

Also: Assembly Bill No. 754—An act to provide for the forfeiture of certain lands to the State for the nonpayment of delinquent interest upon any part of the unpaid portion of the purchase price thereof, together with penalties and costs as herein provided, and for the forfeiture of all moneys previously paid thereon, principal as well as interest; prescribing the duties of certain public officers with respect thereto; providing for the giving of notice of said forfeitures; prescribing certain remedies, and making an appropriation for the purposes of this act;

Also: Assembly Bill No. 938—An act to amend section 2322x13 of the Political Code, relating to salary and expenses of the county horticultural commissioner in counties of the thirteenth class;

Also: Assembly Bill No. 983—An act to amend sections 2176, 2180 and 2192 of the Political Code and to add a new section to said code to be numbered 2176a, all relating to the Department of Institutions;

Also: Assembly Bill No. 1090—An act to amend sections 17 and 18 of an act entitled "The California Fruit, Nut and Vegetable Standardization Act of 1927," approved June 2, 1927, relating to the packing and sale of avocados and berries;

Also: Assembly Bill No. 1113—An act to amend sections 1205 and 1446 of the Penal Code, relating to judgments directing imprisonment for satisfaction of fines and providing for payment of fines within a limited time or in installments in certain cases;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 399—An act relating to the establishment and maintenance of a Bureau of Safety in the Railroad Commission of this State, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Cronin moved that Assembly Bill No. 399 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 399 ordered re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 170—An act to amend section 14 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915 (Stats. 1915, page 1441), as amended, relating to prorating of assessments upon subdivisions of land.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 170 passed by the following vote:

AYES—Adams, Anderson, Budham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, Meeker, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Snyder, Spalding, Stockwell, West, Williams, Woolwine, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 449—An act to amend "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, by adding a new section thereto to be known as section 887, making it unlawful for any municipality to levy license taxes or fees against the business of, or instru-

mentalities used in, the sale or delivery of merchandise to retailers for retail purposes.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Nielsen:

AMENDMENT NUMBER ONE

On page 1, line 6, of the printed bill, after the first word "city", strike out the comma and the words "city and".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, strike out the word "county" and the comma.

Amendments adopted.

Bill ordered to reprint, re-engrossment, and on file for passage.

HON. CHAS. F. REINDOLLAR IN THE CHAIR.

At two o'clock and thirty-seven minutes p.m., Hon. Chas. F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER NINE.

Senate Constitutional Amendment No. 9—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding section 15 to article IX thereof, relating to the Henry E. Huntington Library and Art Gallery.

The question being on the adoption of the constitutional amendment.

MOTION TO RE-REFER.

Mr. Anderson moved that Senate Constitutional Amendment No. 9 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Senate Constitutional Amendment No. 9 ordered re-referred to Committee on Constitutional Amendments.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER SEVEN.

Senate Joint Resolution No. 7—Relative to the protection of agricultural products.

COMMITTEE AMENDMENTS.

During reading of the resolution, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed resolution, as amended in Senate March 14, 1929, strike out all of lines 1 and 2, and insert in lieu thereof the following

"Senate Joint Resolution No. 7—Relative to memorializing and petitioning the President of the United States and congress to support congressional action and administrative leadership toward securing the benefits of tariff protection to all American farm producees, regardless of commodity, and petitioning for the restoration of adequate tariffs on imports of agriculture products from the Philippine islands."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed resolution, strike out all of lines 1 to 20, inclusive, and insert in lieu thereof the following:

"WHEREAS, The encouragement and protection of the growth of agriculture products in the United States, and of the production of agriculture products, in interest of agriculture and as a measure of economic stability and defense, has been an important feature of our tariff policy; and

WHEREAS, A continuation of such policy is highly important from the standpoint of agriculture and as a defense against the dangers inherent in a condition of dependence on foreign supplies of agriculture products; and

WHEREAS, From the time the Philippine islands were ceded to the United States, by treaty of peace April 11, 1899, until the passage of the so-called Philippine act of March 8, 1902, sugar and other products of the Philippine islands entering our ports were assessed the same rate of duty as like products coming from other countries; and

WHEREAS, The act of March 8, 1902, provided that upon all articles the growth of the Philippine islands coming into the United States from such islands there should be levied, collected, and paid only seventy-five per cent of the rate of duty upon like articles imported from other countries, and

WHEREAS, The tariff act of August 5, 1909, the Payne-Aldrich act, provided that all articles, the growth or product of the Philippine islands, should be admitted into the United States free of duty, except rice and a specified amount of tobacco and cigars, and except in any fiscal year sugar in excess of three hundred thousand gross tons; and

WHEREAS, The fact that congress saw fit to levy the full rate of duty on Philippine products entering the United States from the time of the acquisition of the islands in 1899 until the passage of the act of 1902, and by the passage of the latter act continued to levy such duty to the extent of seventy-five per cent of the rates levied against other countries, is conclusive evidence that congress intended to protect American farmers from competition with cheaply produced products of Philippine soil; and

WHEREAS, There is now pending in congress an act for tariff revision; now therefore be it

Resolved by the Assembly and the Senate of the State of California, jointly, That we, the members of the Legislature of the State of California, urge and support congressional action and administrative leadership toward securing the benefits of tariff protection to all American farm producers, regardless of commodity, and also on those commodities that are competitors, but not necessarily produced in the United States, and for restoration of adequate tariffs on imports of agriculture products from the Philippine islands; and be it further

Resolved, That the chief clerk of the Assembly be and he is hereby directed to send copies of this resolution to the President of the United States and to each member of the senate and house of representatives of the United States"

Amendments adopted.

Senate Joint Resolution No. 7 ordered to reprint, and on file for adoption.

THE SPEAKER IN THE CHAIR.

At two o'clock and forty-five minutes p.m., Hon Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 541—An act to amend section 9 of an act entitled "An act to regulate and license the business of producing, refining and distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and distribution of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 541 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudslev, Collier, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Eddy, Emmett, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noves, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, and Young—56

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. ROBERT B. FRY IN THE CHAIR.

At two o'clock and fifty minutes p.m., Hon. Robert B. Fry, member of the Assembly from the Thirtieth District, in the chair.

Senate Bill No. 177—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to regulate the practice of architecture," approved March 23, 1901, as amended, and to add two new sections to said act, to be numbered sections 8 and 9, relating to revocation of certificates and definitions of terms used in said act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No 177 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, and Young—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 529—An act to add a new section to the Political Code to be numbered 1929, relating to the composition, organization, duties, training, control and government of the National Guard of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 529 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Woolwine, Wright, and Young—56.

NOES—Bishop—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 798—An act to amend section 3 of an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department and to assess and collect taxes, from time to time, for such purpose, and to create a board of fire commissioners," approved March 4, 1880, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 798 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor;

Miller, James A., Mixer, Morgan, Morrison, Parkman, Reindollar, Roberts, Roland, Scudder, Snyder, Spalding, Stockwell, West, Witter, Woolwine, and Wright—52.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 508—An act to amend section 8 of "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement," approved March 24, 1903.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 508 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Parkman, Reindollar, Roberts, Roland, Scudder, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, and Young—57.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 152—An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the land and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings," approved May 22, 1925.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 152 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Jespersen, Jewett, Jones, Jost, Kline, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Woolwine, Wright, Young, and Mr. Speaker—55.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At three o'clock and ten minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 100—An act to amend section 1 of an act entitled “An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act,” approved June 3, 1913, as amended, relating to what constitutes an employment agency and extending the law to cover farm labor contractors engaged in securing workers for others for a valuable consideration.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 100 finally passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudsley, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scudder, Snyder, Spalding, West, Williams, Woolwine, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 622—An act to amend sections 591, 596*a* and 606 of the Political Code, and adding a new section, to be numbered 606*a*, all relating to the Insurance Commissioner, his office, salary, expenses, deputies, assistants, attorney and employees; submission of written instruments to attorney or Attorney General; assessment of insurance companies for salary and expenses in case of deficiency; creation of insurance fund and transfer and abolition of Insurance Commissioner's special fund.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 622 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scudder, Snyder, Spalding, Stockwell, West, Williams, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 165—An act to amend section 683 of the Civil Code, relating to joint tenancy.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 165 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrue, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmert, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scudder, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—61
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 176—An act to amend sections 2, 3, 5, 8, 9, 9a, 10, 11, 11a, 12, 14, 18, 20a and 20b of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, as amended, and adding new sections to be numbered 9b, 9c, 9d, and 23, relative to the definition of real estate brokers and salesmen; providing for regulation, supervision and licensing thereof; sale of lands for colonization or subdivision purposes; brokers' bonds; providing penalties for the violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Scudder:

AMENDMENT NUMBER ONE.

On page 2, line 27, of the printed bill, after the word "directly", insert the following: "perform any of the acts aforesaid with reference to his own property"

Amendment adopted.

Bill ordered to reprint, and on file for passage

Senate Bill No. 421—An act to amend section 31 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925." approved June 2, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 421 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Parkman, Patterson, Roberts, Roland, Scudder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No 422—An act to amend section 2 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927, and to amend said act by adding a new section to be numbered 30*b*, relating to the packing of cauliflower.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 422 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Parkman, Patterson, Roberts, Roland, Scudder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Wright gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 422 was this day passed.

Senate Bill No 423—An act to amend sections 4, 7, 10, 11, 12 and 13 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 423 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hofman, Ingels, Jespersen, Jones, Jost, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scudder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Wright gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 423 was this day passed.

Senate Bill No. 424—An act to amend section 24 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 424 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scudder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 942—An act to increase the number of judges of the superior court of the county of Sonoma, and for the appointment of such additional judge.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 942 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scudder, Spalding, Stockwell, West, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Jones gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 942 was this day passed.

Assembly Bill No. 1015--An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Coombs moved that Assembly Bill No. 1015 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 1015 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 1095--An act to cure defects in maps or plats filed for record prior to March 1, 1929, and in deeds or conveyances referring to such maps.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1095 passed by the following vote:

AYES--Adams, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Kline, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Patterson, Roberts, Roland, Scofield, Scudder, Spalding, West, Woolwine, Wright, Young, and Mr. Speaker--48.

NOES--None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1103--An act to amend section 204 of the Code of Civil Procedure, relating to the selection of trial jurors and grand jurors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 1103 passed by the following vote:

AYES--Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Fisher, Fry, Hawes, Heisinger, Hoffman, Jespersen, Jones, Keaton, Kline, Luttrell, Lyons, McDonough, Meeker, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Roberts, Roland, Scofield, Scudder, Spalding, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker--53.

NOES--None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 50--An act to amend section 2969 of the Civil Code, relating to attachments of mortgaged personal property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 50 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Morgan, Noyes, Roland, Scofield, Scudder, Spalding, Stockwell, West, Woolwine, Wright, Young, and Mr. Speaker—50
NOES—Coombs, Lyons, Patterson, and Williams—4.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 58—An act to amend section 2968 of the Civil Code, relating to levying upon mortgaged personal property in possession of the mortgagor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 58 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Craig, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Fisher, Flynn, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Morrison, Nielsen, Noyes, Roland, Scudder, Spalding, West, Witter, Wright, Young, and Mr. Speaker—43.
NOES—Badham, Baum, Byrne, Coombs, Crawford, Crittenden, Emmett, Hawes, Keaton, Lyons, Miller, James A., Mixer, Morgan, Patterson, Stockwell, Williams, and Woolwine—17.

Title read and approved.

Bill ordered transmitted to the Senate.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Lyons moved that the vote whereby Senate Bill No. 226 was passed be reconsidered.

The roll was called, and the same was reconsidered by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Fisher, Flynn, Fry, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Noyes, Parkman, Roberts, Roland, Scofield, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—53.
NOES—Dillinger, and Woolwine—2.

Senate Bill No. 226 ordered placed on file.

CONSIDERATION OF GOVERNOR'S VETO.

Assembly Bill No. 524—An act to amend section 84 of the Civil Code, relating to children of annulled marriages.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto of the Governor sustained by the following vote:

AYES—None.
NOES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker,

Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Roland, Scudder, Spalding, Stockwell, West, Witter, Woolwine, Wright, Young, and Mr. Speaker—56.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 174—An act regulating the practice of professional engineering; providing for the creation and establishment of a State Board of Registration for Professional Engineers; granting certain powers to and prescribing the duties of said boards; providing for the examination and registration of professional engineers, and providing penalties for the violation of this act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Brock moved that Assembly Bill No. 174 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 174 ordered re-referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 821—An act to provide for the leasing by the State of California of certain tide and submerged lands; to provide the terms, conditions, purposes and restrictions of, and preference rights to, leases thereof;

Also Senate Bill No. 315—An act to establish the line of ordinary high tide in certain parts of Newport Bay in Orange County, California, in conformity with and to confirm certain decrees of the superior court of the State of California, in and for the county of Orange, establishing said line of ordinary high tide, and to confirm the grants of tide lands heretofore made to the city of Newport Beach;

Also Senate Bill No. 743—An act granting to the city of Martinez tide and submerged lands of the State of California, including the right to wharf out therefrom, to the city of Martinez, and regulating the management, use and control thereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

HORNBLOWER, Chairman.

The above reported bills ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 367—An act to amend sections 3, 10, 19, 20, 21, 25, 27, 40 and 41 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to street improvements;

Also Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm

sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvements; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements;

Also: Assembly Bill No. 659—An act to relieve any person, company, association or corporation owning or operating any railroad or railway track or tracks upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places and all public ways and other property and rights of way of the public from requirements that such person, company, association or corporation pave, repave, macadamize, remacadamize, or otherwise improve any part of any such public highway, road, street, avenue, boulevard, lane, alley, court, place or public way or other property or right of way of the public, and repealing all acts or parts of acts in conflict herewith;

Also: Assembly Bill No. 900—An act to amend sections 5 and 19 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915;

Also: Assembly Bill No. 658—An act to require the filing of a petition with the legislative body of a city or county of a majority of the property owners fronting on any street, highway, alley, lane, place or court or of lots or lands liable to be assessed, before improvement proceedings can be commenced under any of the street improvement acts of this State;

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WOOLWINE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 427—An act to amend section 713 of the Civil Code, relating to the leasing of municipal property—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Concurrent Resolution No. 23—Providing for the creation of a joint committee of the Senate and Assembly to study street improvement laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WOOLWINE, Chairman.

The above reported concurrent resolution ordered on file for adoption.

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 67—An act to repeal section 2572 of the Political Code, relating to the Board of Harbor Commissioners of the port of Eureka on Humboldt Bay and to the officers and employees thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 876—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital

Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act, to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith" approved May 19, 1915, as amended, by amending section 21—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 299—An act to transfer and set over certain State lands described as lot 2 of section 23, township 15 north, range 1 west, Humboldt base and meridian, containing 7 and 44/100 acres more or less; lot 3 of section 23, township 15 north, range 1 west, Humboldt base and meridian, containing 22 and 44/100 acres more or less; lot 2 of section 25, township 15 north, range 1 west, Humboldt base and meridian, containing 22 and 4/100 acres more or less; lot 3 of section 25, township 15 north, range 1 west, Humboldt base and meridian, containing 18 and 66/100 acres more or less; lot 1 of section 26, township 15 north, range 1 west, Humboldt base and meridian, containing 7 and 13/100 acres more or less; lot 2 of section 26, township 15 north, range 1 west, Humboldt base and meridian, containing 1 and 57/100 acres more or less; situated in Del Norte County, State of California, from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 686—An act creating a commission to investigate and report upon the subject of home rule for counties, providing for the appointment of the members thereof, the powers and duties of such commission, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

- FEIGENBAUM, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702 and 703, relating to the Division of Exhibits within the Department of Finance—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 606—An act to regulate the examination of applicants for license in the "basic sciences," to establish a State Board of Examiners in the "basic sciences" as defined herein, define its powers, prescribe its duties, provide for the appointment of its members and fix their terms and compensation, and in certain respects, defining the powers and prescribing the duties of boards for any branch or system of healing now existing or hereafter established, and of certain other officers, and providing for the enforcement of this act and the penalties for violation—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Medical and Dental Laws.

FEIGENBAUM, Chairman.

The above reported bill ordered re-referred to Committee on Medical and Dental Laws.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 940—An act authorizing and empowering the Department of Natural Resources to act under the provisions of section 3897a of the Political Code—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 82—An act to amend section 29 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the powers and jurisdiction of municipal courts, and of the judges and other officers thereof:

Also: Assembly Bill No. 139—An act to amend section 18 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the appointment and duties of clerks, deputy clerks, marshals, deputy marshals, and the filling of vacancies in said offices:

Also: Assembly Bill No. 289—An act to amend section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the organization of municipal courts in cities or cities and counties of the first and one-half class; to provide for the number of judges thereof:

Also: Assembly Bill No. 550—An act to add three new sections to be numbered 10½, 13 and 14 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to withdrawal and annexation of territory in public cemetery districts and creating a perpetual care fund to provide for the perpetual care of burial lots in cemeteries therein:

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 140—An act to add new sections to the Penal Code to be numbered sections 526 and 527, relating to the making, distribution, or use of matter resembling any process of a court:

Also: Assembly Bill No. 1116—An act to add a new section, to be numbered section 1½, to an act entitled "An act to require employers to pay the cost of bonds and photographs required of and furnished by employees or applicants for employment," approved April 20, 1917, as amended, and to amend section 2 thereof, relating to the protection of cash bonds put up by employees or applicants for employment and providing penalties for violation thereof:

Also: Assembly Bill No. 1117—An act to amend section 84 of the Civil Code, relating to children of annulled marriages:

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Concurrent Resolution No. 13—Relative to the designation and adoption of a variety of tree to be known as the Official State Tree and Arboreal Emblem of the

State of California—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SEWELL, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER Your Committee on Judiciary, to which was referred Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 153—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes, produced by another in the State of California:

Also: Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California, and make an appropriation therefor;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 9—An act making an appropriation to pay the claim of Harry L. Hopper against the State of California:

Also: Assembly Bill No. 11—An act creating an additional district court of appeal known as the district court of appeal for the fourth appellate district, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor:

Also: Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act.

Also: Assembly Bill No. 436—An act making an appropriation for permanent improvements at the San Francisco State Teachers College:

Also: Assembly Bill No. 448—An act making an appropriation for the purchase of a land site and the construction and equipment of a warehouse thereon, for the use of the Division of Motor Vehicles, and such other State uses as may be approved by the Director of Finance; transferring certain moneys to the general fund and abolishing the transfer and operators' license fund;

Also: Assembly Bill No. 503—An act appropriating money for premiums at fairs or exhibitions held by the thirty-second district agricultural association during the eighty-first and eighty-second fiscal years;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 650—An act appropriating money to be used for the purchase of dam sites and other necessary land to restrain tailings from hydraulic mining operations and for engineering investigations in connection therewith;

Also: Assembly Bill No. 1053—An act to accept the provisions and benefits of an act passed by the Senate and House of Representatives of the United States of America in Congress assembled and approved February 5, 1929, to provide for the further development of vocational education; to create a vocational education fund and making an appropriation therefor;

Also: Assembly Bill No. 1067—An act making an appropriation to meet a deficiency in the appropriation for support of the Railroad Commission for the seventy-ninth and eightieth fiscal years;

Also: Assembly Bill No. 1076—An act making an appropriation for minor construction, improvements and equipment at the Norwalk State Hospital;

Also: Assembly Bill No. 1083—An act authorizing the State Department of Finance to select and acquire additional land for the State Hospital at Patton,

California, and to that end to sell or exchange certain property belonging to the State and situated in the county of San Bernardino, and making an appropriation therefor;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 1084—An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years;

Also: Assembly Bill No. 1102—An act to appropriate money for permanent improvements in aid of and in connection with State Teachers College of San Diego;

Also: Assembly Bill No. 1118—An act making an appropriation for repair, improvements and equipment at the State Capitol Building, Sacramento, including the installation of two new elevators;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 546—An act making an appropriation to pay the claim of Arthur B. Eddy against the State of California;

Also: Assembly Bill No. 905—An act appropriating money to pay the claim of Mr. S. W. Moore against the State of California;

Also: Assembly Bill No. 906—An act appropriating money to pay the claim of Grove J. Fink against the State of California;

Also: Assembly Bill No. 907—An act appropriating money to pay the claim of Fred A. Taylor against the State of California;

Also: Assembly Bill No. 908—An act to appropriate money to pay the claim of C. E. Skidmore against the State of California;

Also: Assembly Bill No. 909—An act appropriating money to pay the claim of E. E. Purrington against the State of California;

Also: Assembly Bill No. 910—An act to pay the claim of L. A. Norton against the State of California;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 911—An act appropriating money to pay the claim of the disbursing officer of the Division of Highways, State Department of Public Works, against the State of California;

Also: Assembly Bill No. 912—An act appropriating money to pay the claim of Will C. Wood against the State of California;

Also: Assembly Bill No. 913—An act to pay the claim of Hans Hansen against the State of California;

Also: Assembly Bill No. 914—An act appropriating money to pay the claim of the city controller of the city of Los Angeles against the State of California;

Also: Assembly Bill No. 915—An act appropriating money to pay the claim of H. L. Preston against the State of California;

Also: Assembly Bill No. 916—An act appropriating money to pay the claim of Harold E. Smith against the State of California;

Also: Assembly Bill No. 1064—An act making an appropriation to pay the claim of the American Railway Express Company against the State of California;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman

The above reported bills ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 218—An act to amend section 4262 of the Political Code, relating

to the salaries of county officers of counties of the thirty-third class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 223—An act validating that certain franchise for a toll road and tunnel granted to E. J. Fitzpatrick on March 19, 1928, by the board of supervisors of Contra Costa County;

Also: Senate Bill No. 224—An act validating that certain franchise for a toll road and tunnel granted to E. J. Fitzpatrick on April 9, 1928, by the board of supervisors of Alameda County;

Also: Senate Bill No. 361—An act to add a new section to the Political Code to be numbered 4089, relating to the destruction of unsold county bonds;

Also: Senate Bill No. 108—An act to amend section 4300c of the Political Code, relating to fees of clerks, sheriffs and recorders;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON MINES AND MINING.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on Mines and Mining, to which was referred Senate Bill No. 211—An act to amend sections 1, 3, 8, 9, and 10 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm or corporation engaged in the business of milling, sampling, concentrating, reducing, refining, purchasing or receiving for sale, ores, concentrates or amalgams, bearing gold or silver, gold dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act," approved April 15, 1925, as amended, and to add a new section to said act to be numbered 4b, relating to the enforcement thereof and the escheat of ores seized thereunder—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

DILLINGER, Chairman.

The above reported bill ordered on file for second reading.

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 156—An act to amend an act known as the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, relating to disability indemnity and death benefits—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 176—An act to amend section 29 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by providing a penalty of 20 per cent but not exceeding \$1,000 to be added to any payment of compensation awarded to employees for the failure of their employers to secure the payment of compensation as provided in said act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 489—An act to amend section 29 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, providing for the securing of the payment of compensation by employers—has had the same under

consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 408—An act to amend sections 3, 8, 10, 11, 18½ and 19 of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended, and to add a new section thereto to be numbered section 20, relating to powers of the directors of said companies and forms of insurance policies issued by said company—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 881—An act to amend sections 1 and 5 of an act entitled "An act to provide for the formation, management, and dissolution, of county fire protection districts, and annexation thereto, setting forth the powers of such districts and providing for levying and collecting taxes on property in such districts to defray the expenses thereof," approved May 23, 1923, and to add a new section thereto to be numbered section 5a—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

ON ROADS AND HIGHWAYS

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 86—An act to amend section 2713 of the Political Code, relating to the construction and repair of bridges—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JESPERSEN, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 85—An act to amend section 2640 of the Political Code, relating to the acquisition and construction of new roads and the grading, regrading, paving, macadamizing, surfacing, repaving and maintaining of existing roads—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Senate Bill No. 42—An act to add a new section to be numbered section 7½ to an act entitled "An act to provide for the care, management and protection of State highways and provide penalties for violations of the provisions of the act," approved May 20, 1915, relating to State highways—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

ON IRRIGATION

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 988—An act to amend an act entitled "An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition therefor by the land owners; providing for the joint government and control thereof by the land owners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in

said district are located: providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing for the transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water; providing for the approval of the State Superintendent of Banks of such contracts or transfers; providing that said bonds and contracts or transfers may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds and such transfers or contracts providing therefor by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased, or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power," approved June 13, 1913, as amended, by amending section 7 thereof and adding new sections thereto to be numbered 37 to 59 inclusive, relating to the powers and duties of water districts and the boards of directors thereof and providing for the drainage and reclamation of lands within such districts and for the annexation of lands to and the exclusion of lands from such districts—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Irrigation, to which was referred Senate Bill No. 210—An act to add a new section to be numbered 19c to the "California Irrigation District Act," relating to appointment and election of district officers and declare the urgency thereof;

Also: Senate Bill No. 212—An act to limit the liabilities of irrigation district directors for the negligence of appointees and employees thereof in certain instances;

Also: Senate Bill No. 413—An act to amend an act entitled "An act to provide for the organization and creation of improvement districts within irrigation districts organized under the California Irrigation District Act; to provide for the construction of improvements therein, and for the levy of assessments on the lands of such improvement districts," approved May 25, 1927, by amending the title thereof and sections 1, 2, 3, 4, 6, 7, 9 and 10, and adding three new sections to be numbered 11, 12, 13 and 14, relating to the levying of assessments for maintenance, operation and repair, the designation of such act and the constitutionality thereof;

Also: Senate Bill No. 765—An act to repeal an act entitled "An act authorizing the board of supervisors of the counties in which water is sold for the purpose of irrigation, to fix the rates at which water shall be sold," approved March 26, 1880;

Also: Senate Bill No. 766—An act to repeal an act entitled "An act to regulate and control the sale, rental, and distribution of any appropriated water in this State other than in any city, county, or town therein and to secure the rights of way for the conveyance of such water to the places of use," approved March 12, 1885; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

MIXTER, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

ON AVIATION AND AIRCRAFT.

ASSEMBLY CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: Your Committee on Aviation and Aircraft, to which was referred Assembly Concurrent Resolution No. 9—Providing for the creation of a joint committee of the Senate and Assembly to investigate aviation conditions in the State of California and to the question of safety and prevention of accidents thereto; to pre-

pare and make recommendations concerning changes in existing laws, and the enactment and enforcement of laws relating to the use and operation of aeroplanes, and to prepare and submit with supporting facts, ascertain, a report as to the advisability of the adoption of a uniform law regulating aviation and making appropriation to meet the expenses of said committee necessarily incurred in said work—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

BISHOP, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Aviation and Aircraft, to which was referred Senate Bill No. 416—An act providing for the licensing of aircraft, airmen, and air navigation facilities, and air traffic rules and to make uniform the law with reference thereto; and to provide for the enforcement thereof; and to repeal that certain act entitled "An act concerning the registration, numbering, and use of aircraft, and the licensing of operators thereof," approved June 3, 1921—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BISHOP, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69b, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

FRY, Chairman.

The above reported bill ordered on file for second reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Lyons: Assembly Constitutional Amendment No. 27—Proposed amendment to article VI of the constitution, relative to absence of judicial officers from the State.

Introduced, and referred to Committee on Constitutional Amendments.

By Messrs. Cronin, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Hornblower, Levey, Miller, Morrison, Oliva, Quigley and Williamson: Assembly Joint Resolution No. 9—Relative to requesting the United States Senate to pass Resolution No. 126, relating to the appointment of a committee to investigate the organization and operation of public utility corporations supplying telephone communications.

Introduced, and referred to Committee on Federal Relations.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 82—An act to amend section 29 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein." approved May 23, 1925, as amended, relating to the powers and jurisdiction of municipal courts, and of the judges and other officers thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, strike out the words "five hundred".

AMENDMENT NUMBER TWO.

On page 1, line 16, of the printed bill, strike out the words "five hundred".

AMENDMENT NUMBER THREE.

On page 2, line 1, of the printed bill, strike out the words "five hundred".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 289—An act to amend section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein." approved May 23, 1925, as amended, relating to the organization of municipal courts in cities or cities and counties of the first and one-half class; to provide for the number of judges thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, after the numeral "7", strike out the word "of", and insert in lieu thereof the following: "and to add new sections to be numbered 7a and 7b to".

AMENDMENT NUMBER TWO.

In line 10 of the title of the printed bill, after the word "judges", strike out the word "thereof", and insert in lieu thereof a comma and the following: "clerks, marshals and other officers and attaches of such municipal courts and their deputies; to fix the compensation therefor".

AMENDMENT NUMBER THREE.

After line 21 of the printed bill, insert the following new matter:

"SEC. 2. A new section to be numbered 7a, is hereby added to said act, to read as follows:

Sec. 7a. The clerk shall appoint the following deputies and attaches who shall each receive as monthly compensation the sum set opposite the title of their respective offices or positions:

One chief deputy clerk, three hundred fifty dollars.

One deputy clerk (chief clerk traffic department) three hundred twenty-five dollars.

One deputy clerk (chief clerk civil department) three hundred dollars.

One deputy clerk (chief clerk criminal department) three hundred dollars.

Three deputy clerks, two hundred fifty dollars.

One deputy clerk, two hundred seventy-five dollars.

One deputy clerk (secretary to presiding judge who shall also act as jury commissioner), two hundred fifty dollars.

Thirty-four deputy clerks, two hundred twenty-five dollars.

Fifteen deputy clerks, one hundred seventy-five dollars.

Six deputy clerks, one hundred sixty dollars.

Twenty-nine deputy clerks, one hundred fifty dollars.

Twenty-eight deputy clerks, one hundred thirty dollars.

Three deputy clerks, one hundred twenty-five dollars.

SEC. 3. A new section, to be numbered 7b, is hereby added to said act, to read as follows:

Sec. 7b. The marshal shall appoint the following deputies and attaches who shall receive as monthly compensation the sums set opposite the title of their respective offices or positions:

One assistant marshal at three hundred fifty dollars; one deputy at two hundred twenty-five dollars; two deputies at two hundred dollars; two deputies at one hun-

dred ninety dollars; forty-four deputies at one hundred seventy-five dollars; one deputy at one hundred sixty-five dollars; five deputies at one hundred fifty dollars; five deputies at one hundred twenty-five dollars; one hundred deputy marshals (custodians), four dollars per day

The deputy marshals serving as custodians shall be paid only for their actual services as keepers of property taken under legal process and shall be paid out of the funds deposited by the parties to the action in which such services are rendered.

In addition to the salaries in this section above provided, the marshal and deputy marshals shall be allowed their necessary incidental expenses incurred in the performance of their duty. They may be furnished with automobiles at public expense for use in the service of writs and process or may in lieu of other traveling expenses be allowed not to exceed six cents per mile for the operation of automobiles furnished by themselves while actually used on public business in the performance of their duty.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read :

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 150—An act to add a new section to the Civil Code, to be numbered 3065*b*, relating to loggers' liens;

Also: Senate Bill No. 741—An act to amend section 2 of an act entitled "An act to provide for the maintenance and support, in certain cases, of indigent, incompetent, and incapacitated persons (other than persons adjudged insane and confined within State hospitals), becoming a public charge upon the counties or cities and counties within the State of California, and for the payment thereof into a fund for the maintenance and support of such persons," approved March 23, 1901, as amended;

Also: Senate Bill No. 801—An act to amend sections 10 and 14 of the "State Housing Act," approved June 15, 1923, as amended, relating to definitions therein and to the rear yard of apartment houses;

Also: Senate Bill No. 832—An act to amend section 5 of an act entitled "An act to provide for the burial of ex-Union soldiers, sailors and marines dying without leaving sufficient means to defray burial expenses," approved March 15, 1889, as amended, relating to duties of boards of supervisors of counties;

Also: Senate Bill No. 839—An act relating to powers and duties of city prosecutors of cities, or cities and counties, operating under a freeholders' charter.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DAIN, Assistant Secretary.

Senate Bill No. 150 read first time, and referred to Committee on Judiciary.

Senate Bill No. 741 read first time, and referred to Committee on Public Charities and Corrections.

Senate Bill No. 801 read first time, and referred to Committee on Public Health and Quarantine.

Senate Bill No. 832 read first time, and referred to Committee on Military Affairs.

Senate Bill No. 839 read first time, and referred to Committee on Municipal Corporations.

Also:

SENATE CHAMBER, SACRAMENTO, March 27, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 144—An act to provide for the periodical inspection of air pressure tanks, with certain exceptions, operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such tanks; making it a misdemeanor to operate such air pressure tanks without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspections;

Also: Senate Bill No. 188—An act to add a new section to the Political Code, to be numbered 3236, relating to preference on public contracts and furnishing supplies;

Also: Senate Bill No. 560—An act to amend section 5 of an act entitled "An act to provide for and regulate primary elections, and providing a method for

choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended;

Also: Senate Bill No. 683—An act to amend section 22 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets; to establish standard and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables; to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927;

Also: Senate Bill No. 706—An act relating to the governing boards of union, joint union, county and joint county junior college districts.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 144 read first time, and referred to Committee on Judiciary.

Senate Bill No. 188 read first time, and referred to Committee on County Government.

Senate Bill No. 569 read first time, and referred to Committee on Elections.

Senate Bill No. 683 read first time, and referred to Committee on Agriculture.

Senate Bill No. 706 read first time, and referred to Committee on Education.

Also:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Constitutional Amendment No. 27—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section thereto to be known as and numbered section 19 of article XIII, relating to revenue and taxation;

Also: Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to section 23a of article IV of the constitution of said State, relating to officers, employees and attaches.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Constitutional Amendments Nos. 27 and 30 referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 110—An act to amend section 848 of the Code of Civil Procedure, relating to service of summons outside of county;

Also: Assembly Bill No. 605—An act relating to the composition of boards of education of consolidated school districts;

Also: Assembly Bill No. 450—An act to amend sections 4236b, 4236c, 4236d, 4236f, 4236g, 4236h, 4236j, 4236l, inclusive, of the Political Code, relating to county and township officers of the seventh class, the assistants, deputies, and other employees of said officers, and providing for the compensation of said officers and said assistants, deputies, and other employees;

Also: Assembly Bill No. 551—An act providing for annual conventions of secondary school principals;

Also: Assembly Bill No. 556—An act to amend section 2322x27 of the Political Code, relating to the salary and expenses of the horticultural commissioner, his deputies, and employees in counties of the twenty-seventh class.

Also: Assembly Bill No. 334—An act to amend section 4268 of the Political Code, relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirty-ninth class;

Also: Assembly Bill No. 552—An act relating to the issuance of vacation permits to work to certain minors;

Also. Assembly Bill No. 210—An act to amend section 1386 of the Code of Civil Procedure, relating to the administration of decedent's estates.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 212—An act to amend section 1492 of the Code of Civil Procedure, relating to notice to creditors;

Also: Assembly Bill No. 90—An act to amend section 19x25 of the Juvenile Court Law, relating to probation officers in counties of the twenty-fifth class;

Also: Assembly Bill No. 207—An act to amend section 4300e of the Political Code, relating to the fees of justices of the peace;

Also: Assembly Bill No. 208—An act to amend section 1581 of the Code of Civil Procedure, relating to powers and duties of executors and administrators;

Also: Assembly Bill No. 604—An act relating to the publication of textbooks and teachers' manuals of the studies prescribed for elementary schools;

Also: Assembly Bill No. 743—An act amending section 6 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to municipal courts;

Also: Assembly Bill No. 742—An act to amend section 137 of the Civil Code, relating to alimony, support and maintenance and cost of suit in actions for divorce and permanent support and maintenance;

Also: Assembly Bill No. 653—An act relating to the compensation of election officers of school elections;

Also: Assembly Bill No. 616—An act relating to the attendance of pupils attending school in a district other than the district in which they reside.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 651—An act to amend section 2322x of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors, in counties of the eighteenth class;

Also: Assembly Bill No. 859—An act to amend section 19f of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the probation officer and assistants in counties of the seventh class and the salaries thereof;

Also: Assembly Bill No. 608—An act relating to the retirement of teachers in schools for the blind, schools for the deaf and in special classes maintained for the deaf, the hard of hearing and the blind;

Also: Assembly Bill No. 885—An act to amend section 1587 of the Political Code, relating to the treatment of prisoners;

Also: Assembly Bill No. 958—An act amending sections 2 and 14 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency, and fitness for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers, and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended, and adding a new section to said act to be numbered section 32, relating to the appointment of the State Civil Service Commission and its powers and duties;

Also: Assembly Bill No. 931—An act to validate the Golden Gate Bridge and Highway District, confirm its boundaries and all proceedings relative to the formation and incorporation thereof.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 4—Relative to reports of the

proceedings of the annual convention of the Veterans of Foreign Wars of the United States, Department of California.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Assembly Concurrent Resolution No. 4 ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 753—An act to add a new section to the Political Code to be numbered 539*d* relating to the printing of legislative bills and constitutional amendments prior to the convening of the Legislature;

Also: Assembly Bill No. 684—An act to amend section 1592 of the Code of Civil Procedure, relating to investment of moneys of estate pending settlement.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

ADJOURNMENT.

At four o'clock and forty minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Friday, March 29, 1929.

LOUIS F. ERB, Minute Clerk

IN ASSEMBLY.

ASSEMBLY CHAMBER.

SACRAMENTO, Friday, March 29, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr Speaker—59

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm H Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Nielsen moved that Rule 71 be suspended*for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Byrne, Messrs. Little and Hornblower were granted leaves of absence for the day.

On motion of Mr. Mixer, Messrs Lyons and Cloudman were granted leaves of absence for the day.

On motion of Mr. Meeker, Mr. Leymel was granted leave of absence for the day.

On motion of Mr. Stockwell, Mr. Sewell was granted leave of absence for the day.

On motion of Mr. Scofield, Mr. Roberts was granted leave of absence for the day.

On motion of Mr. Fisher, Messrs. Seawell and Parkman were granted leaves of absence for the day.

On motion of Mr. Emmett, Mr. Bliss was granted leave of absence for the day.

On motion of Mr. Miller, Messrs. Oliva, Quigley, Williamson and Feigenbaum were granted leaves of absence for the day.

On motion of Mr. Ingels, Mr. McGuinness was granted leave of absence for the day.

On motion of Mr. Roland, Mr. Baum was granted leave of absence for the day.

On motion of Mr. Gilmore, Messrs. Reindollar and Morrison were granted leaves of absence for the day.

On motion of Mr. Hoffman, Mr. Morgan was granted leave of absence for the day.

On motion of Mr. Jones, Mr. Anderson was granted leave of absence for the day.

On motion of Mr. Emmett, Mr. Patterson was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Scofield, Lyle F. Gardner of Fresno, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Badham, Ben L. Voss of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Crowley, Mr. E. S. Mitchell and Miss Lena Yolo, teachers of the Vaca Valley Union School of Vacaville, California, and the following students of the civics class: Tony Abrew, Joe Adiego, Earl Alexander, Milton Allen, Elmo Alley, William Alonzo, Billie Brazelton, Richard Burton, Leo Clark, Anthony Corbello, Joe Corbello, John Costello, Irving Crane, Billie Dickie, Donald Duren, Gordon Evatt, Ida Gonzales, Naomi Hayes, William Holzer, Jean Howard, Loyz Howell, Leland Hunter, George Ichimoto, Minoru Inagi, Willard Lloyd, Angelina Lucchesi, John Melgar, Carmen Ojeda, Jack Page, Helen Pettay, Maud Pierard, Louis Pyle, Edman Robertson, Felix Rodriguez, Carmela Romero, Arthelyn Rutherford, Harry Sasaki, Mariana Silva, Lola Stewart, Robert Thomson, Velma Tinney, Yoshihara Tsuyimoto, Stanley Vine and Frank Yoshimura were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Hawes, Mike Maloney of the Hollywood baseball team was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Chief Clerk:

LOS ANGELES, CALIFORNIA, March 26, 1929.

*Clerk of Assembly, State Department,
Sacramento, California.*

SIR: The undersigned wish to register disapproval of any bill, the introduction of which will in any way affect the license of free speech through radio in this State.
(Signed)

ROBT. F. FITCH.
ANNA B. HOUGHTON.
ABBIE H. FITCH.
WHM. S. HOUGHTON.

Also:

STATE OF IOWA, HOUSE OF REPRESENTATIVES,
DES MOINES, March 26, 1929.

*Chief Clerk, House of Representatives,
Sacramento, California.*

MY DEAR SIR: I have the honor to transmit herewith, duly certified copy of House Concurrent Resolution No 7, which was adopted by the forty-third General Assembly of the state of Iowa.

Most respectfully yours,

A. C. GUSTAFSON.

HOUSE CONCURRENT RESOLUTION No. 7.

House Concurrent Resolution memorializing the President of the United States and the Congress to increase federal aid for road construction.

WHEREAS, The development of our state has made it increasingly apparent that the people of the state must have good roads, and

WHEREAS, The people of the state of Iowa at the last general election expressed themselves overwhelmingly in favor of an enlarged road construction program, and

WHEREAS, The road building program as outlined and contemplated in this state involves the improvement of many roads of an interstate nature, thus making the cooperation and assistance of the federal government a matter of vital importance, and

WHEREAS, The Congress of the United States has for many years been appropriating federal aid for road construction at the rate of seventy-five million dollars (\$75,000,000) per year, and

WHEREAS, In view of the rapidly increasing traffic on the interstate highways within this state, it is apparent that the building of roads in this state must be speeded up in order to adequately meet the needs of such interstate traffic, now, therefore, be it

Resolved, By the House of Representatives of the General Assembly of Iowa, the Senate concurring, That we hereby recommend to the President of the United States and to the Congress, that at the coming special session of Congress the annual federal aid road appropriation be increased from seventy-five million dollars (\$75,000,000) per year to not less than one hundred million dollars (\$100,000,000) per year. Be it further

Resolved, That on the passage of this resolution the Chief Clerk of the House shall certify a copy hereof to the President of the United States, to the President of the Senate, to the Speaker of the House of Representatives of the Congress of the United States, to the Chairman of the Committee on Roads of the Senate and to the Chairman of the Committee on Roads of the House of Representatives, and to each State Legislature now in session.

J. H. JOHNSON,
Speaker of the House.
ARCH W. MCFARLANE,
President of the Senate.

I hereby certify that this resolution was adopted March 25, 1929.

A. C. GUSTAFSON,
Chief Clerk of the House.

By Mr. Speaker:

LOS ANGELES, CALIFORNIA.

We, the undersigned, residents of Los Angeles County, State of California, request that you, as our representatives, vote for, and ask for a public hearing on, the bill to abolish the death penalty in the State of California, substituting life imprisonment.

We believe in the abolition of capital punishment for the following reasons:

Because it is not, and has never been, a deterrent of crime.

Because the eight states which have abolished the death penalty have lower homicide rates; higher rates of homicide conviction; cost the community less for

protracted trials, and are less likely to allow the guilty to go free, than states like California, which retain the death penalty.

Because capital punishment as an institution is a demoralizing advertisement of murder; and finally

Because capital punishment is irrevocable: there are proven cases of the execution of the innocent.

F. E. MITCHELL,
And 40 others.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON PUBLIC UTILITIES.

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1929.

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No. 513—An act to add two new sections to be numbered 2½ and 50½ to an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended, relating to public utilities—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MILLER, JAMES A., Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Senate Joint Resolution No. 5—Relating to the control of motor vehicles for hire, engaged in interstate commerce—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

MILLER, JAMES A., Chairman.

The above reported joint resolution ordered on file for adoption.

ON MOTOR VEHICLES.

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1929.

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 1060—An act to amend section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1016—An act relating to certain funds of inmates of State prisons and reformatories and the expenditures thereof—and respectfully requests your honorable body to concur in said amendment

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1016?

AMENDMENT NUMBER ONE.

On page 1, line 20, of the printed bill, as amended, insert a period after the word "fund", and strike out the words "for the benefit of the"

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, as amended, strike out all of line 21.

AMENDMENT NUMBER THREE.

On page 1, line 24, of the printed bill, as amended, strike out the second word "benefit" in said line, and insert in lieu thereof the words "education and entertainment".

AMENDMENT NUMBER FOUR.

On page 1, line 6, of the printed bill, as amended, strike out the word "year" in said line, and insert in lieu thereof the word "years".

The roll was called, and Senate amendments to Assembly Bill No. 1016 were concurred in by the following vote:

AYES—Badham, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Craig, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Harper, Hawes, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor: Miller, James A., Mixer, Nielsen, Noves, Scofield, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—41

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 645—An act to add a new section to the Political Code to be numbered 4041*g*, relating to advertising by boards of supervisors of counties—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 645?

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out line 2 of said title, and insert in lieu thereof the following: "a tax for advertising, exploiting, promoting and aiding measures designed to preserve, aid or develop the agricultural, horticultural, viticultural and water resources and advantages of their several counties."

The roll was called, and Senate amendment to Assembly Bill No. 645 was concurred in by the following vote:

AYES—Badham, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Craig, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Harper, Hawes, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor: Miller, James A., Mixer, Nielsen, Noves, Scofield, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—41.

NOES—None.

The above reported bill ordered to enrollment.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Jones moved that the vote whereby Assembly Bill No. 942 was passed be reconsidered.

The roll was called, and the same was reconsidered by the following vote:

AYES—Badham, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Craig, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Harper, Hawes, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor: Miller, James A., Mixer, Nielsen, Noves, Scofield, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—41.

NOES—None.

MOTION TO RE-REFER.

Mr. Luttrell moved that Assembly Bill No. 942 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 942 ordered re-referred to Committee on Ways and Means.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Wright moved that the vote whereby Senate Bill No. 422 was passed be reconsidered.

The roll was called, and the same was reconsidered by the following vote:

AYES—Badham, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Craig, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Harper, Hawes, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Scofield, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—41.

NOES—None.

Senate Bill No. 422—An act to amend section 2 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927, and to amend said act by adding a new section to be numbered 30*b*, relating to the packing of cauliflower.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Mr. Wright:

AMENDMENT NUMBER ONE.

On page 2, line 4, of the printed bill, as amended March 13, 1929, strike out the word "pomegranites", and insert in lieu thereof the word "pomegranates".

AMENDMENT NUMBER TWO.

On page 2, line 38, of the printed bill, as amended March 13, 1929, beginning in said line 38 and carrying over into line 39, strike out the following: "(see note below)".

Amendments adopted.

Bill ordered to reprint, and third reading.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Wright moved that the vote whereby Senate Bill No. 423 was passed be reconsidered.

The roll was called, and the same was reconsidered by the following vote:

AYES—Badham, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Craig, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Harper, Hawes, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Scofield, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—41.

NOES—None.

Senate Bill No. 423—An act to amend sections 4, 7, 10, 11, 12 and 13 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish

standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act' approved May 23, 1925," approved June 2, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 423 finally passed by the following vote:

AYES—Badham, Bernard, Byrne, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Roland, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—43.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 190—An act to amend section 5 of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof," approved June 3, 1921, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, after the word "sold", insert the word "or".

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, strike out the word "this", and insert in lieu thereof the word "the".

AMENDMENT NUMBER THREE.

On page 1, line 16, of the printed bill, strike out all of line 16 and also lines 17 to 24, inclusive, and on page 2 strike out all of lines 1 to 5, inclusive, and insert in lieu thereof the following:

"(d) When any lot of wheat, oats, rye or barley, which has been produced within the State of California, is sold, offered or exposed for sale it shall be exempt from the requirements of subsection (e) of section 2 of this act; *provided, however*, that all other information required under section 2 of this act shall be stated on the label; *and provided, further*, that each lot of California grown wheat, oats, rye or barley, when sold, offered or exposed for sale shall bear on said label the words "Grown in California"."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes, produced by another in the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 3 of the title of the printed bill, as amended in Assembly March 8, 1929, strike out the period, and insert in lieu thereof a comma; also insert the following: "and making the same an urgency measure"

AMENDMENT NUMBER TWO.

On page 9, line 24, of the printed bill, as amended in Assembly March 8, 1929, strike out all of lines 24 to 27, inclusive, and insert in lieu thereof the following: "monthly to the credit of the general fund of the state."

AMENDMENT NUMBER THREE.

On page 9, line 50, of the printed bill, as amended in Assembly March 8, 1929, strike out all of lines 50 to 52, inclusive, and insert in lieu thereof the following: "the provisions of this act, the sum of twenty thousand dollars."

AMENDMENT NUMBER FOUR.

On page 9, line 52, of the printed bill, as amended in Assembly March 8, 1929, after said line 52, insert the following:

"SEC. 23. The Legislature hereby declares that it deems it necessary for the immediate preservation of the public peace, health and safety that this act shall go into immediate effect, by reason of the following facts, to wit:

That certain crops will come into bearing and unless state supervision is exercised over the handling and sale of said crops the effect will be detrimental and to the damage of a great number of the producers of said crops and will imperil the property and safety of land owners of the state and that through the means provided in this act the necessary supervision of the handling and sale of said crops will be provided, and it is hereby declared that this act constitutes an urgency measure which, under the provisions of section 1 of article four of the constitution of the State of California shall be put into immediate effect.

This act shall take effect immediately."

AMENDMENT NUMBER FIVE.

In line 2 of the title of the printed bill, as amended in Assembly March 8, 1929, strike out all of said line 2, and insert in lieu thereof the following: "engaged in handling any deciduous fruit, including grapes and dates,".

AMENDMENT NUMBER SIX.

On page 1, line 7, of the printed bill, as amended in Assembly March 8, 1929, strike out all of said line 7, and insert in lieu thereof the following: "ing grapes and dates;".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 13, of the printed bill, strike out the words "September, 1929", and insert in lieu thereof the words "July, 1930".

AMENDMENT NUMBER TWO.

On page 3, line 21, of the printed bill, strike out the words "September 1, 1929", and insert in lieu thereof the words "July 1, 1930".

AMENDMENT NUMBER THREE.

On page 4, line 2, of the printed bill, strike out the words "September 1, 1929", and insert in lieu thereof the words "July 1, 1930".

AMENDMENT NUMBER FOUR

On page 4, after line 6, of the printed bill, insert the following:

"7. Persons appointed by the governor to positions, the terms of which are at the pleasure of the governor, or are prescribed by law.

8 All public school teachers, who fall within the provisions of the teachers retirement system, as provided for under chapter six hundred ninety-four, statutes of 1913, and amendments thereto, and all state employees coming within the meaning of this act, who are beneficiaries under the pension and retirement annuities system of the University of California.

9. All employees who are paid in part by any department of the United States government and who are beneficiaries under and paying dues into the fund created by "An act for the retirement of employees in the classified civil service and for other purposes," approved May 22, 1920, and acts in amendment thereof."

AMENDMENT NUMBER FIVE.

On page 5, line 18, of the printed bill, strike out the words "September 1, 1929" and insert in lieu thereof the words "July 1, 1930".

AMENDMENT NUMBER SIX.

On page 5, line 20, of the printed bill, strike out the words "September 1, 1929", and insert in lieu thereof the words "July 1, 1930".

AMENDMENT NUMBER SEVEN.

On page 5, lines 21 and 22, of the printed bill, strike out the words "September 1, 1929", and insert in lieu thereof the words "July 1, 1930".

AMENDMENT NUMBER EIGHT.

On page 8, line 4, of the printed bill, strike out "(\$250.00) per month".

AMENDMENT NUMBER NINE.

On page 10, line 4, of the printed bill, strike out the words "September 1, 1930", and insert in lieu thereof the words "July 1, 1931".

AMENDMENT NUMBER TEN.

On page 10, line 8, of the printed bill, strike out the words "September 1, 1934", and insert in lieu thereof the words "July 1, 1935".

AMENDMENT NUMBER ELEVEN.

On page 10, line 45, of the printed bill, strike out the words "September 1, 1929", and insert in lieu thereof "July 1, 1930".

AMENDMENT NUMBER TWELVE.

On page 10, line 51, of the printed bill, strike out "(\$480)".

AMENDMENT NUMBER THIRTEEN.

On page 10, line 52, of the printed bill, strike out "(\$480)".

AMENDMENT NUMBER FOURTEEN.

On page 11, line 6, of the printed bill, strike out the words "September 1, 1930", and insert in lieu thereof the words "July 1, 1931".

AMENDMENT NUMBER FIFTEEN.

On page 14, lines 45 and 46, of the printed bill, strike out the words "one million four hundred sixty-six thousand two hundred eighty-six", and insert in lieu thereof "seven hundred seventy-six thousand nine hundred fifty".

AMENDMENT NUMBER SIXTEEN.

On page 14, lines 48 and 49, of the printed bill, strike out the words "eight hundred thirteen thousand one hundred twenty", and insert in lieu thereof the words "four hundred nine thousand three hundred fifteen".

AMENDMENT NUMBER SEVENTEEN.

On page 14, lines 50 and 51, of the printed bill, strike out the words "four hundred twenty-nine thousand", and insert in lieu thereof the words "two hundred thirty-four thousand".

AMENDMENT NUMBER EIGHTEEN.

On page 14, line 52, of the printed bill, strike out the words "one hundred fourteen thousand four hundred", and insert in lieu thereof the words "sixty-two thousand four hundred".

AMENDMENT NUMBER NINETEEN.

On page 15, lines 1 and 2, of the printed bill, strike out the words "eighty-four thousand seven hundred sixty-six", and insert in lieu thereof the words "forty-six thousand two hundred thirty-five".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

HON. FRANK W. MIXTER IN THE CHAIR.

At ten o'clock and thirty minutes a.m., Hon. Frank W. Mixter, member of the Assembly from the Fifty-fifth District, in the chair.

Assembly Bill No. 367—An act to amend sections 3, 5, 10, 19 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the

provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, property or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds." approved April 7, 1911, as amended, relating to street improvements.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 2, of the title of the printed bill, strike out "and 41 of", and insert the following: ", 41 and 79b and to add certain new sections thereto to be numbered 20a, 20b, 20c, 20d, 20e, 20f, 20g, 20h, 20i and 20j to".

AMENDMENT NUMBER TWO.

On page 3, line 14, of the printed bill, strike out the word "grade", and insert in lieu thereof the word "grades".

AMENDMENT NUMBER THREE.

On page 4, line 24, of the printed bill, strike out the words "posted or".

AMENDMENT NUMBER FOUR.

On page 5, line 27, of the printed bill, strike out the word "by".

AMENDMENT NUMBER FIVE.

On page 5, line 36, of the printed bill, following the word "administer", insert the word "an".

AMENDMENT NUMBER SIX

On page 7 of the printed bill, strike out lines 42 and 43, and insert in lieu thereof the following:

"Suit against the surety or sureties on the bond of the contractor required hereunder may be brought by any claimant, or his assigns, at any time after the claimant has ceased to perform labor or furnish materials or both and until the expiration of six months after the period in which verified claims may be filed as provided herein. The filing of a verified claim shall not be a condition precedent to the maintenance of such action against the surety or sureties on the bond and an action on such bond may be maintained separately from and without the filing of an action against the municipality or officer by whom such contract was awarded. And upon the trial of any such action, the court shall award to the prevailing party a reasonable attorney's fee, to be taxed as costs, and to be included in the judgment therein rendered.

SEC 4. Section 20 of said act is hereby added to read as follows:".

AMENDMENT NUMBER SEVEN.

On page 8, line 3, of the printed bill, strike out the figure "6", and insert in lieu thereof the figure "5".

AMENDMENT NUMBER EIGHT.

On page 8, line 16, of the printed bill, strike out the figure "7", and insert in lieu thereof the figure "6".

AMENDMENT NUMBER NINE

On page 8, line 32, of the printed bill, strike out the word "section", and insert in lieu thereof the word "act."

AMENDMENT NUMBER TEN.

On page 8, line 33, of the printed bill, strike out the figure "8", and insert in lieu thereof the figure "7".

AMENDMENT NUMBER ELEVEN.

On page 8, line 40, of the printed bill, strike out the figure "9", and insert in lieu thereof the figure "8".

AMENDMENT NUMBER TWELVE.

On page 8, line 48, of the printed bill, strike out the figures "10", and insert in lieu thereof the figure "9".

AMENDMENT NUMBER THIRTEEN

On page 9, line 18, of the printed bill, strike out the figures "11", and insert in lieu thereof the figures "10".

AMENDMENT NUMBER FOURTEEN.

On page 9, line 22, of the printed bill, following the word "center", insert the word "line".

AMENDMENT NUMBER FIFTEEN.

On page 9, line 28, of the printed bill, strike out the figures "12", and insert in lieu thereof the figures "11".

AMENDMENT NUMBER SIXTEEN.

On page 10, line 15, of the printed bill, strike out the figures "13", and insert in lieu thereof the figures "12".

AMENDMENT NUMBER SEVENTEEN.

On page 11, line 11, of the printed bill, following the word "street", insert the word "shall".

AMENDMENT NUMBER EIGHTEEN.

On page 11, line 20, of the printed bill, strike out the figures "14", and insert in lieu thereof the figures "13".

AMENDMENT NUMBER NINETEEN.

On page 11, line 29, of the printed bill, immediately preceding the word "and", insert the following: "and the dimensions of each such lot, piece or parcel or land,".

AMENDMENT NUMBER TWENTY.

On page 12, line 3, of the printed bill, strike out the figures "15", and insert in lieu thereof the figures "14".

AMENDMENT NUMBER TWENTY-ONE.

On page 12, line 22, of the printed bill, strike out the figures "16", and insert in lieu thereof the figures "15".

AMENDMENT NUMBER TWENTY-TWO.

On page 12, line 27, of the printed bill, immediately preceding the word "shall", insert the following: "the superintendent or city engineer, if the power and duty to do so has been delegated to him as hereinbefore provided,".

AMENDMENT NUMBER TWENTY-THREE.

On page 13, line 49, of the printed bill, strike out the figures "17", and insert in lieu thereof the figures "16".

AMENDMENT NUMBER TWENTY-FOUR.

On page 14, line 36, of the printed bill, strike out the figures "18", and insert in lieu thereof the figures "17".

AMENDMENT NUMBER TWENTY-FIVE.

On page 16, line 15, of the printed bill, strike out the word "certificate", and insert in lieu thereof the words "certified copy".

AMENDMENT NUMBER TWENTY-SIX.

On page 17, line 1, of the printed bill, strike out the figures "19", and insert in lieu thereof the figures "18".

AMENDMENT NUMBER TWENTY-SEVEN.

On page 17, line 22, of the printed bill, strike out the figures "20", and insert in lieu thereof the figures "19".

AMENDMENT NUMBER TWENTY-EIGHT.

On page 17 of the printed bill, between lines 42 and 43, insert the following:

"Sec. 21. Section 79b of said act is hereby amended to read as follows:

Sec. 79b. The term "incidental expenses," as used in this act, shall include the compensation of the city engineer for work done by him; also, the cost of printing and advertising as provided in this act; also the compensation of the person appointed by the superintendent of streets to take charge of and superintend any of the work mentioned in this act; also the expenses of making the assessment and of typing and preparing the resolutions, notices and other papers and proceedings for any work authorized by this act; also the expenses of making any analysis and tests to determine that the work and any materials or appliances incorporated therein comply with the specifications; and any other expenses incidental to the construction, completion, and inspection of the work in the manner herein provided for. All demands for incidental expenses mentioned in this subdivision shall be presented to the street superintendent, by an itemized bill, duly verified by oath of the demandant."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvement; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 14, of the printed bill, strike out the colon and insert in lieu thereof the words "and which shall include the original doing or construction of the things herein mentioned and also the reconstruction, repairing or extension of the same, to wit:".

AMENDMENT NUMBER TWO.

On page 4 of the printed bill, insert the following new paragraph following line 9: "(11) Conduits, tunnels, pipes, fittings, or other suitable or necessary appliances and equipment, together with appurtenances, for conducting or transmitting electricity underneath the surface of the earth."

AMENDMENT NUMBER THREE.

On page 9, line 40, of the printed bill, strike out the word "the".

AMENDMENT NUMBER FOUR.

On page 10, line 9, of the printed bill, following the word "shall", strike out the word "before", and insert in lieu thereof the words "at the time".

AMENDMENT NUMBER FIVE.

On page 10, line 14, of the printed bill, commencing with the word "by", strike out all printed matter down to and including the word "improvement" in line 22, and insert in lieu thereof the following: "either by two or more good and sufficient sureties who have each qualified before an officer competent to administer an oath, in an amount not less than sum specified in the bond and over and above all statutory exemptions, or by one duly authorized and acceptable corporate surety, and must provide that if the contractor, person, company or corporation, or his or its subcontractor fails to pay for materials, provisions, provender, or other supplies or use of implements or machinery used in, upon, for or about the performance of the work contracted to be done,".

AMENDMENT NUMBER SIX.

On page 10, line 26, of the printed bill, commencing with the word "to", strike out all printed matter down to and including the word "rendered" on page 11, line 15, and insert in lieu thereof the following: "provisions, provender or other supplies used in, upon, for or about the performance of work contracted to be executed or performed, or any person, company or corporation renting or hiring teams or implements, or machinery for, or contributing to, said work to be done, or any person who performs work or labor upon the same, or any person who supplies both work and materials and whose claim has not been paid by the contractor, company or corporation to whom the contract has been awarded, or by the subcontractors of said contractor, company or corporation may, at any time prior to the day fixed for hearing of the assessment under section 21 hereof, file with the superintendent of streets a verified statement of his or its claim, together with a state-

ment that the same, or some part thereof, has not been paid. Any laborer, materialman, person, company or corporation entitled to the benefit of this act as hereinbefore set forth, whose claim has not been paid by the said contractor, company or corporation, or his or its subcontractors, shall severally have a first lien upon and against the assessment, any partial assessment, any reassessment and any bonds which may be issued to represent any assessment or reassessment, which lien may be enforced by action in the superior court of the county or city and county in which such work is done according to the custom and practice of such court, and which action must be brought within three months from the date of the filing of such verified statement.

No assignment by the contractor of the whole or any part of the money, assessment, partial assessment, or any reassessment and any bonds which may be issued to represent any assessment or reassessment, due him or to be due him under the contract, or for "extras" in connection therewith, whether made before a verified claim is filed as provided for herein, or after said claim is filed, shall be held to take priority over claims filed under this section, and such assignment shall have no binding force in so far as the rights of the claimants who file claims hereunder, or their assigns, are concerned.

If any contractor, subcontractor, or other person against whom any claim is filed as provided in this act shall dispute the correctness or validity or any claim so filed, it shall be lawful for the municipality or superintendent of streets by whom the contract for the improvement was awarded, in its or his discretion to permit the contractor to whom said contract was awarded to deliver to such municipality or superintendent of streets a bond executed by some corporation authorized to issue surety bonds in the State of California, in a penal sum equal to one and one-fourth times the amount of said claim, which said bond shall guarantee the payment of any sum which said claimant may recover on said claim together with his costs of suit in said action, if he shall recover therein, and upon filing of said bond and by and with the consent of such municipality or superintendent of streets, then such municipality or superintendent of streets shall not without any funds, assessment, partial assessment, any reassessment and any bonds which may be issued to represent any assessment or reassessment from said contractor on account of said claim. The sureties upon said bond shall be jointly and severally liable to said claimant with the sureties upon the original bond inuring to the benefit of the persons, firms or corporations entitled to file claims under this act and given in accordance with the provisions of this act. Suit against the surety or sureties on the bond of the contractor required hereunder may be brought by any claimant, or his assigns, at any time after the claimant has ceased to perform labor or furnish materials or both and until the expiration of six months after the period in which verified claims may be filed as provided herein. The filing of a verified claim shall not be a condition precedent to the maintenance of such action against the surety or sureties on the bond and an action on such bond may be maintained separately from and without the filing of an action against the municipality or officer by whom such contract was awarded. Upon the trial of any such action, the court shall award to the prevailing party a reasonable attorney's fee, to be taxed as costs, and to be included in the judgment therein rendered."

AMENDMENT NUMBER SEVEN.

On page 18, line 18, of the printed bill, after the period, insert the following. "Should provision be made in said part three of said act for the placing of notice of delinquent assessments on tax bills in accordance with a procedure therein set forth, said notice in case the assessment district includes territory in more than one city or in one or more cities and a county shall be forwarded by the treasurer or the city or county conducting said proceedings to the county tax collector who shall cause said notice therein provided for to be placed on the county tax bills".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 659—An act to relieve any person, company, association or corporation owning or operating any railroad or railway track or tracks upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places and all public ways and other property and rights of way of the public from requirements that such person, company, association or corporation pave, repave, macadamize, remacadamize, or otherwise improve any part of any such public highway, road, street, avenue, boulevard, lane, alley, court, place or public way or other property or right of way of the public, and repealing all acts or parts of acts in conflict herewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 19, of the printed bill, after the word "thereof", add the following: "or cause the expense thereof to be borne by such assessment district as the legislative body of the state or political subdivision thereof or municipality may determine."

AMENDMENT NUMBER TWO.

On page 2, line 35, of the printed bill, after the word "benefits", strike out the period, and insert a comma and the following: "and nothing in this act shall be taken to excuse any person, company, association or corporation owning or operating any such track or tracks mentioned in this act, from complying with the provisions of any franchise or permit heretofore granted to it."

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, strike out all of lines 36 and 37.

AMENDMENT NUMBER FOUR.

On page 2, line 38, of the printed bill, strike out the figure "5", and insert the figure "4".

AMENDMENT NUMBER FIVE.

On page 3, line 1, of the printed bill, strike out the figure "6", and insert the figure "5".

AMENDMENT NUMBER SIX.

On page 3, line 7, of the printed bill, strike out the figure "7", and insert the figure "6".

AMENDMENT NUMBER SEVEN.

On page 3 of the printed bill, add the following section:
"SEC. 7. In addition to the foregoing all acts or parts of acts, laws, and other enactments in conflict herewith are hereby repealed."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 900—An act to amend sections 5 and 19 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, lines 9 and 10, of the printed bill, strike out the words "the printing of the bonds herein provided for", and insert in lieu thereof the following: "the publications herein provided for and of the printing of such bonds".

AMENDMENT NUMBER TWO.

On page 3, line 12, of the printed bill, add a new sentence to read as follows: "In the event bonds cannot be issued upon the security of any particular unpaid assessments by reason of any restraining order, injunction or other cause not applicable to other unpaid assessments, then the issuance of bonds upon the security of the assessments not affected by such restraining order, injunction or other cause, shall not be delayed, but such bonds may be issued in advance of the issuance of the bonds so affected."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 658—An act to require the filing of a petition with the legislative body of a city or county of a majority of the property owners fronting on any street, highway, alley, lane, place or court or of lots or lands liable to be assessed, before improvement proceedings can be commenced under any of the street improvement acts of this State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 1 to 6, inclusive, and insert in lieu thereof the following:

"An act relating to proceedings for the opening, widening, extending or improving of highways, streets, alleys, lanes, courts or places in any city or county and requiring the filing of a petition therefor by the owners of a portion of the lands affected or the making of provision for payment of a part of the expense of the work or improvement by the city or county."

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, strike out lines 6 to 12, inclusive, and insert in lieu thereof the following: "therefor unless it provides for payment by the city or county of not less than twenty-five per cent of the expense of the work or improvement or unless the owners of lots and lands representing more than one-half the frontage of all lots and lands fronting upon such highway, street, alley, lane, court or place if the cost of the work or improvement be assessed upon the lots and lands fronting thereon, or the owners of lots and lands representing more than one-half the total value of all lots and lands liable to be assessed for the expense of the work or improvement, if such expense be assessed upon a basis other than said front foot basis, petition the legislative body of the city or county to commence proceedings in the manner authorized by law for the opening, widening, extending or improving of such highway, street, alley, lane, court or place.

The assessment roll of the county in which the lots or lands are situate, last equalized at the time of the filing of the petition, shall be conclusive evidence of the value and of the ownership of said lots and lands. Any such owner may sign the petition by his agent duly authorized therefor."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 67—An act to repeal section 2572 of the Political Code, relating to the Board of Harbor Commissioners of the port of Eureka on Humboldt Bay and to the officers and employees thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 876—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended by amending section 21.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 139—An act to amend section 18 of an act entitled "An act authorizing the establishment of municipal courts, prescribing

their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the appointment and duties of clerks, deputy clerks, marshals, deputy marshals, and the filling of vacancies in said office.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 2, of the printed bill, strike out the word "those", and insert in lieu thereof the words "the three".

AMENDMENT NUMBER TWO.

On page 2, line 7, of the printed bill, strike out the period immediately after the word "filled", and insert in lieu thereof a semicolon and the following: "*provided*, that preference shall be given to war veterans as required by the laws governing the civil service commission in the city or city and county concerned. All lists certified by civil service shall remain in force for one year from the date of certification."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 550—An act to add two new sections, to be numbered 13 and 14, to an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to withdrawal and annexation of territory in public cemetery districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill as amended in Assembly March 13, 1929, strike out the figures "13", and insert in lieu thereof the figures "10 $\frac{1}{2}$ ".

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill as amended in Assembly March 13, 1929, immediately following said line 4, insert the following:

"Sec. 10 $\frac{1}{2}$. The board of trustees shall have power upon a two-thirds vote of the whole of said board to establish and create a fund to be known as "the perpetual care fund," and for this purpose may set aside, use and apply from any unexpended funds such sum as in the judgment of said board may be necessary or expedient to provide for the perpetual care of the burial lots in said cemetery and for this purpose may receive property by grant, gift, devise, or any other method; *provided, however*, that no part of the tax levy provided for in section 9 of said act shall be used for this purpose.

The board of trustees is hereby empowered and authorized to invest and reinvest the principal of said fund in such income producing securities as may be approved by the treasurer and district attorney of the county in which said cemetery district is situated; *provided*, that no part of the principal of said fund shall be expended for the care of said lots, but such expenditures shall be limited to the income thereof; *and provided, further*, that the board of trustees shall annually on or before the first day of July, file with the board of supervisors of the county in which said cemetery district is situated, an itemized report of the receipts and expenditures from such fund; *and provided, further*, that all moneys received from the income of said fund shall be deposited in the county treasury of the county in which said cemetery is situated in a separate fund to be known as "the perpetual care fund," the same to be expended solely for the purpose herein specified upon warrants issued by the county auditor on orders signed by not less than two of said cemetery trustees.

SEC. 2. A new section to be numbered section 13 is hereby added to said act to read as follows:—

AMENDMENT NUMBER THREE.

On page 2, line 15, of the printed bill as amended in Assembly March 13, 1929, strike out the word and figure "Sec. 2", and insert in lieu thereof the word and figure "Sec. 3."

AMENDMENT NUMBER FOUR.

On page 3, line 5, of the printed bill as amended in Assembly March 13, 1929, beginning in said line 5, strike out all of lines 5 to 32, inclusive.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 140—An act to add new sections to the Penal Code, to be numbered sections 526 and 527, relating to the making, distribution, or use of matter resembling any process of a court.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1116—An act to add a new section, to be numbered section 1½, to an act entitled "An act to require employers to pay the cost of bonds and photographs required of and furnished by employees or applicants for employment," approved April 20, 1917, as amended, and to amend section 2 thereof, relating to the protection of cash bonds put up by employees or applicants for employment and providing penalties for violation thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1117—An act to amend section 84 of the Civil Code, relating to children of annulled marriages.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the title of the printed bill, strike out the period following the word "lieu", and add the following: "and relating to bonds for benefit of mechanics."

AMENDMENT NUMBER TWO.

On page 2, line 5, of the printed bill, strike out the word "note", and insert in lieu thereof the word "indebtedness".

AMENDMENT NUMBER THREE.

On page 2, line 6, of the printed bill, strike out the word "delivery", and insert in lieu thereof the word "recording".

AMENDMENT NUMBER FOUR.

On page 2, line 22, of the printed bill, after the comma following the word "procured", insert the following: "and to be recorded either concurrently with the encumbrance to which it refers or prior to the recording of such encumbrance in the office of the county recorder of the county where the property is situated."

AMENDMENT NUMBER FIVE.

On page 2, line 23, of the printed bill, strike out the words "with good and sufficient sureties", and insert in lieu thereof the following: "complying with the provisions of this section".

AMENDMENT NUMBER SIX.

On page 2, line 40, of the printed bill, after the word "improvement", insert the word "was".

AMENDMENT NUMBER SEVEN.

On page 2, line 40, of the printed bill, strike out the word "the", and strike out all of line 41, and 42 to and including the word "or".

AMENDMENT NUMBER EIGHT.

On page 2, line 44, of the printed bill, after the word "bond", insert the following: "of the mortgagor or trustor as principal".

AMENDMENT NUMBER NINE.

On page 2, line 45, of the printed bill, after the word "of", insert the following: "the indebtedness secured by".

AMENDMENT NUMBER TEN.

On page 2, line 50, of the printed bill, after the period following the word "refers", add the following new sentence: "For the purposes of this section a bond furnished by a corporate surety licensed to do business in the State of California shall be conclusively presumed to be a bond with good and sufficient sureties."

AMENDMENT NUMBER ELEVEN.

On page 3, line 3, of the printed bill, after the word "the", insert the words "time or".

AMENDMENT NUMBER TWELVE.

On page 3, line 22, of the printed bill, strike out the period and add the following: "; provided, further, however, that in the event a statutory labor and material bond furnished under section 1183 of this code and complying with the provisions of the last mentioned section has been procured and filed in the office of the county recorder as in said section provided concurrently with the building contract then the last mentioned bond given under said section 1183 of this code shall be a sufficient compliance for all purposes with the requirements of this section now in recital and such bonds given as aforesaid in compliance with the provision of said section 1183 of this code shall be a substitute for the bond described in this section for all purposes of this section as well."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 156—An act to amend an act known as the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, relating to disability indemnity and death benefits.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out all of lines 1 to 4, inclusive, and insert in lieu thereof the following:

"An act to amend section 12 of the "Workmen's compensation, insurance and safety act of 1917," approved May 23, 1917, as amended, relating to disability indemnity."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, beginning in said line, strike out all of lines 1 to 26, inclusive, and all of pages 2 to 4, inclusive, and on page 5 strike out lines 1 to 19, inclusive, and insert in lieu thereof the following:

"SECTION 1. Section 12 of the "Workmen's compensation, insurance and safety act of 1917," approved May 23, 1917, as amended, is hereby amended to read as follows:"

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 176—An act to amend section 29 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by providing a penalty of 20 per cent but not exceeding \$1,000 to be added to any payment of compensation awarded to employees for the failure of their employers to secure the payment of compensation as provided in said act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out the word "twenty", and insert in lieu thereof the word "ten".

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill beginning in said line 4, strike out the comma and the following: "except the state and all political subdivisions or institutions thereof."

AMENDMENT NUMBER THREE.

On page 1, line 13, of the printed bill, immediately following the word "satisfactory" strike out the word "of", and insert in lieu thereof the word "to".

AMENDMENT NUMBER FOUR.

On page 2, line 44, of the printed bill, strike out the word "every".

AMENDMENT NUMBER FIVE.

On page 2, line 45, of the printed bill, immediately following the words "case of", insert the words "the wilful".

AMENDMENT NUMBER SIX.

On page 2, line 48, of the printed bill, strike out the word "twenty", and insert in lieu thereof the word "ten".

AMENDMENT NUMBER SEVEN.

On page 2, line 51, of the printed bill, after the period following the word "dollars", insert the following: "Failure of the employer to secure the payment of compensation as herein provided shall be prima facie evidence of wilfulness on his part.

(d) The commission may require any employer to furnish a written statement at any time showing the name of his insurance carrier or the manner in which the employer has complied with the provisions of this section. Failure of the employer for a period of ten days to furnish such written statement shall constitute presumptive evidence that such employer has failed or neglected in respect to the matters so required."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 489—An act to amend section 29 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, providing for the securing of the payment of compensation by employers.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, strike out lines 1 to 4, inclusive, of the title of the printed bill, and insert in lieu thereof the following:

"An act to amend section 46 of the "Workmen's compensation, insurance and safety act" approved May 26, 1913, as amended, relating to insurance against liability for compensation by the state, and certain political subdivisions, districts, state agencies and corporations, therein enumerated."

AMENDMENT NUMBER TWO.

On pages 1 and 2 of the printed bill, strike out all of lines 1 to 26, inclusive, of page 1; and strike out all of lines 1 to 50, inclusive, of page 2, and insert in lieu thereof the following:

"SECTION 1. Section 46 of the "Workmen's compensation, insurance and safety act" approved May 26, 1913, as amended, is hereby amended to read as follows:

Sec. 46. The state, each county, city and county, city, school district, irrigation district, every other district established by law, every public corporation, quasi-public corporation and every state agency therein may insure against its liability for compensation with the state compensation insurance fund or with any other insurance carrier insuring under the provisions of the workmen's compensation laws of this state and authorized to write insurance within this state. The premium therefor shall be a proper charge against the general fund of the state, county, city and

county, city, school district, irrigation district, district established by law, public corporation, quasi-public corporation or state agency, as the case may be”

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 408—An act to amend section 3, 7, 8, 10, 11, 18 $\frac{1}{2}$ and 19 of an act entitled “An act to provide for the organization and management of county fire insurance companies,” approved April 1, 1897, as amended, and to add a new section thereto to be numbered section 20, relating to powers of the directors of said companies and forms of insurance policies issued by said company.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 86—An act to amend section 2713 of the Political Code, relating to the construction and repair of bridges.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 4, of the printed bill, strike out the following: “ten thousand dollars (\$10,000)”, and insert in lieu thereof the following: “five thousand dollars (\$5,000)”.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 85—An act to amend section 2640 of the Political Code, relating to the acquisition of new roads and the grading, regrading, paving, macadamizing, surfacing, repairing and maintaining of existing roads.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 21, of the printed bill, strike out the following: “ten thousand dollars (\$10,000)”, and insert in lieu thereof the following: “five thousand dollars (\$5,000)”.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 988—An act to amend an act entitled “An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition therefor by the landowners; providing for the joint government and control thereof by the landowners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing for the

transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water; providing for the approval of the State Superintendent of Banks of such contracts or transfers; providing that said bonds and contracts or transfers may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds and such transfers or contracts providing therefor by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power," approved June 13, 1913, as amended, by amending section 7 thereof and adding new sections thereto to be numbered 37 to 59, inclusive, relating to the powers and duties of water districts and the boards of directors thereof, and providing for the drainage and reclamation of lands within such districts and for the annexation of lands to and the exclusion of lands from such districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 2 of the title of the printed bill, commencing with the word "section", strike out said word and all the balance of line 2, and insert in lieu thereof the words "the title thereof and sections 7 and 18 thereof".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, immediately following the enacting clause, insert the following:

"SECTION 1. The title of an act entitled "An act providing for the organization of water districts by the board of supervisors of the different counties of the state upon petition therefor by the landowners; providing for the joint government and control thereof by the landowners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing for the transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water; providing for the approval of the state superintendent of banks of such contracts or transfers; providing that said bonds and contracts or transfers may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds and such transfers or contracts providing therefor by the state superintendent of banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased; or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power" approved June 13, 1913, as amended, is hereby amended to read as follows:

An act providing for the organization of water districts by the board of supervisors of the different counties of the state upon petition therefor by the land owners; providing for the joint government and control thereof by the land owners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which

any of the lands contained in said district are located; providing for the acquisition and construction by said district or irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing for the transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water; providing for the approval of the California bond certification commission of such contracts, expenditures or transfers; providing that said bonds and contracts or transfers may be investigated by the California bond certification commission; providing for the approval of said bonds and such transfers, expenditures or contracts providing therefor by the California bond certification commission in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased, or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; providing for the dissolution of said districts for nonuser of corporate power; and providing for the annexation of lands to and the exclusion of lands from such districts."

AMENDMENT NUMBER THREE.

On page 2, line 1, of the printed bill, change the figure "1.", to the figure "2."

AMENDMENT NUMBER FOUR.

On page 2, line 18, of the printed bill, strike out the word "valuation", and insert in lieu thereof the word "valuable."

AMENDMENT NUMBER FIVE.

On page 3, line 20, of the printed bill, after the letters "tracts", insert a comma and the word "expenditures."

AMENDMENT NUMBER SIX.

On page 3, line 20, of the printed bill, commencing with the word "state", strike out said word and the balance of line 20 and all of line 21 and all of line 22 to the period, and insert in lieu thereof the words "California bond certification commission."

AMENDMENT NUMBER SEVEN.

On page 4 of the printed bill, insert the following between lines 2 and 3:

"SEC. 3. Section 18 of the act cited in the title hereof is hereby amended to read as follows:

Sec. 18. When approved as provided in the act creating the California bond certification commission the bonds of any water district issued in pursuance of this act may be lawfully purchased or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies and trust companies, and, when thereunto duly authorized by the court, by guardians, executors, administrators and special administrators. When the California bond certification commission is requested by a resolution adopted by a majority of the board of directors of any water district they must make an investigation to determine whether or not the project is feasible, also whether or not the total cost of acquiring the water rights and the system of works that may be necessary to supply the lands of the district with water in sufficient quantities for irrigation purposes will be in excess of one hundred per centum of the total amount of bonds theretofore issued by said district. Within ninety days the California bond certification commission unless said time shall be extended by the board of directors in which case within said extension of time shall, if it finds the project feasible and the total amount of the cost of the works does not exceed one hundred per centum of the bond issue and that the total amount of bonds under consideration and any other outstanding bonds of said water district authorized but not sold does not exceed sixty per centum of the aggregate market value of the land within said district, and of the water, water rights, canals, reservoirs, reservoir sites and irrigation works owned or to be acquired or constructed with the proceeds of any of said bonds issued by said district, prepare a report and file said report with the state controller as provided for under section 3 of the validation act creating the commission. The district shall bear and pay for all expense incident to the investigation made by the California bond certification commission. After any of the bonds of a water district have been enumerated and described as entitled to certification by the state controller, it shall be unlawful for any water district to vote bonds that will not be entitled to such certification."

AMENDMENT NUMBER EIGHT.

On page 4, line 3, of the printed bill, change the figure "2" to the figure "4".

AMENDMENT NUMBER NINE.

On page 4, line 19, of the printed bill, change the figure "3" to the figure "5".

AMENDMENT NUMBER TEN.

On page 4, line 35, of the printed bill, change the figure "4" to the figure "6".

AMENDMENT NUMBER ELEVEN.

On page 5, line 8, of the printed bill, change the figure "5" to the figure "7".

AMENDMENT NUMBER TWELVE.

On page 5, line 33, of the printed bill, change the figure "6" to the figure "8".

AMENDMENT NUMBER THIRTEEN.

On page 6, line 23, of the printed bill, change the figure "7" to the figure "9".

AMENDMENT NUMBER FOURTEEN.

On page 6, line 46, of the printed bill, change the figure "8" to the figures "10".

AMENDMENT NUMBER FIFTEEN.

On page 7, line 13, of the printed bill, change the figure "9" to the figures "11".

AMENDMENT NUMBER SIXTEEN.

On page 7, line 20, of the printed bill, change the figures "10" to the figures "12".

AMENDMENT NUMBER SEVENTEEN.

On page 7, line 31, of the printed bill, change the figures "11" to the figures "13".

AMENDMENT NUMBER EIGHTEEN.

On page 8, line 12, of the printed bill, change the figures "12" to the figures "14".

AMENDMENT NUMBER NINETEEN.

On page 8, line 24, of the printed bill, change the figures "13" to the figures "15".

AMENDMENT NUMBER TWENTY.

On page 8, line 36, of the printed bill, change the figures "14" to the figures "16".

AMENDMENT NUMBER TWENTY-ONE.

On page 9, line 14, of the printed bill, change the figures "15" to the figures "17".

AMENDMENT NUMBER TWENTY-TWO.

On page 9, line 33, of the printed bill, change the figures "16" to the figures "18".

AMENDMENT NUMBER TWENTY-THREE.

On page 9, line 44, of the printed bill, change the figures "17" to the figures "19".

AMENDMENT NUMBER TWENTY-FOUR.

On page 11, line 11, of the printed bill, change the figures "18" to the figures "20".

AMENDMENT NUMBER TWENTY-FIVE.

On page 11, line 37, of the printed bill, change the figures "19" to the figures "21".

AMENDMENT NUMBER TWENTY-SIX.

On page 12, line 4, of the printed bill, change the figures "20" to the figures "22".

AMENDMENT NUMBER TWENTY-SEVEN.

On page 12, line 17, of the printed bill, change the figures "21" to the figures "23".

AMENDMENT NUMBER TWENTY-EIGHT.

On page 12, line 29, of the printed bill, change the figures "22" to the figures "24".

AMENDMENT NUMBER TWENTY-NINE.

On page 12, line 36, of the printed bill, change the figures "23" to the figures "25".

AMENDMENT NUMBER THIRTY.

On page 12, line 47, of the printed bill, change the figures "24" to the figures "26".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 11, line 27 of the printed bill, commencing with the word "and", strike out all the rest of line 27 and all of line 28, and all of line 29 to the word "through", and insert in lieu thereof the word "acting".

AMENDMENT NUMBER TWO.

On page 11, line 34, of the printed bill, after the word "works", insert the words "heretofore or hereafter constructed". in line 35, after the word "which", insert the words "is or"; in line 36, strike out the word "whose", and insert in lieu thereof the words "which has or will have an"; in line 37, strike out the words "will be", and insert in lieu thereof the word "of"; in line 41, strike out the word "includes", and insert in lieu thereof the word "means"; in line 42, strike out the word "whatsoever", and insert in lieu thereof the following: "and its political subdivisions"; in line 43, strike out the words "political subdivisions", and insert in lieu thereof the word "every".

AMENDMENT NUMBER THREE.

On page 11, line 47, of the printed bill, after the word "managing", insert the words "or proposing to construct", and change the period after the word "act" to a comma and insert the following: "but does not mean the United States. The words "alterations" and "repairs" or either of them, whenever used in this act, shall mean only such alterations of repairs as may affect the safety of the dam."

AMENDMENT NUMBER FOUR.

On page 11, line 49, of the printed bill, after the word "supervise", insert the words "the construction, enlargement, alteration, repair, maintenance, operation, and removal of".

AMENDMENT NUMBER FIVE.

On page 12, line 12, of the printed bill, after the word "orders", insert the following: "not inconsistent herewith as may be necessary"; and in line 13 insert a period after the word "act", and strike out the words "as may be necessary".

AMENDMENT NUMBER SIX.

On page 12, line 31, of the printed bill, strike out the words "licenses for the operation and maintenance", and insert in lieu thereof the words "certificates of approval". In line 32 strike out the word "to" and strike out the first two words of line 33

AMENDMENT NUMBER SEVEN.

On page 12, line 34, of the printed bill, after the word "completion", strike out the remainder of line 34, all of line 35, and the word "involved" in line 36, and insert the following: "comma to the satisfaction of the department, of all work that may be ordered and upon a finding that the dam is safe to the full extent for which use is or will be made, a certificate of approval shall be issued forthwith."

AMENDMENT NUMBER EIGHT

On page 14, line 43, of the printed bill, commencing with the word "an", strike out said word and the remainder of line 43 and all of lines 44 and 45 and all of line 46 to the period, and insert in lieu thereof the words "any application other than an application provided for in section 4 hereof the department shall give its consideration thereto and shall approve or disapprove the same within the time hereinafter provided."

AMENDMENT NUMBER NINE

On page 15, line 3, of the printed bill, strike out the words "nor shall", and all of lines 4 to 8, both inclusive, and all of line 9 to the period after the word "data", and insert in lieu thereof the following: "and all applications shall be approved or disapproved as soon as practicable after the receipt of all data and information found necessary by the department."; and in line 9, strike out the word "shall", and insert in lieu thereof the word "may".

AMENDMENT NUMBER TEN.

On page 15, line 20, of the printed bill, strike out the words "under an approval of"; in line 21, strike out the comma and the word "it"; strike out the last word in line 23, and in line 24 strike out the words "of such approval and"; in line 26, after the word "progresses", insert the words "or at any time prior to issuance of a certificate of approval."; in line 29, before the word "to", insert the words "to order the owner"; in line 29, strike out the word "approval", and insert in lieu thereof the words "plans and specifications"; in lines 31 and 32, strike out the words "in accordance with the approved plans and specifications"; and in line 35 after the word "authority", insert the words "to authorize the owner"; and in line 35, strike out the word "approval", and insert in lieu thereof the words "plans and specifications".

AMENDMENT NUMBER ELEVEN.

On page 16, line 18, of the printed bill, strike out the word "license", and insert in lieu thereof the words "certificate of approval"; and in line 22, strike out all of line 22 following the word "done", and all of lines 23 and 24 and to the period in line 25, and insert in lieu thereof the following: "in accordance with the approved plans and specifications or in accordance with the approved plans and specifications as same may have been revised and that the dam is safe for use to the full extent contemplated in the approved plans and specifications or in the approved plans and specifications as same may have been revised, a certificate of approval shall be issued forthwith.": and in line 25, strike out the word "license", and insert in lieu thereof the words "certificate of approval".

AMENDMENT NUMBER TWELVE.

On page 16, line 36, of the printed bill, strike out the word "license" and insert in lieu thereof the words "certificate of approval"; in line 41 of the printed bill, strike out all of line 41 following the word "done", and all of lines 42 and 43 and including the word "and" before the word "shall" in line 44, and insert in lieu thereof the following: "in accordance with the approved plans and specifications or in accordance with the approved plans and specifications as same may have been revised and that the dam is safe for use to the full extent contemplated in the approved plans and specifications or in the approved plans and specifications as same may have been revised, a certificate of approval shall be issued forthwith. Such certification of approval": in line 45, of the printed bill, strike out the word "license", and insert in lieu thereof the words "certificate of approval"; in line 48 after the word "new", strike out the word "license", and insert in lieu thereof the words "certificate of approval", and in line 48, after the word "supplemental", strike out the word "license", and insert in lieu thereof the words "certificate of approval".

AMENDMENT NUMBER THIRTEEN.

On page 17, line 1, of the printed bill, after the word "evidence", insert the following: "as to the manner in which the work was performed and as to the conditions obtaining after such removal".

AMENDMENT NUMBER FOURTEEN.

On page 17, line 9, of the printed bill, commencing with the words "The findings", strike out all down to and including the period after the word "otherwise" in line 14, same page, and substitute in lieu thereof the following: "The findings and orders of the department and the certificate of approval of any dam issued by the department shall be final and conclusive and binding upon all state agencies, regulatory or otherwise, as to the safety of design, construction, maintenance and operation of any dam; *provided, however,* that nothing in this act shall be construed to deprive any owner of such recourse to the courts as he may be entitled to under the laws of this state. In carrying out the provisions of this act the department is authorized to cooperate with the United States or any of its agencies."

AMENDMENT NUMBER FIFTEEN.

On page 17, line 21, of the printed bill, strike out the words "If any", and all of lines 22, 23 and 24 and to and including the period in line 25.

AMENDMENT NUMBER SIXTEEN.

On page 19, line 38, of the printed bill, strike out all of line 38, and insert in lieu thereof the following: "such action or proceeding shall either dismiss the action or".

AMENDMENT NUMBER SEVENTEEN.

On page 12, line 9, of the printed bill, after the word "necessary", change the period to a comma and insert the following: "and when the safety and technical considerations pertaining to a dam or plans and specifications pertaining thereto are such as to require it, or when requested in writing to do so by the owner, the department shall appoint a consulting board of two or more such consultants, which board shall report to the department on the safety features involved. The cost and expense of such a board if appointed on the request of an owner shall be paid by the owner."

AMENDMENT NUMBER EIGHTEEN.

On page 13, line 38, of the printed bill, strike out the words "in twice", and insert in lieu thereof "one hundred and ten per cent thereof".

AMENDMENT NUMBER NINETEEN.

On page 12, line 3, of the printed bill, after the period, insert the following: "No city, county, or city and county shall have authority by ordinance enacted by the legislative body thereof or adopted by the people under the initiative power or otherwise, to regulate or supervise or to provide for the regulation or supervision of any dams or reservoirs in this state, or the construction, maintenance or operation thereof, nor to limit the size of any dam or reservoir or the amount of water which

may be stored therein, it being the intent of the Legislature by this act to provide for the regulation and supervision of dams and reservoirs exclusively by the state."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 940—An act authorizing and empowering the Department of Natural Resources to act under the provisions of section 3897a of the Political Code.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 2 and 3 and insert in lieu thereof the following: "resources to acquire tax-deeded lands for the use of said department and making an appropriation therefor".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 1 to 7, inclusive, and insert in lieu thereof the following:

"SECTION 1. The department of natural resources is hereby authorized, through the director thereof, to acquire under the provisions of section 3897a of the Political Code, land deeded to the state for delinquent taxes under the provisions of 3771a of said code. Said lands must be selected by the California state board of forestry and must be adaptable and suitable for forestry purposes or for the purposes of reforestation or afforestation and the department of natural resources must devote any land acquired under this act to the purposes herein specified.

SEC. 2. The department of natural resources is hereby authorized through the director thereof to enter bids and to do any and all other necessary acts to acquire lands at any tax sale held under the provision of section 3897 of the Political Code, *provided, however*, that all such land or lands must be adaptable and suitable for forestry purposes or for the purposes of reforestation or afforestation. In the event that said department of natural resources should be the successful bidder at any sale, the land shall be deeded by the tax collector to the people of the State of California, in the same manner that lands are deeded to purchasers under the provisions of section 3898 of the Political Code and the director of the state department of natural resources is hereby authorized to accept such deeds in the name of the people of the State of California.

SEC. 3. Out of any moneys in the state treasury not otherwise appropriated, the sum of eight thousand dollars, or so much thereof as may be necessary, is hereby appropriated to the department of natural resources for the carrying out of the purposes of this act.

SEC. 4. The director of the department of natural resources is hereby empowered and authorized to execute and deliver all papers, documents, notices and to take all deeds necessary to take title to any land deeded to the people of the State of California under the provisions of this act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69b, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 14. of the printed bill, strike out the words "have never had", and insert in lieu thereof the words "are not afflicted with any".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 9—An act making an appropriation to pay the claim of Harry L. Hopper against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 11—An act creating an additional District Court of Appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 436—An act making an appropriation for permanent improvements at the San Francisco State Teachers College.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 448—An act making an appropriation for the purchase of a land site and the construction and equipment of a warehouse thereon, for the use of the Division of Motor Vehicles, and such other State uses as may be approved by the Director of Finance; transferring certain moneys to the general fund and abolishing the transfer and operators' license fund.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 503—An act appropriating money for premiums at fairs or exhibitions held by the Thirty-second District Agricultural Association during the eighty-first and eighty-second fiscal years.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 650—An act appropriating money to be used for the purchase of dam sites and other necessary land to restrain tailings from hydraulic mining operations and for engineering investigation in connection therewith.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1053—An act to accept the provisions and benefits of an act passed by the Senate and House of Representatives of the United States of America in Congress assembled and approved February 5, 1929, to provide for the further development of vocational education; to create a vocational education fund and making an appropriation therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1067—An act making an appropriation to meet a deficiency in the appropriation for support of the Railroad Commission for the seventy-ninth and eightieth fiscal years.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1076—An act making an appropriation for minor construction, improvements and equipment at the Norwalk State Hospital.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1083—An act authorizing the State Department of Finance to select and acquire additional land for the State Hospital at Patton, California, and to that end to sell or exchange certain property belonging to the State and situated in the county of San Bernardino, and making an appropriation therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1084—An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1102—An act to appropriate money for permanent improvements in aid of and in connection with State Teachers College of San Diego.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1118—An act making an appropriation for repairs, improvements and equipment at the State Capitol Building, Sacramento, including the installation of two new elevators.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 546—An act making an appropriation to pay the claim of Arthur B. Eddy against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 905—An act appropriating money to pay the claim of Mr. S. W. Moore against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 906—An act appropriating money to pay the claim of Grove J. Fink against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 907—An act appropriating money to pay the claim of Fred A. Taylor against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 908—An act to appropriate money to pay the claim of C. E. Skidmore against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 909—An act appropriating money to pay the claim of E. E. Purrington against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 910—An act to pay the claim of L. A. Norton against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 911—An act appropriating money to pay the claim of the disbursing officer of the Division of Highways, State Department of Public Works, against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 912—An act appropriating money to pay the claim of Will C. Wood against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 913—An act to pay the claim of Hans Hansen against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 914—An act appropriating money to pay the claim of the city controller of the city of Los Angeles against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 915—An act appropriating money to pay the claim of H. L. Preston against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 916—An act appropriating money to pay the claim of Harold E. Smith against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1064—An act making an appropriation to pay the claim of the American Railway Express Company against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 881—An act to amend sections 1 and 5 of an act entitled "An act to provide for the formation, management and dissolution of county fire protection districts, and annexations thereto, setting forth the powers of such districts and providing for levying and collecting taxes on property in such districts to defray the expenses thereof," approved May 23, 1923, and to add a new section thereto to be numbered section 5a.

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 527—An act to amend section 2322a of the Political Code, relating to county horticultural commissioners.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 20, of the printed bill, strike out the word "the", and insert in lieu thereof the word "an".

AMENDMENT NUMBER TWO.

On page 5, between lines 33 and 34, of the printed bill, insert the following as a paragraph:

"(2) The board of supervisors of any county, or city and county, may authorize the county horticultural commissioner to contract with state and federal agencies and with persons, firms, associations, and corporations, including municipal and other public corporations for municipal purposes, owning or controlling within the county, or city and county, property or premises infected or infested with plant diseases, insect or other animal pests, or noxious weeds, for the purpose of eradicating, destroying or controlling the same on such infested or infected property or premises; *provided*, that no contract so made shall impose any cost or obligation on the county, or city and county, other than may be authorized by said board of supervisors."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 233—An act to amend sections 5, 26, 31, 36, 45, 48, 49, 56, 58 and 60 of the "State Housing Act," approved June 15, 1923, as

amended, relating to air intakes, sinks, exits, ceiling heights, gas heaters and ventilation.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 234—An act to amend section 59 of the "State Housing Act," approved June 15, 1923, as amended, relating to garages.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 109—An act to amend section 2 of an act entitled "An act relating to cold storage, the regulation of refrigerating warehouses, the disposition or sale of food kept or preserved therein, and defining the duties of the State Board of Health in relation thereto," approved June 13, 1913, as amended, relating to the securing of licenses to operate cold storage and refrigerating warehouses and plants; the payment of fees for such licenses; and the disposition of such fees.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 110—An act to amend section 8 of an act entitled "An act to promote the development of the California egg industry, to prohibit the sale of eggs unfit for human food, to prevent deception in the sale of eggs, to protect the consuming public in the matter of quality and weight, and to encourage greater consumption of eggs by regulating and standardizing the grading, classification and labeling of all eggs displayed for sale; providing penalties for the violation of the provisions of this act, and repealing all acts and parts of acts in conflict herewith," approved May 23, 1925.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 111—An act to amend sections 15 and 20 of an act entitled "An act for the prevention of the manufacture, sale or transportation of adulterated, mislabeled or misbranded drugs, regulating the traffic in drugs and providing penalties for violation thereof," approved March 11, 1907, as amended.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 107—An act to amend section 5a of an act entitled "An act to regulate the sale of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to the sale of poisons.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 16, of the printed bill, as amended March 13, 1929, strike out the semicolon and insert in lieu thereof a comma

AMENDMENT NUMBER TWO.

On page 2, line 18, of the printed bill, as amended March 13, 1929, strike out the semicolon and insert in lieu thereof a comma.

AMENDMENT NUMBER THREE.

On page 2, line 20, of the printed bill, as amended March 13, 1929, strike out the semicolon and insert in lieu thereof a comma.

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 105—An act to amend sections 11, 12 and 16 of an act entitled "An act to regulate the practice of pharmacy in the State of

California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended, relating to the practice of pharmacy.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 4, line 3, of the printed bill, as amended March 25, 1929, after the numerals "12", insert the following: "of said act".

AMENDMENT NUMBER TWO.

On page 5, line 6, of the printed bill, as amended March 25, 1929, after the numerals "16", insert the following: "of said act".

AMENDMENT NUMBER THREE.

On page 5, line 49, of the printed bill, as amended March 25, 1929, strike out the semicolon and insert in lieu thereof a comma.

AMENDMENT NUMBER FOUR.

On page 5, line 51, of the printed bill, as amended March 25, 1929, strike out the semicolon and insert in lieu thereof a comma.

AMENDMENT NUMBER FIVE.

On page 6, line 1, of the printed bill, as amended March 25, 1929, strike out the semicolon and insert in lieu thereof a comma

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 231—An act regulating the business of embalmers and funeral directors and the transportation of and traffic in dead human bodies, creating a State board therefor, providing penalties for violations thereof, and repealing the act entitled "An act to establish a State Board of Embalmers, defining the duties thereof, providing for the better protection of life and health, preventing the spread of contagious disease, regulating the practice of embalming in connection with the care and disposition of the dead and providing penalties for the violation thereof," approved April 16, 1915, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, lines 15 and 16, of the printed bill, strike out the words "The secretary shall receive a maximum annual salary of one thousand dollars", and insert in lieu thereof the following: "The salary of the secretary shall be fixed by said board with the approval of the department of finance".

AMENDMENT NUMBER TWO.

On page 5 of the printed bill, strike out lines 18 to 21, inclusive.

AMENDMENT NUMBER THREE.

On page 6, line 17, of the printed bill, change the period after "created" to a comma, and add "and made available for expenditures necessary to a proper administration of this act."

AMENDMENT NUMBER FOUR.

On page 6, following line 39, add the following:
 "SEC. 27. On the date this act takes effect any balance remaining in the embalmers' fund created under the provisions of the act repealed by the provisions of section 25 of this act shall be transferred to the state embalmers' and funeral directors' fund, and the said embalmers' fund shall be and is hereby abolished and any appropriation heretofore or hereafter made payable from the said embalmers' fund shall be payable from the said embalmers' and funeral directors' fund for the support of the state board of embalmers and funeral directors."

AMENDMENT NUMBER FIVE.

On page 6 of the printed bill, following the matter added by amendment four, add the following:

"SEC. 28. If a state department of professional and vocational standards is created by a statute adopted by the Legislature of California at the forty-eighth session thereof, said department shall succeed to and become vested with all the duties, powers, purposes, responsibilities, and jurisdictions of the state board of embalmers and funeral directors hereinbefore proposed and described and of the several officers, deputies, and employees of said board which duties, powers, purposes, responsibilities, and jurisdiction shall be administered by said department through the director thereof; *provided, however*, that nothing herein contained shall be construed as abolishing said board of embalmers and funeral directors which said board shall be established and continued as hereinbefore provided for and shall retain the functions of setting standards, holding meetings, issuing certificates, passing upon the qualifications of applicants, conducting investigations, issuing citations, holding hearings for the revocation of certificates and imposing penalties as hereinbefore proposed and described, and the decisions of said board with respect thereto shall not be subject to review by the director of the department of professional and vocational standards. Except as to said powers, duties, and functions so expressly reserved to said board, the director of the department of professional and vocational standards shall have full authority to employ and appoint all employees necessary to properly administer the work of the board and the work of the department in accordance with civil service regulations, and upon recommendation of said board, with the approval of the director of the department of finance, the director of the department of professional and vocational standards shall employ investigators and attorneys to assist said board in prosecuting violations of this act. All moneys collected by the department of professional and vocational standards for and on behalf of the activities of the board of embalmers and funeral directors shall be remitted to the state treasurer in accordance with law and credited to the 'state embalmers and funeral directors fund,' herein created; however, that with the approval of the director of the department of finance a charge not exceeding the amount of the available balance in the 'state embalmers and funeral directors fund' may at any time be levied by the director of the department of professional and vocational standards in advance against said fund to cover the aforesaid board's pro rata share of the estimated administration expenses of the department of professional and vocational standards; *provided, further*, that none of the moneys in said fund shall be used to pay the general expenses of any other board in the department. Upon proper presentation of claims by said department to the state controller, the latter shall draw his warrant or warrants against said fund to cover such estimated administration expenses."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 427—An act to amend section 718 of the Civil Code, relating to the leasing of municipal property.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 26, of the printed bill, after the comma following the word "municipality", insert the following: "not acquired for park purposes".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 299—An act to transfer, and set over certain State lands described as lot 2 of section 23, township 15 north, range 1 west, Humboldt base and meridian, containing 7.44 acres more or less; lot 3 of section 23, township 15 north, range 1 west, Humboldt base and meridian, containing 22.44 acres more or less; lot 2 of section 25, township 15 north, range 1 west, Humboldt base and meridian, containing 22.04 acres more or less; lot 3 of section 25, township 15 north, range 1 west, Humboldt base and meridian, containing 18.66 acres more or less; lot 1 of section 26, township 15 north, range 1 west, Humboldt base and

meridian, containing 7.13 acres more or less; lot 2 of section 26, township 15 north, range 1 west, Humboldt base and meridian, containing 1.57 acres more or less; situated in Del Norte County, State of California, from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 821—An act to provide for the leasing by the State of California of certain tide and submerged lands; to provide the terms, conditions, purposes and restrictions of, and preference rights to, leases thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 315—An act to establish the line of ordinary high tide in certain parts of Newport Bay in Orange County, California, in conformity with and to confirm certain decrees of the superior court of the State of California, in and for the county of Orange, establishing said line of ordinary high tide, and to confirm the grants of tidelands heretofore made to the city of Newport Beach.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 743—An act granting to the city of Martinez tide and submerged lands of the State of California, including the right to wharf out therefrom, to the city of Martinez, and regulating the management, use and control thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702, and 703, relating to the Division of Exhibits within the Department of Finance.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 49, of the printed bill, as amended in Senate March 14, 1929, strike out all of said line 49, and insert in lieu thereof the following: "nor with the advice and consent of the Senate after this act becomes effective; *provided, however*, that said appointments shall not become effective until the advice and consent of the Senate is obtained."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 218—An act to amend section 4262 of the Political Code, relating to the salaries of county officers of counties of the thirty-third class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 4, line 27, of the printed bill, in section 1, subdivision 4, after the word "Auditor", strike out the words "one deputy auditor", and insert in lieu thereof the words "two clerks".

AMENDMENT NUMBER TWO.

On page 4, line 28, of the printed bill, in section 1, subdivision 4, after the words "by the auditor", insert the word "one".

AMENDMENT NUMBER THREE.

On page 4, line 29, of the printed bill, in section 1, subdivision 4, after the word "annum", insert the words "the other at a salary of one thousand two hundred dollars per annum".

AMENDMENT NUMBER FOUR.

On page 4, line 29, of the printed bill, in section 1, subdivision 4, after the word "which", strike out the words "office is", and insert in lieu thereof the words "office are".

AMENDMENT NUMBER FIVE.

On page 4, line 30, of the printed bill, in section 1, subdivision 4, strike out all of lines 30, 31, 32, 33, 34, 35, 36, 37 and all of line 38, preceding the words "The salary".

AMENDMENT NUMBER SIX.

On page 4, line 39, of the printed bill, in section 1, subdivision 4, before the word "herein", strike out the words "said clerks", and insert in lieu thereof the words "each of said clerks".

AMENDMENT NUMBER SEVEN.

On page 7, line 3, of the printed bill, in section 1, subdivision 17, after the word "service", insert the words "and return".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 223—An act validating that certain franchise for a toll road and tunnel granted to E. J. Fitzpatrick on March 19, 1928, by the board of supervisors of Contra Costa County.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 224—An act validating that certain franchise for a toll road and tunnel granted to E. J. Fitzpatrick on April 9, 1928, by the board of supervisors of Alameda County.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 361—An act to add a new section to the Political Code to be numbered 4089, relating to the destruction of unsold county bonds.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 108—An act to amend section 4300c of the Political Code, relating to fees of clerks, sheriffs and recorders.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 211—An act to amend sections 1, 3, 8, 9 and 10 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm, or corporation, engaging in the business of milling, sampling, concentrating, reducing, refining, purchasing or receiving for sale ores, concentrates, or amalgams bearing gold or silver, gold dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act," approved April 15, 1925, as amended, and to add a new section to said act to be numbered 4b, relating to the enforcement thereof and the escheat of ores seized thereunder.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, as amended in Senate March 11, 1929, strike out said line 1, and insert in lieu thereof the following:

"An act to amend sections 1, 8, 9 and 10 and to repeal section 3 of an act entitled".

AMENDMENT NUMBER TWO.

On page 2, line 16, of the printed bill, as amended in Senate March 11, 1929, strike out the words "and shall not"; also strike out all of line 17 and the words "section 3 hereof" in line 18.

AMENDMENT NUMBER THREE.

On page 2, line 32, of the printed bill, as amended in Senate March 11, 1929, strike out all of lines 32 to 52, inclusive, on said page; also strike out all of lines 1 to 43, inclusive, on page 3, and insert in lieu thereof the following:

"SEC. 2 Section 3 of said act is hereby repealed.

SEC. 3. A new section to be numbered 4b is hereby added".

AMENDMENT NUMBER FOUR.

On page 4, line 44, of the printed bill, as amended in Senate March 11, 1929, strike out the figure "5", and insert in lieu thereof the figure "4".

AMENDMENT NUMBER FIVE.

On page 5, line 11, of the printed bill, as amended in Senate March 11, 1929, strike out the figure "6", and insert in lieu thereof the figure "5".

AMENDMENT NUMBER SIX.

On page 5, line 30, of the printed bill, as amended in Senate March 11, 1929, strike out the figure "7", and insert in lieu thereof the figure "6".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 42—An act to add a new section to be numbered 7½ to an act entitled "An act to provide for the care, management and protection of State highways and provide penalties for violation of the provisions of the act," approved May 20, 1915, relating to State highways.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 210—An act to add a new section, to be numbered 19c, to the "California Irrigation District Act," relating to elections, and declaring the urgency thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 212—An act to limit the liabilities of irrigation district directors for the negligence of appointees and employees thereof in certain instances.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 413—An act to amend an act entitled "An act to provide for the organization and creation of improvement districts within irrigation districts organized under the California Irrigation District Act; to provide for the construction of improvements therein, and for the levy of assessments on the lands of such improvement districts," approved May 25, 1927, by amending the title thereof and sections 1, 2, 3, 4, 6, 7, 9 and 10, and adding three new sections to be numbered 11, 12 and 13, relating to the levying of assessments for maintenance, operation and repair, the designation of such act and the constitutionality thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 765—An act to repeal an act entitled "An act authorizing the board of supervisors of the counties in which water is sold for the purpose of irrigation, to fix the rates at which water shall be sold," approved March 26, 1880.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 766—An act to repeal an act entitled "An act to regulate and control the sale, rental, and distribution of any appropriated water in this State other than in any city, city and county, or town therein and to secure the rights of way for the conveyance of such water to the places of use," approved March 12, 1885.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 416—An act concerning the licensing of aircraft, airmen, and air navigation facilities, and air traffic rules and to make uniform the law with reference thereto; and to provide for the enforcement thereof; and to repeal that certain act entitled "An act concerning the registration, numbering, and use of aircraft, and the licensing of operators thereof," approved June 3, 1921.

Bill read second time, and ordered on file for third reading.

THE SPEAKER IN THE CHAIR.

At ten o'clock and fifty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TWENTY-THREE.

Assembly Concurrent Resolution No. 23—Relative to creation of a joint committee of the Senate and Assembly to study street improvement laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work.

COMMITTEE AMENDMENT.

During reading of the concurrent resolution, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 20, of the printed resolution, after the period following the word "President", insert the following: "of the Senate."

Amendment adopted.

Assembly Concurrent Resolution No. 23 ordered to reprint, engrossment, and on file for adoption.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER THIRTEEN.

Assembly Concurrent Resolution No. 13—Relative to the designation and adoption of a variety of tree to be known as the official State tree and arboreal emblem of the State of California.

COMMITTEE AMENDMENTS.

During reading of the concurrent resolution, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 12, of the printed bill, after the semicolon following the word "state", add the following: "and WHEREAS, It transpires that The Pacific Mutual Life Insurance Company of California has for a long term of years employed a Sequoia gigantea as an emblem in illustrated material and on documents and other printed matter, it is requested by the American Green Cross, as a part of the foregoing recommendation that The Pacific Mutual Life Insurance Company of California be permitted to retain the use of a Sequoia gigantea as an emblem in illustrated material, on documents, and other printed matter, in the same manner to which it has been accustomed in the past, and that it be exempt from any inter-

ference or prejudice caused by the foregoing recommendations and by the resolution which may result therefrom; now, therefore, be it".

AMENDMENT NUMBER TWO.

On page 1, line 16, of the printed bill, strike out the period and add the following: "and that The Pacific Mutual Life Insurance Company of California be permitted to retain the use of a Sequoia gigantea as an emblem in illustrated material, documents, and other printed matter, in the same manner to which it has been accustomed in the past, and that it be exempt from any interference or prejudice caused by this resolution."

Amendments adopted.

Assembly Concurrent Resolution No. 13 ordered to reprint, engrossment, and on file for adoption.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER NINE.

Assembly Concurrent Resolution No. 9—Providing for the creation of a joint committee of the Senate and Assembly to investigate aviation conditions in the State of California and to the question of safety and prevention of accidents thereto; to prepare and make recommendations concerning changes in existing laws, and the enactment and enforcement of laws relating to the use and operation of aeroplanes, and to prepare and submit with supporting facts, ascertained, a report as to the advisability of the adoption of a uniform law regulating aviation and making appropriation to meet the expenses of said committee necessarily incurred in said work.

COMMITTEE AMENDMENTS.

During reading of the concurrent resolution, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 of the printed resolution, strike out line 1 to and including line 11, and insert in lieu thereof the following:

"WHEREAS, There has been a great increase in the number of airplanes and aircraft used and operated in the State of California within recent years; and

WHEREAS, The matter of regulation of aviation and aircraft at the present time presents peculiar and novel difficulties and problems, because of the infancy of the aviation and aircraft industry, and the rapid growth of the same within the past few years, and the anticipated stupendous advance of the same within the next two years; and

WHEREAS, It is felt that so young and progressive an industry may be hampered and throttled by the enactment of legislation without serious and continued thought and study of the underlying condition governing its proper growth and expansion; and

WHEREAS, Public necessity and protection require the enactment of fair and proper legislation governing the same for the stability and growth of the industry as well as the protection of the public; now, therefore, be it".

AMENDMENT NUMBER TWO.

On page 2, line 41, of the printed resolution, strike out the word "two", and insert in lieu thereof the word "three".

Amendments adopted.

Assembly Concurrent Resolution No. 9 ordered to reprint, engrossment, and on file for adoption.

Assembly Bill No. 311—An act providing for the annexation of elementary school districts to high school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 311 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Brock, Byrne, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger, Eddy, Emmett,

Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Patterson, Roland, Scudder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 554—An act relating to the exemption of certain children from the requirements of attendance upon a public full time day school.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 554 passed by the following vote:

AYES—Adams, Badham, Bernard, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Roland, Scofield, Scudder, Spalding, Stockwell, West, Witter, Woolwine, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1065—An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food products or food articles," approved June 5, 1913, as amended, to be numbered 1a, relating to the securing of a permit to destroy foodstuffs.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1065 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, Easley, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Roland, Scofield, Scudder, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—47.

NOES—DeYoe—1.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 69—An act to amend section 694 of the Code of Civil Procedure, relating to the conduct of sales of property on execution or under power contained in any trust deed hereafter executed, and designating the county wherein such sales must be held.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 69 passed by the following vote:

AYES—Adams, Arnold, Badham, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, McDonough, Meeker, Miller, Eleanor;

Miller, James A., Mixer, Nielsen, Noyes, Roland, Scofield, Scudder, Spalding, Stockwell, Witter, Woolwine, Wright, Young, and Mr. Speaker—49.
 NOES—Luttrell—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 801—An act to amend section 139 of the Code of Civil Procedure, relating to proceedings in case of absence of judge.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 801 passed by the following vote :

AYES—Adams, Arnold, Badham, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Luttrell, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Roland, Scofield, Scudder, Spalding, Stockwell, Williams, Woolwine, Wright, Young, and Mr. Speaker—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 194—An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 194 passed by the following vote :

AYES—Adams, Arnold, Badham, Bernard, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Scofield, Scudder, Witter, Woolwine, Wright, Young, and Mr. Speaker—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 242—An act to amend section 737y of the Political Code, relating to the salary of the superior judge in and for the county of Modoc.

Bill read third time.

The question being on the passage of the bill.

The roll was called and Assembly Bill No. 242 passed by the following vote :

AYES—Adams, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Roland.

Scofield, Scudder, Spalding, Stockwell, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Hoffman moved that Assembly Bill No. 446 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 446 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 250—An act to provide for the alteration of the boundaries of and for the annexation of incorporated and/or unincorporated territory to municipal corporations and for the incorporation and consolidation of such annexed territory in and as a part thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called and Assembly Bill No. 250 passed by the following vote:

AYES—Arnold, Badham, Bernard, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, McDonough, Mecker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Roland, Scofield, Scudder, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 184—An act to amend section 361e of the Political Code and to add a new section to said code, to be numbered 361h, relating to the Department of Agriculture and Division of Land Settlement thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Adams:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, as amended in Assembly March 26, 1929, after the word "of" in said line, insert the following: "article two a of chapter three of title one of part three of".

AMENDMENT NUMBER TWO.

In line 3 of the title of the printed bill, as amended in Assembly March 26, 1929, after the word "said", insert the following: "article, chapter, title, and part of said".

AMENDMENT NUMBER THREE.

On page 3, line 1, of the printed bill, as amended in Assembly March 26, 1929, after the word "to", insert the following: "article two a of chapter three of title one of part three of".

AMENDMENT NUMBER FOUR.

On page 4, line 3, of the printed bill, as amended in Assembly March 26, 1929, after the word "to", in said line, insert the following: "article two *a* of chapter three of title one of part three of".

AMENDMENT NUMBER FIVE.

On page 4, line 9, of the printed bill, as amended in Assembly March 26, 1929, strike out the words and figures "August 1, 1931," in lines 9 and 10, and insert in lieu thereof the following: "four months from and after the final adjournment of the forty-ninth session of the Legislature of the State of California".

Amendments adopted.

Bill ordered to reprint, engrossment, and third reading

Assembly Bill No. 866—An act authorizing the board of supervisors in any county to provide for the education of graduates of the elementary schools of such county at the California Polytechnic School and to pay the costs thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 866 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Roland, Scofield, Scudder, Spalding, Stockwell, Wright, Young, and Mr. Speaker—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1090—An act to amend sections 17 and 18 of an act entitled "The California Fruit, Nut and Vegetable Standardization Act of 1927," approved June 2, 1927, relating to the packing and sale of avocados and berries.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1090 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Brock, Byrne, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Roland, Scofield, Scudder, Spalding, Stockwell, Witter, Wright, Young, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 938—An act to amend section 2322¹³ of the Political Code, relating to salary and expenses of the county horticultural commissioner in counties of the thirteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 938 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Brock, Byrne, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell,

Meeker, Miller, Eleanor; Miller, James A., Mixter, Nielsen, Noyes, Roland, Scofield, Scudder, Spalding, Stockwell Witter, Wright, Young, and Mr. Speaker—44.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 59—An act to amend section 628 of the Penal Code, relating to fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 59 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Brock, Byrne, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Meeker, Miller, Eleanor; Miller, James A., Mixter, Nielsen, Noyes, Roland, Scofield, Scudder, Spalding, Stockwell Witter, Wright, Young, and Mr. Speaker—44.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 241—An act to amend section 4285 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 241 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Brock, Byrne, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Meeker, Miller, Eleanor; Miller, James A., Mixter, Nielsen, Noyes, Roland, Scofield, Scudder, Spalding, Stockwell Witter, Wright, Young, and Mr. Speaker—44.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 754—An act to provide for the forfeiture of certain lands of the State for the nonpayment of delinquent interest upon any part of the unpaid portion of the purchase price thereof, together with penalties and costs as herein provided, and for the forfeiture of all moneys previously paid thereon, principal as well as interest; prescribing the duties of certain public officers with respect thereto; providing for the giving of notice of said forfeitures; prescribing certain remedies, and making an appropriation for the purposes of this act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Byrne moved that Assembly Bill No. 754 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 754 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 755—An act to add a new section to the Political Code, to be numbered 363j, relating to the preparation of plans for public buildings and other structures.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 755 passed by the following vote:

AYES—Adams, Badham, Bernard, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Meeker, Miller, Eleanor; Miller, James A., Mixter, Nielsen, Noyes, Roland, Scofield, Scudder, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

RESOLUTION.

The following resolution was offered:

By Mr. Heisinger:

A RESOLUTION.

Relative to fish, game, and migratory game birds; providing for the creation of a committee of the Assembly to study the life and habits of same in California; and to prepare and submit a report of their findings to the Governor for transmittal to the Legislature and making an appropriation to cover the cost and expenses of the members of said committee incurred in the performance of such work.

WHEREAS, There is a general lack of knowledge as to the true status of the fish, game and migratory game life in California; and

WHEREAS, There is an almost universal desire on the part of the members of the Legislature of this State to preserve our fish and game life and to conserve it in such fashion as will benefit the present as well as future generations; now, therefore, be it *Resolved by the Assembly*, That there is hereby created an Assembly committee to consist of three members to be appointed by the Speaker of the Assembly.

It shall be the duty of said committee to make a special study and investigation of fish, game and migratory wild game; their breeding habits, their breeding grounds, their productivity, their supply, the effects of resting places upon their supply, whether private sanctuaries are harmful or beneficial to such wild life, and in addition thereto to determine what factor is most beneficial to the continued numbers of such fish, game and migratory wild game life.

It shall also be the duty of said committee to gather all available data possible from the federal government and from other states in regard to migratory wild life and to compile all data so obtained and from such compilation to render its report to the Governor of this State to be transmitted by the Governor to the Legislature. Such report shall be submitted not later than the thirty-first day of December, 1930.

The members of said committee shall receive no compensation for their services as a member of such committee but they shall receive all actual and necessary expenses incurred in performing their duties as a member of such committee.

There is hereby appropriated \$2,000 from the contingent fund of the Assembly or so much thereof as may be necessary to pay the actual and necessary traveling and other expenses incurred in making the investigation and report herein referred to. Same to be paid by the Controller on warrants drawn against the amount herein appropriated, when duly signed by the chairman of said committee.

Resolution ordered referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON AGRICULTURE.

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 921—An act regulating the quality of dried fruit by establishing and defining certain standards for dried fruit of the varieties therein named, providing for violations thereof and making an appropriation to carry out the provisions

thereof—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 231—An act to add a new section to the Political Code, to be numbered 1762a, relating to the creation of a State high school musical contest fund and the expenditure thereof by the Superintendent of Public Instruction—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 599—An act relating to the support of junior colleges—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

ON LABOR AND CAPITAL.

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1929.

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Senate Bill No. 172—An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand," approved March 1, 1911, as amended, relating to pay checks that can not be cashed and providing penalties for violation of the provisions of the act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

McDONOUGH, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Senate Bill No. 101—An act to amend section 12 of an act entitled "An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended, relating to registration fees and return of fee paid where no position is secured—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

McDONOUGH, Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 142—An act providing for the organization of certain elementary school districts into union or joint union high school districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 119—An act relating to the exhibition of still or motion pictures in the

public schools—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

MESSAGES FROM THE GOVERNOR.

The following messages from the Governor were received, read, and ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, March 29, 1929.

To the Assembly of the State of California.

Assembly Bill No. 101 is herewith returned without my approval.

This is a bill for increasing the compensation for the probation officer in counties of the eleventh class. Notwithstanding the provisions for the desired increase, language is inserted at the end of the bill to the effect that it is hereby found and declared that no increase has taken place.

The author agrees with me that this language is ambiguous, to say the least, and creates a condition from which a statute should be free. He has accordingly introduced another bill as a substitute for Assembly Bill No. 101, and requests that the latter be vetoed.

I am advised that certain other bills now pending, designed to effect increases in compensation, also purport to deny the fact of an increase. The defect is one which should be corrected before enactment by the Legislature.

Respectfully submitted.

C. C. YOUNG, Governor.

Also:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, March 29, 1929.

To the Assembly of the State of California.

Assembly Bill No. 341 is herewith returned without my approval.

The provision that the Attorney General shall approve titles to lands accepted by the State Board of Forestry for forest and water shed purposes was omitted in amending section 2 of the act referred to in the bill.

The Attorney General is very strongly of the opinion that this omission should not have been made, and advises me that, inasmuch as the machinery for passing upon these titles is already set up in his office, he believes that the elimination of this service on his part will only result in additional expense to the State without any due compensation therefor.

Accordingly the author of the bill agrees that my approval should be withheld, and that another bill should be introduced providing the new legislation desired, and at the same time retaining the provisions for service as at present on the part of the Attorney General.

Respectfully submitted.

C. C. YOUNG, Governor.

Also:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, March 29, 1929.

To the Assembly of the State of California.

Assembly Bill No. 342 is herewith returned without my approval.

This bill proposes to transfer certain lands known as Mount Zion, in Amador County, from the jurisdiction of the Surveyor General to the Department of Natural Resources.

It develops that although the land in question has been listed to the State, the listing has not as yet been approved by the United States, and the State is therefore without jurisdiction over the same.

The author, Mr. Dillinger, was not aware of this fact when the bill was introduced, and agrees that my approval of the bill should be withheld.

Respectfully submitted.

C. C. YOUNG, Governor.

Also:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, March 29, 1929.

To the Assembly of the State of California.

Assembly Bill No. 343 is herewith returned without my approval.

Both the Legislative Counsel and the Attorney General's office agree that there is some question as to the constitutionality of an act transferring school lands from the jurisdiction of the Surveyor General to the jurisdiction of some other department

of the State to be used for purposes other than that for which the lands were originally granted to the State by the federal government.

Where it is desired to transfer school lands for other uses, such transfer can be made by a special act carrying an appropriation to compensate the school land fund for the loss of such lands. This information was not available to Messrs. Ingels and Dillinger, the authors, at the time the bill was introduced, and both agree that under the circumstances the bill should be returned to you without my approval.

Respectfully submitted.

C. C. YOUNG, Governor.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Bishop:

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act amending the Political Code by adding a new section thereto to be known as section 3261 thereof fixing the standard time in this State and providing for daylight savings time.

Referred to Committee on Introduction of Bills.

By Mr. Flynn:

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits.

Referred to Committee on Introduction of Bills.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 5—Relating to the participation of California in the Great Lakes-St. Lawrence Tide Water Association to facilitate and expedite the prosecution of the construction of a seaway connecting the Great Lakes with the Atlantic Ocean—and reports that the same has been correctly enrolled, and presented the same to the Governor on the twenty-ninth day of March, 1929, at ten o'clock and forty-five minutes a.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 23—An act to amend an act entitled "An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners, and repealing an act to amend an act entitled 'An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners,' approved March 23, 1893," approved June 16, 1913, as amended, by adding a new section thereto to be numbered 1a, relating to the powers and duties of the State Board of Prison Directors;

Also: Assembly Bill No. 631—An act authorizing and empowering the State Director of Finance to grant and convey to any person, firm, private, municipal or public utility corporation an easement over and across certain real properties of the State of California known as the Napa State Hospital property and the Silverado Trail, in the county of Napa, State of California, and to impose conditions, limitations, restrictions and reservations on the use thereof and to prescribe the consideration therefor;

And reports that the same have been correctly enrolled, and presented the same to the Governor on the twenty-ninth day of March, 1929, at ten o'clock and forty-five minutes a.m.

SPALDING, Chairman.

Also :

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 12—Approving a certain amendment to the charter of the city of Compton, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the sixth day of November, 1928;

Also: Assembly Concurrent Resolution No. 19—Approving ten certain amendments to the charter of the city of Long Beach, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-sixth day of February, 1929;

And reports that the same have been correctly enrolled, and presented the same to the Governor on the twenty-ninth day of March, 1929, at ten o'clock and forty-five minutes a.m.

SPALDING, Chairman.

ADJOURNMENT.

At twelve o'clock and five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until eleven o'clock a.m., Monday, April 1, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Monday, April 1, 1929.

At eleven o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Remdollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—69.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Bernard, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Nielsen moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. DeYoe, Mr. Parkman was granted leave of absence for the day.

On motion of Mr. Stockwell, Mr. McGinley was granted leave of absence for the day.

On motion of Mr. Byrne, Messrs. Hornblower, Little and Sewell were granted leaves of absence for the day, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of Mr. Roland, Mr. Baum was granted leave of absence for the day.

On motion of Mr. Feigenbaum, Mr. Fry was granted leave of absence for the day.

On motion of Mr. Keaton, Mr. Williams was granted leave of absence for the day.

On motion of Mr. Keaton, Mr. Roberts was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Keaton, Dr. Oscar Hauge, mayor of Long Beach, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Mr. I. M. Stevens, president of Long Beach Chamber of Commerce, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Mr. B. B. Stokemiller, member of city council of Long Beach, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Mr. Walter Flemming, director of public works of Long Beach, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Scofield, Mr. J. B. Scullin, secretary of Alhambra Business Men's Association of Alhambra, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, Hon. D. Fricot of Angels Camp, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Bishop, Mr. A. R. Linn, member of Alameda Chamber of Commerce, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Bishop, Mrs. Ann McKee of Glendale, the daughter of Hon. Roy Bishop, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. West, Mr. and Mrs. Henry Meier of Los Angeles were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. West, Mr. and Mrs. Henrymeier of Orange, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. West, Mrs. A. H. Halleck of Orange, California, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. West, Miss Arletta West of Orange, California, the daughter of Hon. Percy West, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Reindollar, Mrs. H. M. Crawford, Mrs. T. W. Sawyer, Mrs. E. S. Merrimann, Mrs. E. G. Stetson and Mrs. William Kent were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Miss Miller, Mrs. Edgar McLeod of Oakland, California, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Roland, Mrs. Cyres A. Anderson, Miss Jean Anderson, and Miss Bessie Beatty Roland were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Roland, Miss Harriet Feeley and Miss Dolores Feeley, daughters of Assemblyman Feeley were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

COMMUNICATION.

The following communication was received, read, and ordered printed in the Journal:

By Mr. Speaker:

SACRAMENTO, CALIFORNIA, April 1, 1929.

*Speaker E. C. Levey, State Assembly,
Sacramento, California.*

DEAR SIR: During the month of January it was our pleasure to have as guests in a series of flights in our airplane "Standard of California" a number of the members of the State Assembly. Due to the inclement weather prevailing at that time, it was unfortunately necessary to discontinue the flights before all of the Assemblymen had had an opportunity of flying.

So many of these gentlemen expressed their disappointment that we have now arranged to resume these flights on Wednesday and Thursday, April 3 and 4. The flights will be held from Mather Field between the hours of 10 and 12 each morning and 2:30 and 4:30 each afternoon.

In order to accomplish the flights with as little delay as possible, might we ask that you be so kind as to request the Sergeant-at-Arms of the Assembly to ascertain from each member which day and approximately the hour as above indicated that would be most convenient for him to fly, in order that the personnel of the flights can as far as possible be booked in advance.

There are undoubtedly many members of the Assembly who flew with us on the previous flights who will desire to fly again, and we will be most happy to have them as our guests on this occasion. I might also add that the former invitation included the wives of the members of the Assembly, and the present flight is intended also to include them.

To accommodate those members of the Assembly who may not have their personal cars immediately available, we will arrange to have automobiles in front of the main entrance of the Capitol to leave one-half hour prior to the time set for the flights.

Yours very truly,

STANDARD OIL COMPANY OF CALIFORNIA.
H. B. FAIRCHILD, District Sales Manager.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 879—An act to amend sections 4256, 4256a and 4256b of the Political Code, relating to the salaries and fees of county officers in counties of the twenty-seventh class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 879?

AMENDMENT NUMBER ONE.

On page 2, line 9, of the printed bill, strike out lines 9 and 10, and insert in lieu thereof the following: "two thousand four hundred dollars per annum; one deputy at a salary of two thousand one hundred dollars per annum; one deputy at a salary of one thousand eight hundred dollars per annum;".

AMENDMENT NUMBER TWO.

On page 2, line 41, of the printed bill, strike out lines 42 to 47, inclusive, and insert in lieu thereof the following: "auditor shall be allowed two deputies, at a salary of one thousand eight hundred dollars each per annum; said deputies to be".

AMENDMENT NUMBER THREE.

On page 3, line 39, of the printed bill, strike out lines 39 to 41, inclusive, and insert in lieu thereof the following: "who shall receive a salary of one thousand six hundred twenty dollars per annum; one copyist for a period not to exceed eight months in any one year at a salary of one hundred twenty-five dollars per month; such additional deputies as may be".

The roll was called, and Senate amendments to Assembly Bill No. 879 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

UNFINISHED BUSINESS.

Assembly Bill No. 101—An act to amend section 19x11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of the probation officer of counties of the eleventh class.

Consideration of Governor's veto.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto of the Governor sustained by the following vote:

AYES—None.

NOES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—57.

Assembly Bill No. 343—An act to transfer and set over certain State land known as Iron Mountain in Mendocino County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof.

Consideration of Governor's veto.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto of the Governor sustained by the following vote:

AYES—None.

NOES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Kline, Leymel, Luttrell, McDonough, McGuinness,

Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr Speaker—57.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No 513—An act to add two new sections, to be numbered 2½ and 50½, to an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties, and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the "Railroad Commission fund" and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended, relating to public utilities.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No 1060—An act to amend section 159 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to appropriations to the several counties from the Motor Vehicle fund.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 921—An act regulating the quality of dried fruit by establishing and defining certain standards for dried fruit of the varieties therein named, providing for violations thereof and making an appropriation to carry out the provisions thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill strike out all of lines 1 to 4, inclusive, and insert in lieu thereof the following:

"An act to promote the development of the California dried fruit industry and to prevent deception in the packing and sale of dried fruit by providing for the establishment and definition of standards for dried fruit, by authorizing the director of agriculture to provide for the certification of dried fruits, establishing a dried fruit certification fund and revolving fund, and making an appropriation to carry out the provisions hereof."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of said line 1, and insert in lieu thereof the following:

"SECTION 1. This act shall be known, and for any and all purposes may be designated and referred to, as the California dried fruit standardization act.

SEC 2. The director of agriculture is hereby empowered to define, promulgate and enforce such rules and regulations as may be deemed necessary to carry out the provisions of this act.

SEC 3. The director of agriculture is hereby empowered to establish such optional grades as may be deemed necessary on dried fruits, after a thorough investigation has been made of the needs of the particular fruits for which grades are contemplated. Such grades must, before they become effective, be approved in one or more public meetings attended by representative growers and packers of the localities interested in the industry affected. Such meetings shall be advertised at least once in a newspaper published in such localities one week or more prior to the meetings; said meetings shall be presided over by the director of agriculture or any of his duly authorized agents and shall, in so far as possible and practicable, be conducted at such place or places as can be conveniently reached by representatives of the affected industry. Grades established in accordance with the provisions of this act shall not be modified during the current shipping season of the fruit for which they are established, excepting as hereinafter provided

On receipt of a written appeal signed by at least twenty-five representative growers and packers of a commodity for which grades have been established under the provisions of this act, protesting against the grades so established, the director of agriculture shall call a hearing within ten days after the receipt of such an appeal. Due notice shall be given by the director of agriculture to all interested parties of the date and place of such hearing, and the grades shall be sustained, modified or revoked in the discretion of the director of agriculture on the basis of the evidence presented. If such grades are not changed or modified by the director of agriculture, in accordance with the provisions of this act, they shall continue to be in full force and effect. Grades established under the provisions of this act shall be promulgated by the director of agriculture and published in one or more newspapers or farm journals of general circulation in the State of California.

SEC 4. It shall be unlawful for any person, partnership, corporation, business association or persons whatsoever to sell or offer for sale, under the grade names or designations defined by the director of agriculture, any dried fruit not conforming to the standards set by the director of agriculture.

Any person, partnership, corporation, business association or persons whatsoever violating any of the provisions of this act shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than fifty nor more than five hundred dollars or shall be imprisoned in the county jail for a term not exceeding six months or by both such fine and imprisonment.

SEC 5. To promote the development of the California dried fruit industry, the director of agriculture and his duly authorized employees or agents may investigate and certify to growers, packers, or other financially interested parties the grade, quality and condition of dried fruit under such rules and regulations as he may prescribe, including the payment of such fees as will be reasonable; *provided*, that certificates issued by authorized employees or agents of the director of agriculture, and certificates issued under authority of an act of the United States congress and in accordance with the rules and regulations of the secretary of agriculture of the United States, shall be received in all courts of the State of California as prima facie evidence of the truth of the statements therein contained.

The director of agriculture is authorized to cooperate with the United States department of agriculture in carrying out the provisions of this act.

SEC 6. All moneys collected under the provisions of this act shall be paid into the "dried fruit certification fund," which fund is hereby created, and of which one thousand dollars may be used as a revolving fund subject to the approval of the state department of finance for the purposes of this act.

SEC 7. Within ninety days after the end of each fiscal year the director of agriculture shall prepare a statement showing the receipt and expenditures during the fiscal year of funds provided for in this act and shall, upon written request, forward a copy of this report to any party financially interested in the inspection work conducted under the authority of this act.

SEC 8. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would pass this act, each section, subsection, sentence, clause and phrase thereof irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional.

SEC 9. The sum of fifteen thousand dollars is hereby appropriated out of any moneys of the state treasury not otherwise appropriated for carrying out the provisions of this act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 231—An act to add a new section to the Political Code, to be numbered 1762*a*, relating to the creation of a State high school musical contest fund and the expenditure thereof by the Superintendent of Public Instruction

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out all of lines 1 to 4, inclusive, and insert in lieu thereof the following:

"An act creating a state high school musical contest fund, providing for the expenditure thereof by the superintendent of public instruction and making an appropriation therefor"

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of lines 1 to 9, inclusive, and insert in lieu thereof the following:

"SECTION 1. The provisions of section 4.35 of this act shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of article one of chapter two of part one of division four of the School Code as adopted at the forty-eighth session of the Legislature.

Sec. 4.35. There is hereby annually appropriated out of any moneys in the state treasury not otherwise appropriated, the sum of twenty-five thousand dollars or so much thereof as may be necessary which shall be paid into the state treasury to the credit of the state high school musical contest fund, which fund is hereby created. Said fund shall be used for the purposes of paying the traveling expenses of high school bands."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 119—An act relating to the exhibition of still or motion pictures in the public schools.

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 599—An act relating to the support of junior colleges.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out all of said line 1, and insert in lieu thereof the following:

"An act relating to the formation, suspension and support of junior college districts and the powers of governing boards thereof."

AMENDMENT NUMBER TWO.

On page 1, line 23, of the printed bill, after said line 23, insert the following: "SEC. 2 The provisions of sections 2.670-2.674, inclusive, of this act shall supersede the provisions of sections 2.670-2.674, inclusive, of the School Code as adopted at the forty-eighth session of the Legislature and shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of article one, chapter eleven of part one of division two of said School Code.

Sec. 2.670. A junior college district is one organized in any high school district having a total average daily attendance of one thousand pupils or more in the high schools of the district as shown by the principal's report of the preceding school year, and an assessed valuation of at least twenty-five million dollars as shown by the last equalized assessment roll. The provisions of this section shall not apply to junior college districts organized before this section takes effect.

Sec. 2.671. A union junior college district is a district organized so as to include two or more contiguous high school districts in the same county having a total average daily attendance of one thousand pupils or more in the high schools of the districts as shown by the principals' report of the preceding school year and an assessed valuation of at least twenty-five million dollars as shown by the last equalized assessment roll. The provisions of this section shall not apply to junior college districts organized before this section takes effect.

Sec. 2.672. A joint union junior college district is one organized so as to include two or more contiguous high school districts in two or more contiguous counties having a total average daily attendance of one thousand pupils or more in the high schools of the district as shown by the principals' reports of the preceding school year and an assessed valuation of at least twenty-five million dollars, as shown by the last equalized assessment roll. The provisions of this section shall not apply to junior college districts organized before this section takes effect.

Sec. 2.673. A county junior college district is one organized so as to embrace all the territory of a county not included in any other type of junior college district, and having a total average daily attendance of one thousand pupils or more in the high schools of the district as shown by the principals' report of the preceding school year and an assessed valuation of at least twenty-five million dollars as shown by

the last equalized assessment roll. The provisions of this section shall not apply to junior college districts organized before this section takes effect.

Sec. 2.674. A joint county junior college district is one organized so as to comprise contiguous territory in two or more counties and having a total average daily attendance of one thousand pupils or more in the high schools of the district as shown by the principals' reports of the preceding school year, and an assessed valuation of at least twenty-five million dollars as shown by the last equalized assessment roll. The provisions of this section shall not apply to junior college districts organized before this section takes effect.

SEC. 3. The provisions of sections 2.690 and 2.691, inclusive, of this act shall supersede the provisions of sections 2.690 and 2.691, inclusive, of the School Code as adopted at the forty-eighth session of the Legislature and shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of article three of chapter eleven of part one of division two of said School Code.

Sec. 2.690. Whenever five hundred or more qualified electors residing in any proposed district, union, or county junior college district shall unite in a petition to the superintendent of schools of the county asking for the formation of a junior college district of the type and name specified in the petition, and whenever the petition shall be accompanied by a separate petition signed by a majority of the high school board of each high school district proposed to be included in the junior college district, the superintendent of schools, after verifying the signatures to the petitions and satisfying himself that the signatures are sufficient shall transmit the petitions to the state board of education and the department of finance for approval.

Sec. 2.691. If the state board of education and the department of finance shall approve the petition, the county superintendent of schools shall submit the question for determination at an election.

SEC. 4. The provisions of section 2.750 of this act shall supersede the provisions of section 2.750 of the School Code as adopted at the forty-eighth session of the Legislature and shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of article eight of chapter eleven of part one of division two of said School Code.

Sec. 2.750. When the average daily attendance of students in any junior college district organized after this section takes effect during the whole of any school year after the second school year shall be two hundred or less than two hundred, or, in the case of junior college districts organized before this section takes effect, when such average daily attendance shall be seventy-five or less than seventy-five, the superintendent of schools having jurisdiction over the junior college district shall suspend the junior college in the junior college district and shall report the fact to the board of supervisors of his county.

SEC. 5. The provisions of article six *a* of this act shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of chapter two of part one of division six of the School Code as adopted at the forty-eighth session of the Legislature.

Article six *a* of this act reads as follows:

Article VI*a*—Junior College Buildings.

Sec. 6.90*a*. The governing board of any county or joint county junior college district shall have power, when in its judgment it is deemed necessary, to construct and maintain dormitories in connection with any junior college within the district for use and occupancy by pupils in attendance at such junior college and shall fix the rates to be charged such pupils for quarters therein."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 172—An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand," approved March 1, 1911, as amended, relating to pay checks that can not be cashed, and providing penalties for violation of the provisions of the act.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 101—An act to amend section 12 of an act entitled "An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge

for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended, relating to registration fees and return of fee paid where no position is secured.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 16, of the amended printed bill, strike out the word "such", and insert in lieu thereof the following: "or agreeing to pay a".

AMENDMENT NUMBER TWO.

On page 2, line 18, of the amended printed bill, strike out the word "repay", and insert in lieu thereof a comma.

AMENDMENT NUMBER THREE

On page 2, line 18, of the amended printed bill, strike out the word "the", and insert in lieu thereof the word "repaying".

AMENDMENT NUMBER FOUR.

On page 2, line 19, of the amended printed bill, strike out the word "said", and insert in lieu thereof the word "any".

AMENDMENT NUMBER FIVE

On page 2, line 19, of the amended printed bill, insert after the word "fee", the following "paid, reimburse the said applicant for".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No 142—An act providing for the organization of certain elementary school districts into union or joint union high school districts.

Bill read second time, and ordered on file for third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Feigenbaum:

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1929

MR. SPEAKER. I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 3650 of the Political Code, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein

Referred to Committee on Introduction of Bills.

By Mr. Cloudman:

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1929

MR. SPEAKER I ask permission to introduce the accompanying bill, the title of which reads as follows

An act making an appropriation for the construction and equipment of a building on the campus of the University of California at Berkeley for the purpose of housing a men's gymnasium.

Referred to Committee on Introduction of Bills.

By Mr. Roland:

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows

An act making an appropriation for Woman's Relief Corps Home

Referred to Committee on Introduction of Bills.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 10—An act to prevent fraud and deception in the sale of bottled beverages composed of fruit, or the juice thereof, and prescribing penalties for the violation of the provisions thereof;

Also: Assembly Bill No. 11—An act creating an additional district court of appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor;

Also: Assembly Bill No. 25—An act to add three new sections to the Civil Code, to be numbered 2097, 2098, 2099, relating to the liability of an owner or driver or person responsible for the operation of a vehicle for injury to a passenger transported without compensation;

Also: Assembly Bill No. 44—An act to add a new section to the Penal Code, to be numbered 634½, relating to the protection of fish and game;

Also: Assembly Bill No. 67—An act to repeal section 2572 of the Political Code, relating to the Board of Harbor Commissioners of the port of Eureka on Humboldt Bay and to the officers and employees thereof;

Also: Assembly Bill No. 140—An act to add new sections to the Penal Code, to be numbered sections 526 and 527, relating to the making, distribution, or use of matter resembling any process of a court,

Also: Assembly Bill No. 183—An act to amend section 274 of the Code of Civil Procedure, relating to the fees of phonographic reporters;

Also: Assembly Bill No. 233—An act to amend section 4239 of the Political Code, relating to salaries of officers of counties of the tenth class;

Also: Assembly Bill No. 253—An act providing for a State Nautical School in the port of San Francisco, creating a board to govern and manage the same, determining the power, duty and authority of the board, and its officers, providing for the appointment of the members of the board and its officers and employees, creating a fund for the support of the board and the school and equipment for the use thereof, and authorizing the Governor to secure a suitable vessel from the federal government for the use of the school, and making an appropriation therefor;

Also: Assembly Bill No. 296—An act to add a new section to the Political Code, to be numbered 3897a, relating to the termination of the right of redemption in tax-deeded lands;

Also: Assembly Bill No. 322—An act to add a new section to the Code of Civil Procedure, to be numbered section 1778a, relating to the sale of personal property by guardians;

Also: Assembly Bill No. 397—An act to amend section 2322.8 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the eighth class;

Also: Assembly Bill No. 406—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class;

Also: Assembly Bill No. 436—An act making an appropriation for permanent improvements at the San Francisco State Teachers College;

Also: Assembly Bill No. 448—An act making an appropriation for the purchase of a land site and the construction and equipment of a warehouse thereon, for the use of the Division of Motor Vehicles, and such other State uses as may be approved by the Director of Finance; transferring certain moneys to the general fund and abolishing the transfer and operators' license fund,

Also: Assembly Bill No. 503—An act appropriating money for premiums at fairs or exhibitions held by the Thirty-second District Agricultural Association during the eighty-first and eighty-second fiscal years,

Also: Assembly Bill No. 534—An act to amend the title and sections 2, 4, 5, 6, 7, 8, 11, 12 and 16 of an act entitled "An act to be known as the 'Inheritance Tax Act,' to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the 'Inheritance Tax Act,' and to repeal all acts and parts of acts in conflict with this act," approved June 3, 1921, as amended, and adding a new section to be numbered section 67, relating to the exemption and rates of tax on a transfer to the wife of decedent and repealing section 23;

Also: Assembly Bill No. 538—An act to add a new section to the Penal Code to be numbered 164, relating to the making of contracts for the collection of damages for injuries to persons or property or both; and prohibiting solicitation of such

claims for suit outside the State; providing for penalties therefor; and for exceptions thereto;

Also: Assembly Bill No. 546—An act making an appropriation to pay the claim of Arthur B. Eddy against the State of California;

Also: Assembly Bill No. 650—An act appropriating money to be used for the purchase of dam sites and other necessary land to restrain tailings from hydraulic mining operations and for engineering investigations in connection therewith;

Also: Assembly Bill No. 661—An act to amend sections 24 and 31 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, as amended, relating to the appropriation for and payment of installments of assessments assessed against counties for the construction of highways by joint highway districts;

Also: Assembly Bill No. 770—An act to amend section 70 of the Penal Code, relating to bribery;

Also: Assembly Bill No. 855—An act to add a new section to the Code of Civil Procedure to be known as section 1238a, relating to the exercise of the right of eminent domain by an individual for his own use of water notwithstanding other persons do not participate in the benefit therefrom;

Also: Assembly Bill No. 881—An act to amend sections 1 and 5 of an act entitled "An act to provide for the formation, management, and dissolution, of county fire protection districts, and annexation thereto, setting forth the powers of such districts and providing for levying and collecting taxes on property in such districts to defray the expenses thereof," approved May 23, 1923, and to add a new section thereto to be numbered section 5a;

Also: Assembly Bill No. 905—An act appropriating money to pay the claim of Mr. S. W. Moore against the State of California;

Also: Assembly Bill No. 906—An act appropriating money to pay the claim of Grove J. Funk against the State of California;

Also: Assembly Bill No. 907—An act appropriating money to pay the claim of Fred A. Taylor against the State of California;

Also: Assembly Bill No. 908—An act to appropriate money to pay the claim of C. E. Skidmore against the State of California;

Also: Assembly Bill No. 909—An act appropriating money to pay the claim of E. E. Purrington against the State of California;

Also: Assembly Bill No. 911—An act appropriating money to pay the claim of the Disbursing Officer of the Division of Highways, State Department of Public Works, against the State of California;

Also: Assembly Bill No. 912—An act appropriating money to pay the claim of Will C. Wood against the State of California;

Also: Assembly Bill No. 913—An act to pay the claim of Hans Hansen against the State of California;

Also: Assembly Bill No. 914—An act appropriating money to pay the claim of the city controller of the city of Los Angeles against the State of California;

Also: Assembly Bill No. 915—An act appropriating money to pay the claim of H. L. Preston against the State of California;

Also: Assembly Bill No. 916—An act appropriating money to pay the claim of Harold E. Smith against the State of California;

Also: Assembly Bill No. 959—An act to add a new section to the Penal Code, to be numbered 472b, relating to the use of reproductions or facsimiles of the Great Seal of the State of California.

Also: Assembly Bill No. 1053—An act to accept the provisions and benefits of an act passed by the Senate and House of Representatives of the United States of America in Congress assembled and approved February 5, 1929, to provide for the further development of vocational education; to create a vocational education fund and making an appropriation therefor;

Also: Assembly Bill No. 1064—An act making an appropriation to pay the claim of the American Railway Express Company against the State of California;

Also: Assembly Bill No. 1067—An act making an appropriation to meet a deficiency in the appropriation for support of the Railroad Commission for the seventy-ninth and eightieth fiscal years;

Also: Assembly Bill No. 1076—An act making an appropriation for minor construction, improvements and equipment at the Norwalk State Hospital;

Also: Assembly Bill No. 1083—An act authorizing the State Department of Finance to select and acquire additional land for the State Hospital at Patton, California, and to that end to sell or exchange certain property belonging to the State and situated in the county of San Bernardino, and making an appropriation therefor;

Also: Assembly Bill No. 1102—An act to appropriate money for permanent improvements in aid of and in connection with State Teachers College of San Diego;

Also: Assembly Bill No. 1116—An act to add a new section, to be numbered section 14, to an act entitled "An act to require employers to pay the cost of bonds and photographs required of and furnished by employees or applicants for employment," approved April 20, 1917, as amended, and to amend section 2 thereof,

relating to the protection of cash bonds put up by employees or applicants for employment and providing penalties for violation thereof;

Also: Assembly Bill No. 1117—An act to amend section 84 of the Civil Code, relating to children of annulled marriages;
And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 92—An act to amend sections 1, 2 and 3 of an act entitled "An act to provide for a day of rest from labor," approved February 27, 1893, relating to what emergencies shall permit working more than six days in seven, providing for the enforcement of the act by the Department of Industrial Relations and providing penalties for violation of the provisions thereof;

Also: Assembly Bill No. 437—An act to make an appropriation annually, during the eighty-first, eighty-second and eight-third, eighty-fourth and eighty-fifth fiscal years, for the development of the live stock industry and the exhibit of cattle, hogs and sheep at Vernon, California, under the auspices of the Western Live Stock Exhibit Association, and at South San Francisco, California, under the auspices of the California Live Stock and Baby Beef Show;

Also: Assembly Bill No. 449—An act to amend "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, by adding a new section thereto to be known as section 887, making it unlawful for any municipality to levy license taxes or fees against the business of, or instrumentalities used in, the sale or delivery of merchandise to retailers for retail purposes;

Also: Assembly Bill No. 453—An act to amend section 1517 of the Code of Civil Procedure, relating to the return of sales of property of decedents;

Also: Assembly Bill No. 305—An act to amend section 4252 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the twenty-third class;

And reports that the same have been correctly re-engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 494—An act providing for the establishment and maintenance of twenty-four-hour elementary schools by elementary school districts with the approval of the State Board of Education, providing for the admission to such schools and providing for the government, control, conduct, and support thereof—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 95—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922, declaring the urgency thereof and providing that this act shall take effect immediately—and reports that the same has been correctly enrolled, and presented to the Governor on the first day of April, 1929, at eleven o'clock and thirty minutes a.m.

SPALDING, Chairman.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER EIGHT.

Assembly Joint Resolution No. 8—Relative to memorializing Congress for federal aid in the construction of a breakwater in Trinidad Harbor, at or near the city of Trinidad, California.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 8 adopted by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, DeYoe, Easley, Eddy, Emmett, Feeley, Feigen-

baum, Fisher, Flynn, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgau, Nielsen, Oliva, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 8 ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION No. 8.

Relative to memorializing Congress for federal aid in the construction of a breakwater in Trinidad Harbor at or near the city of Trinidad, California.

WHEREAS, The development of harbor facilities, deep water harbors, and ports of refuge on the long coast line of California is of vital importance to the welfare of the State and the nation, and

WHEREAS, Such facilities and ports are necessary to waterborne commerce which is rapidly increasing on the Pacific coast; and

WHEREAS, Natural harbors along more than 750 miles of California coast line are limited to a few in number as compared to the Atlantic seaboard, and development of these harbors is extremely important to the ever-increasing productivity of the State; and

WHEREAS, The city of Trinidad, California, is now seeking federal assistance in the construction of a breakwater in Trinidad Bay for the development and improvement of a deep water harbor which will serve as an outlet for the commerce and industry that will follow the development of northwestern California with its millions of dollars worth of untouched and undeveloped natural resources; and

WHEREAS, Improvements made in Trinidad Harbor would facilitate the shipping of commerce to and from the tributary territory; now, therefore, be it

Resolved by the Assembly and the Senate, jointly. That the Legislature of the State of California joins with the city of Trinidad in respectfully urging and requesting federal assistance in this important project, and the adoption by the Congress of the United States of appropriate legislation for the appropriation of the requisite funds to aid in the construction of said proposed breakwater; and be it further

Resolved. That the Chief Clerk of the Assembly be and he is hereby directed to transmit copies of these resolutions to the President of the United States, to the Secretary of War of the United States, the Secretary of the Navy of the United States, and to each of the members of the Senate and House of Representatives.

Assembly Bill No. 563—An act providing for the creation and establishment of the Contractors State License Board; prescribing the powers and duties of such board; defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting; and fixing the fees for such licenses; providing the method of revocation of such licenses, and prescribing the punishment for violation of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 563 be withdrawn from the file, and ordered referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 563 ordered re-referred to Committee on Governmental Efficiency and Economy.

Assembly Bill No. 747—An act to amend section 86 of the Code of Civil Procedure, relating to the justices' clerks and their appointees

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 747 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum.

Fisher, Flynn, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roland Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Wright, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 454—An act to amend section 900 of the Code of Civil Procedure, relating to the lien of judgments rendered in a justice's court.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 454 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kilne, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Oliva, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Wright, and Mr Speaker—52

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 274—An act to amend section 1415 of the Code of Civil Procedure, relating to powers, duties and obligations of special administrators.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 274 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Wright, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 849—An act to amend section 16c15 of the Weights and Measures Act, approved June 16, 1913, as amended, relating to compensation of the sealer of weights and measures in counties of the fifteenth class

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 849 passed by the following vote:

AYES—Adams, Arnold, Badham, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Oliva, Quigley,

Reindollar, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 693—An act to amend section 340 of the Code of Civil Procedure, relating to the time for commencement of actions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 693 passed by the following vote:

AYES—Anderson, Badham, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Quigley, Reindollar, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1113—An act to amend sections 1205 and 1446 of the Penal Code, relating to judgments directing imprisonment for satisfaction of fines and providing for payment of fines within a limited time or in installments in certain cases.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1113 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Craig, Crittenden, Cronin, Deuel, DeYoe, Easley, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Patterson, Quigley, Reindollar, Scudder, Seawell, Snyder, Stockwell, West, Williamson, and Mr. Speaker—50.

NOES—Adams, Collier, Coombs, Eddy, Luttrell, Mixer, Witter, and Wright—8.

Title read and approved.

Bill ordered transmitted to the Senate.

RECESS.

At twelve o'clock and thirty-five minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 2—Relative to veterans and widows

of veterans engaged in the civil service of the several counties, cities and other political subdivisions of the State of California.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary

Assembly Concurrent Resolution No. 2 ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 41—An act to repeal the section 9, amended by Statutes of 1907, chapter 472, and amended by Statutes of 1927, chapter 212, of an act entitled "An act to appropriate money for the support of orphans, half-orphans and abandoned children," approved March 25, 1880, as amended;

Also: Assembly Bill No. 20—An act to amend section 1936 of the Political Code, relating to the powers of the Adjutant General;

Also: Assembly Bill No. 204—An act to amend section 307 of the Civil Code, relating to corporations;

Also: Assembly Bill No. 254—An act to amend sections 310 and 310a of the Penal Code, relating to flags of the United States and of this State;

Also: Assembly Bill No. 925—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party;

Also: Assembly Bill No. 539—An act to amend section 1986 of the Code of Civil Procedure, relating to issuance of subpoenas and subpoenas to take depositions;

Also: Assembly Bill No. 215—An act to amend section 1307 of the Code of Civil Procedure, relating to the contest of a will;

Also: Assembly Bill No. 214—An act to amend section 1304 of the Code of Civil Procedure, relating to notice of application for probate of will.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON BANKING.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: Your Committee on Banking, to which was referred Senate Bill No. 619—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated as the "Bank Act," by amending sections 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60, 61, 61a, 82, 83, 90, 127, 130 and 136, and by repealing section 132a, all relating to the definition and regulation of the business of banking—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WILLIAMSON, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 82—An act to amend section 29 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the powers and jurisdiction of municipal courts, and of the judges and other officers thereof;

Also: Assembly Bill No. 85—An act to amend section 2640 of the Political Code, relating to the acquisition and construction of new roads and the grading, regrading, paving, macadamizing, surfacing, repairing and maintaining of existing roads;

Also: Assembly Bill No. 86—An act to amend section 2713 of the Political Code, relating to the construction and repair of bridges;

Also: Assembly Bill No. 139—An act to amend section 18 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the appointment and duties of clerks, deputy clerks, marshals, deputy marshals, and the filling of vacancies in said offices;

Also: Assembly Bill No. 173—An act authorizing counties to declare noxious or dangerous weeds growing upon the streets or sidewalks or upon private property in counties, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same, and providing that such cost shall constitute special assessments, and providing for the enforcement and collection of such special assessments;

Also: Assembly Bill No. 176—An act to amend section 29 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by providing a penalty of 10 per cent but not exceeding \$1,000 to be added to any payment of compensation awarded to employees for the failure of their employers to secure the payment of compensation as provided in said act;

Also: Assembly Bill No. 190—An act to amend section 5 of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof," approved June 3, 1921, as amended;

Also: Assembly Bill No. 289—An act to amend section 7 and to add new sections to be numbered 7a and 7b to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the organization of municipal courts in cities or counties of the first and one-half class, to provide for the number of judges, clerks, marshals and other officers and attaches of such municipal courts and their deputies; to fix the compensation therefor;

Also: Assembly Bill No. 318—An act to amend section 1361 of the Political Code, relating to the time when ballots must be canvassed;

Also: Assembly Bill No. 461—An act to amend section 4273 of the Political Code, relating to fees and salaries of officers in counties of the forty-fourth class;

Also: Assembly Bill No. 471—An act providing for the burning or removing of grass, brush, or other inflammable matter and debris from public highways;

Also: Assembly Bill No. 489—An act to amend section 46 of the "Workmen's Compensation, Insurance and Safety Act," approved May 26, 1913, as amended, relating to insurance against liability for compensation by the State, and certain political subdivisions, districts, State agencies and corporations, therein enumerated;

Also: Assembly Bill No. 513—An act to add two new sections to be numbered 24 and 50½ to an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended, relating to public utilities;

Also: Assembly Bill No. 658—An act relating to proceedings for the opening, widening, extending or improving of highways, streets, alleys, lanes, courts or places in any city or county and requiring the filing of a petition therefor by the owners of a portion of the lands affected or the making of provision for payment of a part of the expense of the work or improvement by the city or county;

Also: Assembly Bill No. 659—An act to relieve any person, company, association or corporation owning or operating any railroad or railway track or tracks upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places and all public ways and other property and rights of way of the public from requirements that such person, company, association or corporation, pave, repave, macadamize, remacadamize, or otherwise improve any part of any such public highway, road, street, avenue, boulevard, lane, alley, court, place or public way or other property or right of way of the public, and repealing all acts or parts of acts in conflict herewith;

Also: Assembly Bill No. 876—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths, the appointment of State and local registrars of vital statistics, to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act, to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended, by amending section 21;

Also: Assembly Bill No. 900—An act to amend sections 5 and 19 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and

sidewalks within municipalities, and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915;

Also: Assembly Bill No. 940—An act authorizing and empowering the Department of Natural Resources to acquire tax-deeded lands for the use of said department and making an appropriation therefor,

Also: Assembly Bill No. 1118—An act making an appropriation for repairs, improvements and equipment at the State Capitol Building, Sacramento, including the installation of two new elevators;

And reports that the same have been correctly engrossed.

SPALDING, Chairman

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 156—An act to amend section 12 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, relating to disability indemnity—and reports that the same has been correctly engrossed.

SPALDING, Chairman

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 13—Relative to the designation and adoption of a variety of tree to be known as the Official State Tree and Arboreal Emblem of the State of California;

Also: Assembly Concurrent Resolution No. 23—Providing for the creation of a joint committee of the Senate and Assembly to study street improvement laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work;

And reports that the same have been correctly engrossed

SPALDING, Chairman

The above reported concurrent resolutions ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 297—An act to amend section 4244 of the Political Code, relating to compensation of officers and employees in counties of the fifteenth class;

Also: Assembly Bill No. 630—An act to carry into effect the provisions of subdivisions 6 and 7 of section 5 of article XI of the constitution of the State of California, to provide for the alteration of the boundaries of and for the consolidation of territory located in the county of San Mateo with the city and county of San Francisco, for the incorporation of such consolidated territory in and as a part of said city and county, and for the government of such consolidated territory as an integral part of such city and county of San Francisco;

Also: Assembly Bill No. 850—An act to amend section 2322.15 of the Political Code, relating to county horticultural commissioners,

And reports that the same have been correctly re-engrossed

SPALDING, Chairman

The above reported bills ordered on file for third reading.

ON CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: Your Committee on Corporations, to which was referred Assembly Bill No. 640—An act to amend section 308 of the Civil Code of the State of California, concerning the organization of boards of directors of corporations—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

LYONS Chairman

The above reported bill ordered on file for second reading.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Kline:

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1929.

MR. SPEAKER I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to provide for the organization and government of community or memorial hall districts and to provide for the acquisition or construction and maintenance of community or memorial halls for the use of the inhabitants of the district for recreational, educational and related activities.

Referred to Committee on Introduction of Bills.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 312—An act relating to elections of trustees in union or joint union high school districts.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Bernard:

AMENDMENT NUMBER ONE

On page 1, line 17, of the printed bill, strike out the word "duplications", and insert in lieu thereof the word "duplicates".

Amendment adopted.

Bill ordered to reprint, and engrossment.

Assembly Bill No. 836—An act to amend section 1607e of the Political Code, relating to cafeterias in schools.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Bishop moved that Assembly Bill No. 836 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 836 ordered re-referred to Committee on Education.

Assembly Bill No. 2—An act to amend the Political Code by adding thereto a new section to be numbered 4041m, empowering boards of supervisors of the counties of the State to lease all lands whether dedicated to a public use or not, and under the jurisdiction of the county, for the drilling of oil and gas, and the extraction of other minerals.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 2 passed by the following vote:

AYES—Adams, Anderson, Badham, Bishop, Byrne, Clowdsley, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Harper, Hawes, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Snyder, Stockwell, West, Williamson, and Mr. Speaker—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER FIVE.

Senate Joint Resolution No. 5—Relating to the control of motor vehicles for hire engaged in interstate commerce.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 5 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Harper, Hawes, Hoffman, Ingels, Jespersen, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 5 ordered transmitted to the Senate.

SENATE JOINT RESOLUTION No. 5.

Relating to the control of motor vehicles for hire, engaged in interstate commerce.

WHEREAS, The operators of motor vehicles for hire engaged in interstate commerce are, in many instances, required by the circumstances and conditions of their employment to remain on duty for more than twelve consecutive hours; and

WHEREAS, Said conditions of employment are conducive to physical exhaustion and the consequent inefficiency of the operator of such motor vehicle, increasing the danger of mishap; and

WHEREAS, Under the provisions of the constitution and laws of the United States of America, the Congress of the United States has jurisdiction over, and power to control the manner of operating such motor vehicles engaged in interstate commerce; therefore be it

Resolved by the Senate and Assembly of the State of California jointly, That the Legislature of the State of California recommend to the Congress of the United States and to the Interstate Commerce Commission that the hours of employment of such drivers or operators of motor vehicles for hire engaged in interstate commerce be limited to twelve hours in any twenty-hour consecutive hours.

Senate Bill No. 568—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article IIm, embracing sections 376 to 376f, inclusive, relating to a Department of Penology.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill the following amendment was submitted by Mr. Feigenbaum:

AMENDMENT NUMBER ONE.

On page 2, line 25, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

Amendment adopted.

Bill ordered to reprint, and on file for passage.

Senate Bill No. 44—An act to amend section 2 of an act entitled "An act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination of and issuance of certificates to qualified applicants, with the designation of certified public accountant, and to provide the grade of penalty for violations of the provisions hereof," approved March 23, 1901, as amended, and to add a new sec-

tion to said act to be numbered section 6, creating the accountancy fund in the State Treasury in which all moneys collected under the provisions of said act shall be deposited and providing for the payment of expenses incurred in carrying out the provisions of said act from said fund.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 44 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Keaton, Klime, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, and Mr. Speaker—58

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 548—An act to provide for the impounding and utilization of the waters of the American River for flood control, river flow control and equation, domestic use, irrigation, reclamation, power development, or any one or more of such or other public uses; authorizing the State Department of Finance to acquire for the State property useful in connection therewith; defining the powers and duties of State officers and departments and of public and private agencies in relation thereto; authorizing the leasing of property of the State for any one or more of such uses and specifying certain terms and conditions to which said lease shall be subject.

Bill read.

Urgency clause read.

The question being, Shall this section, setting forth the urgency features of the bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Klime, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williamson, Woolwine, Wright, Young and Mr. Speaker—60

NOES—None

THIRD READING OF SENATE BILL NUMBER FIVE HUNDRED FORTY-EIGHT.

Senate Bill No. 548—An act to provide for the impounding and utilization of the waters of the American River for flood control, river flow control and equation, domestic use, irrigation, reclamation, power development, or any one or more of such or other public uses; authorizing the State Department of Finance to acquire for the State property useful in connection therewith; defining the powers and duties of State officers and departments and of public and private agencies in relation thereto; authorizing the leasing of property of the State for any one or more of such uses and specifying certain terms and conditions to which said lease shall be subject.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 548 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronm, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Ohva, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—57

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. West moved to amend the title as follows:

AMENDMENT NUMBER ONE.

In line 11 of the title of the printed bill, as amended, after the word "subject", strike out the period and insert a comma and add the following: "and declaring the urgency thereof and providing that this act shall take effect immediately."

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate

Senate Bill No. 689—An act to amend sections 1919, 1927, 1954, 1983, 2077, 2081, and to repeal sections 1913, 1928*a*, 1928*b*, 1928*c*, 1928*d*, 1929, 1930, 1931, 1932, 1932*1*, 1933, 1934*1*, 1962 and 1968 of the Political Code, all relating to the National Guard

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 689 finally passed by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Cloudman, Collier, Coombs, Craig, Crawford, Crittenden, Cronm, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Mixer, Morgan, Morrison, Nielsen, Noyes, Ohva, Quigley, Reindollar, Roland, Scofield, Scudder, Snyder, Stockwell, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate

Senate Bill No 486—An act to amend the Civil Code by adding a new section to be known as section 648*b*, thereto, relating to the establishment of branches by building and loan associations and prescribing penalties for the violation of the provisions of the act

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Wright moved that Senate Bill No. 486 be withdrawn from the file, and ordered re-referred to Committee on Building and Loan Associations

Motion carried.

Senate Bill No. 486 ordered re-referred to Committee on Building and Loan Associations.

Senate Bill No. 821—An act to provide for the leasing by the State of California of certain tide and submerged lands; to provide the terms, conditions, purposes and restrictions of, and preference rights to, leases thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 821 finally passed by the following vote:

AYES—Adams, Anderson, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. CROWELL D. EDDY IN THE CHAIR.

At three o'clock and five minutes p.m., Hon. Crowell D. Eddy, member of the Assembly from the Eightieth District, in the chair.

Senate Bill No. 226—An act remising, releasing and quit-claiming to the Regents of the University of California the properties in the county of Los Angeles which were heretofore transferred to and vested in said the Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State Normal School,' approved March 14, 1881, abolishing the branch of the State Normal School at Los Angeles, transferring its properties to the Regents of the University of California, providing for the establishment of a branch of the University of California at Los Angeles, continuing regular normal school training courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said the Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of acts in conflict with this act.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Keaton:

AMENDMENT NUMBER ONE.

On page 2, line 19, of the printed bill, as amended in Senate March 4, 1929, beginning in said line 19, strike out the words "of the", and also strike out all of lines 20 and 21, and insert in lieu thereof the following: "as follows:

One hundred fifty thousand dollars of such proceeds shall be set aside to be used for the construction and equipment of a building on the university campus at Westwood, California, to be known as the subtropical horticultural building and to be used for the teaching of subtropical horticulture: one hundred twenty-five thousand dollars of such proceeds shall be set aside for the construction and equipment of buildings at the citrus experiment station and graduate school of tropical agriculture, at Riverside, California; any moneys remaining shall be applied by the

regents of the University of California for university purposes within the county of Los Angeles."

Amendment adopted.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Keaton asked for and was granted unanimous consent to take up Senate Bill No. 226, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NUMBER TWO HUNDRED TWENTY-SIX.

Senate Bill No. 226—An act remising, releasing and quit-claiming to the Regents of the University of California the properties in the county of Los Angeles which were heretofore transferred to and vested in said the Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State Normal School,' approved March 14, 1881, abolishing the branch of the State Normal School at Los Angeles, transferring its properties to the Regents of the University of California, providing for the establishment of a branch of the University of California at Los Angeles, continuing regular normal school training courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said the Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of acts in conflict with this act.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 226 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingles, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, Williamson, Woolwine, Wright, and Young—58.

NOES—None.

Title read and approved.

Bill ordered to reprint, and transmitted to the Senate.

Senate Bill No. 833—An act to add a new section to the Political Code of the State of California, to be known as section 3627c, relating to taxation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 833 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Wright, and Young—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 608—An act to amend section 1142 of the Political Code, relating to boards of election, appointment and duties of election officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 608 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Woolwine, Wright, and Young—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 252—An act authorizing the State Board of Forestry to designate hazardous fire areas within the State of California; making it unlawful to build fires in such areas, except in camp sites established therein, and providing penalties for the violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 252 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Woolwine, Wright, and Young—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 773—An act to amend section 15c of the Building and Loan Commission Act.

Bill read third time

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Wright moved that Senate Bill No. 773 be withdrawn from the file, and ordered re-referred to Committee on Building and Loan Associations.

Motion carried.

Senate Bill No. 773 ordered re-referred to Committee on Building and Loan Associations.

Senate Bill No. 197—An act to amend the Penal Code of the State of California by adding thereto a section designated as number 1614a, providing for credits for good behavior to prisoners confined in a county jail under judgment of imprisonment in a criminal action or proceeding.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 197 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Keaton, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Woolwine, Wright, and Young—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No 196—An act to amend section 1613 of the Penal Code, providing that persons confined in the county jail under judgment of imprisonment rendered in a criminal action may be required to labor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 196 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, Williamson, Woolwine, Wright, and Young—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 458—An act to amend section 369*b* of the Penal Code, relating to shipping cattle without unloading or feeding them

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 458 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Woolwine, Wright, Young and Mr Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At three o'clock and thirty-five minutes p.m., Hon. Edgar C Levey, Speaker of the Assembly, in the chair.

Senate Bill No 108—An act to amend section 4300*c* of the Political Code, relating to fees of clerks, sheriffs and recorders.

Bill read third time.

The question being on the passage of the bill

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Mr. West:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, after the word "instrument", insert the words "paper or notice".

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, after the word "instrument", insert the words "paper or notice".

Amendments adopted.

Bill ordered to reprint, and on file for passage.

Senate Bill No. 211—An act to amend sections 1, 3, 8, 9 and 10 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm, or corporation, engaging in the business of milling, sampling, concentrating, reducing, refining, purchasing or receiving for sale, ores, concentrates or amalgams bearing gold or silver, gold dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act," approved April 15, 1925, as amended, and to add a new section to said act to be numbered 4b, relating to the enforcement thereof and the escheat of ores seized thereunder.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jespersen moved that Senate Bill No. 211 be withdrawn from the file, and ordered re-referred to Committee on Mines and Mining.

Motion carried.

Senate Bill No. 211 ordered re-referred to Committee on Mines and Mining.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 140—An act to add new sections to the Penal Code, to be numbered sections 526 and 527, relating to the making, distribution, or use of matter resembling any process of a court.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 140 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noves, Quigley, Reindollar, Roland, Scudder, Snyder, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1117—An act to amend section 84 of the Civil Code, relating to children of annulled marriages.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1117 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, Williamson, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. ISAAC JONES IN THE CHAIR.

At four o'clock and fifteen minutes p.m., Hon. Isaac Jones, member of the Assembly from the Fifty-seventh District, in the chair.

Assembly Bill No. 82—An act to amend section 29 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the powers and jurisdiction of municipal courts, and of the judges and other officers thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 82 passed by the following vote:

AYES—Anderson, Arnold, Badham, Beuard, Bishop, Bliss, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williamson, Witter, and Young—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 289—An act to amend section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation, and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the organization of municipal courts in cities or cities and counties of the first and one-half class; to provide for the number of judges thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 289 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGuin-

ness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williamson, Witter, and Young—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER. Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows

By Mr. Mixter: An act to amend section 19r11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of probation officers of counties of the eleventh class.

By Mr. Levey: An act to amend section 2 of an act entitled "An act to provide for the creation of a commission on uniform State laws, the appointment of commissioners thereto and to appropriate money for traveling expenses," approved May 14, 1927, and to provide an appropriation therefor, relating to expenses.

By Mr. Flynn: An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits.

By Mr. Bishop: An act amending the Political Code by adding a new section thereto to be known as section 3261 thereof fixing the standard time in this State and providing for daylight saving time.

By Mr. Feigenbaum: An act to amend section 3650 of the Political Code, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein.

By Mr. Cloudman: An act making an appropriation for the construction and equipment of a building on the campus of the University of California at Berkeley for the purpose of housing a men's gymnasium.

By Mr. Kline: An act to provide for the organization and government of community or memorial hall districts and to provide for the acquisition or construction and maintenance of community or memorial halls for the use of the inhabitants of the district for recreational, educational and related activities.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crown, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jepsen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williamson, Witter, Young, and Mr Speaker—62.

NOES—None.

THIRD READING OF ASSEMBLY BILLS—(RESUMED)

Assembly Bill No. 10—An act to prevent fraud and deception in the sale of beverages composed of fruit, or the juice thereof, and prescribing penalties for the violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jost moved that Assembly Bill No. 10 be withdrawn from the file, and ordered re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 10 ordered re-referred to Committee on Agriculture.

Assembly Bill No. 940—An act authorizing and empowering the Department of Natural Resources to act under the provisions of section 3897a of the Political Code.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Kline moved that Assembly Bill No. 940 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 940 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 253—An act to provide for the maintenance and establishment of a school for the education and training of pupils from the various counties in the State in the science and practice of navigation, seamanship, steam and electrical engineering.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Keaton moved that Assembly Bill No. 253 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 253 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 470—An act to add a new section to the Penal Code, to be numbered 415a, prohibiting the shooting or discharging of firearms upon the public highways of the State, and providing a penalty therefor.

Bill read third time

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Coombs:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the word "person", insert a comma and the following "other than a police officer in the discharge of his official duties, and other than any person authorized by law."

Amendment adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Mixer: Assembly Bill No. 1122—An act to amend section 19x11 of the Juvenile Court Law, approved June 5, 1915, as amended,

relating to the salary of probation officer of counties of the eleventh class.

Bill read first time, and referred to Committee on County Government.

By Mr. Levey: Assembly Bill No. 1123—An act to amend section 2 of an act entitled "An act to provide for the creation of a Commission on Uniform State Laws, the appointment of commissioners thereto and to appropriate money for traveling expenses," approved May 14, 1927, and to provide an appropriation therefor, relating to expenses.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Flynn: Assembly Bill No. 1124—An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits.

Bill read first time, and referred to Committee on Labor and Capital.

By Mr. Bishop: Assembly Bill No. 1125—An act amending the Political Code by adding a new section thereto to be known as section 3261 thereof fixing the standard time in this State and providing for daylight saving time.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Fiegenbaum: Assembly Bill No. 1126—An act to amend section 3650 of the Political Code, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Cloudman: Assembly Bill No. 1127—An act making an appropriation for the construction and equipment of a building on the campus of the University of California at Berkeley for the purpose of housing a men's gymnasium.

Bill read first time, and referred to Committee on Universities.

By Mr. Kline: Assembly Bill No. 1128—An act to provide for the organization and government of community or memorial hall districts and to provide for the acquisition or construction and maintenance of community or memorial halls for the use of the inhabitants of the district for recreational, educational and related activities.

Bill read first time, and referred to Committee on Soldiers and Sailors Affairs.

SPECIAL ORDER SET.

On motion of Mr. Williamson, the consideration of Assembly Bills Nos. 156, 176 and 489 was made a special order for Tuesday, April 2, 1929, at eleven o'clock a.m.

ADJOURNMENT.

At four o'clock and forty minutes p.m., on motion of Mr. Fiegenbaum, the Assembly was declared adjourned this day until ten o'clock a.m., Tuesday, April 2, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER.

SACRAMENTO, Tuesday, April 2, 1929.

At 10 o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fiegenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Ohva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—77

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Byrne, Messrs. Hornblower, Little and Woolwine were granted leaves of absence for the day, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Williamson, Corporal James McDermott and Detective Sergeant Arthur Morrison of the San Francisco Police Department were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Roland, Bessie Beatty Roland, wife of Assemblyman Roland of Oakland, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Scudder, Mrs. E. A. Norton and Mrs. H. B. Scudder of Sebastopol, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Scudder, Mrs. M. Herold of San Francisco was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Miss Eleanor Miller, Mrs. H. G. Cattell of Pasadena, California, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mr. and Mrs. Egbert M. Polley of Oakland, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Miller, Mr. Harry G. Hansell, principal of San Francisco Part Time High School, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

COMMUNICATION.

The following communication was received, read, and ordered printed in the Journal.

By Mr. Speaker:

GREAT LAKES-ST. LAWRENCE TIDEWATER ASSOCIATION,
WASHINGTON, D. C., March 29, 1929.

*To the Speaker and Members of the Assembly
of the State of California.*

Re: Assembly Joint Resolution No. 5.

WHEREAS, The Council of States of the Great Lakes-St. Lawrence Tidewater Association, in annual meeting assembled, is advised that the Senate and Assembly of the State of California, by joint resolution, has associated that State with the states forming this association—"to facilitate and expedite the prosecution of the construction of a seaway connecting the Great Lakes with the Atlantic Ocean via the St. Lawrence River"; therefore, be it

Resolved, That this council joins with profound satisfaction of this joint action of the Legislature of California in associating that State with the aims and purposes of this association, thus becoming the twenty-third member state; further

Resolved, That we extend to the Speaker and members of the Assembly of California an enthusiastic welcome, assuring them that this expression of our gratification is commensurate with the very great importance we attach to their action and in sincere appreciation thereof; and further

Resolved, That the executive director be authorized to send a copy of this resolution to the Governor of the State, the President of the Senate and the Speaker of the Assembly.

CHARLES P. CRAIG, Executive Director.

Milwaukee, Wisconsin, March 18, 1929

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

SAN FRANCISCO, CALIFORNIA, March 28, 1929

*Hon. Edgar C. Levey, Speaker of the Assembly,
Capitol, Sacramento, California.*

MY DEAR MR. LEVEY: Referring to the proposed amendment to abolish the Judicial Council:

I hope that it will not meet with your pleasure. The council has accomplished a very great deal in improving the administration of justice and removing the delays in court proceedings, of which there has been so much complaint. There is criticism, of course. Some of it may have some foundation, but the council has shown a disposition to cooperate with the bar in removing that criticism, and if any remedy is to be adopted to clear away the grounds for existing criticism it certainly is not to be found in the abolition of the council.

With kind regards, I remain

Yours very truly,

O. K. CUSHING

By Chief Clerk:

LOS ANGELES, CALIFORNIA.

To the Clerk of the Assembly.

Protest against any law prohibiting free speech
Sincerely yours,

ERNEST D. HOLLAND

Also:

LOS ANGELES, CALIFORNIA. March 28, 1929

To the Clerk of the Assembly.

I protest any law prohibiting free speech.
Sincerely,

MARGARET M. WELCH

Also:

HUNTINGTON PARK, CALIFORNIA. March 28, 1929.

To the Clerk of the Assembly,
Sacramento, California.

MY DEAR SIR: I wish to register a protest against any law being passed by the Assembly of California against free speech over the radio.

Yours very truly,

J. A. GAFFORD.

Also:

UNITED STATES SENATE.
COMMITTEE ON PRIVILEGES AND ELECTIONS

March 29, 1929.

Honorable Arthur A. Ohnimus,

Chief Clerk of the Assembly, Sacramento, California

MY DEAR MR OHNIMUS: I thank you for printed copy of Assembly Joint Resolution No. 3, adopted by the Legislature of California March 14, 1929.

I hope this or like resolution will be speedily adopted by the sister states mentioned, and that other states speaking through their respective legislative bodies will do likewise.

The subject matter covered by Assembly Joint Resolution No 3 has my hearty approval, and I shall cooperate with others in earnest effort to secure action by Congress carrying it into effect.

I have the honor to be

Your obedient servant,

SAMUEL M. SHORTRIDGE.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON AGRICULTURE.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 10—An act to prevent fraud and deception in the sale of bottled beverages composed of fruit, or the juice thereof and prescribing penalties for the violation of the provisions thereof,

Also: Assembly Bill No 1027—An act to amend an act entitled "An act to form agricultural districts, to provide for the formation, organization and powers, of agricultural associations therein and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act," approved April 17, 1909, by amending section 1 thereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JOST, Chairman.

The above reported bills ordered on file for second reading.

ON OIL INDUSTRIES

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No. 932—An act to amend section 3 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, and adopting those provisions, not inconsistent herewith, of an act entitled 'An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith,' approved May 30, 1923, as amended, and approved May 23, 1925," as approved May 26, 1927—

has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SCOFIELD, Chairman.

The above reported bill ordered on file for second reading.

Also ;

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No. 187—An act to amend section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violations of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SCOFIELD, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No. 974—An act to amend an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; to repeal acts or parts of acts in conflict herewith; to provide for an appropriation to defray the cost of administering this act," as approved May 25, 1921, and as amended, by amending section 18 thereof, relative to fixing boundary lines of oil or gas fields—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SCOFIELD, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No. 838—An act to amend section 11 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended, relating to refunds—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SCOFIELD, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No. 35—An act to add new sections, to be numbered 23, 24 and 25, to an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands, to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act," approved May 25, 1921, as amended, relating to the suspension, withholding or denial of the right or privilege of applying or bidding for, receiving, obtaining or being granted permits or leases to prospect for or take oil, gas or other mineral in, upon or from tide, overflowed or submerged lands and beds of navigable rivers or lakes belonging to the State or any political subdivision thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SCOFIELD, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 9—An act making an appropriation to pay the claim of Harry L. Hopper against the State of California,

Also: Assembly Bill No. 135—An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers;

Also: Assembly Bill No. 802—An act to amend section 4279 of the Political Code, relating to officers in counties of the fiftieth class and the salaries, fees and expenses thereof;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 9—Providing for the creation of a joint committee of the Senate and Assembly to investigate aviation conditions in the State of California and to the question of safety and prevention of accidents thereto; to prepare and make recommendations concerning changes in existing laws, and the enactment and enforcement of laws relating to the use and operation of aeroplanes, and to prepare and submit with supporting facts, ascertained, a report as to the advisability of the adoption of a uniform law regulating aviation and making appropriation to meet the expenses of said committee necessarily incurred in said work—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens and relating to bonds for benefit of mechanics;

Also: Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes and dates, produced by another in the State of California and making the same an urgency measure;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 184—An act to amend sections 361c, 361f and 361g of article IIa of chapter 3 of title I of part III of the Political Code and to add two new sections to said article, chapter, title, and part of said code to be numbered 361h and 361i, relating to the Department of Agriculture and the Division of Land Settlement thereof;

Also: Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69b, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony;

Also: Assembly Bill No. 367—An act to amend sections 3, 10, 19, 20, 21, 25, 27, 40, 41 and 79b and to add certain new sections thereto to be numbered 20a, 20b, 20c, 20d, 20e, 20f, 20g, 20h, 20i and 20j to an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds." approved April 7, 1911, as amended, relating to street improvements;

Also: Assembly Bill No. 550—An act to add three new sections to be numbered 10½, 13 and 14 of an act entitled "An act to provide for the organization and government of public cemetery districts." approved June 1, 1921, as amended, relating to withdrawal and annexation of territory in public cemetery districts and creating a perpetual care fund to provide for the perpetual care of burial lots in cemeteries therein;

Also: Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the super-

vision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor; And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Scofield:

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating and licensing the distribution or sale of such products; prescribing penalties for violation of the provisions hereof and repealing acts and parts of acts inconsistent therewith.

Referred to Committee on Introduction of Bills.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith return the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Roland: An act making an appropriation for the Woman's Relief Corps Home.

By Mr. Scofield: An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating and licensing the distribution or sale of such products; prescribing penalties for violation of the provisions hereof and repealing acts and parts of acts inconsistent therewith.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dullinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Roland: Assembly Bill No. 1129—An act making an appropriation for the Woman's Relief Corps Home.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Scofield: Assembly Bill No. 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating and licensing the distribution or sale of such products; prescribing penalties for violation of the provisions hereof and repealing acts and parts of acts inconsistent therewith.

Bill read first time, and referred to Committee on Oil Industries.

UNFINISHED BUSINESS.

Assembly Bill No. 341—An act to amend section 2 of an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California, gifts or donations of lands for forest and watershed purposes," approved April 5, 1927, relating to gifts or donations of land to the State of California.

Consideration of Governor's veto.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto of the Governor sustained by the following vote:

AYES—None.

NOES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hoffman, Ingels, Jespersen, Jewett Jones, Jost, Keaton, Klue, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Noyes, Oliva, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—58.

Assembly Bill No. 342—An act to transfer and set over certain State land known as Mount Zion in Amador County from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof.

Consideration of Governor's veto.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto of the Governor sustained by the following vote:

AYES—None.

NOES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klue, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Noyes, Oliva, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—58.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 640—An act to amend section 308 of the Civil Code of the State of California, concerning the organization of boards of directors of corporations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out the word "the" before the word "election", and insert in place thereof the word "their".

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, strike out the period, and insert the following words: "when the board consists of three or more."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 619—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909,

as amended, designated the "Bank Act." by amending sections 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60, 61, 61a, 82, 83, 90, 127, 130 and 136, and by repealing section 132a, all relating to the definition and regulation of the business of banking.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, amend the title to read as follows:

"An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "bank act," by amending sections 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60, 61, 61a, 82, 83, 90, 127, 130 and 136, and by repealing section 132a, and by adding a new section to be known as section 148, all relating to the definition and regulation of the business of banking."

AMENDMENT NUMBER TWO.

Strike out all of said bill, from page 11, line 42, to page 13, to line 20, inclusive, and insert in lieu thereof the following:

"SEC. 31d. Whenever a national banking association authorized and qualified to conduct in this state the business of acting as executor, administrator, guardian of estates, assignee, receiver, depository or trustee under court and private trusts has been heretofore or is created by the conversion of a state bank likewise authorized and qualified; or whenever one or more state banks or one or more national banking associations so authorized and qualified has been heretofore or is hereafter consolidated with or merged into one or more other national banking associations or into one or more state banks, likewise authorized and qualified, such state bank or national banking association into which such state bank has been or is converted or into or with which such bank or banks has been or are merged or consolidated shall by such conversion, merger or consolidation ipso facto and by operation of law, without further transfer, substitution, act or deed and in all courts and places, be deemed and held to have, and shall become subrogated and shall succeed to, all rights, obligations, properties, assets, investments, deposits, demands, contracts, agreements, court and private trusts, and other relations to any person, creditor, depositor, trustor, principal or beneficiary of any court or private trust, and obligations and liabilities of every kind or nature which such predecessor bank or banks so converted or merged or consolidated into or with such state bank or national banking association shall have held or enjoyed or been subject to, and shall execute and perform all such court and private trusts in the same manner as though it had itself originally assumed the relation or trust or incurred the obligation or liability. Such state bank or national banking association shall succeed to and be entitled to take and execute and receive the appointment to all executorships, trusteeships, guardianships and other fiduciary capacities in which the bank or banks so converted or merged into or consolidated with such state bank or national banking association may be then or thereafter named, in wills heretofore or thereafter probated, or in any other instruments. When such conversion, consolidation or merger is completed, there may be executed by the president and secretary or cashier of such state bank or national banking association its certificate, in substantially the following form:

"State of California }
County of _____ } ss.

The undersigned, _____, president and _____, secretary (or cashier) of _____ of _____, being duly sworn, each for himself, certifies as follows:

Whereas, the _____ of _____, a _____ is authorized and qualified under the laws of (the United States and of) the State of California, to conduct in this state the business of acting as executor, administrator, guardian of estates, assignee, receiver, depository or trustee; and whereas, said _____ was created by the conversion (or consolidation, merger, sale or transfer) of _____ of _____, a _____, likewise authorized and qualified; and whereas, said association (or bank) has received from the comptroller of the currency (or superintendent of banks) his approval of such conversion (or consolidation, merger, sale or transfer), and his authorization for the conduct of said business under the name of _____ of which authorization the following is a full, true and correct copy: (insert copy of authorization) - now, therefore, it is hereby certified that the _____ of _____ business formerly conducted by _____ of _____

-----, a-----
 has been acquired or succeeded to by conversion (or consolidation, merger, sale or transfer) and is now being conducted by-----of
 -----, a-----

Such certificate shall be sworn to and duly acknowledged before a notary public by the persons executing the same.

The recordation of such certificate in the office of the recorder of any county shall be, to all persons, in such county, constructive notice that all of the rights, benefits, privileges, duties and obligations of whatsoever kind or nature held or possessed by or imposed upon the bank so converted or consolidated or merged are retained by and imposed upon the successor bank.

Any such certificate shall be prima facie evidence in all courts and places of the regularity of the proceedings taken and of the fact of such conversion or consolidation or merger."

AMENDMENT NUMBER THREE.

On page 36 of the printed bill, add a new section as follows:

"SEC. 19. The said act is hereby amended to add a new section to be known as section 148 of said act to read as follows:

Sec. 148. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional."

AMENDMENT NUMBER FOUR.

On page 6, line 25, of the printed bill, after the word "city" and before the word "in", insert the words "or locality".

AMENDMENT NUMBER FIVE.

On page 13, line 27, of the printed bill, after the word "city" and before the word "the", insert the words "or locality".

AMENDMENT NUMBER SIX.

On page 22, line 36, of the printed bill, after the word "city" and before the word "the", insert the words "or locality".

AMENDMENT NUMBER SEVEN.

On page 3, lines 23 to 24, of the printed bill, strike out the word "here-after", and insert in lieu thereof the word "heretofore".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 294—An act creating the Department of Agriculture fund, specifying what moneys are to be credited to this fund, providing that all moneys remaining in certain special funds at the time this act takes effect shall be credited to said fund, providing that separate record of income and disbursements be kept of all moneys accruing to this fund and providing for a revolving fund;

Also: Assembly Bill No. 752—An act to amend section 2552 of the Political Code, relating to the Board of State Harbor Commissioners;

Also: Assembly Bill No. 754—An act to amend the California Irrigation District Act, approved March 31, 1897, by adding thereto a new section to be numbered 35a, defining the term "assessment book," and by amending section 42 thereof, relating to the publication of the delinquent list;

Also: Assembly Bill No. 820—An act to amend an act entitled "An act to authorize irrigation districts to cooperate and contract with the United States under the provisions of the federal reclamation laws for a water supply, or the construction, operation or maintenance of works, including drainage works, or for the assumption by the district of indebtedness to the United States on account of district land; and to provide the manner and method of payments to the United States under such contract, and for the apportionment of assessments, and levy thereof, upon the lands of the district to secure revenue for such payments, and to provide for the judicial review and determination of the validity of the proceedings in connection with such contract," approved May 5, 1917, as amended, by adding a new section thereto numbered section 10, relating to contracts of irrigation districts for construction of public works;

Also: Assembly Bill No. 712—An act to provide for the change of name of irrigation districts.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 420—An act confirming and validating the formation or organization and existence of irrigation districts;

Also: Assembly Bill No. 325—An act to create a game refuge for quail in Marin County;

Also: Assembly Bill No. 17—An act to amend section 751 of the Political Code, relating to the Supreme Court and providing for appointment, employment and compensation of the chief deputy clerk and deputy clerks of the Supreme Court of the State of California and for the salaries and expenses incurred by said court under the provisions hereof, and repealing section 756 of said code;

Also: Assembly Bill No. 301—An act permitting State officers and State employees to attend military training encampments without deduction of pay;

Also: Assembly Bill No. 285—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the acquisition by the Board of State Harbor Commissioners, of a necessary area for a tidal basin, for wharves, docks, piers, harbors and appurtenances, in the city and county of San Francisco; to create a sinking fund for the payment of said bonds; and defining the duties of State officers in relation thereto; making an appropriation of \$1,000 for the expense of printing said bonds; and providing for the submission of this act to a vote of the people." approved March 24, 1909;

Also: Assembly Bill No. 286—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the improvement of San Francisco Harbor by the construction by the Board of State Harbor Commissioners of wharves, piers, State railroad, spurs, betterments, and appurtenances, and necessary dredging and filling in connection therewith in the city and county of San Francisco; to create a sinking fund for the payment of said fund; to define the duties of State officers in relation thereto; to make an appropriation of \$5,000 for the expense of printing said bonds; and to provide for the submission of this act to a vote of the people." approved June 16, 1913

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

THIRD READING OF ASSEMBLY BILLS.
CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION
NUMBER THIRTEEN.

Assembly Concurrent Resolution No. 13—Relative to the designation and adoption of a variety of tree to be known as the official State tree and arboreal emblem of the State of California.

The question being on the adoption of the resolution.

MOTION TO RE-REFER.

Mr. Baum moved that Assembly Concurrent Resolution No. 13 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Concurrent Resolution No. 13 ordered re-referred to Committee on Judiciary.

THE SPEAKER PRO TEMPORE IN THE CHAIR.

At ten o'clock and forty minutes a.m., Hon. William M. Byrne, Speaker pro tempore of the Assembly, in the chair.

Assembly Bill No. 494—An act providing for the establishment and maintenance of twenty-four hour elementary schools by elementary school districts with the approval of the State Board of Education,

providing for the admission to such schools and providing for the government, control, conduct, and support thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 494 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGuinness, Mecker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Witter, Wright, and Mr. Speaker—58.

NOES—Arnold, Luttrell, McGinley, Morgan, and Stockwell—5.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and seven minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

SPECIAL ORDERS.

The hour having arrived, the special orders heretofore set were taken up for consideration.

CONSIDERATION OF ASSEMBLY BILLS NUMBERS ONE HUNDRED FIFTY-SIX, ONE HUNDRED SEVENTY-SIX AND FOUR HUNDRED EIGHTY-NINE.

Assembly Bill No. 156—An act to amend an act known as the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, relating to disability indemnity and death benefits.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 156 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—72.

NOES—Deuel, and Dillinger—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 176—An act to amend section 29 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by providing a penalty of 20 per cent but not exceeding \$1,000 to be added to any payment of compensation awarded to employees for the failure of their employers to secure the payment of compensation as provided in said act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 176 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—67.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 489—An act to amend section 29 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, providing for the securing of the payment of compensation by employers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 489 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. Z. S. LEYMEL IN THE CHAIR.

At eleven o'clock and thirty minutes a.m., Hon. Z. S. Leymel, member of the Assembly from the Fifty-first District, in the chair.

Assembly Bill No. 305—An act to amend section 4252 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the twenty-third class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 305 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Young—68.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 233—An act to amend section 4239 of the Political Code, relating to salaries of officers of counties of the tenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 233 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Young—68.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 630—An act to carry into effect the provisions of subdivisions 6 and 7 of section 8½ of article XI of the constitution of the State of California; and also to provide for the alteration of the boundaries of, for the annexation of territory located in the county of San Mateo to the city and county of San Francisco, for the incorporation of such annexed territory in and as a part of said city and county and for the government of such annexed territory as an integral part of such city and county of San Francisco

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 630 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Young—68.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 586—An act to amend section 1 of and to repeal section 9 of an act entitled "An act to authorize and regulate the employment of prisoners in the State prisons of this State and to provide for the disposition of the products of their skill and labor," approved February 23, 1911, and to add three new sections, to be numbered 2a, 2b and 2c, to said act.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Anderson:

AMENDMENT NUMBER ONE

In the title of the printed bill, as amended in Assembly March 26, 1929, strike out lines 5 to 10, inclusive, and insert in lieu thereof the following: "approved February 23, 1911, relating to the regulation of the employment of prisoners and making an appropriation therefor."

AMENDMENT NUMBER TWO.

On page 2, line 2, of the printed bill, as amended in Assembly March 26, 1929, strike out lines 2 to 52; also strike out all of page 3, and insert in lieu thereof the following:

"SEC. 2. Section 9 of said act is hereby repealed.

SEC. 3. The sum of four hundred thousand dollars or so much thereof as may be necessary is hereby appropriated out of any money in the state treasury not otherwise appropriated to be expended by the state board of prison directors to carry out the provisions of this act."

Amendments adopted.

Bill read third time, ordered to reprint, engrossment and third reading.

Assembly Bill No. 453—An act to amend section 1517 of the Code of Civil Procedure, relating to the return of sales of property of decedents.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 453 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Clodman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Young—68.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 441—An act to amend the title and section 1 of an act entitled "An act empowering county boards of supervisors to appropriate and use county funds for the support and maintenance of extensive work in agriculture in cooperation with the United States Department of Agriculture and the University of California," approved May 18, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 441 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Clodman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Young—68.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1049—An act to amend section 612 of the Political Code, relating to statements required to be made by insurance companies other than life insurance companies.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1049 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Young—68.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 318—An act to amend section 1361 of the Political Code, relating to the time when ballots must be canvassed.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 318 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Young—68.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 317—An act to amend section 1360 of the Political Code, relating to absent voters.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 317 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Young—68.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and fifty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 471—An act providing for the burning or removing of grass, brush or other inflammable matter and debris from public highways.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 471 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Clowdsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McDonough, McGunness, Miller, Eleanor, Miller, James A., Mixter, Morrison, Nielsen, Noves, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamsou, Witter, Wright, Young, and Mr. Speaker—64.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 25—An act to add three new sections to the Civil Code, to be numbered 2097, 2098, 2099, relating to the liability of an owner or driver of a motor vehicle for injury to a passenger transported, without reward.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Sewell moved that Assembly Bill No. 25 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 25 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 538—An act to add a new section to the Penal Code, to be numbered 164, relating to the making of contracts for the collection of damages for injuries to persons or property or both; declaring the making of such contracts to be the practice of law; providing for penalties therefor; and for exceptions thereto.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Cronin moved that Assembly Bill No. 538 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 538 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 135—An act to add a new section to the Civil Code, to be numbered 1851a, limiting the liability of keepers of furnished apartment houses and furnished bungalow courts.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Keaton :

AMENDMENT NUMBER ONE.

In line 6 of the title of the printed bill, as amended in Assembly March 28, 1929, strike out the period following the word "keepers", in said line, and insert in lieu thereof a comma and the following: "hotel keepers, apartment house keepers, furnished bungalow court keepers and boarding house or lodging house keepers"

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed bill, as amended in Assembly March 28, 1929, strike out the word "The", and insert in lieu thereof the following:

"SECTION 1 Section 1859 of the Civil Code is hereby amended to read as follows: 1859. The".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 461—An act to amend section 4273 of the Political Code, relating to fees and salaries of officers in counties of the forty-fourth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 461 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Klue, Leymel, Luttrell, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 802—An act to amend section 4279 of the Political Code, relating to officers in counties of the fiftieth class and the salaries, fees and expenses thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 802 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Klue, Leymel, Luttrell, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 322—An act to add a new section to the Code of Civil Procedure, to be numbered section 1778a, relating to the sale of personal property by guardians

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 322 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Jepsen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morrison,

Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scudder, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 432—An act to add a new section, to be numbered 7a, to an act entitled "An act to form agricultural districts, to provide for the formation, organization and powers, of agricultural associations therein, and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act," approved April 17, 1909, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 432 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Keaton, Klune, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 855—An act to add a new section to the Code of Civil Procedure to be known as section 1238a, relating to the exercise of the right of eminent domain by an individual for his own use of water notwithstanding other persons do not participate in the benefit therefrom.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Crittenden moved that Assembly Bill No 855 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 855 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 658—An act to require the filing of a petition with the legislative body of a city or county of a majority of the property owners fronting on any street, highway, alley, lane, place or court or of lots or lands liable to be assessed, before improvement proceedings can be commenced under any of the street improvement acts of this State.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Crawford moved that Assembly Bill No. 658 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 658 ordered re-referred to Committee on Municipal Corporations.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: The Committee on Attaches respectfully begs leave to report that it has carefully considered the applications for the positions as hereinafter set forth and desires to submit the following resolution:

Resolved, That the following named persons be and they are hereby appointed and employed for the positions and at the per diem as set opposite their names, the same to date from and to include April 1, 1929, to wit:

Fred J. Desch, Assistant Clerk.....	\$7 00
Monroe W. Label, History Clerk.....	7 00
Albert H. Morgan, Page.....	2 50
Ben Dale, Page.....	2 50

That the following named persons be stricken from the roll of attaches of the Assembly as of March 31, 1929, to wit:

- Jack A. Pettis, Page.
- Robt. W. Gloss, Assistant Clerk.

That the following named persons be stricken from the roll of attaches of the Assembly as of April 1, 1929, as follows, to wit:

- Fred J. Desch, History Clerk.
- Walter J. Little, Jr., Page.
- Janet Therese Levey, Page.
- Bradford M. Crittenden, Page.
- Robert B. Fry, Jr., Page.
- Jack Craven, Jr., Page.
- Theodore Reindollar, Assistant Sergeant-at-Arms.
- Charles C. Spaulding, Jr., Assistant Sergeant-at-Arms

Said per diem to be paid out of the fund for the payment of officers and employees of the Assembly and the Controller is hereby authorized and directed to draw warrants from such funds in favor of the above named persons at said per diem and the State Treasurer is hereby authorized to pay the same.

Respectfully submitted

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Kenton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor: Miller, James A., Mixer, Morrison, Nielsen, Noyes, Olva, Patterson, Qungley, Reindollar, Roberts, Scudder, Seawell, Sewell, Snyder, Spalding, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

RECESS.

At twelve o'clock and fifteen minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor;

Also: Assembly Bill No. 374—An act making an appropriation for the construction and equipment of quarters for prison guards at San Quentin Prison;

Also: Assembly Bill No. 385—An act establishing the emergency permanent improvement fund and relating to the deposits of moneys therein and withdrawals therefrom;

Also: Assembly Bill No. 386—An act to add a new section to be numbered 3 to an act entitled "An act to amend section 1 and section 2 of an act entitled 'An act requiring the payment into the State treasury of all moneys, belonging to the State, received by the various State institutions, commissioners and officers and directing the disposition of same,' approved March 17, 1899, as amended, relating to the payment of State money into the treasury and abolishing certain special funds, as amended," approved May 19, 1925;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 164—An act making an appropriation for portraits of all Governors whose portraits have not heretofore been made, and directing the State Department of Finance to carry out the provisions thereof;

Also: Assembly Bill No. 375—An act to amend an act entitled "An act to amend an act entitled 'An act to amend section 1 of an act entitled "An act amending an act making an appropriation for the establishment of a permanent fund for the purchase of jute to be manufactured at the State Prison at San Quentin, approved March 9, 1885," approved March 16, 1889, and to provide for the disposition and use of the surplus money received from the sale of jute goods and not needed for the "revolving fund" provided for in said act,' approved March 24, 1911, as amended, approved May 23, 1925, as amended";

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 113—An act to amend section 1 of an act entitled "An act to authorize the transportation of certain dependent children for whom proper homes are offered outside the State," approved May 12, 1927, and making an appropriation therefor;

Also: Assembly Bill No. 251—An act authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans' Farm and Home Purchase Act, approved May 30, 1921, and of any and all acts amendatory thereof or supplemental thereto; creating a Veterans' Welfare Finance Committee; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State offices in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November 1930;

Also: Assembly Bill No. 253—An act providing for a State Nautical School in the port of San Francisco, creating a board to govern and manage the same, determining the power, duty and authority of the board, and its officers, providing for the appointment of the members of the board and its officers and employees, creating a fund for the support of the board and the school and equipment for the use thereof, and authorizing the Governor to secure a suitable vessel from the federal government for the use of the school, and making an appropriation therefor;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 942—An act to increase the number of judges of the superior court of the county of Sonoma, and for the appointment of such additional judge;

Also: Assembly Bill No. 948—An act creating the California Crime Commission, defining its duties and making an appropriation for its expenses, and repealing all acts and parts of acts in conflict with this act;

Also: Assembly Bill No. 1061—An act making an appropriation to meet a deficiency in the appropriation for subsidies, of the Bureau of Tuberculosis of the Department of Public Health;

Also: Assembly Bill No. 1093—An act making an appropriation for minor construction, improvements and repairs at San Quentin Prison; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 201—An act to amend section 1374 of the Penal Code, relating to expenses of maintenance in State hospital of persons charged with crime;

Also: Senate Bill No. 202—An act to amend section 1373 of the Penal Code, relating to expense of sending defendant to State hospital;

Also: Senate Bill No. 188—An act to add a new section to the Political Code to be numbered 3236, relating to preference on public contracts and furnishing supplies;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

Also.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 936—An act to amend section 19~~13~~ of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons, fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Assembly Bill No. 1121—An act to amend section 2322~~2~~ of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the second class;

Also: Assembly Bill No. 243—An act to amend section 4281 of the Political Code, relating to salaries, fees and expenses of officers in counties of the fifty-second class; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 486—An act to amend section 16~~12~~ of the "Weights and Measures Act" approved June 16, 1913, as amended, relating to the sealer of weights and measures in counties of the twelfth class;

Also: Assembly Bill No. 1022—An act to amend section 2322~~26~~ of chapter 4b of part III, title V of the Political Code of the State of California;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON STATE GROUNDS AND PARKS.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: Your Committee on State Grounds and Parks, to which was referred Assembly Bill No. 892—An act granting to the city and county of San Francisco certain lands heretofore dedicated for park purposes by the Legislature of the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CRAWFORD, Chairman.

The above reported bill ordered on file for second reading.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Oliva:

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act authorizing the Department of Natural Resources to receive in the name of the State of California gifts of lands and contributions for the purchase or maintenance of such lands for forestry purposes; providing for the acceptance thereof; and repealing an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California gifts or donations of lands for forest and watershed purposes," approved April 5, 1927.

Referred to Committee on Introduction of Bills.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Joint Resolution No. 3—Relating to hours of employment of persons on interstate carriers;

Also: Senate Joint Resolution No. 10—Relative to memorializing Congress for federal aid in the construction of a breakwater in Trinidad Harbor at or near the city of Trinidad, California.

Also: Senate Constitutional Amendment No. 11—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article V thereof a new section to be numbered 21, relating to the executive branch of the State government.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary

Senate Joint Resolution No. 3 referred to Committee on Public Utilities.

Senate Joint Resolution No. 10 referred to Committee on Commerce and Navigation.

Senate Constitutional Amendment No. 11 referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 19 of article V thereof, relating to the compensation of executive officers.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Constitutional Amendment No. 31 referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, April 1, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 323—An act to add a new section to the Civil Code, to be numbered 322a, relating to the liability of stockholders in limited corporations:

Also: Senate Bill No. 34—An act to add a new section to the Political Code, to be numbered 363j, relating to the Department of Public Works;

Also: Senate Bill No. 392—An act to amend section 476a of the Penal Code, relating to checks, orders and drafts.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 323 read first time, and referred to Committee on Judiciary.

Senate Bill No. 34 read first time, and referred to Committee on Ways and Means.

Senate Bill No. 392 read first time, and referred to Committee on Crime Problems.

Also:

SENATE CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 327—An act to amend section 366g of the Political Code, relating to the protest by the county assessor as nonoperative of property shown upon the return of operative property;

Also: Senate Bill No. 496—An act to amend section 2552 of the Political Code, relating to the Board of State Harbor Commissioners;

Also: Senate Bill No. 562—An act to provide for the issuance and sale of State bonds to create a fund for the improvement of San Francisco Harbor by the construction by the Board of State Harbor Commissioners of wharves;

Also: Senate Bill No. 192—An act to prevent unfair discrimination against California manufacturers by making it unlawful for any municipality to levy license taxes or fees against such manufacturers that are not levied against nonresident manufacturers;

Also: Senate Bill No. 604—An act to amend section 38, chapter 176, Laws of 1913, Workmen's Compensation, Insurance and Safety Act, relating to power and authority of the Industrial Accident Commission over the State Compensation Insurance Fund;

Also: Senate Bill No. 209—An act to authorize the counties of the State of California to establish systems for the retirement and pension of county and township officers and employees and to provide certain benefits for the dependance, and empowering county boards of supervisors to levy a special tax;

Also: Senate Bill No. 611—An act to add a new section to be numbered 1279a to the Code of Civil Procedure, relating to the changing of names of corporations.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 327 and 562 read first time, and referred to Committee on Revenue and Taxation.

Senate Bill No. 496 read first time, and referred to Committee on Governmental Efficiency.

Senate Bill No. 192 read first time, and referred to Committee on Manufactures.

Senate Bill No. 604 read first time, and referred to Committee on Insurance.

Senate Bill No. 209 read first time, and referred to Committee on County Government.

Senate Bill No. 611 read first time, and referred to Committee on Corporations.

Also:

SENATE CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 35—An act relating to the unencumbered balance of the appropriation for the seventy-ninth and eightieth fiscal years for the improvement of navigation and flood control of the Sacramento, San Joaquin, and Feather rivers, in accordance with the provisions of chapter 304, page 499, Statutes of 1925, \$400,000, as contained in chapter 142 of the California Statutes of 1927, releasing said balance from such restriction on expenditures, prescribing how said balance

shall be expended, declaring the urgency thereof and providing when this act shall take effect.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 35 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also:

SENATE CHAMBER, SACRAMENTO, March 29, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 783—An act to amend section 2 of an act entitled "An act creating a commission to prepare and submit a report on juvenile delinquency, embodying a plan for the prevention of juvenile delinquency and for the care and training of predelinquent, delinquent, psychopathic and maladjusted children, and providing for the payment of the expenses of the commission." approved May 6, 1927;

Also: Senate Bill No. 840—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of an assistant and deputies in such office, fixing the salaries of such assistant and of the chief deputy and providing for the manner of fixing of the salaries of the additional deputies;

Also: Senate Bill No. 709—An act to regulate the erection, construction, reconstruction, alteration, maintenance and use of mausoleums, columbariums and all buildings whatsoever called, erected, or used for, the permanent interment of the remains of fifteen or more deceased persons, in all parts of the State of California; provide for the inspection of the same, and to provide penalties for the violation thereof; and repealing all acts and parts of acts in conflict therewith;

Also: Senate Bill No. 145—An act to provide for the periodical inspection of steam boilers, with certain exceptions, operated in this State, requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such boilers; making it a misdemeanor to operate such boilers without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to a refusal of a permit, providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspections.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 783 read first time, and referred to Committee on Public Charities and Corrections.

Senate Bill No. 840 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bills Nos. 709 and 145 read first time, and referred to Committee on Public Health and Quarantine.

Also:

SENATE CHAMBER, SACRAMENTO, March 29, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on March 11 passed Senate Bill No. 521—An act to amend sections 2319a, 2319b, and 2319c of the Political Code, relating to the duties of the State Commissioner of Horticulture.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 521 read, and ordered placed on third reading file.

Also:

SENATE CHAMBER, SACRAMENTO, March 29, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 358—An act to amend sections 2, 3, and 4 and to add a new section to be numbered 4a to an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, as amended, relating to street improvement bonds;

Also: Senate Bill No. 270—An act to amend section 10 of an act entitled "An act to provide for the protection of fur-bearing mammals, defining fur-bearing mammals, providing for a license for hunting or trapping such fur-bearing mammals and requiring reports to be filed with the Fish and Game Commission." approved May 18, 1917, as amended, relating to the protection of bears and predatory animals;

Also: Senate Bill No. 762—An act to amend "Sacramento and San Joaquin Drainage District Refunding Act," approved May 26, 1927, by repealing sections 4, 5, 6, 7, 8, 9, 11 and 12 of said act and by amending section 2 thereof, relating to the operation and maintenance of certain flood control project works, by amending section 3 thereof, relating to the cancellation of bonds and providing for the disposition of moneys now in the bond fund or bond interest fund, by amending section 10 thereof, relating to the calling of installments for the collection of Sutter-Butte By-pass Assessment No. 6, and by amending section 13 thereof, relating to payment of assessments in warrants and to the crediting of installment payments;

Also: Senate Bill No. 761—An act to amend an act entitled "An act to authorize the issuance and sale of bonds of the Sacramento and San Joaquin Drainage District based upon assessments levied by the Reclamation Board upon lands in said district," approved May 27, 1919, as amended, by amending section 34, providing for the disposition of proceeds of bond sales, section 36, abolishing the bond interest fund, and section 42, relating to installments to pay the interest and principal on bonds thereof.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 358 read first time, and referred to Committee on Municipal Corporations.

Senate Bill No. 270 read first time, and referred to Committee on Fish and Game.

Senate Bills Nos. 762 and 761 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also:

SENATE CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 211—An act to amend sections 1, 8, 9, and 10 and to repeal section 3 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm or corporation engaged in the business of milling, sampling, concentrating, reducing, refining, purchasing or receiving for sale, ores, concentrates, or amalgams, bearing gold or silver, gold dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act," approved April 15, 1925, as amended, and to add a new section to said act to be numbered 4b, relating to the enforcement thereof and the escheat of ores seized thereunder.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 548—An act to provide for the impounding and utilization of the waters of the American River for flood control, river flow control and equaton, domestic use, irrigation, reclamation, power development, or any one or more of such or other public uses; authorizing the State Department of Finance to acquire for the State property useful in connection therewith; defining the powers and duties of State officers and departments and of public and private agencies in relation thereto, authorizing the leasing of property of the State for any one or more of such uses and specifying certain terms and conditions to which said lease shall be subject.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 458—An act to amend section 369b of the Penal Code, relating to shipping cattle without unloading or feeding them.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

THIRD READING OF SENATE BILLS.

Senate Bill No. 176—An act to amend sections 2, 3, 5, 8, 9, 9a, 10, 11, 11a, 12, 14, 18, 20a and 20b of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of

said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, as amended, and adding new sections to be numbered 9*b*, 9*c*, 9*d*, and 23, relative to the definition of real estate brokers and salesmen; providing for regulation, supervision and licensing thereof; sale of lands for colonization or subdivision purposes; brokers' bonds; providing penalties for the violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 176 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Helsingor, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Noyes, Oliva, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Jespersen gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 176 was this day passed.

Senate Bill No. 528—An act to amend section 2220 of the Civil Code and to repeal sections 847 and 857 of the Civil Code, all relating to trusts on property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 528 finally passed by the following vote:

AYES—Anderson, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Fisher, Fry, Harper, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—Feigenbaum—1.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Sewell moved to amend the title as follows:

AMENDMENT NUMBER ONE.

Amend the title to the printed bill, as amended in Assembly March 13, 1929, by inserting after the word "on", in line 4 of the title, the words "real and personal".

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 667—An act to amend section 1 of an act entitled “An act to regulate the conduct of election campaigns, and repealing an act entitled ‘An act to promote the purity of elections by regulating the conduct thereof, and to support the privilege of free suffrage by prohibiting certain acts and practices in relation thereto, and providing for the punishment thereof,’ approved February 23, 1893,” approved March 19, 1907, as amended, relating to statements of candidates.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 667 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 668—An act to amend section 30 of an act entitled “An act to provide for and regulate primary elections, and provide a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 13, 22, 23 and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act,” approved June 16, 1913, as amended, relating to statement of expenses by candidates.

- Bill read third time

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 668 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sowell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 439—An act to amend sections 724, 725 and 726 of the Civil Code, relating to the accumulation of income from property.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 439 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—61.
NOES—Feigenbaum—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 472—An act to amend section 637 of the Civil Code, relating to the making of loans by building and loan associations.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Wright moved that Senate Bill No. 472 be withdrawn from the file, and ordered re-referred to Committee on Building and Loan Associations.

Motion carried.

Senate Bill No. 472 ordered re-referred to Committee on Building and Loan Associations.

Senate Bill No. 485—An act to amend section 646 of the Civil Code, relating to regulation of and deposits required by building and loan associations and similar corporations, associations or societies organized under the laws of any other state or territory or of any foreign country, carrying on business within this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 485 finally passed by the following vote:

AYES—Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Oliva, Patterson, Quigley, Roberts, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. FREDERICK M. ROBERTS IN THE CHAIR.

At two o'clock and fifty minutes p.m., Hon. Frederick M. Roberts, member of the Assembly from the Seventy-fourth District, in the chair.

Senate Bill No. 49—An act to add a new section to the Penal Code, to be numbered 626*t*, relating to cats in fish and game districts designated by law as game refuges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No 49 finally passed by the following vote:

AYES—Anderson, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Fisher, Fry, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Williams, Williamson, Witter, Wright, and Young—57

NOES—Cloudman, Feigenbaum, and Hersinger—3

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 422—An act to amend section 2 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927, and to amend said act by adding a new section to be numbered 30*b*, relating to the packing of cauliflower.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 422 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Feigenbaum, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Klue, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Young—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 527—An act to amend section 2322*a* of the Political Code, relating to county horticultural commissioners.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Witter.

AMENDMENT NUMBER ONE.

On page 5, line 37, of the printed bill, after the word "controlling", insert the words "or administering".

Amendment adopted.

Bill ordered to reprint, and on file for third reading.

Assembly Bill No. 659—An act to relieve any person, company, association or corporation owning or operating any railroad or railway track or tracks upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places and all public ways and other prop-

erty and rights of way of the public from requirements that such person, company, association or corporation pave, repave, macadamize, remacadamize, or otherwise improve any part of any such public highway, road, street, avenue, boulevard, lane, alley, court, place or public way or other property or right of way of the public, and repealing all acts or parts of acts in conflict herewith.

MOTION TO RE-REFER.

Mr Scofield moved that Assembly Bill No. 659 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 659 ordered re-referred to Committee on Municipal Corporations.

ADJOURNMENT.

At three o'clock and five minutes p.m., on motion of Mr. Jones, the Assembly was declared adjourned this day until ten o'clock a.m., Wednesday, April 3, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Wednesday, April 3, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—76.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Gilmore, Mr. Flynn was granted leave of absence for the day.

On motion of Mr. Byrne, Messrs. Hornblower, Little and Woolwine were granted leaves of absence for the day, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Easley, W. L. Hawkins and Mrs. W. L. Hawkins, instructors of Antioch High School, and the following students: Roberta Easley, Morgan Williams, Leigh Pearey, George Fraser, Armand Leblanc, Blanche Ackerman, Alfreda Williams, Bill Vieira, Bob Wicker, Maurice Travis, Virginia Blingslee, Wilma Lilley, Della Rooker and Mildred Burroughs, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Sewell, the following students, members of the Whittier College Men's Glee Club of Whittier, California: Howard Cole, Clyde Clevenger, Donald Briggs, Charles Scanlon, Shober Kimber, Perl Guptill, Kenneth Thieness, Stanley, Simons, Conley Davies, Joe Bosio, Charles McClean, Andrew Tomlinson, Donald Ladd, Peter Pendleton, Joe Ringland, Jesse Marling, Harry Smith, Allan Bennett, Harry King, Meredith Brown and Robert Tomlinson, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Fry, Miss Lena Young, sister of Governor C. C. Young, and Miss Lucy Young, daughter of Governor C. C. Young, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Fry, Mrs. Edgar C. Levey, wife of Speaker Edgar C. Levey, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Fry, Mrs. Morris Levy of San Francisco was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Feigenbaum, Mrs. Robert B. Fry, wife of Assemblyman Fry, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Craig, Mr. Samuel James Guffree, Mr. William Bielefeld, Mr. Tom Pickerell, Mr. Wintrop Bowen of Placentia, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mr. Fred Davie of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Miss Eleanor Miller, Miss Eva Beatrice Rice of Sausalito was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Roland, Mr. P. M. Fisher of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. McDonough, Mr. Clifford Wixson, Mr. Donald Wixson and Mr. Clifford Wixson, Jr., were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Patterson, Frankly W. Oatman of Berkeley, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, Hon. James Irving and Hon. R. F. Roddan of Placerville, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Crawford, Mrs. M. A. Ross of San Francisco and Miss Minnie E. Ross were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Feeley, Mr. Louis Kennedy, assessor of Alameda County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Feeley, the following city officials of Oakland: Markel Baer, Frank C. Merritt, C. Stanley Wood, Charles Frost, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

COMMUNICATION.

The following communication was received, read, and ordered printed in the Journal:

By Mr. Bernard:

SACRAMENTO, CALIFORNIA, March 27, 1929.

*Honorable Van Bernard,
Sacramento, California.*

DEAR MR. BERNARD: Lieutenant Governor Carnahan and Mr. Levey, Speaker of the Assembly, have very courteously agreed to our suggestion to give the Four H Club members an opportunity to demonstrate their work before the legislators, and have suggested as a tentative schedule their appearance before the Assembly at 2.30 p.m., and before the Senate at the close of the afternoon calendar, April 4.

Both the club members and the local leaders will greatly appreciate this opportunity and I can give you my personal assurance that the demonstration will be greatly enjoyed by every member of the Legislature.

The demonstration will take 15 minutes, no time needed for preparation.

I thank you for your very kindly and efficient cooperation.

Yours truly,

ALEX JOHNSON,
Secretary, California Farm Bureau Federation.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 310—An act to repeal chapter 9 of title IX of part III of the Political Code and to add a new chapter to title IX of part III of the Political Code to be numbered chapter 9 thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes on persons over 21 years of age and under 60 years of age who are ineligible to become a qualified elector in this State;

Also: Assembly Bill No. 1087—An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property; Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WEST, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 1126—An act to amend section 3650 of the Political Code, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein—has had

the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WEST, Chairman.

The above reported bill ordered on file for second reading.

ON FEDERAL RELATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 9—Requesting the United States Senate to pass Resolution No. 126, relating to the appointment of a committee to investigate the organization and operation of a public-utility corporations supplying telephone communications—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

WITTER, Chairman.

The above reported joint resolution ordered on file for adoption.

ON ELECTIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: Your Committee on Elections, to which was referred Assembly Bill No. 390—An act to allow the tax for the special building fund of any school district to be levied and expended without the vote of the district—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

LEYMEL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Elections, to which was referred Senate Bill No. 368—An act to amend section 25 of the Voting Machine Act, being an act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections; and providing for the punishment of all violations of the provisions of this act. (Approved May 3, 1923.);

Also: Senate Bill No. 484—An act to amend sections 1359 and 1361 of the Political Code, relating to absent voters; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

LEYMEL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Elections, to which was referred Senate Bill No. 569—An act to amend section 5 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

LEYMEL, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 153—An act to amend section 69 of the Civil Code, relating to issuance of licenses to marry;

Also: Assembly Bill No. 855—An act to add a new section to the Code of Civil Procedure to be known as section 1235a, relating to the exercise of the right of eminent domain by an individual for his own use of water notwithstanding other persons do not participate in the benefit therefrom;

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 252—An act to add a new article to chapter 3 of title 1 of part III of the Political Code, to be numbered article 11k, embracing sections 374 to 374a, inclusive, relating to a Department of Military and Veterans Affairs;

Also: Assembly Bill No. 654—An act to amend the Code of Civil Procedure of the State of California by adding thereto a new section to be numbered 412a, relating to the service of summons on nonresident persons in certain actions;

Also: Assembly Bill No. 655—An act to add a new section to the Political Code to be numbered section 4041i, authorizing the board of supervisors of the counties thereof to provide for the working of prisoners confined in the county jail and prescribing the compensation of the persons in charge thereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 325—An act amending section 522 of the Civil Code of the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 1106—An act to increase the number of judges of the superior court of the county of Santa Barbara, and for the appointment of such additional judge—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

SEWELL, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 1072—An act to amend section 19 of the General Dairy Law of California, approved June 15, 1923, as amended, relating to the transportation of milk and milk products—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15, 16 and 18 of the General Dairy Law of California, approved June 15, 1923, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 136—An act to amend section 1861a of the Civil Code, relating to hens of keepers of furnished apartment houses;

Also: Assembly Bill No. 231—An act creating a State high school musical contest fund, providing for the expenditure thereof by the superintendent of public instruction and making an appropriation therefor;

Also: Assembly Bill No. 628—An act to amend sections 8, 9, 10, 11 and 14 of "The State Medical Practice Act," approved June 2, 1913, as amended, relating to applications for certification under said act, the examination of applicants and revocation of certificates;

Also: Assembly Bill No. 921—An act to promote the development of the California dried fruit industry and to prevent deception in the packing and sale of dried fruit by providing for the establishment and definition of standards for dried fruit, by authorizing the Director of Agriculture to provide for the certification of dried fruits, establishing a dried fruit certification fund and revolving fund, and making an appropriation to carry out the provisions hereof;

Also: Assembly Bill No. 988—An act to amend an act entitled "An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition therefor by the land owners; providing for the joint government and control thereof by the land owners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing for the transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water; providing for the approval of the State Superintendent of Banks of such contracts or transfers; providing that said bonds and contracts or transfers may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds and such transfers or contracts providing therefor by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased, or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power," approved June 13, 1913, as amended, by amending the title thereof and sections 7 and 18 thereof and adding new sections thereto to be numbered 37 to 59 inclusive, relating to the powers and duties of water districts and the boards of directors thereof and providing for the drainage and reclamation of lands within such districts and for the annexation of lands to and the exclusion of lands from such district;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California, and make an appropriation therefor—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 312—An act relating to elections of trustees in union or joint union high school districts;

Also: Assembly Bill No. 470—An act to add a new section to the Penal Code, to be numbered 415a, prohibiting the shooting or discharging of firearms upon the public highways of the State, and providing a penalty therefor;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 674—An act to add a new section to the Penal Code, to be numbered 146a, relating to falsely representing a public officer;

Also: Senate Bill No. 452—An act to add a new section to the Political Code to be numbered 4052c, relating to the appropriation by boards of supervisors of moneys from the general fund for National Guard purposes;

Also: Senate Bill No. 25—An act to amend an act entitled "An act to restrict the running of dogs at large; to protect live stock from depredations of dogs; to provide for the issuance of dog license tags by counties; and the disposition of funds received as fees therefor; making the violation of the provisions of this act a misdemeanor, and providing penalties therefor and providing for collection of damages by owners of live stock injured by dogs," approved June 3, 1921, as amended, by amending sections 1 and 4 of said act and adding sections 4a, 4b and 4c to said act, relating to the running of dogs at large and the killing or injuring of live stock or poultry by dogs;

Also: Senate Bill No. 287—An act to add a new section to the Penal Code to be numbered 6371a, relating to trapping of game.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 674 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 452 read first time, and referred to Committee on County Government.

Senate Bill No. 25 read first time, and referred to Committee on Live Stock and Dairies.

Senate Bill No. 287 read first time, and referred to Committee on Fish and Game.

Also:

SENATE CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 827—An act to amend sections 3, 8, 11, 14, 16a and 20 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Senate Bill No. 332—An act to require high school districts to establish and maintain special continuation education classes and a program of guidance, placement and follow-up for certain minors;

Also: Senate Bill No. 385—An act providing for the compulsory attendance of certain minors upon special continuation education classes; to enforce attendance upon such classes where established, and providing penalties for the violation of the provisions of this act

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 827 read first time, and referred to Committee on Judiciary.

Senate Bills No. 332 and 385 read first time, and referred to Committee on Education.

Also:

SENATE CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 608—An act to amend section 1142 of the Political Code, relating to boards of

election, appointment and duties of election officers—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 608?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 608 by the following vote:

AYES—None.

NOES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Hoffman, Fry and McGuinness as a Committee on Free Conference to meet with a like committee from the Senate to consider amendments to Senate Bill No. 608.

Also:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 273—An act to amend section 4282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 273?

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, strike out all of lines 13 and 14, and insert in lieu thereof the following: "istered by him."

AMENDMENT NUMBER TWO.

On page 2, line 6, of the printed bill, strike out the word "four", and insert in lieu thereof the word "five".

AMENDMENT NUMBER THREE.

On page 2, line 18, of the printed bill, strike out the word "two", and insert in lieu thereof the word "eight".

AMENDMENT NUMBER FOUR.

On page 2, line 36, of the printed bill, strike out the word "three", and insert in lieu thereof the word "five".

The roll was called, and Senate amendments to Assembly Bill No. 273 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Oliva, Parkman, Patterson, Quigley, Roland, Scudder, Seawell, Sewell, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 652—A bill appropriating money for the support of the State Department of Public Health for the conduct of research and investigation of sewage and industrial wastes to determine upon proper methods of treatment and disposal—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 652?

AMENDMENT NUMBER ONE.

On page 1, line 24, of the printed bill, as amended in Assembly February 27, 1929, strike out said line 24, and insert in lieu thereof the following: "south bank of the Carmel river to the mouth of the Carmel river; thence westerly".

AMENDMENT NUMBER TWO.

On page 2, line 47, of the printed bill, as amended in Assembly February 27, 1929, following the period in said line 47 insert the following: "If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act and each section, subsection, sentence, clause and phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional."

The roll was called, and Senate amendments to Assembly Bill No. 652 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Oliva, Parkman, Patterson, Quigley, Roland, Scudder, Seawell, Sewell, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.
NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1085—An act to amend section 2322, 24 of the Political Code, relating to the county horticultural commissioner, his deputies, inspectors and clerks in counties of the twenty-fourth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1085?

AMENDMENT NUMBER ONE

On page 1, line 11, of the printed bill, strike out the words "one thousand eight hundred", and insert in lieu thereof the words "two thousand".

AMENDMENT NUMBER TWO.

On page 1, line 21, of the printed bill, strike out all of lines 21 to 23, inclusive.

The roll was called, and Senate amendments to Assembly Bill No. 1085 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan,

Morrison, Oliva, Parkman, Patterson, Quigley, Roland, Scudder, Seawell, Sewell, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.
 NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 508—An act to amend section 1469 of the Code of Civil Procedure, relating to setting aside estates not exceeding \$2,500 in value—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
 By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 508?

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out the words "surviving spouse", and insert in lieu thereof the word "widow".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, strike out the words "or surviving spouse", and the comma appearing in that line after the word "person".

AMENDMENT NUMBER THREE.

On page 1, line 8, of the printed bill, insert the words "or of his widow", at the beginning of said line prior to the words "or of the guardian".

AMENDMENT NUMBER FOUR.

On page 1, line 8, of the printed bill, strike out the word "the", preceding the words "minor children", and insert in lieu thereof the word "his".

AMENDMENT NUMBER FIVE.

On page 1, line 9, of the printed bill, strike out the words "of such deceased person".

AMENDMENT NUMBER SIX.

On page 1, line 23, of the printed bill, strike out the words "surviving spouse", and insert in lieu thereof the word "widow".

AMENDMENT NUMBER SEVEN.

On page 1, line 24, of the printed bill, strike out the words "surviving spouse", and insert in lieu thereof the word "widow".

AMENDMENT NUMBER EIGHT.

On page 1, line 25, of the printed bill, strike out the words "surviving spouse", and insert in lieu thereof the word "widow".

AMENDMENT NUMBER NINE.

On page 2, line 6, of the printed bill, strike out the words "surviving spouse", in the two places in which the same appears in said line, and insert in lieu thereof the word "widow" in each of said two places.

AMENDMENT NUMBER TEN.

On page 2, line 7, of the printed bill, strike out the words "surviving spouse", and insert in lieu thereof the word "widow".

AMENDMENT NUMBER ELEVEN.

On page 2, line 12, of the printed bill, strike out the words "surviving spouse", and insert in lieu thereof the word "widow".

The roll was called, and Senate amendments to Assembly Bill No. 508 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Clondman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Oliva, Parkman, Patterson, Quigley, Roland, Scudder, Seawell, Sewell, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.
 NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, March 28, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1071—An act to amend section 323 of the Civil Code, relating to certificates of stock of corporations—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1071?

AMENDMENT NUMBER ONE.

In line 23 of the printed bill, before the word "Every", insert the words "Before it becomes effective".

The roll was called, and Senate amendment to Assembly Bill No. 1071 was concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Oliva, Parkman, Patterson, Quigley, Roland, Scudder, Seawell, Sewell, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—59.

NOES—None.

The above reported bill ordered to enrollment.

MOTION TO RECONSIDER.

Mr. Jespersen moved that the consideration of his motion to reconsider the vote whereby Senate Bill No. 176 was passed be continued until the next legislative day.

Motion carried.

RESOLUTIONS.

The following resolutions were offered.

By Mr. Williams:

Resolved, That the Controller be and is hereby authorized and directed to draw his warrant on the contingent fund of the Assembly in favor of Arthur A. Ohnibus, Chief Clerk, and the State Treasurer is hereby directed to pay the same, for the sum of \$100, said amount being for the payment of postage, telegraphing, expressage and incidental expenses of the Chief Clerk's office.

Resolution referred to Committee on Contingent Expenses.

Also:

Resolved, That the Controller be and is hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the persons or firms listed below and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same.

State Purchasing Department.....	\$299 45
Pacific Telephone and Telegraph Company.....	31 70
Pacific States Electric Company.....	3 84

Resolution referred to Committee on Contingent Expenses.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 10—An act to prevent fraud and deception in the sale of beverages composed of fruit, or the juice thereof, and prescribing penalties for the violation of the provisions thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1027—An act to amend an act entitled "An act to form agricultural districts, to provide for the formation, organization

and powers of agricultural associations therein and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act," approved April 17, 1909, by amending section 1 thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 932—An act to amend section 3 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, and adopting those provisions, not inconsistent herewith, of an act entitled 'An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith,' approved May 30, 1923, as amended and approved May 23, 1925," as approved May 26, 1927.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the words and figure "amend section 3 of", and insert in lieu thereof the following: "add a new section to".

AMENDMENT NUMBER TWO.

In line 13 of the title of the printed bill, strike out the period, insert in lieu thereof a comma, and add the following: "to be numbered 13a, relating to a revolving fund for the state highway commission."

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed bill, strike out the words and figure "section 3 of", and insert in lieu thereof the following: "A new section is hereby added to".

AMENDMENT NUMBER FOUR.

On page 1, line 13, of the printed bill, strike out the words "is hereby amended".

AMENDMENT NUMBER FIVE.

On page 1 of the printed bill, strike out all of lines 14 to 18, inclusive, and insert in lieu thereof the following:

"Sec. 13a. The state highway commission may, without at the time furnishing vouchers and itemized statements, draw from the state highway maintenance fund a sum not to exceed five hundred thousand dollars. The sum or sums so drawn shall be used as a revolving fund where cash advances are necessary."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 187—An act to amend section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violations of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 974—An act to amend an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals, to provide for the rents and royalties to be paid,

and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; to repeal acts or parts of acts in conflict herewith; to provide for an appropriation to defray the cost of administering this act," as approved May 25, 1921, and as amended, by amending section 18 thereof, relative to fixing boundary lines of oil or gas fields.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 838—An act to amend section 11 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended, relating to refunds.

Bill read second time, ordered to engrossment, and third reading.

HON. CHESTER N. KLINE IN THE CHAIR.

At ten o'clock and twenty-five minutes a.m., Hon. Chester N. Kline, member of the Assembly from the Seventy-seventh District, in the chair.

Assembly Bill No. 35—An act to amend sections 4 and 8 of an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act," approved May 25, 1921, as amended.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 225—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 374—An act making an appropriation for the construction and equipment of quarters for prison guards at San Quentin Prison.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 385—An act establishing the emergency permanent improvement fund and relating to the deposits of moneys therein and withdrawals therefrom.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 386—An act to add a new section, to be numbered 3, to an act entitled "An act to amend section 1 and section 2 of an act entitled 'An act requiring the payment into the State treasury of all moneys, belonging to the State, received by the various State institutions, commissioners and officers and directing the disposition of same,' approved March 17, 1899, as amended, relating to the payment

of State money into the treasury and abolishing certain special funds, as amended," approved May 19, 1905.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 113—An act to amend section 1 of an act entitled "An act to authorize the transportation of certain dependent children for whom proper homes are offered outside the State," approved May 12, 1927.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 251—An act authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans' Farm and Home Purchase Act, approved May 30, 1921, and of any and all acts amendatory thereof or supplemental thereto; creating a Veterans' Welfare Finance Committee; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State offices in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1930.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 253—An act to provide for the maintenance and establishment of a school for the education and training of pupils from the various counties in the State in the science and practice of navigation, seamanship, steam and electrical engineering.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 942—An act to increase the number of judges of the superior court of the county of Sonoma, and for the appointment of such additional judge.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 948—An act creating the California Crime Commission, defining its duties, and making an appropriation for its expenses, and repealing all acts and parts of acts in conflict with this act.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1061—An act making an appropriation to meet a deficiency in the appropriation for subsidies of the Bureau of Tuberculosis of the Department of Public Health.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1093—An act making an appropriation for minor construction, improvements, and repairs at San Quentin Prison.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 936—An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons, fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1121—An act to amend section 2322x2 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the second class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 243—An act to amend section 4281 of the Political Code, relating to salaries, fees and expenses of officers in counties of the fifty-second class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 486—An act to amend section 16x1a of the Weights and Measures Act approved June 16, 1913, as amended, relating to the sealer of weights and measures in counties of the twelfth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, after the word "shall", insert the word "also".

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, strike out the words "one clerk", and insert in lieu thereof the following: "a deputy to be known as clerk,".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1022—An act to amend section 2322x26 of chapter 4b of part III, title V of the Political Code of the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out lines 1 to 3, inclusive, and insert in lieu thereof the following:

"An act to amend section 2322x26 of the Political Code, relating to the salaries of the county horticultural commissioner, deputies and inspectors in counties of the twenty-sixth class."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of lines 1 and 2, and insert in lieu thereof the following:

"SECTION 1. Section 2322r26 of the Political Code is".

AMENDMENT NUMBER THREE.

On page 1, line 12, of the printed bill, after said line 12, insert the following:
 "(b) One inspector at a salary of two thousand four hundred dollars per annum."

AMENDMENT NUMBER FOUR.

On page 1, line 13, of the printed bill, strike out the following: "(b) Nine", and insert in lieu thereof the following: "(c) Eight".

AMENDMENT NUMBER FIVE.

On page 1, line 15, of the printed bill, strike out the following: "(c)", and insert in lieu thereof the following: "(d)".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 892—An act granting to the city and county of San Francisco certain lands heretofore dedicated for park purposes by the Legislature of the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 164—An act making an appropriation for portraits of all Governors whose portraits have not heretofore been made, and directing the State Department of Finance to carry out the provisions thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, after the word "for", insert the word "painting", and after the word "of", strike out the word "all", and after the word "governors", insert the words "of California".

AMENDMENT NUMBER TWO.

In line 2 of the title of the printed bill, strike out the words "whose portraits have heretofore been made".

AMENDMENT NUMBER THREE.

On page 1, line 3, of the printed bill, strike out the word "former", and insert in lieu thereof the word "all", and after the word "governors", insert the words "of California".

AMENDMENT NUMBER FOUR.

On page 1, line 4, of the printed bill, after the comma following the word "painted", insert the following: "and portrait of each governor upon his retirement from office".

AMENDMENT NUMBER FIVE.

On page 1, line 6, of the printed bill, after the word "of", insert the following: "two thousand two hundred fifty".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 375—An act to amend an act entitled "An act to amend an act entitled 'An act to amend section 1 of an act entitled 'An act amending an act making an appropriation for the establishment of a permanent fund for the purchase of jute to be manufactured at the State Prison at San Quentin, approved March 9, 1885,' approved March 16, 1889, and to provide for the disposition and use of the surplus money received from the sale of jute goods and not needed for

the "revolving fund" provided for in said act,' approved March 24, 1911, as amended, approved May 23, 1925, as amended."

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, strike out the word and syllables "manufacturing depart-" and the syllable "ments", on line 17, and insert in lieu thereof the words "jute mill".

AMENDMENT NUMBER TWO.

On page 1, line 17, of the printed bill, after the word "prison", insert a comma, and add the following: "for the payment of operating expenses of the jute mill,".

AMENDMENT NUMBER THREE.

On page 2, line 5, of the printed bill, strike out the words "manufacturing departments", and insert in lieu thereof the words "jute mill", and after the word "payment", insert a comma, and add the following: "for jute and other materials, operating expenses and equipment and".

AMENDMENT NUMBER FOUR.

On page 2, line 5, of the printed bill, strike out the words "for any".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 201—An act to amend section 1374 of the Penal Code, relating to expenses of maintenance in State hospital of persons charged with crime.

The above reported bill ordered on file for third reading.

Senate Bill No. 202—An act to amend section 1373 of the Penal Code, relating to expense of sending defendant to State hospital.

The above reported bill ordered on file for third reading.

Senate Bill No. 188—An act to add a new section to the Political Code, to be numbered 3236, relating to preference on public contracts and furnishing supplies.

The above reported bill ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER NINE.

Assembly Concurrent Resolution No. 9—Providing for the creation of a joint committee of the Senate and Assembly to investigate aviation conditions in the State of California and to the question of safety and prevention of accidents thereto; to prepare and make recommendations concerning changes in existing laws, and the enactment and enforcement of laws relating to the use and operation of aeroplanes, and to prepare and submit with supporting facts, ascertained, a report as to the advisability of the adoption of a uniform law regulating aviation and making appropriation to meet the expenses of said committee necessarily incurred in said work.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 9 adopted by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bishop, Bliss, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley,

Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixter, Morgan, Morrison, Nielsen, Oliva, Roland, Scofield, Scudder, Sewell, West, Williams, Williamson, and Wright—54.
 NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 9 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 9.

Providing for the creation of a joint committee of the Senate and Assembly to investigate aviation conditions in the State of California and to the question of safety and prevention of accidents thereto; to prepare and make recommendations concerning changes in existing laws, and the enactment and enforcement of laws relating to the use and operation of aeroplanes, and to prepare and submit with supporting facts, ascertained, a report as to the advisability of the adoption of a uniform law regulating aviation and making appropriation to meet the expenses of said committee necessarily incurred in said work.

WHEREAS, There has been a great increase in the number of airplanes and aircrafts used and operated in the State of California within recent years; and

WHEREAS, The matter of regulation of aviation and aircraft at the present time presents peculiar and novel difficulties and problems because of the infancy of the aviation and aircraft industry, and the rapid growth of the same within the past few years, and the anticipated stupendous advance of the same within the next two years; and

WHEREAS, It is felt that so young and progressive an industry may be hampered and throttled by the enactment of legislation without serious and continued thought and study of the underlying condition governing its proper growth and expansion; and

WHEREAS, Public necessity and protection require the enactment of fair and proper legislation governing the same for the stability and growth of the industry as well as the protection of the public; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That there is hereby created a joint committee of the Assembly and Senate to consist of three members of the Assembly to be appointed by the Speaker of the Assembly and three members of the Senate to be appointed by the President.

It will be the duty of the said committee to investigate the adequacy of the facilities for the enforcement of existing laws relating to the use and operation of aeroplanes, the advisability of establishing new laws relating to the safe operation of aeroplanes, and to make recommendations concerning the advisability of amendments to existing laws, if in the discretion of the committee is deemed necessary, and if the committee reports in favor of the adoption of any specified laws, it should include in its report or plan recommended, the measures which in its judgment should be enacted.

It shall also be the duty of said committee to study the advisability of adopting a uniform law or laws relating to the regulation and control of aviation and more particularly to the regulation of airports and aviation schools. In making this study the said committee shall carefully consider the laws and systems enacted in other states and countries and the effect that any such system would have in the State of California on account of any unusual conditions arising in this State. Said committee is to make its report to the Legislature at its next regular session.

The members of said committee shall receive no compensation for its services other than their official salaries but it shall be reimbursed for their actual expenses necessarily incurred hereunder not exceeding the amount hereinafter specified. Such committee is hereby authorized to employ competent clerical and other help to assist in the preparation and compiling of all data ascertained included by making of the final report. The said committee shall be provided with headquarters in the State building at San Francisco if such quarters are available, but if such quarters are not available such committee may procure such quarters in any other building in the city of San Francisco for its headquarters.

The expenses of such clerical or other help and for any other necessary expenses of the committee, shall be passed upon and fixed by the committee subject, however, that the total of the expenses and costs shall not exceed the amount hereinafter specified.

The expenses thus incurred by said committee under the authority hereof shall be payable out of the money heretofore or hereafter appropriated for the contingent expenses for the Senate and Assembly at this session of the Legislature, payable one-half from the contingent fund of the Senate, and one-half from the contingent fund of the Assembly, but not exceeding the sum of \$3,000 in all, the sum, or so much thereof as may be necessary is hereby set apart, reserved and appropriated out of said respective contingent fund for the purpose aforesaid to be disbursed from time to time by Controller's warrants to be drawn against said contingent funds upon the written orders of the chairman of said joint committee; and be it further

Resolved, That the said committee be instructed to have prepared its report not later than the thirty-first day of December, 1930, and that a copy of said report be not later than said date transmitted to the Governor of the State in order that he may make such comment thereon as he may deem appropriate to the Legislature at its next ensuing session.

Assembly Bill No. 526—An act to amend section 1444 of the Code of Civil Procedure, relating to appraisers and appraisements in probate proceedings.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 526 passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Klue, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Oliva, Parkman, Patterson, Qungley, Roland, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Witter, Wright, and Mr. Speaker—53.

NOES—Cronin, Feigenbaum, and Williamson—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 534—An act to amend the title and sections 2, 4, 5, 6, 7, 11, 12 and 16 of an act entitled "An act to be known as the 'Inheritance Tax Act,' to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the 'Inheritance Tax Act,' and to repeal all acts and parts of acts in conflict with this act," approved June 3, 1921, as amended, and adding a new section, to be numbered section 6 $\frac{1}{2}$, relating to the exemption and rates of tax on a transfer to the wife of decedent and repealing section 2 $\frac{1}{2}$.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Patterson moved that Assembly Bill No. 534 be withdrawn from the file, and ordered re-referred to Committee on Revenue and Taxation.

The question being on the motion to re-refer Assembly Bill No. 534 to Committee on Revenue and Taxation.

REQUEST FOR ROLL CALL.

On request of Messrs Jones, Jespersen and Bernard, the Speaker ordered a roll call taken on the motion to re-refer Assembly Bill No. 534 to Committee on Revenue and Taxation.

The roll was called, and the motion to re-refer lost by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Cloudman, Crawford, Emmett, Heisinger, Ingels, Jost, Keaton, Luttrell, Lyons, Morgan, Patterson, Roberts, Scofield, Scudder, Seawell, Sewell, Stockwell, Williams, and Young—24.

NOES—Anderson, Brock, Cloudsley, Collier, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper,

Hawes, Hoffman, Jespersen, Jones, Kline, McDonough, McGuinness, Meeker, Miller, Eleanor; Morrison, Nielsen, Oliva, Parkman, Quigley, Roland, Spalding, West, Williamson, Witter, and Wright—38.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and thirty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

CONSIDERATION OF ASSEMBLY BILL NUMBER FIVE HUNDRED THIRTY-FOUR.

Assembly Bill No. 534—An act to amend the title and sections 2, 4, 5, 6, 7, 11, 12 and 16 of an act entitled "An act to be known as the 'Inheritance Tax Act,' to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the 'Inheritance Tax Act,' and to repeal all acts and parts of acts in conflict with this act," approved June 3, 1921, as amended, and adding a new section, to be numbered section 6 $\frac{3}{4}$, relating to the exemption and rates of tax on a transfer to the wife of decedent and repealing section 2 $\frac{1}{2}$.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 534 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—70.

NOES—Bernard and Jost—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 184—An act to amend section 361*e* of the Political Code and to add a new section to said code, to be numbered 361*h*, relating to the Department of Agriculture and Division of Land Settlement thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 184 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

RECESS.

At twelve o'clock and ten minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 20—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by repealing section 1a of article VI thereof, relating to the Judicial Council, its powers and duties—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 29—A resolution to propose to the people of the State of California, an amendment to the constitution of said State, by adding to article IV thereof, a new section to be numbered 31a, relating to the indemnification of owners of condemned live stock—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 174—An act regulating the practice of civil engineering;

Also: Assembly Bill No. 740—An act to amend section 350b of the Political Code, relating to the Governor's Council;

Has had the same under consideration, and respectfully reports the same back, and recommends that the same do pass as amended.

FEIGENBAUM, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 496—An act to amend section 2552 of the Political Code, relating to the Board of State Harbor Commissioners;

Also: Senate Bill No. 840—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of an assistant and deputies in such office, fixing the salaries of such assistant and of the chief deputy and providing for the manner of fixing of the salaries of the additional deputies;

Has had the same under consideration, and respectfully reports the same back, and recommends that the same do pass, and be re-referred to Committee on Ways and Means.

FEIGENBAUM, Chairman.

The above reported bills ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 1123—An act to amend section 2 of an act entitled "An act to provide for the creation of a Commission on Uniform State Laws, the appointment of commissioners thereto and to appropriate money for traveling expenses," approved May 14, 1927, and to provide an appropriation therefor, relating to expenses—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

FEIGENBAUM, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 439—An act to amend section 1543a of the Political Code, relative to school warrants;

Also: Assembly Bill No. 435—An act to add a new section to the Political Code, to be numbered 1542 and to amend section 1543 of the Political Code, relating to the duties of the county superintendent of schools; Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 483—An act relating to admission to junior college courses of study prescribed by high school boards;

Also: Senate Bill No. 488—An act relating to uniform cost accounting for junior colleges;

Also: Senate Bill No. 706—An act relating to the governing boards of union, joint union, county and joint county junior college districts;

Also: Senate Bill No. 785—An act relating to the appointment and employment of persons by the State Department of Education;

Also: Senate Bill No. 786—An act relating to the administration of the State Department of Education;

Also: Senate Bill No. 161—An act relating to the transportation of pupils in elementary school districts;

Also: Senate Bill No. 175—An act providing for the calling of elections for formation of consolidated school districts;

Also: Senate Bill No. 311—An act to provide transportation for pupils attending secondary schools;

Also: Senate Bill No. 312—An act relating to the continuation of contracts for the transportation of secondary school pupils;

Also: Senate Bill No. 491—An act relating to courses of study for special day and evening classes in high schools;

Also: Senate Bill No. 580—An act creating a Division of Schoolhouse Planning in the State Department of Education, and establishing standards for school sites and the construction and alteration of school buildings;

Also: Senate Bill No. 771—An act to provide for the setting aside of moneys raised for building purposes by school districts for three fiscal years and the expenditures of such moneys thereafter;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 315—An act relating to the tenure of employment of persons engaged in the public school service of the State—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 1094—An act to allow the tax for the special building fund of any school

district to be levied and expended without the vote of the district—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 810—An act providing for the establishment of courses of instruction for inmates of State institutions;

Also: Senate Bill No. 784—An act relating to the finances of the State Board of Education;

Also: Senate Bill No. 355—An act to provide for the leasing of real property belonging to a school district to the State Department of Education, or to the Regents of the University of California; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 1000—An act to amend section 68 of the Penal Code, relating to bribes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 173—An act to amend section 487 of the Penal Code, defining grand theft—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 816—An act to add a new section to the Penal Code to be numbered 374b, and relating to the depositing of garbage, swill and refuse on public highways—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 171—An act to amend section 952 of the Penal Code, relating to the description of an offense—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 1098—An act to amend section 597 of the Penal Code, relating to cruelty to animals—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 919—An act to amend sections 2, 7 and 9 of and to add a new

section to be numbered 12a to the "California Meat Inspection Law," relating to the inspection of animals and meat and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

ON UNIVERSITIES.
ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Universities, to which was referred Assembly Bill No. 1127—An act making an appropriation for the construction and equipment of a building on the campus of the University of California at Berkeley for the purpose of housing a men's gymnasium—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

CLOUDMAN, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Universities, to which was referred Assembly Bill No. 928—An act to create a State university to be known as the University of Central California and to provide for the government, management and control thereof, and for an appropriation and a site therefor—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

CLOUDMAN, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT.
ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 1122—An act to amend section 19r11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of probation officer of counties of the eleventh class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

ON LABOR AND CAPITAL.
ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Assembly Bill No. 1124—An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

McDONOUGH, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.
ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 640—An act to amend section 303 of the Civil Code of the State of California, concerning the organization of boards of directors of corporations—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 135—An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers, hotel keepers, apartment house keepers, furnished bungalow court keepers and boarding house or lodging house keepers—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 243—An act to amend section 4281 of the Political Code, relating to salaries, fees and expenses of officers in counties of the fifty-second class;

Also: Assembly Bill No. 374—An act making an appropriation for the construction and equipment of quarters for prison guards at San Quentin Prison;

Also: Assembly Bill No. 385—An act establishing the emergency permanent improvement fund and relating to the deposits of moneys therein and withdrawals therefrom;

Also: Assembly Bill No. 386—An act to add a new section to be numbered 3 to an act entitled "An act to amend section 1 and section 2 of an act entitled 'An act requiring the payment into the State treasury of all moneys, belonging to the State, received by the various State institutions, commissioners and officers and directing the disposition of same,' approved March 17, 1899, as amended, relating to the payment of State money into the treasury and abolishing certain special funds, as amended," approved May 19, 1925;

Also: Assembly Bill No. 838—An act to amend section 11 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended, relating to refunds;

Also: Assembly Bill No. 892—An act granting to the city and county of San Francisco certain lands heretofore dedicated for park purposes by the Legislature of the State of California;

Also: Assembly Bill No. 936—An act to amend section 19x13 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance, providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons, fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Assembly Bill No. 974—An act to amend an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; to repeal acts or parts of acts in conflict herewith; to provide for an appropriation to defray the cost of administering this act," as approved May 25, 1921, and as amended, by amending section 18 thereof, relative to fixing boundary lines of oil or gas fields;

Also: Assembly Bill No. 1027—An act to amend an act entitled "An act to form agricultural districts, to provide for the formation, organization and powers, of agricultural associations therein and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act," approved April 17, 1909, by amending section 1 thereof;

Also: Assembly Bill No. 1061—An act making an appropriation to meet a deficiency in the appropriation for subsidies, of the Bureau of Tuberculosis of the Department of Public Health;

Also: Assembly Bill No. 1093—An act making an appropriation for minor construction, improvements and repairs at San Quentin Prison;

Also: Assembly Bill No. 1121—An act to amend section 2322r2 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the second class;
And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Anderson:

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 3664aa of the Political Code, relating to the taxation of highway transportation companies.

Referred to Committee on Introduction of Bills.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 475—An act to add a new section to the Penal Code, to be numbered 530½, relating to false impersonation of peace officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 475 passed by the following vote:

AYES—Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Jespersen, Jones, Jost, Leymel, Lyons, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Morgan, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 173—An act to amend the title of, and sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act authorizing municipalities to declare noxious or dangerous weeds growing upon the streets or sidewalks, or upon private property within municipalities, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same," approved May 26, 1915, as amended and approved April 20, 1927, by including counties and cities and counties within the provisions thereof, and to add three new sections to said act to be numbered sections 8, 9 and 10, respectively, relating to the procedure and law for enforcement and collection of special assessments created by said act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Sewell moved that Assembly Bill No. 173 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 173 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69*b*, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Roberts moved that Assembly Bill No. 346 be withdrawn from the file, and ordered re-referred to Committee on Public Health and Quarantine.

Motion carried.

Assembly Bill No. 346 ordered re-referred to Committee on Public Health and Quarantine.

Assembly Bill No. 437—An act to make an appropriation annually for the development of the live stock industry and the exhibit of cattle, hogs and sheep at Los Angeles, California, under the auspices of the Western Live Stock Exhibit Association.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Scofield moved that Assembly Bill No. 437 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 437 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 26—An act to amend section 626*i* of the Penal Code, relating to the limit of deer that may be killed.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 26 refused passage by the following vote:

AYES—Baum, Brock, Cloudsley, Collier, Craig, Crawford, DeYoe, Dillinger, Eddy, Emmett, Feeley, Harper, Heisinger, Jespersen, Jones, Jost, Kline, Leymel, McDonough, McGinley, Meeker, Miller, Eleanor; Morgan, Oliva, Roland, Scudder, Spalding, Williams, Witter, and Wright—30.

NOES—Anderson, Badham, Bernard, Byrne, Cloudman, Coombs, Crittenden, Crowley, Deuel, Easley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Hoffman, Keaton, Lyons, McGuinness, Miller, James A., Mixer, Noyes, Quigley, Reindollar, Scofield, Seawell, Sewell, Stockwell, Williamson, Young, and Mr. Speaker—31.

NOTICE OF RECONSIDERATION.

Mr. Sewell gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 26 was this day refused passage.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER SEVEN.

Senate Joint Resolution No. 7—Relative to the protection of agricultural products.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 7 adopted by the following vote:

AYES—Anderson, Arnold, Budham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Dillinger, Easley,

Eddy, Emmett, Feeley, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noyes, Oliva, Patterson, Quigley, Reindollar, Scudder, Seawell, Sewell, Spalding, Stockwell, Williams, Young, and Mr. Speaker—51.

NOES—Cloudsley, DeYoe, Feigenbaum, Fisher, Fry, Gilmore, Roland, Williamson, and Witter—9.

Title read and approved.

Senate Joint Resolution No. 7 ordered transmitted to the Senate.

SENATE JOINT RESOLUTION No. 7.

Relative to memorializing and petitioning the President of the United States and Congress to support congressional action and administrative leadership toward securing the benefits of tariff protection to all American farm producers, regardless of commodity, and petitioning for the restoration of adequate tariffs on imports of agriculture products from the Philippine Islands.

WHEREAS, The encouragement and protection of the growth of agriculture products in the United States, and of the production of agriculture products, in interest of agriculture and as a measure of economic stability and defense, has been an important feature of our tariff policy; and

WHEREAS, A continuation of such policy is highly important from the standpoint of agriculture and as a defense against the dangers inherent in a condition of dependence on foreign supplies of agriculture products; and

WHEREAS, From the time the Philippine Islands were ceded to the United States, by Treaty of Peace April 11, 1899, until the passage of the so-called Philippine Act of March 8, 1902, sugar and other products of the Philippine Islands entering our ports were assessed the same rate of duty as like products coming from other countries; and

WHEREAS, The act of March 8, 1902, provided that upon all articles the growth of the Philippine Islands coming into the United States from such islands there should be levied, collected, and paid only 75 per cent of the rate of duty upon like articles imported from other countries; and

WHEREAS, The Tariff Act of August 5, 1909, the Payne-Aldrich Act, provided that all articles, the growth or product of the Philippine Islands, should be admitted into the United States free of duty, except rice and a specified amount of tobacco and cigars, and except in any fiscal year sugar in excess of 300,000 gross tons; and

WHEREAS, The fact that Congress saw fit to levy the full rate of duty on Philippine products entering the United States from the time of the acquisition of the islands in 1899 until the passage of the act of 1902, and by the passage of the latter act continued to levy such duty to the extent of 75 per cent of the rates levied against other countries, is conclusive evidence that Congress intended to protect American farmers from competition with cheaply produced products of Philippine soil; and

WHEREAS, There is now pending in Congress an act for tariff revision; now therefore be it

Resolved by the Assembly and the Senate of the State of California, jointly, That we, the members of the Legislature of the State of California, urge and support congressional action and administrative leadership toward securing the benefits of tariff protection to all American farm producers, regardless of commodity, and also on those commodities that are competitors, but not necessarily produced in the United States, and for restoration of adequate tariffs on imports of agriculture products from the Philippine Islands; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby directed to send copies of this resolution to the President of the United States and to each member of the Senate and House of Representatives of the United States.

Senate Bill No. 107—An act to amend section 5a of an act entitled "An act to regulate the sale of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to the sale of poisons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 107 finally passed by the following vote:

AYES—Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Jespersen, Jones, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noyes, Patterson,

Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 105—An act to amend sections 11, 12 and 16 of an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended, relating to the practice of pharmacy.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 105 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Hawes, Heisinger, Hoffman, Jespersen, Jones, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—DeYoe, and Meeker—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 427—An act to amend section 718 of the Civil Code, relating to the leasing of municipal property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 427 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, James A., Mixer, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 315—An act to establish the line of ordinary high tide in certain parts of Newport Bay in Orange County, California, in conformity with and to confirm certain decrees of the superior court of the State of California, in and for the county of Orange, establishing said line of ordinary high tide, and to confirm the grants of tidelands heretofore made to the city of Newport Beach.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 315 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger,

Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 223—An act validating that certain franchise for a toll road and tunnel granted to E. J. Fitzpatrick on March 19, 1928, by the board of supervisors of Contra Costa county.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 223 finally passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 224—An act validating that certain franchise for a toll road and tunnel granted to E. J. Fitzpatrick on April 9, 1928, by the board of supervisors of Alameda County.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 224 finally passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 361—An act to add a new section to the Political Code to be numbered 4039, relating to the destruction of unsold county bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 361 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Spald-

ing, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702, and 703, relating to the Division of Exhibits within the Department of Finance.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Cloudsley moved that Senate Bill No. 397 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Senate Bill No. 397 ordered re-referred to Committee on Governmental Efficiency and Economy.

MOTION FOR RECESS.

On motion of Mr. Sewell, the Speaker declared the Assembly at recess for the purpose of being entertained by the Whittier College Men's Glee Club of Whittier, California.

REASSEMBLED.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 44—An act to add a new section to the Penal Code, to be numbered 634 $\frac{1}{2}$, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 44 passed by the following vote:

AYES—Anderson, Arnold, Baum, Bernard, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Jaspersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morrison, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 98—An act to amend section 1861*a* of the Civil Code, relating to the liens of keepers of furnished apartment houses and furnished bungalow courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 98 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jaspersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness,

Miller, Eleanor, Miller, James A., Mixer, Morgan, Nielsen, Noves, Olva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 190—An act to amend section 5 of an act entitled “An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof,” approved June 3, 1921, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 190 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hoffman, Ingels, Jepsersen, Jones, Jost, Kline, Leymel, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noves, Olva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled “An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvement; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds,” approved April 21, 1911, as amended, relating to street improvements.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. McDonough moved that Assembly Bill No. 451 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 451 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 900—An act to amend sections 5 and 19 of an act entitled “An act to provide for the issuance of improvement bonds

to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. McDonough moved that Assembly Bill No. 900 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 900 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 231—An act to add a new section to the Political Code, to be numbered 1762a, relating to the creation of a State high school musical contest fund and the expenditure thereof by the Superintendent of Public Instruction.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Bernard moved that Assembly Bill No. 231 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 231 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 876—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended by amending section 21.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Feigenbaum moved that Assembly Bill No. 876 be withdrawn from the file, and ordered re-referred to Committee on Public Health and Quarantine.

Motion carried.

Assembly Bill No. 876 ordered re-referred to Committee on Public Health and Quarantine.

Assembly Bill No. 139—An act to amend section 18 of an act entitled “An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein,” approved May 23, 1925, as amended, relating to the appointment and duties of clerks, deputy clerks, marshals, deputy marshals, and the filling of vacancies in said offices.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 139 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hoffman, Ingels, Jaspersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 988—An act to amend an act entitled “An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition therefor by the landowners; providing for the joint government and control thereof by the landowners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing for the transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water; providing for the approval of the State Superintendent of Banks of such contracts or transfers; providing that said bonds and contracts or transfers may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds and such transfers or contracts providing therefor by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power,” approved June 13, 1913, as amended, by amending section 7 thereof and adding new sections thereto to be numbered 37 to 59, inclusive, relating

to the powers and duties of water districts and the boards of directors thereof, and providing for the drainage and reclamation of lands within such districts and for the annexation of lands to and the exclusion of lands from such districts.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Adams moved that Assembly Bill No. 988 be withdrawn from the file, and ordered re-referred to Committee on Irrigation.

Motion carried.

Assembly Bill No. 988 ordered re-referred to Committee on Irrigation.

Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 88 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 88 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Mixer moved that Assembly Bill No. 888 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 888 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 9—An act making an appropriation to pay the claim of Harry L. Hopper against the State of California.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Ingels.

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, after the word "money", insert the following: "in the fish and game preservation fund".

Amendment adopted.

Bill ordered to reprint, engrossment, and third reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, March 27, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 91—An act to amend section 1576 of the Penal Code, relating to salaries of prison employees—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 91?

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, strike out line 8 and insert in lieu thereof the following: "from and after the date this act becomes effective be less than the sum of one hundred dollars per month to and including June 30, 1930, and that thereafter the salary of such officer or employee so fixed shall not in any case be less than the sum of one hundred ten dollars per month; to".

The roll was called, and Senate amendment to Assembly Bill No. 91 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 677—An act to amend section 341 of the Penal Code, relating to pawnbrokers.

Also: Senate Bill No. 675—An act to amend section 340 of the Penal Code, relating to pawnbrokers;

Also: Senate Bill No. 230—An act to repeal sections 2294, 2302 and 2304 of the Political Code and to amend section 2295 of the said Political Code, all relating to the State Librarian;

Also: Senate Bill No. 410—An act creating the office of Chief of the Division of Narcotic Enforcement, providing for appointment to, powers and duties of such office, making an appropriation to carry out the provisions hereof, and repealing an act entitled "An act to provide for the establishment and maintenance of a Division of Narcotic Enforcement under the direction and control of the State Board of Pharmacy," approved May 17, 1927.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 677 and 675 read first time, and referred to Committee on Judiciary.

Senate Bills Nos. 230 and 410 read first time, and referred to Committee on Governmental Efficiency and Economy.

Also:

SENATE CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 23—Approving four certain amendments to the charter of the City of San Diego, a municipal corporation in the county of San Diego, State of California, voted for and ratified by the electors of said city of San Diego at a special municipal election held therein on the nineteenth day of March, 1929.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Concurrent Resolution No. 23 referred to Committee on Municipal Corporations.

Also:

SENATE CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 528—An act to amend section 2220 of the Civil Code and to repeal sections 847 and 857 of the Civil Code, all relating to trusts on property.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 422—An act to amend section 2 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927, and to amend said act by adding a new section to be numbered 30b, relating to the packing of cauliflower.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON BUILDING AND LOAN ASSOCIATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Building and Loan Associations, to which was referred Senate Bill No. 471—An act to amend section 634 of the Civil Code of the State of California, relating to the issuance of shares and investment certificates of building and loan associations and relating to the creation of a reserve fund; selection of directors and fees chargeable by such association—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ROBERTS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Building and Loan Associations, to which was referred Senate Bill No. 486—An act to amend the Civil Code by adding a new section, to be known as section 648b, thereto, relating to the establishment of branches by building and loan associations and prescribing penalties for the violation of the provisions of the act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ROBERTS, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC CHARITIES AND CORRECTIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Public Charities and Corrections, to which was referred Senate Bill No. 578—An act to amend section 19b of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salaries thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ROLAND, Chairman.

The above reported bill ordered on file for second reading.

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 803—An act to amend section 384c of the Penal Code, relating to hunting, injuring animals and penalty—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 116—An act to amend section 626 of the Penal Code, relating to the protection of game—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 736—An act to revise an act entitled "An act to provide whole family protection for members of fraternal benefit societies," approved April 20, 1917—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 573—An act to amend section 453, of the Civil Code, relating to examinations by reputable physicians of applicants for insurance in mutual insurance corporations organized under chapter 6, division 1, part IV, title II, of the Civil Code—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 602—An act to amend section 24 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by authorizing the Industrial Accident Commission to deny or suspend the privilege of any person to appear before the commission as a representative of any party in any proceeding pending before it—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 604—An act to amend section 38, chapter 176, Laws of 1913, Workmen's Compensation, Insurance and Safety Act, relating to power and authority of the Industrial Accident Commission over the State compensation insurance fund—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 601—An act to amend section 7, chapter 586, Laws of 1917, as amended by chapter 471, Laws of 1919, Workmen's Compensation, Insurance and Safety Act, relating to the definition of the term "employer" as used in said act—has had the

same under consideration, and respectfully reports the same back, and recommends that it do pass.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

ADJOURNMENT.

At four o'clock and ten minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, April 4, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Thursday, April 4, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Levmel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Ohya, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—78.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Stockwell moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVE OF ABSENCE.

On motion of Mr. Little, Mr. Woolwine was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. James A. Miller, Robert St. Denis of San Francisco, secretary of the Lafayette Club, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Easley, Hon. R. R. Veale, sheriff of Contra Costa County, and Mrs. R. R. Veale were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Scofield, Prof. C. E. H. Hale, superintendent of schools of San Gabriel, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Miss Eleanor Miller, Mrs. Fred D. Chamberlin of Pasadena, California, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Leymel, Vail Montgomery, auditor of Fresno County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Baum, Miss Dorothy Meeker and Miss Shirley Meeker, twin daughters of Assemblyman Meeker, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Baum, Bill Meeker, son of Assemblyman Meeker, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Fry, Miss Carolyn Samish, Miss Roberta Sullivan and Miss Linnea Anderson were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Roland, Jacob Dimond, deputy county clerk of Oakland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Cloudsley, Mr. J. U. Cloudsley, his brother, with Mrs. J. U. Cloudsley and Miss Sue Humbargar, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Miss Eleanor Miller, Miss Eva Beatrice Keane of Sausalito was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Bernard, the following members of the Carmelo 4-H Club Demonstration Team: Jack Martin, captain; Truman Scarlett and Irene Scarlett, individual project; Royden Martin, group project; Virginia Lee Schulte, individual improvement; Roy Meadows, Jr., recreation; Mr. and Mrs. B. H. Schulte, local leaders; R. Albaugh, assistant farm adviser Monterey County, and W. G. Waterhouse, assistant leader of club work of California from the College of Agriculture, Berkeley, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITION.

The following petition was presented, and ordered printed in the Journal:

By Mr. Speaker:

LOS ANGELES, CALIFORNIA, March 28, 1929.

Mr. Speaker.

DEAR SIR: I protest to any law being passed that will interfere with free speech.

Yours truly,

MRS. EMMA D. RAMSAY.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON PUBLIC UTILITIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or construction on electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two men who have had sufficient experience in the doing of such work; and providing penalty for the violation thereof—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

MILLER, JAMES A., Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 159—An act to amend section 4257 of the Political Code, relating to the compensation of officers in counties of the twenty-eighth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 440—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class;

Also: Senate Bill No. 834—An act to amend section 19a24 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of the probation officer in counties of the twenty-fourth class; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Senate Bill No. 47—An act to be known as the "Water Conservation Act of 1929" and to provide for the organization and government of water conservation districts for the purpose of conserving and storing the waters of any stream of water or unnavigable river by spreading and sinking such waters, and for the purpose of constructing or acquiring sinking basins, sinking wells, spreading basins, and other works and property, and for the purpose of appropriating, acquiring and conserving water and water rights, and taking any and all actions and proceedings that may be necessary or advisable to conserve and protect the waters or water rights within the district used or useful for any purpose of the district, or of benefit to the lands situated therein, and to prevent interference with or diminution of the natural flow of any stream or unnavigable river, including the natural subterranean supply of waters therefrom; to provide for the levying and collecting of assessments and special assessments to pay the costs and expenses incurred in relation thereto; to prohibit any director of a district from being interested in any contract with the district of which he is a director and making a violation of such provision a misdemeanor; and to provide a method of dissolving such districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Conservation, to which was referred Senate Bill No. 51—An act to amend section 384a of the Penal Code, relating to the pro-

tection of native trees, shrubs and ferns—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC MORALS.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on Public Morals, to which was referred Assembly Bill No. 1036—An act to add a new section to the Penal Code to be numbered 321a, relating to lotteries—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

MILLER, ELEANOR, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 801—An act to amend sections 10 and 14 of the "State Housing Act," approved June 15, 1923, as amended, relating to definitions therein and to the rear yard of apartment houses:

Also: Senate Bill No. 102—An act to amend sections 16 and 21 of an act entitled "An act for preventing the manufacture, sale or transportation of adulterated, mislabeled or misbranded foods and liquors, and regulating the traffic therein, providing penalties, establishing a State Laboratory for Foods, Liquors and Drugs, and making an appropriation therefor," approved March 11, 1907, as amended; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

FRY, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 536—An act to secure the safety of the public at public bathing places and to provide for the attendance of life guards, and for the violation thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FRY, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 586—An act to amend section 1 of, and to repeal section 9 of an act entitled "An act to authorize and regulate the employment of prisoners in the State prisons of this State and to provide for the disposition of the products of their skill and labor," approved February 23, 1911, relating to the regulation of the employment of prisoners and making an appropriation therefor—and reports the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929

MR. SPEAKER: The Committee on Attaches respectfully begs leave to report that it has carefully considered the application for the position as hereinafter set forth and desires to submit the following resolution:

Resolved, That the following named person be and she is hereby appointed and employed for the position and at the per diem as set opposite her name, the same to date from and to include April 3, 1929, to wit:

Wilma Ruth Jordan, Page----- \$2 50

Said per diem to be paid out of the fund for the payment of officers and employees of the Assembly, and the Controller is hereby authorized and directed to draw a warrant on such fund in favor of the above named person at said per diem and the State Treasurer is hereby authorized to pay the same.

Respectfully submitted

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, Denel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fry, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Noyes, Oliva, Parkman, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

SENATE MESSAGES.

The following messages from the Senate were taken up and read :

SENATE CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Constitutional Amendment No. 18—A resolution to propose to the People of the State of California an amendment to the constitution of the State of California by adding to article XIII thereof a new section to be numbered section 1c, relative to revenue and taxation.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Constitutional Amendment No. 18 referred to Committee on Constitutional Amendments.

Also :

SENATE CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 511—An act to amend section 44 of the "California Vehicle Act," relating to renewal of registration of vehicles.

J. A. BEEK, Secretary of Senate

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 511 read first time, and referred to Committee on Motor Vehicles.

Also :

SENATE CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No. 608—An act to amend section 1142 of the Political Code, relating to boards of election, appointment and duties of election officers—Senators Christian, Breed and Merriam, to meet with a like committee from the Assembly.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 105—An act to amend sections 3, 12 and 16 of an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended, relating to the practice of pharmacy.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 107—An act to amend section 5a of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to the sale of poisons.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

RECONSIDERATION WAIVED.

Mr. Jespersen waived his notice to reconsider the vote whereby Senate Bill No. 176 was passed.

Senate Bill No. 176 ordered transmitted to the Senate.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Sewell moved that the vote whereby Assembly Bill No. 26 was refused passage be reconsidered.

The roll was called, and the same was reconsidered by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Dillinger, Eddy, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Klue, Leymel, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—53.

NOES—Anderson, Deuel, DeYoe, Basley, Emmett, Fisher, Ingels, Keaton, Morgan, Parkman, Williams, and Young—12.

Assembly Bill No. 26 ordered placed on file for passage.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1126—An act to amend section 3650 of the Political Code, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages, and any legal or equitable interest therein.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 310—An act to repeal chapter 9 of title IX of part III of the Political Code, and to add a new chapter to title IX of part III of the Political Code to be numbered chapter 9 thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes on persons over 21 years of age and under 60 years of age who are ineligible to become a qualified elector in this State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 11, of the printed bill, beginning in said line 11, strike out the words "except paupers, idiots and insane persons".

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed bill, strike out the period after the word "provided", and insert in lieu thereof a semicolon and the following: "*provided, however*, that the following persons shall be exempt from the provisions of this act:

- (1) Paupers, idiots and insane persons;
- (2) All persons in the employment of the United States government;
- (3) All persons in the service of the army, navy or marine corps of the United States, or any person honorably discharged therefrom, and their dependents;
- (4) All persons owning real or personal property and paying taxes thereon to the state or to any political subdivision thereof, in the amount of twenty dollars or more per annum."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

HON. FRANK L. COOMBS IN THE CHAIR.

At eleven o'clock and twelve minutes a.m., Hon. Frank L. Coombs, member of the Assembly from the Eleventh District, in the chair.

Assembly Bill No. 1087—An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, after the comma following the word "however", insert the following: "one year from the time this act takes effect".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 390—An act to amend section 1094 of the Political Code, relating to the registration of electors and conduct of elections.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, strike out the word "forty", and insert in lieu thereof the word "thirty".

AMENDMENT NUMBER TWO

On page 1, line 16, of the printed bill, strike out the following: "municipal election, regular school or any other special".

AMENDMENT NUMBER THREE.

On page 1, line 25, of the printed bill, strike out the word "forty", and insert in lieu thereof the word "thirty".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 153—An act to amend section 69 of the Civil Code, relating to issuance of licenses to marry.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 28, of the printed bill, strike out said line 28, and insert in lieu thereof the following "in this section enumerated, examine the applicants".

AMENDMENT NUMBER TWO.

On page 1, line 30, of the printed bill, strike out all of said line 30, and insert in lieu thereof the following: "writing by the clerk, and subscribed by them.

Application for a marriage license must be made in person or by mail by both the parties to the marriage individually or jointly, at least three days and not more than thirty days, before the license shall be issued. Immediately upon receipt of an application for a license the county clerk shall record in a book kept for the purpose notice of intention to marry, and after the expiration of three days and not more than thirty days after application and signing of notice of intention to marry the clerk may issue such license to marry; *provided, however,* that when, in the opinion of the presiding superior judge, of the county where such applications are filed, there exist extraordinary circumstances justifying it, upon the written order of such judge setting forth such circumstances, filed with such clerk, license shall be issued immediately. Such notice of intention shall be substantially in the following form and the signature of each applicant shall be witnessed by one witness

NOTICE OF INTENTION TO MARRY.

Notice is hereby given that _____ a native of _____ of the age of _____ years, residing at (full address to be inserted), and _____ a native of _____ of the age of _____ years, residing at (full address to be inserted).

intend within thirty days from date hereof, to apply to the county clerk of -----county, State of California, for license to marry.

-----”

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 855--To add a new section to the Code of Civil Procedure to be known as section 1238a, relating to the exercise of the right of eminent domain by an individual for his own use of water notwithstanding other persons do not participate in the benefit therefrom.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee :

AMENDMENT NUMBER ONE.

Strike out from the title of said bill, as amended March 26, 1929, all after the word "individual", and insert in lieu thereof the following: "Respecting water rights, ditches, canals, dams, reservoirs and other works, conduits or structures for the individual's use of water, notwithstanding other persons do not participate directly in said use or in the benefit therefrom"

AMENDMENT NUMBER TWO.

Strike out all from and including line 44, on page 4, of the printed bill, as amended March 26, 1929, down to and including line 7, on page 6 thereof, and insert in lieu thereof the following:

"1238a. Because of climatic, topographic and physical conditions prevailing in this state, it is necessary that, except as hereinafter stated, any use of water by any person for the benefit of his own property alone, notwithstanding other persons do not participate directly in said use or benefit, be, and hereby is declared to be, a public use, for which, upon making compensation and subject to all the provisions of this title, the power of eminent domain may be exercised to disturb established water conditions and to condemn water rights and easements in, upon or over private land for ditches, canals, dams, reservoirs, conduits or structures or other water works, or for enlarging or otherwise changing the same. Any party acting under this section must show to the satisfaction of the court that his need of said use is urgent and can not succeed in any other practicable way or by any lesser disturbance, burden or damage; and that, both with respect to the class of use and with respect to uses within the same class, the urgency of his need is greater than the need of the use to which the property has already been devoted. Other persons so desiring may share in the use of property taken as aforesaid, by themselves taking the same proceedings as above set forth. The party acting under this section must not interfere with houses or with gardens, parks, or other enclosures connected with houses."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 252--An act to add a new article to chapter 3 of title I part III of the Political Code, to be numbered article IIk, embracing sections 374 to 374g, inclusive, relating to a Department of Military and Veterans' Affairs.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 654--An act to amend the Code of Civil Procedure of the State of California by adding thereto a new section, to be numbered 412a, relating to the service of summons on nonresident persons in certain actions.

Bill read second time, ordered to engrossment, and third reading

Assembly Bill No. 655--An act to add a new section to the Political Code, to be numbered section 4041i, authorizing the board of super-

visors of the counties thereof to provide for the working of prisoners confined in the county jail and prescribing the compensation of the persons in charge thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1072—An act to amend section 19 of the General Dairy Law of California, approved June 15, 1923, as amended, relating to the transportation of milk and milk products.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 15, of the printed bill, strike out all of lines 15 to 20, inclusive, and insert in lieu thereof the following:

"(b) All vehicles, boats, or other conveyances, while transporting milk or cream or clean empty containers intended for milk or cream, and all shipping platforms or premises where such containers are held awaiting shipment, shall either be enclosed or provided with canvas covering or otherwise afforded protection from the direct rays of the sun, from warm air, from dust, mud, rain and other sources".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15 and 16 of the General Dairy Law of California, approved June 15, 1923, as amended.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 174—An act regulating the practice of professional engineering; providing for the creation and establishment of a State Board of Registration for Professional Engineers; granting certain powers to and prescribing the duties of said boards; providing for the examination and registration of professional engineers, and providing penalties for the violation of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 9, line 43, of the amended printed bill, after the word "architecture", strike out the period and add the following: ", in its various branches.

(d) Any person, firm of persons, or corporation furnishing, either alone or with subcontractors, labor and materials (with or without plans, drawings, specifications, instruments of service or other data covering such labor and materials), for store fronts, interior alterations or additions, fixtures, cabinet work, furniture or other appliances or equipment, or for any work necessary to provide for their installation, or for any alterations or additions to any building necessary to or attendant upon the installation of such store fronts, interior alterations or additions, fixtures, cabinet work, furniture, appliances or equipment."

AMENDMENT NUMBER TWO

On page 1, line 2, of the amended printed bill, strike out "as a", and add "ing" after engineer

AMENDMENT NUMBER THREE.

On page 1, line 3, of the amended printed bill, strike out "defined in this act"

AMENDMENT NUMBER FOUR.

On page 2, line 32, of the amended printed bill, strike out all of section 2.

AMENDMENT NUMBER FIVE.

On page 2, line 37, of the amended printed bill, after the word "Sec.", strike out the figure "3", and place in lieu thereof the figure "2".

AMENDMENT NUMBER SIX.

On page 3, line 16, of the amended printed bill, strike out the figure "4", and place in lieu thereof the figure "3".

AMENDMENT NUMBER SEVEN.

On page 3, line 26, of the amended printed bill, strike out the figure "5", and place in lieu thereof the figure "4".

AMENDMENT NUMBER EIGHT.

On page 3, line 44, of the amended printed bill, strike out the figure "6", and place in lieu thereof the figure "5".

AMENDMENT NUMBER NINE

On page 4, line 46, of the amended printed bill, strike out the figure "7", and place in lieu thereof the figure "6".

AMENDMENT NUMBER TEN.

On page 5, line 14, of the amended printed bill, strike out the figure "8", and place in lieu thereof the figure "7".

AMENDMENT NUMBER ELEVEN.

On page 5, line 24, of the amended printed bill, strike out the letter "s" in years.

AMENDMENT NUMBER TWELVE.

On page 5, line 29, of the amended printed bill, strike out the figure "9", and place in lieu thereof the figure "8".

AMENDMENT NUMBER THIRTEEN.

On page 5, line 39, of the amended printed bill, strike out the figures "10", and place in lieu thereof the figure "9".

AMENDMENT NUMBER FOURTEEN.

On page 6, line 26, of the amended printed bill, strike out the figures "11", and place in lieu thereof the figures "10".

AMENDMENT NUMBER FIFTEEN.

On page 6, line 45, of the amended printed bill, strike out the figures "12", and place in lieu thereof the figures "11".

AMENDMENT NUMBER SIXTEEN

On page 7, line 17, of the amended printed bill, strike out the word "revoke", and place in lieu thereof "revoke".

AMENDMENT NUMBER SEVENTEEN

On page 8, line 1, of the amended printed bill, strike out the figures "14", and place in lieu thereof the figures "13".

AMENDMENT NUMBER EIGHTEEN.

On page 8, line 18, of the amended printed bill, strike out the figures "15", and place in lieu thereof the figures "14".

AMENDMENT NUMBER NINETEEN.

On page 8, line 29, of the amended printed bill, strike out the figures "16", and place in lieu thereof the figures "15".

AMENDMENT NUMBER TWENTY.

On page 9, line 34, of the amended printed bill, strike out the figures "17", and place in lieu thereof the figures "16".

AMENDMENT NUMBER TWENTY-ONE.

On page 9, line 44, of the amended printed bill, strike out the figures "18", and place in lieu thereof the figures "17".

AMENDMENT NUMBER TWENTY-TWO.

On page 10, line 12, of the amended printed bill, strike out the figures "19", and place in lieu thereof the figures "18".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 439—An act to amend section 1543a of the Political Code, relative to school warrants.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

Strike out lines 1 and 2 of the title of the printed bill, and insert in lieu thereof the following:

"An act relating to the registration of unpaid school warrants."

AMENDMENT NUMBER TWO.

Strike out lines 1 to 13, inclusive, of the printed bill, and insert in lieu thereof the following:

"SECTION 1. The provisions of article five of this act shall supersede the provisions of article five of chapter one of part three of division four of the School Code as adopted at the forty-eighth session of the Legislature and shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were such article a part of chapter one of part three of division four of said School Code.

Article V.

Sec. 4 320. When any warrant drawn on any school fund is presented to the treasurer and is not paid for want of funds, it shall be endorsed, registered, advertised and paid, with interest at the rate of six per cent per annum, in the manner prescribed, as nearly as may be, for county warrants in sections 4105, 4106, 4107, 4108 and 4110 of the Political Code.

Sec. 4 321. Should such warrants not be again presented for payment within sixty days from the time the notice hereinbefore provided for is given, the fund set aside for the payment of the same must be by the treasurer applied to the payment of unpaid warrants next in order of registry.

Sec. 4 322. Within ten days after the end of each month, the county auditor shall report to the superintendent of schools the amount of interest added to registered warrants and paid during the preceding month; such report shall show each district to whose registered warrants, paid during the month covered by such report, interest was added and the amount of such interest for such district. The superintendent of schools shall immediately report, in writing, to the clerk or secretary of each district for which interest was so paid, the amount of such interest so paid for such district."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 435—An act to add a new section to the Political Code, to be numbered 1542, and to amend section 1543 of the Political Code, relating to the duties of the county superintendent of schools.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out lines 1, 2 and 3 of the title of the printed bill, and insert in lieu thereof the following:

"An act relating to requisitions on school district funds."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 1 to 26, inclusive, on page 2, lines 1 to 56, inclusive; on page 3, lines 1 to 51, inclusive; on page 4, lines 1 to 52, inclusive; on page 5, lines 1 to 52, inclusive; on page 6, lines 1 to 14, inclusive, and insert in lieu thereof the following:

"SECTION 1. The provisions of sections 4 340, 4 341, 4 342, 4 343, 4 344 and 4 345 of this act shall supersede the provisions of section 4 340, 4 341, 4 342, 4 343, 4 344 and 4 345, of the School Code as adopted at the forty-eighth session of the Legislature, and shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of article six of chapter one of part three of division four of the said School Code.

Sec. 4.340. The governing board of any school district must not hear or consider any claim in favor of any person, corporation, company, association or public officer, against the school district, nor shall the board credit or allow any claim or bill against any fund of the district unless the same is itemized, giving names, dates and particular service rendered, distance traveled, when and where, character of

work done, number of days engaged, supplies and materials furnished, to whom, quantity and price to be paid therefor.

Sec. 4341. If, in the case of any claim which requires itemizing, the school board does not hear or consider the same because it is not itemized, it shall cause notice to be given to the claimant or his attorney of that fact and give time to have the claim itemized.

Sec. 4342. The governing board of any school district must not hear or consider any claim unless it is presented and filed with the auditor of the board, or with the clerk or secretary of the board if there be no auditor, within one year after the last item of the account or claim accrued.

Sec. 4343. Each order of the governing board for the payment of any claim from any fund of the school district must specify the purpose for which it is drawn.

Sec. 4344. Each such order of any governing board for the salary of any employee must state the rate of salary of such employee and the particular period for which such salary is due. Each such order for any purpose other than the salaries of employees must be accompanied by the itemized bill required in this article.

Sec. 4345. No order which does not conform to the requirements of this article shall be signed by the county superintendent of schools or by the county auditor."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 315—An act relating to the tenure of employment of persons engaged in public school service of the State.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 1, of the printed bill, strike out all of lines 1 to 27, inclusive, and insert in lieu thereof the following:

"SECTION 1. The provisions of article one *a* of this act shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of chapter one of part three of division five of the School Code as adopted at the forty-eighth session of the Legislature. As used in this act the term "this code" means said School Code.

Article one *a* of this act, embracing sections 5.400*a* to 5.404*a* hereof, inclusive, reads as follows:

Article 1*a*—Elections on Permanent Tenure.

Sec. 5400*a*. An election shall be held in every elementary and high school district on the last Friday of March, 1930, and every four years thereafter, on the question of allowing classification as permanent employees of persons employed by such district in positions requiring certification qualifications.

In any district wherein members of the governing boards of such districts are elected by a vote of the district, the election herein provided for may be combined, and held in conjunction, with said election.

Sec. 5401*a*. Except as otherwise provided, the election provided for in this article shall be called, held and conducted and the votes shall be canvassed and the returns of the election shall be made in the same manner as in the case of elections for the election of members of governing boards of school districts."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1094—An act to allow the tax for the special building fund of any school district to be levied and expended without the vote of the district.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1000—An act to amend section 68 of the Penal Code, relating to bribes.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out all of lines 1 to 2, inclusive, and insert in lieu thereof the following:

"An act to amend section 70 of the Penal Code, relating to bribery."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the figures "68", and insert in lieu thereof the figures "70".

AMENDMENT NUMBER THREE.

On page 1, line 3, of the printed bill, strike out all of lines 3 to 12, inclusive, and insert in lieu thereof the following:

"70. Every executive or ministerial officer, employee or appointee of the State of California, county or city therein or political subdivision thereof, who knowingly asks, receives or agrees to receive any emolument, gratuity or reward, or any promise thereof excepting such as may be authorized by law, for doing an official act, is guilty of a misdemeanor."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 816—An act to add a new section to Penal Code, to be numbered 374b, and relating to the depositing of garbage, swill and refuse on public highways.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1098—An act to amend section 597 of the Penal Code, relating to cruelty to animals.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 919—An act to amend sections 2, 7 and 9 of and to add a new section, to be numbered 12a, to the "California Meat Inspection Law," relating to the inspection of animals and meat and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, as amended in Assembly March 15, 1929, after the word "agriculture", strike out the comma, and insert in lieu thereof a semicolon.

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, as amended in Assembly March 15, 1929, strike out the words "and he", and insert in lieu thereof the following: "*provided, however,* that wherever any chartered or incorporated city, or city and county, by valid ordinance, has heretofore, created, established and operated an inspection department for the purpose of exercising supervision over, and inspecting the meat or meat products of any and all establishments situated within its corporate limits engaged in the business of slaughtering and preparing animals for food purposes, and wherever the inspection of such city, or city and county, is performed by persons employed who have passed a regular civil service meat or market inspector's examination, then and thereupon the jurisdiction of such city, or city and county, to the right of supervision over such establishments shall be concurrent with that of the director of agriculture and the dressed carcasses, meats and meat food products of such establishments so inspected and passed by the inspection department of such city, or city and county, shall be permitted to be sold and offered for public consumption within the corporate limits of said city (and where such inspection department shall, in the opinion of the director of agriculture, maintain standards equal to those maintained by the director of agriculture, such meat or meat products so inspected shall be permitted to be sold anywhere within the State of California) without restriction except that imposed by the United States department of agriculture. Said director of agriculture".

AMENDMENT NUMBER THREE.

On page 2, line 1, of the printed bill, as amended in Assembly March 15, 1929, after the comma, insert the following: "(save and excepting all persons, firms and corporations under the supervision of the inspection department of a city, or city and county, in which such inspection department has been created, established and operated as heremabove in section 2 of this act set forth)".

AMENDMENT NUMBER FOUR.

On page 2, line 43, of the printed bill, as amended in Assembly March 15, 1929, strike out the period following the word "passed."

AMENDMENT NUMBER FIVE.

On page 2, line 43, of the printed bill, as amended in Assembly March 15, 1929, after the quotation mark following the word "passed", insert the following: "or unless it shall first have been inspected and marked passed by appropriate stamp by a duly authorized agent of the meat inspection department of a city, or city and county, in which such inspection department has been created, established and maintained as heremabove in section 2 of this act set forth."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 928—An act to create a State university to be known as the University of Central California, and to provide for the government, management and control thereof and for an appropriation and a site therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, beginning in said line 3, strike out the following: "and for an appropriation".

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, after the word "arts" in said line, insert the following: ", school of business administration".

AMENDMENT NUMBER THREE.

On page 1, line 12, of the printed bill, after the word "California" in said line, insert the following: ". and shall hold office for a term of nine years; *provided*, that those members first appointed hereunder shall be appointed within thirty days after the taking effect of this act; one shall be appointed to serve until July 1, 1931, one shall be appointed to serve until July 1, 1932, one shall be appointed to serve until July 1, 1933, one shall be appointed to serve until July 1, 1934, one shall be appointed to serve until July 1, 1935, one shall be appointed to serve until July 1, 1936, one shall be appointed to serve until July 1, 1937, one shall be appointed to serve until July 1, 1938, and one shall be appointed to serve until July 1, 1939. Thereafter, all appointments shall be for a term of nine years."

AMENDMENT NUMBER FOUR.

On page 3, line 25, of the printed bill, strike out all of line 25, and insert in lieu thereof the following: "department of education".

AMENDMENT NUMBER FIVE.

On page 3, line 26, of the printed bill, strike out the word "are", and insert in lieu thereof the word "is".

AMENDMENT NUMBER SIX.

On page 3, line 29, of the printed bill, strike out all of lines 29 to 46, inclusive.

AMENDMENT NUMBER SEVEN.

On page 3, line 47, of the printed bill, strike out the figures "17", and insert in lieu thereof the figures "15".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1122—An act to amend section 19x11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of probation officer of counties of the eleventh class

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1124—An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 803—An act to amend section 384c of the Penal Code, relating to hunting, injuring animals and penalty.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 3, of the printed bill, strike out lines 3, 4 and 5, and insert in lieu thereof the following:

"384c. Every person who, wilfully or negligently, kills, maims or wounds any live stock, the property of another, is".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 116—An act to amend section 626 of the Penal Code, relating to protection of game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out lines 3 to 12, inclusive, and insert in lieu thereof the following:

"626. Every person who, between the first day of December and the thirty-first day of October of the year following, both dates inclu-".

AMENDMENT NUMBER TWO.

On page 1, line 14, of the printed bill, after the word "any", insert the word "mountains,".

AMENDMENT NUMBER THREE.

On page 1, line 15, of the printed bill, strike out lines 15 to 18, inclusive, and insert in lieu thereof the following: "rabbits; or who, between the fifteenth".

AMENDMENT NUMBER FOUR.

On page 1, line 21, of the printed bill, after the semicolon, insert the following: "*provided*, that in fish and game district one and one-half for a period of ten years from the passage of this act every person who at any time hunts, pursues, takes, kills, destroys or has in his possession any grouse is guilty of a misdemeanor;".

AMENDMENT NUMBER FIVE.

On page 2, line 7, of the printed bill, after the semicolon in said line, insert the following: "*provided*, that nothing in this section shall prohibit the possession of quail legally killed and brought into the State of California under such rules and regulations as may be prescribed by the division of fish and game;".

AMENDMENT NUMBER SIX.

On page 2, line 12, of the printed bill, after the semicolon in said line, insert the following: "provided, that every person who hunts, pursues, takes, kills or destroys or has in his possession any sage hen in fish and game district number four and one-half is guilty of misdemeanor";.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 736—An act to amend an act entitled "An act to provide whole family protection for members of fraternal benefit societies," approved April 20, 1917.

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 368—An act to amend section 25 of the Voting Machine Act, being an act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections; and providing for the punishment of all violations of the provisions of this act. Approved May 3, 1923.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 484—An act to amend section 1359 of the Political Code, relating to absent voters.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 325—An act amending section 522 of the Civil Code of the State of California.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 569—An act to amend section 5 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 8, line 13, of the printed bill, after the word "sponsors", insert the following: "are secured".

AMENDMENT NUMBER TWO.

On page 10, line 32, of the printed bill, strike out the word "print", and insert in lieu thereof the word "printed".

AMENDMENT NUMBER THREE.

On page 11, lines 15 and 16, of the printed bill, strike out the following: "An index of the names of all candidates shall be appended to the pamphlet."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 483—An act relating to admission to junior college courses of study prescribed by high school boards.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 488—An act relating to uniform cost accounting for junior colleges.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 706—An act relating to the governing boards of union, joint union, county and joint county junior college districts.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 785—An act relating to the appointment and employment of persons by the State Department of Education.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 786—An act relating to the administration of the State Department of Education.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 161—An act relating to the transportation of pupils in elementary school districts.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Badham:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, strike out all of lines 8 and 9, and insert in lieu thereof the following "the governing board of any elementary school district shall have power, and it shall be the duty of such board to provide,".

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed bill, strike out the words "their judgment", and insert in lieu thereof "the judgment of such board".

AMENDMENT NUMBER THREE.

On page 1, line 17, of the printed bill, strike out lines 17 to 21, inclusive, and insert in lieu thereof the following: "sible private parties for such transportation; *provided, however,* that in order to procure such service at the lowest possible figure consistent with proper and satisfactory service, such governing board shall secure bids whenever it be contemplated that a contract may be made with a person or corporation other than a common carrier but may, in their discre-".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 175—An act providing for the calling of elections for formation of consolidated school districts.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 311—An act to provide transportation for pupils attending secondary schools.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 312—An act relating to the continuation of contracts for the transportation of secondary school pupils.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 491—An act relating to courses of study for special day and evening classes in high schools.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 580—An act creating a Division of Schoolhouse Planning in the State Department of Education, and establishing standards for school sites and the construction and alteration of school buildings.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 771—An act to provide for the setting aside of moneys raised for building purposes by school districts for three fiscal years and the expenditures of such moneys thereafter.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 810—An act providing for the establishment of courses of instruction for inmates of State institutions.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, as amended in Senate March 4, 1929, strike out the word and figures "and 2.1400", and insert in lieu thereof ", 2.1400 and 2.1401".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 784—An act relating to the finances of the State Board of Education.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the number "2.1392", and insert in lieu thereof the number "2.1391".

AMENDMENT NUMBER TWO.

On page 2, line 3, of the printed bill, strike out the following: "and 2.1397", and insert in lieu thereof the following: "2.1397, and 2.1398".

AMENDMENT NUMBER THREE.

On page 1, line 9, of the printed bill, strike out the number "2.1392", and insert in lieu thereof the number "2.1391".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 355—An act to provide for the leasing of real property belonging to a school district to the State Department of Education.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 2 of the title of the printed bill, as amended, strike out the period.

AMENDMENT NUMBER TWO.

On page 1, line 17, of the printed bill, as amended, strike out the word "to".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 173—An act to amend section 487 of the Penal Code, defining grand theft.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, strike out the period after the word "dollars", and insert in lieu thereof the following: " ; *provided*, that when domestic fowls are taken of a value exceeding fifty dollars the same shall constitute grand theft."

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, strike out the following: "cow, steer, bull, calf", and insert in lieu thereof the following: "any bovine animal".

AMENDMENT NUMBER THREE

On page 1, line 9, of the printed bill, strike out the word "or".

AMENDMENT NUMBER FOUR.

On page 1, line 10, of the printed bill strike out the period after the word "lamb", and insert in lieu thereof the following: " , hog, sow, boar, gilt, barrow or pig."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 171—An act to amend section 952 of the Penal Code, relating to the description of an offense.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 471—An act to amend section 634 of the Civil Code of the State of California, relating to the issuance of shares and investment certificates of building and loan associations and relating to the creation of a reserve fund; selection of directors and fees chargeable by such associations.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 578—An act to amend section 19b of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons; and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salaries thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law, approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

In the title of the printed bill, strike out the period in line 20 thereof, and insert in lieu thereof a comma and the following: "relating to appointments of referees in juvenile court cases and fixing the salaries thereof."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 573—An act to amend section 453*j* of the Civil Code, relating to examinations by reputable physicians of applicants for insurance in mutual insurance corporations organized under chapter 6, division I, part IV, title II of the Civil Code.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 602—An act to amend section 24 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by authorizing the Industrial Accident Commission to deny or suspend the privilege of any person to appear before the commission as a representative of any party in any proceeding pending before it.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 604—An act to amend section 38, chapter 176, Laws of 1913, Workmen's Compensation, Insurance and Safety Act, relating to power and authority of the Industrial Accident Commission over the State Compensation Insurance Fund.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 601—An act to amend section 7, chapter 586, Laws of 1917, as amended by chapter 471, Laws of 1919, Workmen's Compensation, Insurance and Safety Act, relating to the definition of the term "employer" as used in said act.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 486—An act to amend the Civil Code by adding a new section, to be known as section 648*b*, thereto, relating to the establishment of branches by building and loan associations and prescribing penalties for the violation of the provisions of the act.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER TWENTY.

Assembly Constitutional Amendment No. 20—Proposed amendment to article VI of the constitution, relative to the Judicial Council, its powers and duties.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out lines 3 to 5 of the title of the printed measure, and insert in lieu thereof the following: "ment to section 1*a* of article six of the constitution of said state, relating to the exchange of judges by request."

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed measure, strike out all of lines 6 to 10, inclusive, and insert in lieu thereof the following: "State of California that section 1a of article six of the constitution be amended to read as follows:

1a. A judge of any court may sit in any other court of like jurisdiction, at the request of a judge thereof, and upon the request of the governor it shall be his duty so to do. The judgments, orders, acts and proceedings of any session of any court held by one or more judges acting upon request shall be equally effective as if the judge or all of the judges of such court presided at such session.

The Legislature shall have power to provide extra compensation for any judge while sitting in a county other than that in which he regularly sits, and for paying his expenses for travel, board, and lodging while so sitting."

Amendments adopted.

Assembly Constitutional Amendment No. 20 ordered to reprint, engrossment, and on file for adoption.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER NINE.

Assembly Joint Resolution No. 9—Relative to requesting the United States Senate to pass Resolution No. 126, relating to the appointment of a committee to investigate the organization and operation of public utility corporations supplying telephone communications.

COMMITTEE AMENDMENT.

During reading of the joint resolution, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 1, of the printed measure, strike out line 1, and insert in lieu thereof the following: "legislature of Oregon has unanimously".

Amendment adopted.

Assembly Joint Resolution No. 9 ordered to reprint, engrossment, and on file for adoption.

Assembly Bill No. 296—An act to add a new section to the Political Code, to be numbered 3897a, relating to the termination of the right of redemption in tax deeded lands.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 296 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Clowdsley, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffmann, Hornblower, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Qugley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and forty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 135—An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 135 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Young, and Mr. Speaker—71.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 136—An act to add a new section to the Civil Code, to be numbered 1861*b*, allowing keepers of furnished apartment houses or furnished bungalow courts to take possession of baggage and other property of their guests or tenants for the purpose of enforcing all liens thereon.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Keaton moved that Assembly Bill No. 136 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 136 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 770—An act to amend section 70 of the Penal Code, relating to bribery.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Little moved that Assembly Bill No. 770 be withdrawn from the file, and ordered re-referred to Committee on Crime Problems.

Motion carried.

Assembly Bill No. 770 ordered re-referred to Committee on Crime Problems.

Assembly Bill No. 470—An act to add a new section to the Penal Code, to be numbered 415*a*, prohibiting the shooting or discharging of firearms upon the public highways of the State, and providing a penalty therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 470 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williamson, and Mr. Speaker—62.

NOES—Anderson, Cloudsley, Fisher, Little, Seawell, Witter, and Young—7.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 628—An act to amend sections 8, 9, 10 and 11 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to applications for certification under said act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Nielsen moved that Assembly Bill No. 628 be withdrawn from the file, and ordered re-referred to Committee on Medical and Dental Laws.

Motion carried.

Assembly Bill No. 628 ordered re-referred to Committee on Medical and Dental Laws.

Assembly Bill No. 312—An act relating to elections of trustees in union or joint union high school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 312 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hofman, Hornblower, Jewett, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Packman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 779—An act to add a new section to the "California Vehicle Act," approved May 30, 1923, as amended, to be known as section 152a, relating to the transportation of animals on motor vehicles.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Bliss:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, after the word "thereof", insert the following: "on any public highway, road, street, or public way,".

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, after the comma, insert the following: "provided, however, that this section shall not apply to parties engaged in driving stock on any public highway, road, street, or public way, while so engaged; and shall not include dogs used or engaged in driving such stock."

Amendments adopted.

Bill read, ordered to reprint, engrossment, and third reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Oliva: An act authorizing the Department of Natural Resources to receive in the name of the State of California gifts of lands and contributions for the purchase or maintenance of such lands for forestry purposes; providing for the acceptance thereof; and repealing an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California gifts or donations of lands for forest and watershed purposes," approved April 5, 1927.

By Mr. Anderson: An act to amend section 3661aa of the Political Code, relating to the taxation of highway transportation companies.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Klue, Little, Luttrell, Lyons, McGuinness, Mecker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 586—An act to amend section 1 of and to repeal section 9 of an act entitled "An act to authorize and regulate the employment of prisoners in the State prisons of this State and to provide for the disposition of the products of their skill and labor," approved February 23, 1911, and to add three new sections, to be numbered 2a, 2b and 2c, to said act.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Anderson:

AMENDMENT NUMBER ONE

On page 2, line 6, of the printed bill, as amended in Assembly April 2, 1929, after the word "act", insert the following: "and to make such rules and regulations as shall be deemed best to carry out the intentions of this section".

Amendment adopted.

Bill read, and ordered to reprint, re-engrossment, and third reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Oliva: Assembly Bill No. 1131—An act authorizing the Department of Natural Resources to receive in the name of the State of California gifts of lands and contributions for the purchase or maintenance of such lands for forestry purposes; providing for the acceptance thereof; and repealing an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of Cali-

fornia gifts or donations of lands for forest and watershed purposes," approved April 5, 1927.

Bill read first time, and referred to Committee on State Grounds and Parks.

By Mr. Anderson: Assembly Bill No. 1132—An act to amend section 3664aa of the Political Code, relating to the taxation of highway transportation companies.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Mr. Jones: Assembly Concurrent Resolution No. 24—Relative to the joint rules of the Senate and the Assembly.

Introduced, and referred to Committee on Rules.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 167—An act to amend section 7 of an act entitled "An act to establish and support a Bureau of Labor Statistics," approved March 3, 1883, as amended, relating to the powers and duties of the commissioner and providing penalties for violation of the said section—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 167?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 167 by the following vote:

AYES—None

NOES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronm, Crowley, Deuel, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Wright, Feeley and Arnold as a Committee on Free Conference to meet with a like committee from the Senate to consider amendments to Senate Bill No. 167.

RECESS.

At twelve o'clock and ten minutes p.m., on motion of Mr. Fry, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Desch reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Jespersen:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add a new section to the Political Code to be numbered 363*g*, relating to pamphlets and bulletins of the Department of Public Works.

Referred to Committee on Introduction of Bills.

By Miss Miller:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to allow the establishment of an emergency cash fund by the governing board of any school district, high school district, or junior college district, of any kind or class, and providing also for the reduction or discontinuance of such fund.

Referred to Committee on Introduction of Bills.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 813—An act to amend section 702 of the Code of Civil Procedure of the State of California by adding thereto a provision relating to redemption from sales under foreclosure mortgages.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Sewell moved that Assembly Bill No. 813 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 813 ordered re-referred to Committee on Judiciary.

MOTION FOR RECESS.

On motion of Mr. Bernard, the Speaker declared the Assembly at recess for the purpose of having the Carmelo 4-H Club demonstration team of the California College of Agriculture from Berkeley appear before the Assembly and demonstrate their work.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 117—An act to provide for needy blind persons, not inmates of any institution supported in whole or in part by the State or any of its political subdivisions, making appropriation therefor and prescribing penalties for the violation of the provisions of the act:

Also: Assembly Bill No. 124—An act to establish an institution for the confinement, care and reformation of women misdemeanants, and women convicted of a felony the punishment for which is less than death; to provide for its maintenance, conduct and government, and to make an appropriation therefor;

Also: Assembly Bill No. 188—An act authorizing the Department of Natural Resources to acquire, purchase, and obtain objects of historical interest, to establish and maintain a museum and purchase a site therefor, and making an appropriation;

Also: Assembly Bill No. 769—An act providing for the compilation of, printing, binding, publishing, and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts, and making an appropriation to carry out the provisions thereof;

Also: Assembly Bill No. 1129—An act making an appropriation for the Woman's Relief Corps Home;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 360—An act making appropriation to pay the claim of W. J. Brown against the State of California;

Also: Assembly Bill No. 686—An act creating a commission to investigate and report upon the subject of home rule for counties, providing for the appointment of the members thereof, the powers and duties of such commission, and making an appropriation therefor;

Also: Assembly Bill No. 700—An act authorizing the Department of Finance to sell certain property belonging to the State of California, situated in Riverside County, State of California;

Also: Assembly Bill No. 754—An act to provide for the forfeiture of certain lands to the State for the nonpayment of delinquent interest upon any part of the unpaid portion of the purchase price thereof, together with penalties and costs as herein provided, and for the forfeiture of all moneys previously paid thereon, principal as well as interest; prescribing the duties of certain public officers with respect thereto; providing for the giving of notice of said forfeitures; prescribing certain remedies, and making an appropriation for the purposes of this act;

Also: Assembly Bill No. 772—An act making an appropriation for the construction and completion, equipment, and furnishing of an addition to the State Office Building at San Francisco, California;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 798—An act authorizing and providing for report upon the methods of financing and refinancing irrigation, reclamation and other public improvement districts in agricultural regions, providing for a commission therefor, and defining the duties and powers of such commission in respect thereto, and making an appropriation therefor;

Also: Assembly Bill No. 848—An act to establish a State prison; to provide for purchase of land therefor; and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor;

Also: Assembly Bill No. 945—An act making appropriation for the establishment of a water supply and the development of electrical power at the Preston School of Industry;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 395—An act to add a new article to chapter 3 of title I of part III of the Political Code to be numbered article XI^o, embracing sections 378 to 378g, inclusive, creating a State Department of Commerce, defining the jurisdiction, functions, powers and duties thereof and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back without recommendation.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 603—An act to amend section 363, Workmen's Compensation, Insurance and Safety Act, chapter 589, Laws of 1927, relating to insurance by State Compensation Insurance Fund against liability under the United States Longshoremen's and

Harbor Workers' Compensation Act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts, and relating to the salaries of certain justices of the peace;

Also: Assembly Bill No. 483—An act to amend section 270 of the Penal Code, relative to omitting to provide child with necessaries;

Also: Assembly Bill No. 643—An act to amend section 10 of an act entitled "An act authorizing the establishment of municipal courts, describing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein," approved May 23, 1925, as amended;

Also: Assembly Bill No. 865—An act to amend section 737*unn* of the Political Code, relating to the salary of the judge of the superior court in and for the county of San Luis Obispo;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 299—An act to amend section 4300*f* of the Political Code, relating to fees of jurors;

Also: Assembly Bill No. 328—An act to add a new section to the Penal Code to be numbered 1279*a*, relating to professional bondsmen;

Also: Assembly Bill No. 734—An act to amend section 710 of the Code of Civil Procedure, relating to the collection of moneys due from a judgment debtor;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 141—An act to repeal section 685 of the Code of Civil Procedure, relating to enforcement of judgments;

Also: Assembly Bill No. 154—An act to add a new section to the Penal Code to be numbered 6534, relating to the filing of statements of ownership of real property preceding the construction of any building thereon;

Also: Assembly Bill No. 882—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors;

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 150—An act to add a new section to the Civil Code, to be numbered 3065*b*, relating to loggers' liens;

Also: Senate Bill No. 166—An act to amend section 827 of the Civil Code, relating to the termination of month-to-month tenancies;

Also: Senate Bill No. 711—An act to add a new section to the Civil Code to be numbered 2981, relative to the sale or disposal of property held under certain conditional sales contracts provided for in section 2980 of the Civil Code;

Also: Senate Bill No. 746—An act to amend section 604*a* of the Civil Code, relating to religious corporations;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 966—An act to add a new section to the Penal Code to be numbered 603, providing a penalty for trespass on the premises of another with intent to commit theft—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

ON MEDICAL AND DENTAL LAWS.

ASSEMBLY CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Senate Bill No. 182—An act to regulate the sale, possession, distribution and use of habit forming, narcotic and other dangerous drugs and substances, and providing penalties for the violation thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Senate Bill No. 30—An act to amend an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended by adding a new section thereto, to be numbered section 12, relating to registration of drug stores—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 521—An act to add a new section to the Political Code, to be numbered 3670d, relating to settlement by the State of the principal and interest of bonded debt created and outstanding by any city, city and county, county, town, township or district prior to November 8, 1910—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MCDONOUGH, Vice Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 244—An act to add a new section to an act entitled "An act to provide for suitable sanitary conditions in foundries and metal shops and providing penalties for the violation thereof," approved May 24, 1921, to be numbered 4, relating to the enforcement of said act;

Also: Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69b, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

FRY, Chairman.

The above reported bills ordered on file for second reading.

ON AGRICULTURE.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Senate Bill No. 425—An act to amend section 20 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, inter-state and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925,"

approved June 2, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER
TWENTY-NINE.

Senate Constitutional Amendment No. 29—A resolution relative to the indemnification of owners of condemned cattle.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 5 of the title of the printed measure, as amended in Assembly March 19, 1929, strike out the word "condemned".

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed measure, as amended in Assembly March 19, 1929, strike out the word "condemned", and insert in lieu thereof the word "taken".

AMENDMENT NUMBER THREE

On page 1, line 13, of the printed measure, as amended in Assembly March 19, 1929, strike out the word "and", and insert in lieu thereof the words "or otherwise".

AMENDMENT NUMBER FOUR.

On page 1, line 14, of the printed measure, as amended in Assembly March 19, 1929, strike out the word "an", and insert in lieu thereof the words "a contagious or".

AMENDMENT NUMBER FIVE.

On page 1, line 15, of the printed measure, as amended in Assembly March 19, 1929, after the word "animal", insert the words "or animals".

AMENDMENT NUMBER SIX.

On page 1, line 16, of the printed measure, as amended in Assembly March 19, 1929, after the word "animal", strike out the period, and insert the words "or animals."

Amendments adopted.

Senate constitutional amendment read, ordered to reprint, and on file for adoption.

Senate Bill No. 233—An act to amend sections 5, 26, 31, 36, 45, 48, 49, 56, 58 and 60 of the "State Housing Act," approved June 15, 1923, as amended, relating to air intakes, sinks, exits, ceiling heights, gas heaters and ventilation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 233 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 234—An act to amend section 59 of the "State Housing Act," approved June 15, 1923, as amended, relating to garages.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 234 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 109—An act to amend section 2 of an act entitled "An act relating to cold storage, the regulation of refrigerating warehouses, the disposition or sale of food kept or preserved therein, and defining the duties of the State Board of Health in relation thereto," approved June 13, 1913, as amended, relating to the securing of licenses to operate cold storage and refrigerating warehouses and plants; the payment of fees for such licenses; and the disposition of such fees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 109 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 110—An act to amend section 8 of an act entitled "An act to promote the development of the California egg industry, to prohibit the sale of eggs unfit for human food, to prevent deception in the sale of eggs, to protect the consuming public in the matter of quality and weight, and to encourage greater consumption of eggs by regulating and standardizing the grading, classification and labeling of all eggs displayed for sale; providing penalties for the violation of the provisions of this act, and repealing all acts and parts of acts in conflict herewith," approved May 23, 1925.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 110 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Horn-

blower, Ingels, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 111—An act to amend sections 15 and 20 of an act entitled "An act for the prevention of the manufacture, sale or transportation of adulterated, mislabeled or misbranded drugs, regulating the traffic in drugs and providing penalties for violation thereof," approved March 11, 1907, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 111 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronm, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 231—An act regulating the business of embalmers and funeral directors and the transportation of and traffic in dead human bodies, creating a State board therefor, providing penalties for violations thereof, and repealing the act entitled "An act to establish a State Board of Embalmers, defining the duties thereof, providing for the better protection of life and health, preventing the spread of contagious disease, regulating the practice of embalming in connection with the care and disposition of the dead and providing penalties for the violation thereof," approved April 16, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 231 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Young, and Mr. Speaker—55.

NOES—Dillinger—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 108—An act to amend section 4300c of the Political Code, relating to fees of clerks, sheriffs and recorders.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No 108 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Keaton, Kline, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. JEROME V. SCOFIELD IN THE CHAIR.

At three o'clock and fifteen minutes p.m., Hon. Jerome V. Scofield, member of the Assembly from the Sixty-ninth District, in the chair.

Senate Bill No. 210—An act to add a new section, to be numbered 19c, to the "California Irrigation District Act," relating to elections, and declaring the urgency thereof.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter and Young—60.

NOES—None.

Senate Bill No. 210—An act to add a new section, to be numbered 19c, to the "California Irrigation District Act," relating to elections, and declaring the urgency thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 210 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Harper, Heisinger, Hoffman, Jespersen, Jewett, Jost, Keaton, Kline, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, and Young—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 212—An act to limit the liabilities of irrigation district directors for the negligence of appointees and employees thereof in certain instances.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 212 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Noyes, Parkman, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, and Mr. Speaker—55.

NOES—Cloudman—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 413—An act to amend an act entitled "An act to provide for the organization and creation of improvement districts within irrigation districts organized under the California Irrigation District Act; to provide for the construction of improvements therein, and for the levy of assessments on the lands of such improvement districts," approved May 25, 1927, by amending the title thereof and sections 1, 2, 3, 4, 6, 7, 9 and 10, and adding three new sections to be numbered 11, 12 and 13, relating to the levying of assessments for maintenance, operation and repair, the designation of such act and the constitutionality thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 413 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, Dillinger, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Huffman, Jewett, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Roberts, Scofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read.

During reading of the title, Mr. Collier moved to amend the title as follows:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the title of the printed bill, as amended in Senate March 7, 1929, strike out the word "three", and insert in lieu thereof the word "four".

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 765—An act to repeal an act entitled "An act authorizing the board of supervisors of the counties in which water is sold for the purpose of irrigation, to fix the rates at which water shall be sold," approved March 26, 1880.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 765 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, Dillinger, Eddy,

Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Roberts, Scofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 766—An act to repeal an act entitled “An act to regulate and control the sale, rental, and distribution of any appropriated water in this State other than in any city, city and county, or town therein and to secure the rights of way for the conveyance of such water to the places of use,” approved March 12, 1885.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No 766 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Stockwell, West, Williams, Wilhanson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At three o'clock and forty-two minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair

Assembly Bill No. 921—An act regulating the quality of dried fruit by establishing and defining certain standards for dried fruit of the varieties therein named, providing for violations thereof and making an appropriation to carry out the provisions thereof.

MOTION TO RE-REFER.

Mr. Jewett moved that Assembly Bill No. 921 be withdrawn from the file, and ordered re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 921 ordered re-referred to Committee on Agriculture.

Senate Bill No. 416—An act concerning the licensing of aircraft, airmen, and air navigation facilities, and air traffic rules and to make uniform the law with reference thereto; and to provide for the enforcement thereof; and to repeal that certain act entitled “An act concerning the registration, numbering, and use of aircraft, and the licensing of operators thereof,” approved June 3, 1921.

Bill read third time.

The question being on the passage of the bill.

MOTION FOR SPECIAL ORDER.

Mr. Keaton moved that consideration of Senate Bill No. 416 be passed on file until Tuesday.

AMENDMENT TO MOTION.

Mr. Hornblower moved as an amendment that Senate Bill No. 416 be made a special order for Friday, April 5, 1929, at eleven o'clock a.m.

SUBSTITUTE MOTION.

Mr. Coombs moved as a substitute motion that Senate Bill No. 416 be made a special order for Tuesday, April 9, 1929, at eleven o'clock a.m.

Motion lost.

The question being on the motion of Mr. Hornblower that Senate Bill No. 416 be made a special order for Friday, April 5, 1929, at eleven o'clock a.m.

Motion lost.

The question being on the original motion of Mr. Keaton that Senate Bill No. 416 pass on file until Tuesday.

AMENDMENT TO MOTION.

Mr. Byrne moved as an amendment that Senate Bill No. 416 be made a special order of business for Monday, April 8, 1929, at two o'clock p.m.

The question being on the motion to amend.

Mr. Keaton, with the consent of his second, Mr. Patterson, agreed to accept the amendment of Mr. Byrne as the original motion.

SPECIAL ORDER SET.

Consideration of Senate Bill No. 416 was made a special order for Monday, April 8, 1929, at two o'clock p.m.

ADJOURNMENT.

At four o'clock and forty minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Friday, April 5, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Friday, April 5, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Rendollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—70.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Miller, Messrs. Oliva, Roberts and Feigenbaum were granted leaves of absence for the day.

On motion of Mr. Meeker, Mr. Leymel was granted leave of absence for the day.

On motion of Mr. Byrne, Messrs. Sewell and Woolwine were granted leaves of absence for the day, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of Mr. Stockwell, Mr. McGinley was granted leave of absence for the day.

On motion of Mr. Jespersen, Mr. Mixter was granted leave of absence for the day.

On motion of Mr. DeYoe, Mr. Parkman was granted leave of absence for the day.

On motion of Mr. Hoffman, Mr. Baum was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Messrs. Williamson and Parkman, Miss Lorraine A. Dickey, chief deputy tax collector of San Mateo County, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Miller, Miss Shirley Bourne and Miss Louise Nichols of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal.

By Mr. Speaker :

STATE OF NEVADA, DEPARTMENT OF STATE,
CARSON CITY, NEVADA.

SENATE JOINT RESOLUTION No. 8.

Respecting expenses incident to cooperation between state and federal commissions under the provisions of section 13 of the Interstate Commerce Act, as amended by the Transportation Act, 1920.

[Approved March 25, 1929]

WHEREAS, Congress has, by section 13 of the Interstate Commerce Act, as amended by Transportation Act, 1920, provided for cooperation between state and federal commissions, in the administration of the Interstate Commerce Act, upon invitation of the Interstate Commerce Commission; and

WHEREAS, Many cooperative cases are now pending, wherein, upon such invitation, state commissions are cooperating with the Interstate Commerce Commission; and

WHEREAS, Such cooperation has become necessary by reason of the extension of federal power, exercised through the Interstate Commerce Commission, over intrastate rates, which continue primarily subject to the jurisdiction of state authorities; and

WHEREAS, The purpose of such cooperation is to enable the Interstate Commerce Commission to exercise its enlarged power in conformity with the federal constitu-

tion, and in such manner that there shall be no conflict between interstate rates and properly constructed intrastate rates; and

WHEREAS, The services of state commissioners in cooperative proceedings are thus, in fact, rendered to enable the proper administration of federal law, and

WHEREAS, The hearing and disposition of proceedings under the cooperative plan make it necessary that each cooperating state commission shall be supplied with a copy of the transcript of evidence, and entail other substantial expenses upon cooperating commissions, which appropriations made for the uses of such state commissions in the performance of their duties within their respective states do not enable them to meet; and

WHEREAS, Such hearing and disposition of proceedings result in the avoidance of conflicting state and federal rate regulations, and of consequent litigation, and thus cause very great savings to the federal government, to the carriers, and to the public; therefore, be it

Resolved by the Senate and the Assembly of the state of Nevada. That provision should be made by Congress to meet the aforesaid costs, incident to cooperation between the state and federal commissions, by the appropriation of not less than \$100,000 per annum, to be available for use therefor through, and under the direction of, the Interstate Commerce Commission; and be it further

Resolved, That the attention of the President, the members of the appropriate committees of Congress, and the governors and the legislatures of the various states be directed to the indispensable need that such appropriation be provided to enable the satisfactory continuance of cooperation, as contemplated by federal law; and be it further

Resolved, That the secretary of state of the state of Nevada be and he is hereby directed to transmit a certified copy of this resolution to the President of the United States to each member of the house committees on appropriations and interstate and foreign commerce, respectively, and to each member of the senate committees on interstate commerce and finance, respectively, and to the governors and legislatures of each state of the nation.

R. C. TURRITTIN,
Speaker of the Assembly.

V. M. HENDERSON,
Chief Clerk of the Assembly.

MORLEY GRISWOLD,
President of the Senate.

V. Merialdo,
Secretary of the Senate.

State of Nevada,
Department of State, } ss.

I, W. G. Greathouse, the duly elected, qualified, and acting secretary of state of the state of Nevada, do hereby certify that the above resolution is a correct copy of Senate Joint Resolution No 8, introduced by Senator Fairchild, March 18, 1929, and approved March 25, 1929.

In witness whereof, I have hereunto set my hand and affixed the Great Seal of State, at my office in Carson City, Nevada, this twenty-eighth day of March, A. D 1929.

W. G. GREATHOUSE, Secretary of State.

[SEAL]

REPORT OF COMMITTEE ON FREE CONFERENCE.

The following report of Committee on Free Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 608—An act to amend section 1142 of the Political Code, relating to boards of election, appointment and duties of election officers—reports that it has met a like committee of the Senate, consisting of Senators Christian, Breed and Merriam, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendment, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, strike out all of lines 11 to 27, both inclusive, and insert in lieu thereof the following:

"(c) If the election officers for any precinct have not been appointed or can not serve, or the polling place therein, have not been designated by the fifteenth day prior to any election, the county clerk or registrar of voters shall immediately appoint the election officers for that precinct, or designate the polling place therein, as the case may require."

HOFFMAN,
FRY,
MCGUINNESS,

Assembly Committee on Free Conference.

The question being on the adoption of the report and amendment.

The roll was called, and the report and amendments adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Deuel, Easley, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Lyons, Meeker, Miller, Eleanor; Miller, James A., Morgan, Noyes, Qugley, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—45

NOES—None.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or making inspection of electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two journeymen in the doing of such work or inspection; and providing penalty for the violation thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, as amended in Assembly March 25, 1929, strike out all of the title, and insert in lieu thereof the following:

"An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or making inspection of electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two journeymen in the doing of such work or inspection; and providing penalty for the violation thereof."

AMENDMENT NUMBER TWO

On page 2 of the printed bill, as amended in Assembly March 25, 1929, strike out all of lines 9 to 38, inclusive, and insert in lieu thereof the following:

"SECTION 1. It shall be the duty of every municipality and of every municipal corporation, and of every manager, officer, or agent thereof, when requiring the doing of repair work or the making of inspections, of electric poles, wires, cables, machinery, appliances, or equipment, along rights of way or in any other place where such electrical equipment is installed or in use, or being prepared for use; to provide a crew of not less than two journeymen for the doing of such work or inspection, in every case coming under either of the following descriptions:

(1) In case of either day or night work where the repairs or inspection involves handling, contact with, or doing work in the vicinity of high potential wires or equipment, such high potential being defined as current at a voltage in excess of six hundred volts.

(2) In case of night work where the repairs or inspection involves the handling of low potential wires or equipment, such low potential being defined as current at a voltage of six hundred volts or less, also telephone, telegraph and signal wires.

Sec. 2 Any violation of this act shall be a misdemeanor, and shall, upon conviction thereof, be punished by a fine not exceeding five hundred dollars, or by imprisonment in the county jail for not more than six months, or by both such fine and imprisonment."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 159—An act to amend section 4257 of the Political Code, relating to the compensation of officers in counties of the twenty-eighth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 33, of the printed bill, strike out all of line 33, and in lieu thereof insert the following: "4. The auditor, three thousand dollars per".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 1036—An act to add a new section to the Penal Code, to be numbered 321a, relating to lotteries.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 13, of the printed bill, strike out the period immediately following the word "drawing", and insert in lieu thereof a comma, and the following: "and said crime shall be punishable by a fine not to exceed five thousand dollars, or by imprisonment in the state prison not exceeding five years, or by both such fine and imprisonment."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 536—An act to secure the safety of the public at public bathing places and to provide for the attendance of lifeguards.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, after the period in said line, insert the following: "This act shall not apply to persons who do not furnish bathing suits or facilities or charge for bathing privileges, or in any event to the bank of the stream or shore which is not held out or advertised as a public bathing place or pool."

Amendment adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 117—An act to provide aid for needy blind persons, creating a State Blind Benefit Commission, and defining the powers and duties thereof, making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 6, line 3, of the printed bill, as amended in Assembly March 8, 1929, immediately following the word "county", insert a comma and the following: "or city and county,".

AMENDMENT NUMBER TWO.

On page 6, line 5, of the printed bill, as amended in Assembly March 8, 1929, immediately following the word "county", insert a comma and the following: "or city and county,".

AMENDMENT NUMBER THREE.

On page 6, line 9, of the printed bill, as amended in Assembly March 8, 1929, strike out the period following the word "county", and insert in lieu thereof a comma and the following: "or city and county,".

AMENDMENT NUMBER FOUR.

On page 6, line 21, of the printed bill, as amended in Assembly March 8, 1929, immediately following the word "county", insert a comma and the following: "or city and county,".

AMENDMENT NUMBER FIVE.

On page 6, line 26, of the printed bill, as amended in Assembly March 8, 1929, immediately following the word "county", insert a comma and the following: "or city and county,".

AMENDMENT NUMBER SIX.

On page 6, line 46, of the printed bill, as amended in Assembly March 8, 1929, immediately following the word "county", insert a comma and the following: "or city and county,".

AMENDMENT NUMBER SEVEN.

On page 7, line 16, of the printed bill, as amended in Assembly March 8, 1929, strike out the word "they", and insert in lieu thereof the word "it".

AMENDMENT NUMBER EIGHT.

On page 7, line 17, of the printed bill, as amended in Assembly March 8, 1929, strike out the words "they find", and insert in lieu thereof the words "it finds".

AMENDMENT NUMBER NINE.

On page 7, line 21, of the printed bill, as amended in Assembly March 8, 1929, immediately following the words "auditor of the", insert the words "county, or".

AMENDMENT NUMBER TEN.

On page 8, line 12, of the printed bill, as amended in Assembly March 8, 1929, immediately following the word "county", insert a comma and the following: "or city and county,".

AMENDMENT NUMBER ELEVEN.

On page 8, line 13, of the printed bill, as amended in Assembly March 8, 1929, immediately following the word "county", insert a comma and the following: "or city and county,".

AMENDMENT NUMBER TWELVE.

On page 8, line 14, of the printed bill, as amended in Assembly March 8, 1929, immediately following the word "county", insert a comma and the following: "or city and county,".

AMENDMENT NUMBER THIRTEEN.

On page 8, line 16, of the printed bill, as amended in Assembly March 8, 1929, immediately following the word "county", insert a comma and the following: "or city and county,".

AMENDMENT NUMBER FOURTEEN.

On page 8, line 18, of the printed bill, as amended in Assembly March 8, 1929, immediately following the words "state aid", insert the word "previously".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 124—An act to establish an institution for the confinement, care and reformation of women misdemeanants, and women convicted of a felony the punishment for which is less than death; to provide for its maintenance, conduct and government, and to make an appropriation therefor.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 4, lines 37 and 38, of the printed bill, strike out the words "seven hundred fifty thousand", and insert in lieu thereof the words "four hundred seventy-five thousand".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 188—An act authorizing the Department of Natural Resources to acquire, purchase, and obtain objects of historical interest, to establish and maintain a museum and purchase a site therefor, and making an appropriation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 3 of the title of the printed bill, strike out the words "a museum and purchase a site", and insert in lieu thereof the following: "museums and purchase sites".

AMENDMENT NUMBER TWO.

On page 1, line 6. of the printed bill, strike out the words "of -----dollars", and insert in lieu thereof the following: "of two thousand five hundred dollars".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 769—An act providing for the compilation, printing, binding, publishing and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts, and making an appropriation to carry out the provisions thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 3 of the title of the printed bill, as amended, strike out the comma following the word "acts", and insert in lieu thereof a period, and strike out the word "and" in said line, and strike out all of line 4 in the title of said bill.

AMENDMENT NUMBER TWO

On page 1, line 4, of the printed bill, as amended, after the word "roster", insert a comma and add the following: "when, and".

AMENDMENT NUMBER THREE.

On page 1, line 5, of the printed bill, as amended, strike out the words "The volume shall be ready", and strike out all of lines 6 and 7 of said page.

AMENDMENT NUMBER FOUR

On page 1, line 10. of the printed bill, as amended, strike out the word "twenty-six", and insert in lieu thereof the word "forty".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1129—An act making an appropriation for the Woman's Relief Corps Home.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, after the word "for", insert the following: "the construction of a cottage at".

AMENDMENT NUMBER TWO.

On page 1, line 1. of the printed bill, strike out lines 1 to 13, inclusive, and insert in lieu thereof the following:

"SECTION 1. Out of any moneys in the state treasury not otherwise appropriated the sum of one thousand three hundred twenty-eight dollars and seventy-two cents (\$1,328.72) is hereby appropriated for the construction of a cottage during the seventy-

ninth and eightieth fiscal years at the Woman's Relief Corps Home, in augmentation of the unencumbered balance of moneys heretofore appropriated for permanent improvements at said Woman's Relief Corps Home in and by the provisions of chapter one hundred forty-two of the statutes of 1927, all of which moneys are hereby appropriated, reappropriated and made available for the construction of said cottage."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 360—An act making appropriation to pay the claim of W. J. Brown against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 686—An act creating a commission to investigate and report upon the subject of home rule for counties, providing for the appointment of the members thereof, the powers and duties of such commission, and making an appropriation therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 700—An act authorizing the Department of Finance to sell certain property described as the southeast quarter of section 9, township 3 south, range 2 east, San Bernardino base and meridian, situated in Riverside County, State of California.

Bill read second time.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Kline:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, following the word "California", strike out the period and add the following: "The proceeds to go the regents of the University of California to be used in the development of the citrus experiment station at Riverside."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 754—An act to provide for the forfeiture of certain lands of the State for the nonpayment of delinquent interest upon any part of the unpaid portion of the purchase price thereof, together with penalties and costs as herein provided, and for the forfeiture of all moneys previously paid thereon, principal as well as interest; prescribing the duties of certain public officers with respect thereto; providing for the giving of notice of said forfeitures; prescribing certain remedies, and making an appropriation for the purposes of this act.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 772—An act making an appropriation for the construction, completion, equipment, and furnishing of the State office building at San Francisco, California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 798—An act authorizing and providing for an investigation and report upon the methods of financing irrigation, reclamation and other public improvement districts in agricultural regions, providing for a commission therefor, and defining the duties

and powers of such commission in respect thereto, and making an appropriation therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 848—An act to establish a State prison; to provide for purchase of land therefor; and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 945—An act making appropriation for the establishment of a water supply and the development of electrical power at the Preston School of Industry.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 395—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article II_o, embracing sections 378 to 378g, inclusive, creating a State Department of Commerce, defining the jurisdiction, functions, powers and duties thereof and making an appropriation therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 25, of the printed bill, strike out the words "two thousand four hundred", and insert in lieu thereof the words "three thousand".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

ANNOUNCEMENT.

The Speaker announced that the Assembly would be honored this morning with the presence of Mr. Harvey S. Firestone, president of the Firestone Tire and Rubber Company of Akron, Ohio, and appointed Messrs. Fry, Feeley and Byrne as a committee of escort to present him to the Assembly.

HON. JAMES C. CRAWFORD IN THE CHAIR.

At ten o'clock and twenty-five minutes a.m., Hon. James C. Crawford, member of the Assembly from the Sixty-first District, in the chair.

Assembly Bill No. 483—An act to amend section 270 of the Penal Code, relative to omitting to provide child with necessaries.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, strike out the words "guilty of a misdemeanor", and in line 7 of said page, strike out the word "and".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 643—An act to amend section 10 of an act entitled "An act authorizing the establishment of municipal courts, describing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, strike out lines 13 and 14, and insert in lieu thereof the following:

"(a) There shall be five judges, each of whom shall receive seven thousand five hundred dollars per annum, payable in equal".

AMENDMENT NUMBER TWO.

On page 1, line 18, of the printed bill, strike out the words "four hundred", and insert in lieu thereof the words "three hundred fifty".

AMENDMENT NUMBER THREE.

On page 2, line 2, of the printed bill, strike out lines 2 to 4, inclusive, and insert in lieu thereof the following: "fifty dollars per month; one chief clerk of the civil department, who shall".

AMENDMENT NUMBER FOUR.

On page 2, line 7, of the printed bill, strike out the word "twelve", and insert in lieu thereof the word "eight".

AMENDMENT NUMBER FIVE.

On page 2, line 8, of the printed bill, following the semicolon, insert the following: "one deputy judgment clerk, who shall receive two hundred dollars per month,".

AMENDMENT NUMBER SIX.

On page 2, line 11, of the printed bill, strike out lines 11 and 12, and insert in lieu thereof the following: "each receive one hundred thirty-five dollars per month; one typist, who shall receive one hundred twenty-five".

AMENDMENT NUMBER SEVEN.

On page 2, line 14, of the printed bill, strike out the word "thirty-five", and insert in lieu thereof the word "twenty-five".

AMENDMENT NUMBER EIGHT.

On page 2, line 16, of the printed bill, strike out the word "five", and insert in lieu thereof the word "four".

AMENDMENT NUMBER NINE.

On page 2, line 19, of the printed bill, strike out the word "fifty".

AMENDMENT NUMBER TEN.

On page 2, line 26, of the printed bill, strike out the word "five", and insert in lieu thereof the word "three".

AMENDMENT NUMBER ELEVEN.

On page 2, line 29, of the printed bill, strike out lines 29 to 33, inclusive, and insert in lieu thereof the following: "who shall receive two hundred dollars per month; one deputy, who shall act as counter clerk and return clerk, who shall receive one hundred seventy-five dollars per month; one deputy who shall act as stenograph—".

AMENDMENT NUMBER TWELVE.

On page 2, line 40, of the printed bill, strike out the word "four", and insert in lieu thereof the word "two".

AMENDMENT NUMBER THIRTEEN.

On page 2, line 42, of the printed bill, strike out the word "seven", and insert in lieu thereof the word "five".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 865—An act to amend section 737nn of the Political Code, relating to the salary of the judge of the superior court in and for the county of San Luis Obispo.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out all of lines 1 to 3, inclusive, and insert in lieu thereof the following:

"An act to amend sections 737nn and 737pp of the Political Code, relating to the salaries of judges of the superior court."

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill, after the word "is", strike out the balance of the bill, and insert in lieu thereof the words "six thousand dollars".

AMENDMENT NUMBER THREE.

On page 1, line 5, of the printed bill, immediately following said line 5, insert the following:

"Sfc. 2. Section 737pp of the Political Code is hereby amended to read as follows:

737pp. The annual salary of the judge of the superior court in and for the county of Santa Barbara is six thousand five hundred dollars."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 299—An act to amend section 4300f of the Political Code, relating to fees of jurors.

Bill read second time.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Kline:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out the words "justice's court", and insert in lieu thereof the following words: "justice and municipal courts".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 328—An act to add a new section to the Penal Code, to be numbered 1279a, relating to professional bondsmen.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 734—An act to amend section 710 of the Code of Civil Procedure, relating to the collection of monies due from a judgment debtor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 141—An act to repeal section 685 of the Code of Civil Procedure, relating to enforcement of judgments.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out all of lines 1 to 2, inclusive, and insert in lieu thereof the following:

"An act to amend section 685 of the Code of Civil Procedure, relating to the issuance of execution and enforcement of judgment after the lapse of five years from date of its entry."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, beginning in said line 1, strike out all of lines 1 to 2, inclusive, and insert in lieu thereof the following:

"SECTION 1. Section 685 of the Code of Civil Procedure is hereby amended to read as follows:

685. In all cases, other than for the recovery of money, the judgment may be enforced or carried into execution after the lapse of five years from the date of its entry, by leave of the court upon motion or by judgment for that purpose, founded upon supplemental proceedings."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 154—An act to add a new section to the Penal Code to be numbered 653½, relating to the filing of statements of ownership of real property preceding the construction of any building thereon.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out the words "Penal Code", and substitute in lieu thereof the words "Code of Civil Procedure".

AMENDMENT NUMBER TWO.

In line 2 of the title of the printed bill, strike out "653½", and substitute in lieu thereof "1186½".

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, strike out all of lines 1 to 3, inclusive, and insert in lieu thereof the following:

"SECTION 1. A new section to be numbered 1186½ is hereby added to the Code of Civil Procedure to read as follows:

1186½. Prior to or immediately following the beginning."

AMENDMENT NUMBER FOUR.

On page 1, line 13, of the printed bill, strike out the word "filed", and insert in lieu thereof the word "recorded".

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, strike out all of lines 4 to 15, inclusive, and insert in lieu thereof the following: "under which said advances are to be made. No owner or holder of any encumbrance against said property, representing an advance, or an obligation to advance moneys or other consideration for the construction of any improvement upon the property described therein, nor any owner or holder of any encumbrance who shall by virtue thereof make any advance during the construction of any improvement thereon shall enjoy priority over any mechanic's liens that may arise by reason of said improvement, regardless of the recording of said encumbrance prior to the beginning of said work or improvement, unless said notice of intention to build shall be recorded, as herein provided. Nothing herein contained shall".

AMENDMENT NUMBER SIX

On page 2, line 25, of the printed bill, after the period in said line, insert the following: "A verified statement executed by or on behalf of the owner of any improvement herein referred to which shall identify any notice of intention here-

before recorded, and shall aver that such projects was abandoned before the beginning of the furnishing of any labor or materials, shall be deemed prima facie evidence to terminate any record of the notice of said proposed project."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 882—An act to amend subdivision 7 of section 4041 of the Political Code, relating to the general powers of boards of supervisors.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 1 and 2 of the title, and insert in lieu thereof the following:

"An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out lines 1 to 28, inclusive, also strike out all of pages 2 and 3, and insert in lieu thereof the following:

"SECTION 1. Section 4232 of the Political Code is hereby amended to read as follows.

4232. In counties of the third class the county and township officers shall receive as full compensation for the services required of them by law or by virtue of their office the following salaries:

1. The county clerk, five thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby are allowed to the county clerk one chief deputy whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; one deputy to act as judgment clerk, whose salary is hereby fixed at the sum of two thousand seven hundred dollars per annum; one deputy to act as assistant judgment clerk, whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; one deputy to act as assistant clerk of the board of supervisors, whose salary is hereby fixed at the sum of three thousand dollars per annum; one deputy to act as chief registration clerk, whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; one deputy to act as chief entry clerk, whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; nine deputies to act as court clerks, whose salaries are hereby fixed at the sum of two thousand two hundred twenty dollars per annum each; one deputy to act as chief clerk of general business, whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; one deputy to act as chief naturalization clerk, whose salary is hereby fixed at the sum of two thousand seven hundred dollars per annum; fourteen deputies, whose salaries are hereby fixed at the sum of two thousand one hundred sixty dollars per annum each; one deputy, whose salary is hereby fixed at the sum of one thousand nine hundred eighty dollars per annum; two deputies, whose salaries are hereby fixed at the sum of one thousand six hundred twenty dollars per annum each; three deputies, whose salaries are hereby fixed at the sum of one thousand five hundred dollars per annum each. All of the foregoing deputies herein provided for, shall be appointed by the county clerk of said county, and their salaries shall be paid by the county in equal monthly installments at the same time and in the same manner and out of the same fund as is the salary of the county clerk.

It is further provided that in counties of this class there shall be and there hereby are allowed to the county clerk such additional deputies as he may appoint and whose compensation shall not exceed in the aggregate the sum of fifteen thousand dollars for each two-year period beginning with the first day of January in each even numbered year; also such additional deputies, in each year in which a presidential primary election is held, as he may appoint and whose compensation shall not exceed in the aggregate the sum of two thousand five hundred dollars; also such additional deputies, in the event of a special election being held within the county, as he may appoint and whose compensation shall not exceed in the aggregate the sum of two thousand five hundred dollars. All of the foregoing deputies in this paragraph provided for shall be appointed by the county clerk of said county and their salaries shall be paid monthly at the same time and in the same manner and out of the same fund as is the salary of the county clerk.

It is further provided that in counties of this class there shall be and there hereby are allowed to the county clerk, for service in each even numbered year and for not to exceed thirty days prior to the closing of registration for any special

election held in an odd numbered year and conducted by the board of supervisors, such additional deputies as may be necessary for registering electors of the county, and said deputies shall be paid eight cents for the registration of each elector legally registered by him or her in the same manner as other county claims are paid.

It is further provided that in counties of this class there shall be allowed to the county clerk costs of transportation incurred in connection with elections, claims for such costs to be paid in the same manner as other county claims are paid.

2. The sheriff, four thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the sheriff, one undersheriff, whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; three deputies whose salaries are hereby fixed at the sum of two thousand seven hundred dollars per annum each; one chief jailer whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; three deputies, who shall act as detectives whose salaries are hereby fixed at the sum of two thousand four hundred dollars per annum each; twenty-five deputies whose salaries are hereby fixed at the sum of two thousand one hundred sixty dollars per annum each; two engineers for the jail whose salaries are hereby fixed at the sum of two thousand two hundred eighty dollars per annum each; one matron for the jail whose salary is hereby fixed at the sum of one thousand eight hundred dollars per annum; one assistant matron for a period of not to exceed two weeks in any one year and to serve only during the vacation of the matron, whose salary is hereby fixed at the sum of seventy-five dollars for such two weeks; *provided, further*, that all the foregoing deputies and assistants of such sheriff herein provided for shall be appointed by the sheriff and their salaries shall be paid by the said county in equal monthly installments at the same time and in the same manner and out of the same fund as the salary of the sheriff; the sheriff shall also receive the amount of money necessarily expended by him in serving all process and notices and all expenses necessarily incurred by him in the pursuit of criminals and the same shall be a charge against the county and allowed as such by the board of supervisors and paid as other county charges are paid.

3. The recorder, five thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the recorder the following deputies and copyists who shall be appointed by the recorder of such county and who shall be paid salaries and compensations as follows: One chief deputy whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; twenty-four deputies whose salaries are hereby fixed at the sum of two thousand one hundred and sixty dollars per annum each; *provided, further*, that the salaries of the deputies herein provided for shall be paid by the said county in equal monthly installments, at the same time and in the same manner and out of the same fund as the salary of the recorder; *provided, further*, that in counties of this class, the recorder shall be entitled to the actual cost incurred by him for the recording of all papers, documents and records in his office not to exceed seven and three-fourths cents per folio for long hand recording and not to exceed six cents per folio for typewritten recording for each paper or document so recorded; *and provided, further*, that said recorder shall file monthly with the county auditor a sworn statement showing in detail the persons and the amounts paid to each for such recording.

4. The auditor, five thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the auditor, one chief deputy, whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; one deputy to act as accountant whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; one deputy to act as redemption clerk whose salary is hereby fixed at the sum of two thousand one hundred sixty dollars per annum; one deputy to act as warrant clerk whose salary is hereby fixed at the sum of two thousand one hundred sixty dollars per annum; four deputies whose salaries are hereby fixed at the sum of two thousand one hundred sixty dollars per annum each; one deputy to act as stenographer whose salary is hereby fixed at the sum of one thousand six hundred twenty dollars per annum; and such additional assistants during the period in each year from July first to December thirty-first as the auditor may appoint and whose compensation shall not in the aggregate exceed the sum of two thousand five hundred dollars per annum; *and provided, further*, that the auditor shall file with the county clerk, a sworn statement showing in detail the amounts paid and the persons to whom such compensation is paid for such extra assistants as aforesaid; *provided, further*, that the deputies and assistants herein provided shall be appointed by the auditor of said county and their salaries paid by the said county in equal monthly installments, at the same time and in the same manner and out of the same fund as is the salary of the auditor.

5. The treasurer, six thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the treasurer, one chief deputy, whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; one deputy whose salary is hereby fixed at the sum of two thousand seven hundred dollars per annum; four deputies whose salaries are hereby fixed at the sum of two thousand one hundred sixty dollars per annum each; all of which sums shall be paid by said county in equal monthly installments at the same time and in the same manner, and out of the same fund as is the

salary of the treasurer; *provided*, that all of said deputies herein provided for shall be appointed by the treasurer of said county; and *provided, further*, that all commissions and fees required or permitted by any law of this state or of the United States, to be collected by the treasurer either as an officer or ex officio officer, his deputies or assistants, for the performance of any official duty, shall be collected for the benefit of the county and shall be paid into the salary fund of the county monthly; the increase in the salary of the treasurer as herein provided, shall become effective at the earliest date or dates permitted by the constitution

6. The tax collector, five thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the tax collector, one chief deputy, whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; one deputy who shall act as chief clerk whose salary is hereby fixed at the sum of two thousand seven hundred dollars per annum; one deputy who shall act as cashier whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; one deputy who shall act as assistant cashier whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; eleven deputies whose salaries are hereby fixed at the sum of two thousand one hundred sixty dollars per annum each; *provided, further*, that there shall be and there hereby is allowed to the tax collector three extra deputies for a period not to exceed eight months in any one year at a salary of one hundred fifty dollars per month each; six extra deputies for a period not to exceed five months in any one year at a salary of one hundred fifty dollars per month each; six extra deputies for a period not to exceed four months in any one year at a salary of one hundred fifty dollars per month each. *provided, further*, that in counties of this class the tax collector shall appoint six persons to be known as indexers and whose duties it shall be under the supervision and direction of the tax collector to compile, make out and complete an index of the assessment roll of the county, and of the sanitary assessment rolls for each sanitary district in counties of this class yearly, as soon as the said rolls are completed by the assessor of the county, and each assessor of said sanitary districts and for each year thereafter. The said indexes to be a public record for use of the tax collector and the general public and to be kept in the office of the tax collector during the collection of taxes and to be turned over to the auditor at the same time as the assessment rolls are turned over in the final settlement of the tax collector with the county auditor. Such indexers shall be paid a salary of one hundred fifty dollars per month each, payable at the same time and in the same manner as other county officers are paid, but such indexers shall not be employed to exceed four months in any one year. *provided, further*, that the chief deputy and all other deputies and assistants herein provided for shall be appointed by the tax collector of said county, and the salaries of said chief deputy and all other deputies and assistants herein provided for, shall be paid by said county at the same time and in the same manner and out of the same fund as the salary of the tax collector.

7. The license collector shall receive fifteen per cent of all licenses collected by him.

8. The assessor, seven thousand dollars per annum and necessary traveling expenses in the performance of the duties of his office; *provided*, that in counties of this class there shall be and there is hereby allowed to the assessor the following assistants and deputies who shall be appointed by the assessor and paid salaries as follows: One assistant assessor whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; one chief deputy whose salary is hereby fixed at the sum of three thousand dollars per annum, two deputies whose salaries are hereby fixed at the sum of two thousand seven hundred dollars per annum each; two deputies whose salaries are hereby fixed at the sum of two thousand four hundred dollars per annum each; twenty-eight deputies whose salaries are hereby fixed at the sum of two thousand one hundred sixty dollars per annum each; two deputies for a period not to exceed six months in any one year whose salaries are hereby fixed at the rate of one hundred sixty-six and two-thirds dollars per month each; eighteen deputies for a period not to exceed five months in any one year whose salaries are hereby fixed at the sum of one hundred fifty dollars per month each; and such additional deputies as the assessor may appoint and whose compensation shall not in the aggregate exceed the sum of four thousand dollars per annum; *provided*, that the assessor shall file with the county auditor a verified statement showing in detail the amount paid and the persons to whom such compensation is paid for such extra assistants as aforesaid; *provided, further*, that the number of deputies, not to exceed four, which are assigned by the assessor to do field work outside of incorporated cities or towns within counties of this class shall be allowed their actual and necessary traveling expenses while engaged in assessing personal property in the said unincorporated territory. The salaries herein provided for shall be paid by the said county in equal monthly installments at the same time and in the same manner and out of the same fund as the salary of the assessor; *provided, further*, that should the assessor be directed by any law or by any order of the board of supervisors or by any municipality within the counties of the third class to prepare maps, plats or block books for the use of the county or assessment

rolls for the use of any municipality, then said assessor shall make said maps, plats or block books or assessment rolls for the use of any municipality, but shall only receive the actual cost by him incurred in making or preparing said maps, plats, block books or assessment rolls, and *provided, further*, that he shall file with the county auditor a sworn statement showing the persons to whom and the amounts paid to each for such maps, plats, block books or assessment rolls, and shall account forthwith and pay to the county any difference between such costs and the amount allowed him for such work; and *provided, further*, that the salaries herein named shall be in full compensation for all services of every kind and description rendered by the assessor, his deputies or assistants; and *it is further provided*, that in counties of this class the assessor shall receive no commission for his collection of taxes on personal property, nor shall said assessor receive any compensation for making out the military roll of persons returned by him as subject to military duty as provided by section 1901 of the Political Code.

9. The district attorney, six thousand dollars per annum, *provided*, that in counties of this class there shall be and there hereby is allowed to the district attorney the following assistants, deputies and employees who shall be appointed by the district attorney, and who shall be paid salaries as follows: Two assistant district attorneys whose salaries are hereby fixed at the sum of three thousand six hundred dollars per annum each; one chief deputy district attorney whose salary is hereby fixed at the sum of three thousand three hundred dollars per annum; one deputy whose salary is hereby fixed at the sum of three thousand three hundred dollars per annum; four deputies whose salaries are hereby fixed at the sum of three thousand dollars per annum each; two deputies whose salaries are hereby fixed at the sum of two thousand seven hundred dollars per annum each; two deputies whose salaries are hereby fixed at the sum of two thousand four hundred dollars per annum each; one deputy to act as bond and warrant clerk in addition to his other duties whose salary is hereby fixed at the sum of two thousand one hundred sixty dollars per annum; two deputies whose salaries are hereby fixed at the sum of two thousand four hundred dollars per annum each, whose duty it shall be in addition to performing services as deputies district attorney to attend the sessions of the police courts in cities of the second class and conduct on behalf of the people all prosecutions for public offenses of which said police court shall have jurisdiction; one clerk whose salary is hereby fixed at the sum of two thousand one hundred sixty dollars per annum; one clerk and private exchange operator whose salary is hereby fixed at the sum of one thousand two hundred dollars per annum; one stenographer whose salary is hereby fixed at the sum of two thousand one hundred dollars per annum; four stenographers whose salaries are hereby fixed at the sum of one thousand six hundred twenty dollars per annum each; one detective who shall assist the district attorney in the detection of crime and prosecution of criminal cases whose salary is hereby fixed at the sum of three thousand dollars per annum; two detectives who shall assist the district attorney in the detection of crime and prosecution of criminal cases whose salaries are hereby fixed at the sum of two thousand one hundred sixty dollars per annum each, one process server whose salary is hereby fixed at the sum of two thousand one hundred sixty dollars per annum; and, *provided, further*, that nothing herein contained shall be construed as preventing the board of supervisors of counties of this class from employing special counsel in civil cases when the judgment of said board determines the interests of said counties to require it. The salaries of said assistant district attorneys, deputies, and all other persons in this subdivision provided for, shall be payable by the county in monthly installments at the same time and in the same manner and out of the same fund as the salary of the district attorney is paid.

10. The coroner, four thousand dollars per annum; and his necessary traveling expenses as follows, ten cents per mile for distance actually traveled outside the cities of Oakland, Berkeley, Alameda, Piedmont, Emeryville and San Leandro; said traveling expenses not to exceed twenty dollars in any one calendar month; *provided, further*, that in counties of this class, there shall be and there hereby is allowed to the coroner, one autopsy physician and surgeon, whose salary is hereby fixed at the sum of two thousand one hundred dollars per annum, who shall perform all autopsies and inspections in all cases required by the coroner except that where the distance from the county seat exceeds twenty miles the coroner may subpoena a physician or surgeon to perform such autopsy or inspect the body; two deputies whose salaries are hereby fixed at the sum of two thousand four hundred dollars per annum each; and one stenographer whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum, and who shall be paid in addition thereto, for transcribing all the testimony and proceedings taken by him at any inquest the sum of ten cents per one hundred words for one copy and five cents per one hundred words for two copies made at one time and in every case where the death of any person shall have been caused by the criminal act of another such stenographer shall make a copy of the transcript of the testimony and proceedings taken at said inquest for the use of the district attorney of said county; in all inquests so reported the fees for transcribing as provided herein shall be paid out of the county treasury upon the order of the coroner. When such testimony is taken down by such stenographer as herein set forth his transcription thereof duly certified to by him shall constitute the deposition of the witnesses testifying at

such inquest so reported by such stenographer. The autopsy physician and surgeon, deputies, and stenographer herein provided for shall be appointed by the coroner and their salaries shall be paid by said county in equal monthly installments at the same time and in the same manner and out of the same fund as the salary of the coroner is paid.

11. The public administrator, such fees as are now or may hereafter be allowed by law

12. The superintendent of schools, five thousand dollars per annum; *provided*, that during the term of office of the present incumbent the salary of the superintendent of schools shall be four thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the superintendent of schools, one assistant superintendent of schools whose salary is hereby fixed at the sum of three thousand dollars per annum; one chief deputy whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; three deputies whose salaries are hereby fixed at the sum of two thousand one hundred sixty dollars per annum each; *provided, further*, that in each year the superintendent of schools in counties of this class shall be and he is hereby allowed such additional deputies and assistants as he may require and whose compensation in the aggregate shall not exceed five hundred dollars in any one year; said assistants and deputies shall all be appointed by the said superintendent of schools of said county and their salaries shall be paid in equal monthly installments out of the same fund and in the same manner as the salary of the superintendent of schools is paid. In counties of this class the superintendent of schools shall receive his actual and necessary traveling expenses for visiting and examining schools and school properties of the county and in performance of such other duties as are incident to the full discharge of the requirements of the office of superintendent of schools.

13. The surveyor, five thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the surveyor one chief deputy whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; one stenographer whose salary is hereby fixed at the sum of one thousand six hundred twenty dollars per annum. The salary of such surveyor shall be paid by said county in equal monthly installments at the same time and in the same manner and out of the same fund as the salaries of other county officers are paid. All work which the surveyor is directed or charged to perform by law, or by order of the board of supervisors of such county, shall be performed by the surveyor at actual cost; *provided, however*, that on all such work other than block book work hereinafter provided for, transit men and office men when actually engaged on such county work shall receive a per diem of not to exceed fifteen dollars, and chaummen when actually engaged in such county work shall receive a per diem of not to exceed six dollars; *and provided, further*, that for the making, platting, tracing or otherwise preparing maps, plats or block books for the use of the county or any municipality within such county there shall be and there hereby is allowed to the surveyor the following draughtsmen who shall be paid salaries as follows: Two draughtsmen whose salaries are hereby fixed at the sum of two thousand seven hundred dollars per annum each, two assistant draughtsmen whose salaries are hereby fixed at the sum of two thousand four hundred dollars per annum each; *and provided, further*, that the surveyor shall be allowed all necessary expenses for work performed for the county by virtue of his office and all necessary expenses and transportation for work performed in the field. The said surveyor shall render to the auditor of said county a monthly sworn statement showing therein the kind and nature of work performed, the dates, amounts paid to assistants and paid for expenses. The salary herein fixed for said surveyor shall be in lieu of all other fees, commissions or compensations of whatever kind or nature for services performed by said surveyor for said county. The deputy and all persons herein provided for shall be appointed by the surveyor and their salaries shall be paid by said county in equal monthly installments at the same time and in the same manner and out of the same fund as are the salaries of county officers of counties of this class.

14. Justices of the peace shall each receive the following monthly salaries, to be paid each month in the manner and out of the same fund as county officers are paid, which salaries shall be in full for all services rendered by such justices of the peace; in townships having a population of more than one hundred thousand, seven thousand two hundred dollars per annum; in townships having a population of seventy-five thousand and less than one hundred thousand, six thousand dollars per annum. in townships having a population of fifty thousand and less than seventy-five thousand, four thousand dollars per annum. in townships having a population of fifteen thousand and less than fifty thousand, three thousand six hundred dollars per annum. in townships having a population of less than fifteen thousand, three thousand dollars per annum.

And provided, further, that each justice of the peace must keep a book, open for the inspection of the public during office hours, in which must be entered at once in detail the amount of all fees and fines collected by him as such justice of the peace and on the first Monday of each and every month he must pay such fees and fines so collected into the county treasury or city treasury as provided by law;

And provided, further, that the board of supervisors of counties of the third class shall furnish each justice of the peace with a suitable office in which to hold court

and shall also furnish the necessary furniture, books, blanks and supplies for said court;

And provided, further, that in townships having a population of more than one hundred thousand, there shall be one justice's clerk, whose salary is hereby fixed at the sum of two thousand seven hundred dollars per annum, four deputy justice's clerks, whose salaries are hereby fixed at the sum of two thousand one hundred sixty dollars per annum each. Said clerk and deputy clerks shall be appointed by the justice of the peace of said township, or justices, if more than one, and shall perform such duties as are required of them by law or the justice or justices of said township, the salaries of said clerk and deputy clerks shall be payable in equal monthly installments out of the same fund and in the same manner and at the same time as the salary of the justices of the peace is paid. *and provided, further,* that in townships having a population of more than seventy-five thousand and less than one hundred thousand, there shall be one justice's clerk whose salary is hereby fixed at the sum of two thousand seven hundred dollars per annum and one justice's deputy clerk, whose salary is hereby fixed at the sum of two thousand one hundred sixty dollars per annum, said clerk and deputy clerk shall be appointed by the justice of the peace of said township, or justices, if more than one, and shall serve during the pleasure of such justice or justices; the salaries of said clerk and deputy shall be payable in equal monthly installments out of the same fund and in the same manner and at the same time as the salary of the justices of the peace is paid;

And provided, further, that in townships having a population of fifteen thousand and less than fifty thousand there shall be one justice's clerk, whose salary is hereby fixed at the sum of one thousand eight hundred dollars per annum, said clerk to be appointed by the justice of the peace of said township and shall perform such duties as are required of them by law or the justice of said township. The salary of said clerk shall be payable in equal monthly installments out of the same fund and in the same manner and at the same time as the salary of the justice of the peace is paid."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 966—An act to add a new section to the Penal Code, to be numbered 603, providing a penalty for trespass on the premises of another with intent to commit theft.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Amend the title by striking out all of said title after the word "act", in the first line thereof, and insert in lieu thereof the following: "To amend section 664 of the Penal Code, relating to the punishment for attempt to commit crime."

AMENDMENT NUMBER TWO.

Strike out all of said bill after the period in line 1, and insert in lieu thereof the following:

"Section 664 of the Penal Code is hereby amended to read as follows:

664. Every person who attempts to commit any crime, but fails, or is prevented or intercepted in the perpetration thereof, is punishable, where no provision is made by law for the punishment of such attempts, as follows:

1. If the offense so attempted is punishable by imprisonment in the state prison for five years, or more, or by imprisonment in a county jail, the person guilty of such attempt is punishable by imprisonment in the state prison, or in a county jail, as the case may be, for a term not exceeding one-half the longest term of imprisonment prescribed upon a conviction of the offense so attempted; *provided, however, that if the crime attempted is murder, robbery, crime against nature or lewd and lascivious conduct the person guilty of such attempt shall be punishable by imprisonment in the state prison for a term not more than twenty years.*

2. If the offense so attempted is punishable by imprisonment in the state prison for any term less than five years, the person guilty of such attempt is punishable by imprisonment in the county jail for not more than one year.

3. If the offense so attempted is punishable by a fine, the offender convicted of such attempt is punishable by a fine not exceeding one-half the largest fine which may be imposed upon a conviction of the offense so attempted.

4. If the offense so attempted is punishable by imprisonment and by a fine, the offender convicted of such attempt may be punished by both such imprisonment and fine."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 521—An act to add a new section to the Political Code, to be known as section 3670*d*, relating to settlement by the State on account of payment of principal and interest of bonded debt created and outstanding by any city, city and county, county, town, township or district prior to November 8, 1910.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 244—An act to add a new section to an act entitled "An act to provide for suitable sanitary conditions in foundries and metal shops and providing penalties for the violation thereof," approved May 24, 1921, to be numbered 4, relating to the enforcement of this act.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69*b*, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony.

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 440—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 834—An act to amend section 19x24 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of the probation officer in counties of the twenty-fourth class.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 47—An act to be known as the "Water Conservation Act of 1929" and to provide for the organization and government of water conservation districts for the purpose of conserving and storing the waters of any stream of water or unnavigable river by spreading and sinking such waters, and for the purpose of constructing or acquiring sinking basins, sinking wells, spreading basins, and other works and property; and for the purpose of appropriating, acquiring and conserving water and water rights, and taking any and all actions and proceedings that may be necessary or advisable to conserve and protect the waters or water rights within the district used or useful for any purpose of the district, or of benefit to the lands situated therein, and to prevent interference with or diminution of the natural flow of any stream or unnavigable river, including the natural subterranean supply of waters therefrom; to provide for the levying and collection of taxes; to prohibit any director of a district from being interested in any contract with the district of which he is a director and making a violation of such provision a misdemeanor; and to provide a method of dissolving such districts.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 51—An act to amend section 384*a* of the Penal Code, relating to the protection of native trees, shrubs and plants.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 8, of the printed bill, as amended in Senate March 6, 1929, after the comma immediately following the word "way", insert the following: "*provided, however,* that the provisions of this section shall not be construed to apply to any employee of the state or of any political subdivision thereof engaged in work upon any state, county or public road or highway while performing such work under the supervision of the state or of any political subdivision thereof"

AMENDMENT NUMBER TWO

On page 2, after line 33, of the printed bill, as amended in the Senate on March 6, 1929, insert the following paragraph:

"The provisions of this act shall not be deemed to apply to the necessary cutting or trimming of any such trees, shrubs or ferns if done for the purpose of protecting or maintaining an electric power line or telephone line or other property of a public utility."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 801—An act to amend sections 10 and 14 of the "State Housing Act," approved June 15, 1923, as amended, relating to definitions therein and to the rear yard of apartment houses.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 102—An act to amend sections 16 and 21 of an act entitled "An act for preventing the manufacture, sale or transportation of adulterated, mislabeled or misbranded foods and liquors, and regulating the traffic therein, providing penalties, establishing a State laboratory for foods, liquors and drugs, and making an appropriation therefor," approved March 11, 1907, as amended.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 150—An act to add a new section to the Civil Code, to be numbered 3065*b*, relating to loggers' liens.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 166—An act to amend section 827 of the Civil Code, relating to the termination of month-to-month tenancies.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 711—An act to add a new section to the Civil Code, to be numbered 2981, relative to the sale or disposal of property held under certain conditional sales contracts provided for in section 2980 of the Civil Code.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 746—An act to amend section 604*a* of the Civil Code, relating to religious corporations.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 182—An act to regulate the sale, possession, distribution and use of habit-forming, narcotic and other dangerous drugs and substances, and providing penalties for the violation thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 30—An act to amend an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof: and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended, by adding a new section thereto, to be numbered section 1½, relating to registration of drug stores.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 425—An act to amend section 20 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets; to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables; to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 of the printed bill, as amended in Senate March 21, 1929, strike out all of lines 12 and 13, and insert in lieu thereof the following:

"SEC. 20. For the purpose of this section of this act the state shall be divided into districts as follows:"

AMENDMENT NUMBER TWO

On page 2, line 1, of the printed bill, as amended March 21, 1929, strike out all of lines 1 and 2, inclusive, and insert in lieu thereof the following:

"District 2. All that portion of the state north of the Tehachapi range of mountains at the southern end of the San Joaquin valley.

District 3. All of the state excepting those parts included in districts one and two."

AMENDMENT NUMBER THREE

On page 2, line 43, of the printed bill, as amended March 21, 1929, strike out the words "of the juice".

AMENDMENT NUMBER FOUR.

On page 2, line 49, of the printed bill, as amended March 21, 1929, strike out the words "and one-half".

AMENDMENT NUMBER FIVE.

On page 2, line 50, of the printed bill, as amended March 21, 1929, immediately following the semicolon after the word "juice", insert the following: "*and provided, further,* that grapefruit produced in district three shall be deemed mature under the provisions of this act if the juice contains soluble solids equal to or in excess of five and one-half parts to every part of acid contained in the juice;"

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 603—An act to amend section 36½, Workmen's Compensation, Insurance and Safety Act, chapter 589, Laws of 1927, relating to insurance by State Compensation Insurance Fund against liability under the United States Longshoremen's and Harbor Workers' Compensation Act.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out lines 4 to 12, both inclusive, of the printed bill, as amended, and insert in lieu thereof the following:

"SEC. 36½. The state compensation insurance fund may insure employers against their liability for compensation or damages under the United States longshoremen's

and harbor worker's compensation act and any amendments which may from time to time be enacted thereto, as fully as any private insurance carrier. The said fund may also insure an employer against his liability for damages under the laws of the State of California arising out of bodily injury to or death of his employees occurring within the State of California; *provided*, said fund shall have insured said employer against his liability to pay compensation to said employees under the workmen's compensation, insurance and safety act of the State of California and amendments thereto."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 67—An act to repeal section 2572 of the Political Code, relating to the Board of Harbor Commissioners of the port of Eureka on Humboldt Bay and to the officers and employees thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 67 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Fisher, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Noyes, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, Stockwell, Williams, Williamson, Witter, and Wright—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 550—An act to add two new sections, to be numbered 13 and 14, to an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to withdrawal and annexation of territory in public cemetery districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 550 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—52.

NOES—Meeker—1.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At ten o'clock and fifty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

REPORT OF COMMITTEE OF ESCORT.

Messrs. Fry, Feeley and Byrne, the Committee of Escort appointed by the Speaker, appeared before the bar of the Assembly, and presented Mr. Harvey S. Firestone and his two sons, Harvey Firestone and Russell Firestone.

RECESS.

At eleven o'clock a.m., the Speaker declared the Assembly at recess for the purpose of being addressed by Mr. Harvey S. Firestone.

REASSEMBLED.

At eleven o'clock and thirty minutes a.m., the Assembly reconvened. Speaker Levey in the chair.

MOTION TO PRINT ADDRESS.

Mr. Williamson moved that the address of Mr. Harvey S. Firestone be printed in the Journal.

Motion unanimously adopted.

ADDRESS BY MR. HARVEY S. FIRESTONE.

When Governor Young sent me an invitation to come to Sacramento and have lunch with him I was not aware that I would have the privilege and honor of addressing you. I am not a public speaker, having devoted my time and energy to farming and business. I remained on the farm until I was 20 years old, when I left to enter business.

It is only natural that we feel that others do not realize or appreciate the importance of the occupation in which we are engaged, and therefore, I feel that the importance of business organization and management has not been fully recognized. It pleased me very much when a small college in Ohio, which is one of the few universities or colleges that has recognized business, created the degree of Doctor of Business Administration. I was not so much pleased that this degree was given to me as that business had been recognized, as have other lines of endeavor. I am sure you must appreciate that you are a part of the greatest business organization in all the world—the United States government—and you are a part of that business at a time when we are enjoying the greatest progress and prosperity of all time. This great progress and prosperity, however, brings many serious problems.

It has been my experience that prosperity for individuals, companies or governments is much more difficult to handle than adversity, as, in great prosperity, we lose our sense of proportion, become more selfish and want to do things with only one thought—that of self. I make this statement from my own experience in the Firestone Company during its growth and greatest progress in 1918, 1919 and 1920. When the depression came in the fall of 1920, we had 20,000 employees in Akron, of which 2000 were the office force. Each one of these 2000 office employees had to do something, and in order to keep busy they were writing letters and memorandums between themselves and the business was so systematized and complicated that no one, including myself, knew what it was all about. I have always been a great advocate of simplicity, but in this unusual prosperity I had lost this. However, the depression brought the awakening and I reduced that office force from 2000 to 350 and began to do things on the basis of simple fundamentals and to understand again what it was all about. I could go into many details of this readjustment of the Firestone business, but time will not permit.

The prosperity of our country is so great and our expansion is on such a scale that this one illustration of the condition which the Firestone Company got into under similar conditions occurred to me with the thought in mind that you who are responsible today for the great business of government should make every effort to keep this great business simple by eliminating the many unnecessary and useless laws of no fundamental value which have found their way into the channels of government and are now only serving to complicate the complex situation that we already have.

In this particularly prosperous period, with its attendant additional responsibilities, I feel that our country is exceedingly fortunate in having secured a man to head this great business of government whose education, training and experience not only in our country but in foreign countries, has given him qualifications never equaled by any other man who has held the great office of President of the United States—he is your adopted son, Herbert Hoover. We are a great producing country and can manufacture and produce on a more efficient basis than any other country, and we must find additional markets for our product, and I have said many times that there is no one who knows the foreign markets and the people better than Mr. Hoover. He is already setting standards, adopting principles and doing things that insure our continued prosperity and welfare, but I can not emphasize too strongly that he can not accomplish great things alone, and that he must have and is entitled to the most active support of the people. There are too many people today who feel that they have fulfilled their obligation in having had a part in placing at the head of our government a man like Herbert Hoover. As a matter of fact, their

real responsibility lies ahead in giving him their continued interest and support so that he may accomplish the things that they expect of him. I might say a word as to why I consider this nation is so outstandingly prosperous. Aside from the fact that the American people have greater ambition, energy and ability than other nationalities, there are two major reasons for our great prosperity, in my opinion, and those reasons are prohibition and highway transportation.

Before prohibition we did not have the same efficiency and the same prosperity and wellbeing of the thousands of people in our plants that we now have during prohibition. There can be no question in anyone's mind that this increased happiness and welfare of the worker far outweighs the violations by a few of the Volstead Act which we hope will become less and less. I am sure if the people will give real support to President Hoover and his administration, we will go far in the enforcement of our laws.

With regard to the relation between prosperity and highway transportation, I can cite no finer example than you have right here in California, and I congratulate you upon your progressive spirit and foresight in being among the first states to issue bonds and pass legislation for the development of good roads. In my opinion this is one of the outstanding reasons for your great progress and prosperity which has been unequaled in the past twenty-five years.

I will not attempt to tell you of the many ways in which I feel that highway transportation has helped in your progress and prosperity, but it has certainly hastened California coming to the forefront as a great manufacturing state. Your good roads and 2,000,000 automobiles are one of the main reasons for the Firestone Company building a manufacturing plant in California which now supplies eleven of the western states. I am glad to advise you that we have increased our capacity 50 per cent since stating last June and I hope it will be necessary to build a large addition to the plant next year.

Before establishing a plant in California we went into every condition and phase of the efficiency and economy of manufacturing in California, including your laws governing manufacturing institutions. We found all of these, with few exceptions, to be constructive and helpful.

Naturally I am deeply interested in and keep track in a general way of the laws affecting highway transportation. I am informed that you now have a bill before your House that is designated to regulate the kind of tires to be used on your highways. I am not prepared to say, and would not attempt to at this time without further study, whether this is a good law or an unnecessary law, but from experience in other states, it would be my impression that the good that will be accomplished will not offset the cost and expense if the law is enacted.

There are other states that are considering laws that affect rubber tires. Missouri now has a bill, copy of which was sent to me, which requires tire dealers to obtain a license to sell tires, the fee for which is from \$10 to \$300, depending upon the size of the city they are in.

It seems to me that such legislation creates additional governmental expense and a burden and complication for the people that is unnecessary, and should have no place before the Legislature. It is just these things, small in themselves, but far-reaching in effect that will tear down our prosperity.

In closing, you might be interested in a few words from me about rubber. Its importance to our country and our highway transportation is naturally of very great interest to me and in this connection I might say a word to you about the rubber legislation of the British government. In 1922 they passed a bill known as the Stevenson Restriction Act, restricting the production and exportation of rubber from the British colonies in order to artificially raise the price of rubber. I do not believe that any government has the moral right to restrict the production of a commodity of the soil so universally used by all the people as rubber, for the benefit of a few, and therefore I strenuously opposed this restriction, but was not successful in having it rescinded until six years later. During this restriction period rubber advanced from 17 cents a pound to \$1.23 a pound. If you will consider 20 cents a pound a fair price for rubber and then figure the price which this country paid for it during that six-year period, you will find we paid an excess of over \$600,000,000.

At the beginning of restriction, Great Britain controlled 85 per cent of the world's production of rubber, but when restriction was rescinded they controlled less than half. Therefore, in order to effect a temporary advantage they have forfeited control of one of their greatest assets. I am very seriously opposed to trying to make any line of business prosper by legislation and I regret very much that attempts are being made to legislate prosperity into different lines of business. I realize that we must pass laws and laws must be altered to meet changing conditions, but there can be no question that we are passing too many laws and are doing much harm and retarding our prosperity very materially by the number and complexity of the laws that we are passing, and I hope that for the sake of your great prosperity in California you will avoid that mistake.

COMMITTEE FROM SENATE.

Senators Breed, Slater and Wagy appeared before the bar of the Assembly and requested the honor of Mr. Harvey S. Firestone and his sons to visit the Senate.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Quigley:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to enforce the provisions of article XVIII of the amendments to the constitution of the United States; prohibiting all acts or omissions prohibited by the National Prohibition Act and by the act of Congress entitled "An act to amend the National Prohibition Act, as amended and supplemented," approved March 2, 1929; imposing duties on courts, prosecuting attorneys, sheriffs and other officers, and extending their jurisdiction; prescribing penalties and providing for the disposition of fines and forfeitures.

Referred to Committee on Introduction of Bills.

SPECIAL ORDER SET.

On motion of Miss Miller, the consideration of Assembly Bills Nos. 124, 558 and 559 were made a special order for Tuesday, April 9, 1929, at two o'clock p.m.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 86—An act to amend section 2713 of the Political Code, relating to the construction and repair of bridges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 86 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jewett, Jones, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Sawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 85—An act to amend section 2640 of the Political Code, relating to the acquisition of new roads and the grading, regrading, paving, macadamizing, surfacing, repairing and maintaining of existing roads.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 85 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jewett, Jones, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Sawell, Snyder, Spalding,

Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 26—An act to amend section 626*i* of the Penal Code, relating to the limit of deer that may be killed.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Heisinger:

AMENDMENT NUMBER ONE.

On page 2, line 1, of the printed bill, after the word "season", strike out all matter to the period in line 3.

Amendment adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 239—An act to amend section 537 of the Penal Code, relating to defrauding proprietors of hotels, inns, restaurants, boarding houses.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 239 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 468—An act to amend section 1946 of the Civil Code, relating to the hiring of real property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 468 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 977—An act to amend section 1168 of the Penal Code, relating to terms of imprisonment, credits to prisoners for good behavior and parole of prisoners, and to repeal sections 18, 18a and 1588 of the Penal Code, relating to terms of imprisonment.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 977 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 983—An act to amend sections 2176, 2180 and 2192 of the Political Code, and to add a new section to said code, to be numbered 2176a, all relating to the Department of Institutions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 983 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morrison, Nielsen, Noyes, Patterson, Reindollar, Scofield, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Wright, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 10—An act to prevent fraud and deception in the sale of beverages composed of fruit, or the juice thereof, and prescribing penalties for the violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Jost:

AMENDMENT NUMBER ONE.

On page 2, line 21, of the printed bill, as amended in Assembly March 27, 1929, strike out the words "federal trade commission", and insert in lieu thereof the following: "food, drug and insecticide administration of the United States department of agriculture".

Amendment adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

THIRD READING OF SENATE BILLS.

Senate Bill No. 619—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909,

as amended, designated the "Bank Act," by amending sections 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60, 61, 61a, 82, 83, 90, 127, 130 and 136, and by repealing section 132a, all relating to the definition and regulation of the business of banking.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Williamson:

AMENDMENT NUMBER ONE.

On page 14, line 21, of the printed bill, as amended in the Assembly April 2, 1929, strike out the word "therefore", and insert in lieu thereof the word "theretofore".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON OIL INDUSTRIES

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No. 529—An act to add a new section, to be numbered 17a, to an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers, fixing his compensation; providing for the appointment of deputies and employees, providing for their duties and compensation, providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act, providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, relating to the use of safety measures during well drilling operations—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

(Signed out)

SCOFIELD, Chairman.
CRAWFORD.
BLISS.
ARNOLD.
CRAIG.
BADHAM.
JEWETT.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 13—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article XIII of the constitution, relating to taxation—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies

and employees, and compensation of jurors—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also :

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new article thereto to be known as article XIII, relating to revenue and taxation—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also :

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 14 of article XIII thereof, relating to revenue and taxation—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted, as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 826—An act to amend section 6 of an act entitled "An act authorizing municipal corporations to discontinue the use of land for park purposes when the fee thereof is vested in the municipal corporation, and authorizing the sale or other disposition or such lands," approved May 12, 1927, relating to the sale of lands—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

McDONOUGH, Vice Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER. Your Committee on Education, to which was referred Senate Bill No. 332—An act to require high school districts to establish and maintain special continuation education classes and a program of guidance, placement and follow-up for certain minors;

Also Senate Bill No 385—An act providing for the compulsory attendance of certain minors upon special continuation education classes; to enforce attendance upon such classes where established, and providing penalties for the violation of the provisions of this act;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 457—An act providing for the organization of certain elementary school districts into union or joint union high school districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No 129—An act to add a new section to the Political Code, to be numbered

17406, relating to traveling expenses of members of high school boards of trustees—has had the same under consideration, and respectfully reports the same back without recommendation, as amended

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

ON CLAIMS.

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: Your Committee on Claims, to which was referred Assembly Bill No. 1108—An act appropriating money to pay the claim of William Greig, junior, against the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Ways and Means.

WILLIAMS, Chairman

The above reported bill ordered re-referred to Committee on Ways and Means.

ON CONTINGENT EXPENSES.

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred the following resolutions:

Resolved, That the Controller be and is hereby authorized and directed to draw his warrant on the contingent fund of the Assembly in favor of Arthur A. Ohmhus, Chief Clerk, and the State Treasurer is hereby directed to pay the same, for the sum of \$100, said amount being for the payment of postage, telegraphing, expressage and incidental expenses of the Chief Clerk's office

Also:

Resolved, That the Controller be and is hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the persons or firms listed below and for the amounts of money set opposite their respective names, and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same

State Purchasing Department.....	\$299 45
Pacific Telephone and Telegraph Company.....	31 70
Pacific States Electric Company.....	3 84

Has had the same under consideration, and respectfully reports the same back, and recommends that they be adopted

(Signed out)

SNYDER, Chairman.
NIELSEN.
GILMORE.
COLLIER.
WILLIAMS.

Mr. Snyder moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feelev, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Klme, Luttrell, McDonough, McGuinness, Meeker, Miller, Elcanor; Miller, James A., Nielsen, Noves, Patterson, Quigley, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—53

NOES—None.

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Miss Miller: An act to allow the establishment of an emergency cash fund by the governing board of any school district, high school district, or junior college district, of any kind or class, and providing also for the reduction or discontinuance of such fund.

By Mr. Jespersen: An act to add a new section to the Political Code to be numbered 363p, relating to pamphlets and bulletins of the Department of Public Works.

By Mr. Quigley: An act to enforce the provisions of article XVIII of the amendments to the constitution of the United States; prohibiting all acts or omissions prohibited by the National Prohibition Act and by the act of Congress entitled "An act to amend the National Prohibition Act, as amended and supple-

mented," approved March 2, 1929; imposing duties on courts, prosecuting attorneys, sheriffs and other officers, and extending their jurisdiction; prescribing penalties and providing for the disposition of fines and forfeitures.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Nielsen, Noyes, Patterson, Quigley, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Wilhamson, Witter, Wright, and Mr. Speaker—59.

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Miss Miller: Assembly Bill No. 1133—An act to allow the establishment of an emergency cash fund by the governing board of any school district, high school district, or junior college district, of any kind or class, and providing also for the reduction or discontinuance of such fund.

Bill read first time, and referred to Committee on Education.

By Mr. Jespersen: Assembly Bill No. 1134—An act to add a new section to the Political Code to be numbered 363p, relating to pamphlets and bulletins of the Department of Public Works.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Quigley: Assembly Bill No. 1135—An act to enforce the provisions of article XVIII of the amendments to the constitution of the United States; prohibiting all acts or omissions prohibited by the National Prohibition Act and by the act of Congress entitled "An act to amend the National Prohibition Act, as amended and supplemented," approved March 2, 1929; imposing duties on courts, prosecuting attorneys, sheriffs and other officers, and extending their jurisdiction; prescribing penalties and providing for the disposition of fines and forfeitures.

Bill read first time, and referred to Committee on Public Morals.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was received, read, and ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, April 5, 1929.

To the Senate and Assembly of the State of California.

Assembly Bill No. 95 is approved by me except for an item specifically set forth, which is eliminated in accordance with the powers conferred on me by the provisions of sections 16 and 34 of article IV of the constitution, and which is objected to for the following reason:

I object to the item on page 13, under the heading, "Military and Veterans' Affairs," and reading as follows: "For construction of the national guard armory at Long Beach, one hundred fifty thousand dollars (\$150,000)." It so happens that there had already been introduced into the Legislature a special appropriation bill for the construction of a Long Beach armory, which bill is now on the Senate third reading file. This will obviate the necessity of a budget amendment such as is here proposed.

I feel that this special appropriation bill is the better method of dealing with this need, owing to the fact that, through haste or inadvertence, the procedure by which the item in question was introduced into the budget bill would obviously create an unsafe precedent. The fact that no opportunity was afforded the Executive or Finance Department of the government or the Ways and Means Committee of the Assembly, to consider the matter in relation to other budget necessities, would, if repeated in other and larger propositions, lead to unwise budget practices. This I have already stated to the author of the provision to which I am here objecting.

It is evident that savings will be made as the result of consolidations to be effected under the bills for reorganization of various State activities. These savings, however, will be accomplished within the budget itself, and reflected in unexpended balances at the close of the biennium. I therefore feel that I should not at this time make further changes in the budget appropriations passed by the Legislature, in anticipation of legislation not yet finally enacted.

Respectfully submitted.

C. C. YOUNG, Governor.

ADJOURNMENT.

At twelve o'clock and twelve minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until eleven o'clock a.m., Monday, April 8, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Monday, April 8, 1929.

At eleven o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dullinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Luttrell, Lyons, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Patterson, Qugley, Reindollar, Roland, Scofield, Scudder, Seavell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—69.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Wright, Mr. Leymel was granted leave of absence for the day.

On motion of Mr. Parkman, Mr. Spalding was granted leave of absence for the day.

On motion of Mr. Byrne, Messrs. Sewell, Woolwine, Little, Hornblower and Cronin were granted leaves of absence for the day, owing

to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of the Speaker, Mr. McDonough was granted leave of absence for the day.

On motion of Mr. Jespersen, Mr. Jones was granted leave of absence for the day.

On motion of Mr. Meeker, Mr. Baum was granted leave of absence for the day.

On motion of Mr. Williams, Mr. Roberts was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Morgan, Hollis B. Thompson, manager-director of Berkeley Chamber of Commerce, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Gilmore, Mrs. Wm. Lynch, sister of Assemblyman Gilmore, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Gilmore, George Weinholz of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Badham, Miss Dorothy Dodge of Hanford, California, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Harper, Judge Eugene Daney and Mr. Chas. C. Crouch, attorneys of San Diego, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Cloudsley, Mrs. A. F. Jewett, Sr., mother of Assemblyman Jewett, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

RESOLUTION.

WHEREAS, Southern California Telephone Company was granted an increase of rates on a measured basis which was compulsory on all telephone users March 1, 1926; and

WHEREAS, Since said telephone rates became effective, there has been an increase in the number of telephone stations of 27 per cent, whereas the net income of the telephone company has increased 829 per cent; and

WHEREAS, The Southern California Telephone Company is owned by the Pacific Telephone and Telegraph Company, and the Pacific Telephone and Telegraph Company is owned by the American Telephone and Telegraph Company, which in turn owns and controls many other telephone companies throughout the United States, all of which are referred to as the Bell system; and

WHEREAS, In face of the increases granted the Southern California Telephone Company, as well as other subsidiary Bell Telephone Companies in California, the Bell system has now reserves and surpluses in excess of \$1,000,000,000; and

WHEREAS, After the increase in rates was granted by the Railroad Commission, a citizens committee was appointed to investigate the matter of the rate situation in the city of Los Angeles; and

WHEREAS, The report of said citizens committee was filed with the mayor of the city of Los Angeles in December, 1927, which report pointed out the various interlocking devices used by the telephone trust for the collection of large rates throughout the State of California and throughout the United States, and also pointed out

that the problem of burdensome telephone rates was not only a local problem, but was State-wide; and

WHEREAS, The city and county of San Francisco is now engaged in opposing high telephone rates for that territory; and

WHEREAS, Said citizens committee report further recommended that an appropriation of \$150,000 be made by the State of California for the purpose of gathering data and information, to the end of securing fair and equitable reduction in telephone rates to the users of telephones in the State of California, and that such appropriation be made either to the Railroad Commission of the State of California, or to a special board, to be appointed by the Governor of the State of California; now, therefore, be it

Resolved, That the council of the city of Los Angeles does hereby request and recommend that an appropriation in the sum of \$150,000 be made by the Legislature of the State of California, either to the State Railroad Commission, or to a special body of men, to be appointed by the Governor of the State of California, and to be used for the purpose of securing a reduction in telephone rates, to the end that users of telephones in the State of California may obtain such service on a fair and reasonable basis.

I hereby certify that the foregoing resolution was adopted by the council of the city of Los Angeles, California, at its meeting held April 2, 1929.

ROBERT DOMINGUEZ, City Clerk.

Also:

LOS ANGELES, CALIFORNIA.

*To the Senators and Assemblymen of the Forty-eighth Session, 1929,
of the California Legislature.*

For the purpose of directing your attention to and urging your favorable consideration of Assembly Bill No. 174, this communication is hereby submitted.

Following is a copy of a resolution passed by the Structural Engineers Association of Southern California, at its regular meeting on March 6, 1929:

WHEREAS, The Structural Engineers Association of Southern California, realizing its responsibilities to the public and recognizing its obligations to provide for the safety of structures; and

WHEREAS, An act to regulate the practice of professional engineering, Assembly Bill No. 174, has been introduced in the State Legislature; and

WHEREAS, The purpose of the aforementioned bill is to establish the legal status of the professional engineer and afford the public a measure of protection against incompetence in the practice of engineering; therefore, be it

Resolved, That the Structural Engineers Association of Southern California assembled this sixth day of March, 1929, unanimously approves and hereby endorses Assembly Bill No. 174.

Very respectfully,

RALPH A. DELINE, Secretary.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 638—An act granting certain lands, tidelands and submerged lands of the State of California to the city of Oakland, and regulating the management, use and control thereof—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1929

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 164—An act making an appropriation for painting portraits of governors of California, and directing the State Department of Finance to carry out the provisions thereof;

Also: Assembly Bill No. 187—An act to amend section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violations of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923;

Also: Assembly Bill No. 244—An act to add a new section to an act entitled "An act to provide for suitable sanitary conditions in foundries and metal shops and

providing penalties for the violation thereof," approved May 24, 1921, to be numbered 4, relating to the enforcement of said act;

Also: Assembly Bill No. 360—An act making appropriation to pay the claim of W. J. Brown against the State of California;

Also: Assembly Bill No. 486—An act to amend section 16c12 of the "Weights and Measures Act," approved June 16, 1913, as amended, relating to the sealer of weights and measures in counties of the twelfth class;

Also: Assembly Bill No. 521—An act to add a new section to the Political Code, to be numbered 3670d, relating to settlement by the State of the principal and interest of bonded debt created and outstanding by any city, city and county, county, town, township or district prior to November 8, 1910;

Also: Assembly Bill No. 654—An act to amend the Code of Civil Procedure of the State of California by adding thereto a new section to be numbered 412a, relating to the service of summons on nonresident persons in certain actions.

Also: Assembly Bill No. 655—An act to add a new section to the Political Code to be numbered section 4041i, authorizing the board of supervisors of the counties thereof to provide for the working of prisoners confined in the county jail and prescribing the compensation of the persons in charge thereof;

Also: Assembly Bill No. 686—An act creating a commission to investigate and report upon the subject of home rule for counties, providing for the appointment of the members thereof, the powers and duties of such commission, and making an appropriation therefor;

Also: Assembly Bill No. 734—An act to amend section 710 of the Code of Civil Procedure, relating to the collection of moneys due from a judgment debtor;

Also: Assembly Bill No. 772—An act making an appropriation for the construction and completion, equipment, and furnishing of an addition to the State office building at San Francisco, California;

Also: Assembly Bill No. 945—An act making appropriation for the establishment of a water supply and the development of electrical power at the Preston School of Industry.

Also: Assembly Bill No. 1022—An act to amend section 2322x26 of the Political Code, relating to the salaries of the county horticultural commissioner, deputies and inspectors in counties of the twenty-sixth class;

Also: Assembly Bill No. 1094—An act to allow the tax for the special building fund of any school district to be levied and expended without the vote of the district;

Also: Assembly Bill No. 1098—An act to amend section 597 of the Penal Code, relating to cruelty to animals;

Also: Assembly Bill No. 1122—An act to amend section 19x11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of probation officer of counties of the eleventh class;

Also: Assembly Bill No. 1126—An act to amend section 3650 of the Political Code, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein.

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 9—An act making an appropriation to pay the claim of Harry L. Hopper against the State of California;

Also: Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvements; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 2—Relative to veterans and widows of veterans engaged in the civil service of the several counties, cities and other political subdivisions of the State of California;

Also: Assembly Concurrent Resolution No. 4—Relative to reports of the proceedings of the annual convention of the Veterans of Foreign Wars of the United States, Department of California;

Also: Assembly Concurrent Resolution No. 20—Relative to approving the charter of the city of Riverside, which was submitted to the qualified voters of said city and voted for and ratified by them at a special municipal election held on the fifteenth day of March, 1929;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of April, 1929, at four o'clock p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 91—An act to amend section 1576 of the Penal Code, relating to salaries of prison employees;

Also: Assembly Bill No. 273—An act to amend section 4282 of the Political Code relating to the salaries, fees and expenses of officers in counties of the fifty-third class;

Also: Assembly Bill No. 652—An act granting certain overflowed lands, marsh lands, tidelands, and submerged lands of the State of California to the Carmel Sanitary District;

Also: Assembly Bill No. 784—An act to amend the California Irrigation District Act, approved March 31, 1897, by adding thereto a new section to be numbered 35*a*, defining the term "assessment book," and by amending section 42 thereof, relating to the publication of the delinquent list;

Also: Assembly Bill No. 1071—An act to amend section 323 of the Civil Code, relating to certificates of stock of corporations;

Also: Assembly Bill No. 1085—An act to amend section 2322*24* of the Political Code, relating to the county horticultural commissioner, his deputies, inspectors and clerks in counties of the twenty-fourth class;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of April, 1929, at four o'clock p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 17—An act to amend section 751 of the Political Code, relating to the Supreme Court and providing for appointment, employment and compensation of the chief deputy clerk and deputy clerks of the Supreme Court of the State of California and for the salaries and expenses incurred by said court under the provisions hereof, and repealing section 756 of said code;

Also: Assembly Bill No. 20—An act to amend section 1936 of the Political Code, relating to the powers of the Adjutant General;

Also: Assembly Bill No. 41—An act to repeal the section 9, amended by Statutes of 1907, chapter 472, and amended by Statutes of 1927, chapter 212, of an act entitled "An act to appropriate money for the support of orphans, half-orphans and abandoned children," approved March 25, 1880 as amended;

Also: Assembly Bill No. 90—An act to amend section 19*25* of the Juvenile Court Law, relating to probation officers in counties of the twenty-fifth class;

Also: Assembly Bill No. 110—An act to amend section 848 of the Code of Civil Procedure, relating to service of summons outside of county

Also: Assembly Bill No. 204—An act to amend section 307 of the Civil Code, relating to corporations;

Also: Assembly Bill No. 207—An act to amend section 4300*e* of the Political Code, relating to fees of justices of the peace.

Also: Assembly Bill No. 208—An act to amend section 1581 of the Code of Civil Procedure, relating to powers and duties of executors and administrators;

Also: Assembly Bill No. 210—An act to amend section 1386 of the Code of Civil Procedure, relating to the administration of decedent's estates;

Also: Assembly Bill No. 212—An act to amend section 1492 of the Code of Civil Procedure relating to notice to creditors.

Also: Assembly Bill No. 214—An act to amend section 1304 of the Code of Civil Procedure, relating to notice of application for probate of will;

Also: Assembly Bill No. 215—An act to amend section 1307 of the Code of Civil Procedure, relating to the contest of a will

Also: Assembly Bill No. 254—An act to amend sections 310 and 310*a* of the Penal Code, relating to flags of the United States and of this State;

Also: Assembly Bill No. 285—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the acquisition by the Board of State Harbor Commissioners, of a necessary area for a

tidal basin, for wharves, docks, piers, harbors and appurtenances, in the city and county of San Francisco; to create a sinking fund for the payment of said bonds, and defining the duties of State officers in relation thereto, making an appropriation of \$1000 for the expense of printing said bonds, and providing for the submission of this act to a vote of the people," approved March 24, 1909.

Also Assembly Bill No. 286—An act to amend section 4 of an act entitled "An act to provide for the issuance and sale of State bonds to create a fund for the improvement of San Francisco Harbor by the construction by the Board of State Harbor Commissioners of wharves, piers, State railroad, spurs, bettements, and appurtenances, and necessary dredging and filling in connection therewith in the city and county of San Francisco; to create a sinking fund for the payment of said fund; to define the duties of State officers in relation thereto; to make an appropriation of \$5000 for the expense of printing said bonds; and to provide for the submission of this act to a vote of the people," approved June 16, 1913.

Also Assembly Bill No. 294—An act creating the Department of Agriculture fund, specifying what moneys are to be credited to this fund, providing that all moneys remaining in certain special funds at the time this act takes effect shall be credited to said fund, providing that separate record of income and disbursements be kept of all moneys accruing to this fund and providing for a revolving fund;

Also Assembly Bill No. 301—An act permitting State officers and State employees to attend military training encampments without deduction of pay;

Also Assembly Bill No. 302—An act to amend section 4246 of the Political Code, relating to the salaries, fee and expenses of officers in counties of the seventeenth class;

Also Assembly Bill No. 325—An act to create a game refuge for quail in Marin County;

Also Assembly Bill No. 334—An act to amend section 4268 of the Political Code, relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirty-ninth class.

Also Assembly Bill No. 420—An act confirming and validating the formation or organization and existence of irrigation districts;

Also Assembly Bill No. 450—An act to amend sections 4236f, 4236c, 4236d, 4236f, 4236g, 4236h, 4236i, 4236j, 4236k, inclusive, of the Political Code, relating to county and township officers in counties of the seventh class, the assistants, deputies, and other employees of said officers, and provided for the compensation of said officers and said assistants, deputies, and other employees;

Also Assembly Bill No. 539—An act to amend section 1986 of the Code of Civil Procedure, relating to issuance of subpoenas and subpoenas to take depositions;

Also Assembly Bill No. 551—An act providing for annual conventions of secondary school principals;

Also Assembly Bill No. 552—An act relating to the issuance of vacation permits to work to certain minors;

Also Assembly Bill No. 556—An act to amend section 2322r27 of the Political Code, relating to the salary and expenses of the horticultural commissioner, his deputies, and employees, in counties of the twenty-seventh class;

Also Assembly Bill No. 604—An act relating to the publication of textbooks and teachers' manuals of the studies prescribed for the elementary schools;

Also Assembly Bill No. 605—An act relating to the composition of boards of education of consolidated school districts;

Also Assembly Bill No. 608—An act relating to the retirement of teachers in schools for the blind, schools for the deaf and in special classes maintained for the deaf, the hard of hearing, the blind, or the semisighted;

Also Assembly Bill No. 616—An act relating to the attendance of pupils attending school in a district other than the district in which they reside;

Also Assembly Bill No. 645—An act to authorize and empower boards of supervisors to levy a tax for advertising, exploiting, promoting and aiding measures designed to preserve, aid or develop the agricultural, horticultural, viticultural and water resources and advantages of their several counties;

Also Assembly Bill No. 651—An act to amend section 2322r18 of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors, in counties of the eighteenth class;

Also Assembly Bill No. 653—An act relating to the compensation of election officers of school elections;

Also Assembly Bill No. 684—An act to amend section 1592 of the Code of Civil Procedure, relating to investment of moneys of estate pending settlement;

Also Assembly Bill No. 712—An act to provide for the change of name of irrigation districts;

Also Assembly Bill No. 742—An act to amend section 137 of the Civil Code, relating to alimony, support and maintenance and costs of suit in actions for divorce and permanent support and maintenance;

Also Assembly Bill No. 743—An act amending section 6 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to municipal courts;

Also: Assembly Bill No. 752—An act to amend section 2552 of the Political Code, relating to the Board of State Harbor Commissioners;

Also: Assembly Bill No. 753—An act to add a new section to the Political Code to be numbered 539*d*, relating to the printing of legislative bills and constitutional amendments prior to the convening of the Legislature;

Also: Assembly Bill No. 820—An act to amend an act entitled "An act to authorize irrigation districts to cooperate and contract with the United States under the provisions of the Federal Reclamation Laws for a water supply, or the construction, operation or maintenance of works, including drainage works, or for the assumption by the district of indebtedness to the United States on account of district land; and to provide the manner and method of payments to the United States under such contract, and for the apportionment of assessments, and levy thereof, upon the lands of the district to secure revenue for such payments, and to provide for the judicial review and determination of the validity of the proceedings in connection with such contract," approved May 5, 1917, as amended, by adding a new section thereto numbered section 10, relating to contracts of irrigation districts for construction of public works;

Also: Assembly Bill No. 859—An act to amend section 19*f* of the "Juvenile Court Law," approved June 3, 1915, as amended, relating to the probation officer and assistants in counties of the seventh class and the salaries thereof;

Also: Assembly Bill No. 879—An act to amend sections 4256 of the Political Code, relating to the salaries and fees of county officers in counties of the twenty-seventh class;

Also: Assembly Bill No. 885—An act to amend section 1587 of the Penal Code, relating to the treatment of prisoners;

Also: Assembly Bill No. 925—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party;

Also: Assembly Bill No. 931—An act to validate the Golden Gate Bridge and Highway District, confirm its boundaries and all proceedings relative to the formation and incorporation thereof;

Also: Assembly Bill No. 958—An act amending sections 2 and 14 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency, and fitness for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers, and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended, and adding a new section to said act to be numbered section 32, relating to the appointment of the State Civil Service Commission and its powers and duties;

Also: Assembly Bill No. 1016—An act relating to certain funds of inmates of State prisons and reformatories and the expenditure thereof; And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of April, 1929, at four o'clock p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or making inspection of electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two journeymen in the doing of such work or inspection; and providing penalty for the violation thereof;

Also: Assembly Bill No. 586—An act to amend section 1 of, and to repeal section 9 of an act entitled "An act to authorize and regulate the employment of prisoners in the State prisons of this State and to provide for the disposition of the products of their skill and labor," approved February 23, 1911, relating to the regulation of the employment of prisoners and making an appropriation therefor;

Also: Assembly Bill No. 769—An act providing for the compilation of, printing, binding, publishing, and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts.

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 26—An act to amend section 626*i* of the Penal Code, relating to the limit of deer that may be killed,

Also: Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace;

Also: Assembly Bill No. 536—An act to secure the safety of the public at public bathing places and to provide for the attendance of life guards, and for the violation thereof;

Also: Assembly Bill No. 779—An act to add a new section to the "California Vehicle Act," approved May 30, 1923, as amended, to be known as section 152a, relating to the transportation of animals on motor vehicles;

Also: Assembly Bill No. 919—An act to amend sections 2, 7 and 9 of and to add a new section to be numbered 12a to the "California Meat Inspection Law," relating to the inspection of animals and meat and making an appropriation therefor; And reports that the same have been correctly re-engrossed.

SPALDING, Chairman

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 20—A resolution to propose to the people of the State of California an amendment to section 1a of article VI of the constitution of said State, relating to the exchange of judges by request—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following requests for permission to introduce bills were presented:

By Mr. Arnold:

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add new sections to chapter 2 of title III of part I of the Code of Civil Procedure, to be numbered 261, 261a, and 261b, relating to superior courts in and for counties and cities and counties having a population of 900,000 or more; providing for the appointment and prescribing the powers, duties, qualification and compensation of court commissioners, stenographers and other attaches of such court.

Referred to Committee on Introduction of Bills.

By Mr. Crowley:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add a new section to the Code of Civil Procedure, to be numbered 1454a, relating to the administration of estates.

Referred to Committee on Introduction of Bills.

By Mr. Fisher:

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1929

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to provide for the investigation and study of the control of hypericum perforatum by the University of California, and making an appropriation therefor.

Referred to Committee on Introduction of Bills.

By Mr. Sewell:

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act appropriating money to pay the claim of H. W. Levers against the State of California.

Referred to Committee on Introduction of Bills.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 529—An act to add a new section, to be numbered 17a, to an act entitled "An act establishing and creating a department of

the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, relating to the use of safety measures during well drilling operations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out lines 1 to 18, inclusive, and insert in lieu thereof the following:

"An act to promote the comfort, health, safety and general welfare of the people of this state as affected by injury causing the disability or death of persons within this state as a result of the drilling, testing or other operation of any petroleum or gas well drilled, in the process of being drilled or abandoned; to define the powers and duties of the industrial accident commission in relation thereto, and to provide penalties and punishment for offenses as defined therein."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out lines 1 to 12, inclusive, and all of page 2, and insert in lieu thereof the following:

"SECTION 1. This act is an expression of the police power of the state and is intended to protect persons within this state from injury or death incident to the discovery and production of petroleum and gas, by requiring persons drilling for, testing or otherwise engaged in such discovery or production, to use in connection therewith the most approved safety devices, safeguards and other means or methods for protection of life.

SEC 2. The industrial accident commission is hereby authorized, empowered and directed by general or special orders, rules or regulations, or otherwise, upon its own motion or upon complaint:

(1) To declare and prescribe what safety devices, safeguards or other means or methods of protection are best adapted to use by prospectors, discoverers and producers of petroleum and gas for the protection of the lives of persons within this state.

(2) To fix such reasonable standards and to prescribe, modify and enforce such reasonable orders for the adoption, installation, use, maintenance and operation of said safety devices, safeguards and other means or methods of protection, to be as nearly uniform as possible, as may be necessary to carry out the purposes of this act for the protection of the life and safety of persons within this state.

(3) To require the performance of any act in connection with the drilling, testing or other operation of any petroleum or gas well drilled, in the process of being drilled or in the process of being abandoned, which the protection of the life and safety of persons within this state may reasonably demand.

(4) To apply, upon complaint or upon its own motion, to any court of competent jurisdiction in this state for an injunction to restrain any person, firm, corporation or association from proceeding with the prospecting, discovery or production of petroleum or gas in derogation of, or otherwise than in full compliance with, the lawful orders, rules or regulations of the commission made or adopted pursuant to the provisions of this act.

SEC 3. Whenever the commission learns or has reason to believe that any person, firm, corporation or association is prospecting or drilling for, or producing, petroleum or gas in this state in a manner not safe, or injurious to the welfare of any person, it may, on its own motion or upon complaint, make and enter and serve such order relative thereto as may be necessary to render the premises thereof safe and to protect the life and safety of all persons, anything in this act to the contrary notwithstanding.

SEC 4. The orders of the commission, general or special, its rules or regulations, findings and decisions, made and entered under the provisions of this act may be reviewed by the courts in the manner prescribed in sections 67 and 68 of the

"Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as now amended or as the same may be hereafter amended.

SEC 5 Every person, firm, corporation and association prospecting or drilling for or producing petroleum or gas within this state shall obey and comply with each and every requirement of every order, decision, direction, rule or regulation made or prescribed by the commission in connection with the matters herein specified and every person, firm, corporation or association which refuses or fails so to do is guilty of a misdemeanor and shall be punished by a fine of not more than five thousand dollars or by imprisonment in the county jail for not more than one year or by both such fine and imprisonment."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 457—An act providing for the organization of certain elementary school districts into union or joint union high school districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, as amended in Assembly March 7, 1929, following the word "elementary", insert the following: "or union elementary".

AMENDMENT NUMBER TWO.

On page 2, line 28, of the printed bill, as amended in Assembly March 7, 1929, after the word "district", insert the following: "or union elementary district".

AMENDMENT NUMBER THREE.

On page 2, line 32, of the printed bill, as amended in Assembly March 7, 1929, strike out the words "twelve million dollars", and insert in lieu thereof the following: "eight million five hundred thousand dollars".

AMENDMENT NUMBER FOUR

On page 2, line 37, of the printed bill, as amended in Assembly March 7, 1929, strike out the following: "the school", and insert in lieu thereof the word "schools".

AMENDMENT NUMBER FIVE.

On page 2, line 46, of the printed bill, as amended in Assembly March 7, 1929, after the word "after", insert the following: "receipt of".

AMENDMENT NUMBER SIX.

On page 2, line 48, of the printed bill, as amended in Assembly March 7, 1929, beginning in said line 48, strike out the following: "each of the districts", and insert in lieu thereof the following: "such elementary district or in each elementary district comprising such union elementary district".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 129—An act to add a new section to the Political Code, to be numbered 1740a, relating to traveling expenses of members of high school boards of trustees.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out all of lines 1 to 3, inclusive, and insert in lieu thereof the following:

"An act providing for the allowance of traveling expenses of members of governing boards of union or joint union high school districts"

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of lines 1 to 12, inclusive, and insert in lieu thereof the following:

"SECTION 1. The provisions of section 2.1095 of this act shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of article five of chapter four of part two of division two of the School Code as adopted at the forty-eighth session of the Legislature.

As used in this act the term "this code" means the School Code as adopted at the forty-eighth session of the Legislature.

Sec. 2.1095. Each member of the governing board of a union or joint union high school district may be allowed for travel necessary to attend annual, regular monthly and special meetings of the governing board, the same rate of mileage as is allowed members of the county board of education under the provisions of this code. Warrants therefor shall be drawn upon the funds of the district and signed by a majority of the governing board exclusive of the payee."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 826—An act to amend section 6 of an act entitled "An act authorizing municipal corporations to discontinue the use of land for park purposes when the fee thereof is vested in the municipal corporation, and authorizing the sale or other disposition of such lands," approved May 12, 1927, relating to the sale of lands.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, as amended in Senate March 15, 1929, strike out the word and numeral "section 6", and insert in lieu thereof the following: "sections 1 and 6".

AMENDMENT NUMBER TWO.

In line 6 of the title of the printed bill, as amended in Senate March 15, 1929, strike out the word "sale", and insert in lieu thereof the following: "conveyance, exchange, sale or other disposition".

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, as amended in Senate March 15, 1929, strike out lines 1 to 6, inclusive, and insert in lieu thereof the following:

"SECTION 1. Section 1 of an act entitled "An act authorizing municipal corporations to discontinue the use of land for park purposes when the fee thereof is vested in the municipal corporation, and authorizing the sale or other disposition of such lands," approved May 12, 1927, is hereby amended to read as follows:

Section 1. The use for public park purposes of any land the fee of which is or shall be vested in any municipal corporation, and which has been or shall be dedicated to park use or placed in use as a public park, may be discontinued and abandoned and thereafter such land disposed of, in the manner hereinafter provided. Nothing herein shall be construed to authorize the discontinuance and abandonment of the use of such park lands, or any change in the use thereof which will cause the reversion of such park lands to private ownership, or cause the forfeiture of the ownership thereof in fee by any municipal corporation, or as authorizing the discontinuance of the use of park lands acquired in any proceeding wherein a local assessment based on benefits was or shall be levied to provide funds for such acquisition. *provided, however,* that when, after notice given and a public hearing as required by this act, the legislative body of any municipal corporation adopts a resolution of discontinuance of a minor portion of any such park for the purpose of exchanging the same for an equal or greater area, or of equal or greater value, of privately owned land contiguous to such park, and determines that such exchange is in the public interest, then such exchange of lands may be effected without submission of such question to an election, and said municipality shall have power to convey into private ownership the fee of such discontinued park lands for the purpose of effecting such exchange of lands.

SEC. 2. Section 6 of said act is hereby amended to read as follows:

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 332—An act to require high school districts to establish and maintain special continuation education classes and a program of guidance, placement and follow-up for certain minors.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 385—An act providing for the compulsory attendance of certain minors upon special continuation education classes; to enforce attendance upon such classes where established, and providing penalties for the violation of the provisions of this act.

Bill read second time, and ordered on file for third reading.

UNFINISHED BUSINESS.

CONSIDERATION OF GOVERNOR'S VETO.

Assembly Bill No. 95—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of section 34 of article IV of the constitution of the State of California, approved and adopted by the people at the general election held November 7, 1922.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto of the Governor sustained by the following vote:

AYES—None.

NOES—Adams, Anderson, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Crowley, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Keaton, Kline, Luttrell, McGuinness, Meeke, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—51.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER

TWENTY-FOUR.

Assembly Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding a new article thereto, to be known as article XIII½, relating to revenue and taxation.

COMMITTEE AMENDMENTS.

During reading of Assembly Constitutional Amendment No. 24, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE.

On page 1, line 21, of the printed measure, strike out the period and the words "Provided, however", and insert in lieu thereof a semicolon and the following: "provided, that any law adopted by the Legislature under and pursuant to the provisions of this section shall be subject to the referendum; provided, further,".

AMENDMENT NUMBER TWO.

On page 2, line 6, of the printed measure, after the period add the following: "If any of the provisions of this section conflict with the provisions of any other amendment to article thirteen of this constitution approved and ratified by the electors at the same election as that at which this amendment is approved and ratified, the provisions of this section shall prevail."

Amendments adopted.

Assembly Constitutional Amendment No. 24 ordered to reprint, engrossment, and on file for adoption.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER FOUR

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section

5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees and compensation of jurors.

COMMITTEE AMENDMENTS.

During reading of Assembly Constitutional Amendment No. 4, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, after the word "office", strike out all matter to the word "and" in line 15.

AMENDMENT NUMBER TWO.

On page 1, line 19, of the printed bill, after the semicolon, insert the following: "The Legislature shall fix the compensation of the supervisors in the several counties.

The Legislature by a two-thirds affirmative vote of each branch thereof may change the powers and duties herein imposed upon boards of supervisors.

The Legislature may provide rules and regulations for the supervisors in their conduct of county business, and shall provide for strict accountability of county and township officers for all fees which may be collected by them, and for all public and municipal moneys which may be paid to them, or officially come into their possession."

AMENDMENT NUMBER THREE.

On page 2, line 17, of the printed bill, after the period, strike out all matter to the bottom of page.

Amendments adopted.

Assembly Constitutional Amendment No. 4 ordered to reprint, engrossment, and on file for adoption.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER THIRTEEN.

Assembly Constitutional Amendment No. 13—Proposed amendment to article XIII of the constitution, relative to taxation.

COMMITTEE AMENDMENTS.

During reading of Assembly Constitutional Amendment No. 13, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 26, of the printed bill, strike out all of lines 26 and 27, and insert in lieu thereof the following: "thereon located outside of the county or city and county, and except such lands and the improvements thereon located outside of the county or counties or city and county in which the municipal corporation or irrigation district owning the same is located, as".

AMENDMENT NUMBER TWO

On page 2, line 11, of the printed bill, strike out the comma after the word "located", and insert in lieu thereof a semicolon, and strike out all the balance of line 11, beginning with the word "and", also strike out all of line 12 on said page 2, and insert in lieu thereof the following: "provided, that the assessed valuation shall at no time be greater than that shown for the same property upon the equalized assessment roll of the county for the year prior to that in which the property was acquired by the county, city and county, municipal corporation or irrigation district."

Amendments adopted.

Assembly Constitutional Amendment No. 13 ordered to reprint, engrossment, and on file for adoption.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER TWENTY-ONE.

Assembly Constitutional Amendment No. 21—Proposed amendment to article XIII of the constitution, relative to revenue and taxation.

COMMITTEE AMENDMENTS.

During reading of Assembly Constitutional Amendment No. 21, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed constitutional amendment, strike out the word "amending", and strike out lines 4 and 5, and insert in lieu thereof the following: "adding a new paragraph to section 14 of article thirteen thereof to be numbered (h) relating to revenue and taxation."

AMENDMENT NUMBER TWO

On page 1, strike out line 7 of the printed constitutional amendment, and insert in lieu thereof the following: "by adding a new paragraph to section 14 of article thirteen thereof to be numbered (h) and to read as".

AMENDMENT NUMBER THREE.

On page 1 of the printed constitutional amendment, strike out lines 9 to 27, inclusive, and all of pages 2, 3, 4 and 5, and insert in lieu thereof the following:

"(h) The Legislature may provide for the reimbursement of any or all counties that may be determined to be sustaining a loss in revenue by the withdrawal from local taxation of any or all of the properties taxed for state purposes under the provisions of this section."

Amendments adopted.

Assembly Constitutional Amendment No. 21 ordered to reprint, engrossment, and on file for adoption.

Assembly Bill No. 436—An act making an appropriation for permanent improvements at the San Francisco State Teachers College.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 436 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 448—An act making an appropriation for the purchase of a land site and the construction and equipment of a warehouse thereon, for the use of the Division of Motor Vehicles, and such other State uses as may be approved by the Director of Finance; transferring certain moneys to the general fund and abolishing the transfer and operators' license fund.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 448 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright, Young and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 503—An act appropriating money for premiums at fairs or exhibitions held by the Thirty-second District Agricultural Association during the eighty-first and eighty-second fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 503 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1053—An act to accept the provisions and benefits of an act passed by the Senate and House of Representatives of the United States of America in Congress assembled and approved February 5, 1929, to provide for the further development of vocational education; to create a vocational education fund and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1053 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1067—An act making an appropriation to meet a deficiency in the appropriation for support of the Railroad Commission for the seventy-ninth and eightieth fiscal years.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Assembly Bill No. 1067—An act making an appropriation to meet a deficiency in the appropriation for support of the Railroad Commission for the seventy-ninth and eightieth fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1067 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1076—An act making an appropriation for minor construction, improvements and equipment at the Norwalk State Hospital.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Assembly Bill No. 1076—An act making an appropriation for minor construction, improvements and equipment at the Norwalk State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1076 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1083—An act authorizing the State Department of Finance to select and acquire additional land for the State Hospital at Patton, California, and to that end to sell or exchange certain prop-

erty belonging to the State and situated in the county of San Bernardino, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1083 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1084—An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Assembly Bill No. 1084—An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1084 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—Bernard and Patterson—2.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Crowley gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1084 was this day passed.

Assembly Bill No. 1102—An act to appropriate money for permanent improvements in aid of and in connection with State Teachers College of San Diego.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1102 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGinness, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1118—An act making an appropriation for repairs, improvements and equipment at the State Capitol Building, Sacramento, including the installation of two new elevators.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGinness, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Assembly Bill No. 1118—An act making an appropriation for repairs, improvements and equipment at the State Capitol Building, Sacramento, including the installation of two new elevators.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1118 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGinness, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Fry moved to amend the title as follows :

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out the period, and insert in lieu thereof a comma, and add the following : "declaring the urgency thereof and providing that this act shall take effect immediately."

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 546—An act making an appropriation to pay the claim of Arthur B. Eddy against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 546 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 905—An act appropriating money to pay the claim of Mr. S. W. Moore against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 905 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 906—An act appropriating money to pay the claim of Grove J. Fink against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 906 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Park-

man, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 907—An act appropriating money to pay the claim of Fred A. Taylor against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 907 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 909—An act appropriating money to pay the claim of E. E. Purrington against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 909 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 913—An act to pay the claim of Hans Hansen against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 913 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 914—An act appropriating money to pay the claim of the city controller of the city of Los Angeles against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 914 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 915—An act appropriating money to pay the claim of H. L. Preston against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 915 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Keaton, Kline, Luttrell, Lyons, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read :

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Sewell: An act appropriating money to pay the claim of H. W. Levers against the State of California.

By Mr. Fisher: An act to provide for the investigation and study of the control of hypericum perforatum by the University of California, and making an appropriation therefor.

By Mr. Arnold: An act to add new sections to chapter 2 of title III of part I of the Code of Civil Procedure, to be numbered 261, 261a, and 261b, relating to superior courts in and for counties and cities and counties having a population of 900,000 or more; providing for the appointment and prescribing the powers, duties, qualification and compensation of court commissioners, stenographers and other attaches of such court.

By Mr. Crowley: An act to add a new section to the Code of Civil Procedure to be numbered 1454a, relating to the administration of estates.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote :

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe,

Easley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Qugley, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—60.

NOES—None.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced:

By Mr. Williamson: Assembly Joint Resolution No. 10—Relative to memorializing Congress to provide a larger pension for Mrs. Eda B. Funston, widow of Major General Frederick Funston.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Williamson asked for and was granted unanimous consent to take up Assembly Joint Resolution No. 10, at this time, without reference to printer, committee or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER TEN.

Assembly Joint Resolution No. 10—Relative to memorializing Congress to provide a larger pension for Mrs. Eda B. Funston, widow of Major General Frederick Funston.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 10 adopted by the following vote.

AYES—Anderson, Badham, Bernard, Bliss, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Kline, Lyons, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Qugley, Reindollar, Roland, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 10 ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION No. 10.

Relative to memorializing Congress to increase the pension of Eda B. Funston, widow of Major General Frederick Funston.

WHEREAS, The late Frederick Funston as Colonel, as Brigadier General, and as Major General, in the Army of the United States, served his nation with distinction in time of war; and,

WHEREAS, The said Frederick Funston as commanding officer of the Presidio of San Francisco, in April of 1906, rendered signal service to San Francisco in time of hazard and danger; and,

WHEREAS, The late Frederick Funston, having devoted his lifetime to the service of others, accumulated no worldly wealth, and his widow Eda B. Funston, with three minor children, since his death in 1917 has been the recipient of a pension from the government of the United States of one hundred dollars monthly; and,

WHEREAS, It has been brought to the attention of the Legislature of the State of California that this pension has never been increased, now, therefore, be it

Resolved, That the Legislature of the State of California memorialize the Congress of the United States to take such action as may be legally necessary to increase the said pension of Eda B. Funston, in order that the declining years of the widow of this gallant soldier may be spent in comfort and security comparable in some degree to the security which Frederick Funston devoted his life to securing for others.

MOTION.

On motion of Mr. Williamson, the following communications relative to the above resolution were ordered printed in the Journal:

By Mr. Williamson:

SAN FRANCISCO, CALIFORNIA, April 6, 1929.

Mr. Ray Williamson, Assemblyman for the Twenty-sixth Assembly District, State Capitol, Sacramento, California.

DEAR SIR: The San Francisco County Council, Veterans of Foreign Wars of the United States, directs your attention to the attached duly authenticated copy of a letter received from the widow of the late Major General Frederick Funston.

As a San Franciscan you are, of course, keenly conscious of the service rendered to this city in April, 1906, by General Funston. You will recall that General Funston's body lay in state under a guard of honor in the rotunda of the city hall, following his death. You know, as does every San Franciscan, that in the corridor of the city hall, in a place of honor, there stands a pedestal bust of the late General Funston.

One of the major obligations of all members of the Veterans of Foreign Wars is to care for the widows of the men who have served their nation in time of war, and, because of that obligation, and in recognition of the services rendered to San Francisco in time of need by General Funston, we ask that you introduce in the Assembly at once a measure memorializing the Congress of the United States to increase the pension that this widow of a true soldier is now receiving.

Truly yours,

H. J. BOYD.

Commander, S. F. County Council, Veterans of Foreign Wars.

COPY OF LETTER.

Veterans of Foreign Wars, San Francisco.

GENTLEMEN: My husband served as Colonel of the Twentieth Kansas Regiment during the Spanish American War, and for bravery in action was promoted to Brigadier General of Volunteers. On the capture of Aguinaldo he was made Brigadier General, United States Army, at the time of his death he was Major General and in command of the United States forces on the Mexican border during 1915-16 and 17.

At the time of his death I had three children, aged respectively thirteen, eight, and two and a half. During my husband's service he accumulated no world wealth, and, through the efforts of the late Julius Kahn I was granted a pension of \$100 a month for self and three minor children. No doubt I would have been granted a larger sum if we had not been engaged in the World War.

It has been a severe struggle for me to educate the children and provide the necessaries of life and I find that the amount I am receiving is wholly inadequate for my support. For your information I will state that for some time past I have been employed and have found it necessary to meet my financial obligations.

My friends now urge me to petition Congress for an increase of pension and I would appreciate it greatly if you would interest yourself in my behalf, and have resolutions passed petitioning Congress to grant me an increase of pension. My friends believe this will be the best course to pursue due to the lapse of time since the death of my husband.

(Signed)

EDA B. FUNSTON.
(Mrs. Frederick Funston).

Certified to be a true copy.

[SEAL]

H. J. BOYD.

SPECIAL ORDER SET.

On motion of Mr. Reindollar, the consideration of Assembly Bill No. 553 was made a special order for Thursday, April 11, 1929, at two o'clock p.m.

REQUEST FOR USE OF ASSEMBLY CHAMBER.

Mr. Byrne asked for and was granted unanimous consent to use the Assembly Chamber for Tuesday evening, April 9, 1929, for the purpose of considering legislation pending before the Committee on Education.

RECESS.

At twelve o'clock and thirty minutes p.m., on motion of Mr. Williamson, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.
 Speaker Levey in the chair.
 Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1929.

MR. SPEAKER: Your Committee on Corporations, to which was referred Assembly Bill No. 841—An act to amend section 604a of the Civil Code, relating to corporations—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

(Signed out)

LYONS, Chairman.
 BYRNE.
 MIXTER.
 KEATON.
 ARNOLD.
 HARPER.
 FLYNN.
 MORGAN.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 116—An act to amend section 626 of the Penal Code, relating to the protection of game;

Also: Assembly Bill No. 124—An act to establish an institution for the confinement, care and reformation of women misdemeanants, and women convicted of a felony the punishment for which is less than death; to provide for its maintenance, conduct and government, and to make an appropriation therefor;

Also: Assembly Bill No. 141—An act to amend section 685 of the Code of Civil Procedure, relating to the issuance of execution and enforcement of judgment after the lapse of five years from date of its entry;

Also: Assembly Bill No. 153—An act to amend section 69 of the Civil Code, relating to issuance of licenses to marry;

Also: Assembly Bill No. 154—An act to add a new section to the Code of Civil Procedure to be numbered 1186½, relating to the filing of statements of ownership of real property preceding the construction of any building thereon;

Also: Assembly Bill No. 188—An act authorizing the Department of Natural Resources to acquire, purchase, and obtain objects of historical interest, to establish and maintain museums and purchase sites therefor, and making an appropriation;

Also: Assembly Bill No. 299—An act to amend section 4300f of the Political Code, relating to fees of jurors;

Also: Assembly Bill No. 315—An act relating to the tenure of employment of persons engaged in the public school service of the State;

Also: Assembly Bill No. 375—An act to amend an act entitled "An act to amend an act entitled 'An act to amend section 1 of an act entitled "An act amending an act making an appropriation for the establishment of a permanent fund for the purchase of jute to be manufactured at the State Prison at San Quentin, approved March 9, 1885," approved March 16, 1889, and to provide for the disposition and use of the surplus money received from the sale of jute goods and not needed for the "revolving fund" provided for in said act,' approved March 24, 1911, as amended, approved May 23, 1925, as amended.";

Also: Assembly Bill No. 390—An act to amend section 1094 of the Political Code, relating to registration of electors and conduct of elections;

Also: Assembly Bill No. 395—An act to add a new article to chapter 3 of title I of part III of the Political Code to be numbered article XIo, embracing sections 378 to 378g, inclusive, creating a State Department of Commerce, defining the jurisdiction, functions, powers and duties thereof and making an appropriation therefor;

Also: Assembly Bill No. 435—An act relating to requisitions on school district funds;

Also: Assembly Bill No. 439—An act relating to the registration of unpaid school warrants;

Also: Assembly Bill No. 483—An act to amend section 270 of the Penal Code, relative to omitting to provide child with necessaries;

Also: Assembly Bill No. 700—An act authorizing the Department of Finance to sell certain property belonging to the State of California, situated in Riverside County, State of California;

Also: Assembly Bill No. 736—An act to revise an act entitled "An act to provide whole family protection for members of fraternal benefit societies," approved April 20, 1917;

Also: Assembly Bill No. 803—An act to amend section 384c of the Penal Code, relating to hunting, injuring animals and penalty;

Also: Assembly Bill No. 816—An act to add a new section to Penal Code to be numbered 374b, and relating to the depositing of garbage, swill and refuse on public highways;

Also: Assembly Bill No. 865—An act to amend sections 737nn and 737pp of the Political Code, relating to the salaries of judges of the superior court;

Also: Assembly Bill No. 932—An act to add a new section to an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, and adopting those provisions, not inconsistent herewith, of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended and approved May 23, 1925," as approved May 26, 1927, to be numbered 13a, relating to a revolving fund for the State Highway Commission;

Also: Assembly Bill No. 966—An act to amend section 664 of the Penal Code, relating to the punishment for attempt to commit crime;

Also: Assembly Bill No. 1000—An act to amend section 70 of the Penal Code, relating to bribery;

Also: Assembly Bill No. 1036—An act to add a new section to the Penal Code to be numbered 321a, relating to lotteries;

Also: Assembly Bill No. 1072—An act to amend section 19 of the General Dairy Law of California, approved June 15, 1923, as amended, relating to the transportation of milk and milk products;

Also: Assembly Bill No. 1087—An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property;

Also: Assembly Bill No. 1129—An act making an appropriation for the construction of a cottage at the Woman's Relief Corps Home;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Sewell: Assembly Bill No. 1136—An act appropriating money to pay the claim of H. W. Levers against the State of California. Bill read first time, and referred to Committee on Claims.

By Mr. Fisher: Assembly Bill No. 1137—An act to provide for the investigation and study of the control of hypericum perforatum by the University of California and making an appropriation therefor.

Bill read first time, and referred to Committee on Conservation.

By Mr. Arnold: Assembly Bill No. 1138—An act to add new sections to chapter 2 of title III of part I of the Code of Civil Procedure, to be numbered 261, 261a and 261b, relating to superior courts in and for counties and cities and counties having a population of 900,000 or more; providing for the appointment and prescribing the powers, duties, qualification and compensation of court commissioners, stenographers and other attaches of such court.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Crowley: Assembly Bill No. 1139—An act to add a new section to the Code of Civil Procedure, to be numbered 1454a, relating to the administration of estates.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Bliss: Assembly Concurrent Resolution No. 25—Relative to the preservation of the coast line of the State of California and the land and water areas contiguous thereto and authorizing the appointment of a committee for the purpose of study and investigation.

Introduced, and referred to Committee on Conservation.

SPECIAL ORDER.

The hour of two o'clock p. m. having arrived, the special order heretofore set for this hour was taken up for consideration.

Senate Bill No. 416—An act concerning the licensing of aircraft, airmen, and air navigation facilities, and air traffic rules and to make uniform the law with reference thereto; and to provide for the enforcement thereof; and to repeal that certain act entitled "An act concerning the registration, numbering, and use of aircraft, and the licensing of operators thereof," approved June 3, 1921.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 416 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Hawes, Hensing, Hoffman, Ingels, Keaton, Kline, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Noyes, Quigley, Reindollar, Roland, Scofield, Scudder, Snyder, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—47.

NOES—Nielsen, and West—2.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS.

Senate Bill No. 568—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article *IIm*, embracing sections 376 to 376*f*, inclusive, relating to a Department of Penology.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 568 finally passed by the following vote:

AYES—Anderson, Badham, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Hawes, Hensing, Hoffman, Keaton, Kline, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scudder, Snyder, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 743—An act granting to the city of Martinez tide and submerged lands of the State of California, including the right to wharf out therefrom, to the city of Martinez, and regulating the management, use and control thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Easley:

AMENDMENT NUMBER ONE.

On page 2, line 43, of the printed bill, as amended in Senate March 21, 1929, strike out the period, and insert in lieu thereof a semicolon and the following: "subject to the right of the owner of each one thousand feet or less frontage of adjoining upland to cross said tidelands to tidewater on a right of way one hundred feet in width, to be selected by such owner within two years from the date of the taking effect of this act."

AMENDMENT NUMBER TWO.

On page 3, line 45, of the printed bill, as amended in Senate March 21, 1929, strike out lines 45 to 48, inclusive.

AMENDMENT NUMBER THREE.

On page 4, line 14, of the printed bill, as amended in Senate March 21, 1929, after the period in said line insert the following: "Said right of access is hereby limited, however, to the right of way selected by the upland proprietors as set forth in section 2 hereof."

Amendments adopted.

Bill ordered to reprint, and on file for third reading.

Senate Bill No. 599—An act relating to the support of junior colleges.
Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 599 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 599 ordered re-referred to Committee on Education.

Senate Bill No. 142—An act providing for the organization of certain elementary school districts into union or joint union high school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 142 finally passed by the following vote:

AYES—Anderson, Badham, Bishop, Brock, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Jost, Keaton, Kline, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Snyder, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 619—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60, 61, 61a, 82, 83, 90, 127, 130, and 136, and by repealing section 132a, all relating to the definition and regulation of the business of banking.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Crawford:

AMENDMENT NUMBER ONE.

On page 12, line 7, of the printed bill, as amended in Assembly April 5, 1929, after the number "31d", in said line, insert the words "of said act".

Amendment adopted.

Bill ordered to reprint, and on file for third reading.

HON. EUGENE W. ROLAND IN THE CHAIR.

At two o'clock and thirty-five minutes p m., Hon. Eugene W. Roland, member of the Assembly from the Thirty-seventh District, in the chair.

Senate Bill No. 201—An act to amend section 1374 of the Penal Code, relating to expenses of maintenance in State hospital of persons charged with crime.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 201 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bishop, Bliss, Brock, Clowdsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Keaton, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scudder, Snyder, Stockwell, West, Williamson, Witter, Wright, and Young—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 202—An act to amend section 1373 of the Penal Code, relating to expense of sending defendant to State hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 202 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bishop, Bliss, Brock, Clowdsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Keaton, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scudder, Snyder, Stockwell, West, Williamson, Witter, Wright, and Young—48.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 368—An act to amend section 25 of the Voting Machine Act, being an act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections; and providing for the punishment of all violations of the provisions of this act. Approved May 3, 1923.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Crawford:

AMENDMENT NUMBER ONE.

Strike out all of lines 1 and 2 of the title of the printed bill, as amended in Senate March 18, 1929, and insert in lieu thereof the following:

"An act to amend section 25 of an act entitled "An act creating a state commission on voting machines,"".

AMENDMENT NUMBER TWO.

Strike out all of lines 9 and 10 of the title of the printed bill, as amended in Senate March 18, 1929, and insert in lieu thereof the following "ment of all violations of the provisions of this act." approved May 3, 1923, relating to definitions."

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed bill, as amended in Senate March 18, 1929, strike out the words "voting machine act", and insert in lieu thereof the words "act cited in the title hereof".

Amendments adopted.

Bill ordered to reprint, and on file for third reading.

Senate Bill No. 491—An act relating to courses of study for special day and evening classes in high schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 491 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bishop, Bliss, Brock, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Keaton, Lyons, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scudder, Snyder, Stockwell, West, Williamson, Witter, Wright, and Young—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 602—An act to amend section 24 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by authorizing the Industrial Accident Commission to deny or suspend the privilege of any person to appear before the commission as a representative of any party in any proceeding pending before it.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 602 finally passed by the following vote:

AYES—Adams, Arnold, Bishop, Bliss, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jost, Lyons, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Stockwell, West, Williamson, Witter, Wright, and Young—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Senate Bill No. 604—An act to amend section 38, chapter 176, Laws of 1913, Workmen's Compensation, Insurance and Safety Act, relating

to power and authority of the Industrial Accident Commission over the State Compensation Insurance Fund.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 604 finally passed by the following vote:

AYES—Adams, Arnold, Bishop, Bliss, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jepsersen, Jewett, Jost, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Remdollar, Roland, Scofield, Scudder, Stockwell, West, Williamson, Witter, Wright, and Young—48

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 601—An act to amend section 7, chapter 586, Laws of 1917, as amended by chapter 471, Laws of 1919, Workmen's Compensation, Insurance and Safety Act, relating to the definition of the term "employer" as used in said act.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 601 finally passed by the following vote:

AYES—Adams, Arnold, Bishop, Bliss, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jepsersen, Jewett, Jost, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Remdollar, Roland, Scofield, Scudder, Stockwell, West, Williamson, Witter, Wright, and Young—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 834—An act to amend section 19.r24 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of the probation officer in counties of the twenty-fourth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 834 finally passed by the following vote:

AYES—Adams, Anderson, Bernard, Bishop, Bliss, Brock, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jost, Keaton, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Remdollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At three o'clock and five minutes p. m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 51—An act to amend section 384a of the Penal Code, relating to the protection of native trees, shrubs and plants.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 51 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jewett, Jost, Keaton, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Parkman, Quigley, Reindollar, Roland, Scofield, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—50.

NOES—Heisinger, Morrison, and Oliva—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 801—An act to amend sections 10 and 14 of the "State Housing Act," approved June 15, 1923, as amended, relating to definitions therein and to the rear yard of apartment houses.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 801 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Luttrell, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morrison, Oliva, Parkman, Patterson, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 166—An act to amend section 827 of the Civil Code, relating to the termination of month-to-month tenancies.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 166 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Luttrell, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morrison, Oliva, Parkman, Patterson, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 182—An act to regulate the sale, possession, distribution and use of habit-forming, narcotic and other dangerous drugs and substances, and providing penalties for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Wright:

AMENDMENT NUMBER ONE.

On page 2, line 21, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER TWO.

On page 2, line 22, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER THREE.

On page 2, line 25, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER FOUR.

On page 2, line 48, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER FIVE.

On page 3, line 8, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER SIX.

On page 3, line 47, of the printed bill, beginning in said line 47, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER SEVEN.

On page 4, line 47, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER EIGHT.

On page 4, line 50, of the printed bill, beginning in said line 50, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER NINE.

On page 5, line 13, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER TEN.

On page 5, line 24, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER ELEVEN.

On page 5, line 25, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER TWELVE.

On page 5, line 33, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER THIRTEEN.

On page 5, line 35, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER FOURTEEN.

On page 7, line 32, of the printed bill, beginning in said line 32, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER FIFTEEN.

On page 7, line 41, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

AMENDMENT NUMBER SIXTEEN.

On page 9, line 30, of the printed bill, strike out the word "control", and insert in lieu thereof the word "enforcement".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 603—An act to amend section 36½, Workmen's Compensation, Insurance and Safety Act, chapter 589, Laws of 1927, relat-

ing to insurance by State Compensation Insurance Fund against liability under the United States Longshoremen's and Harbor Workers' Compensation Act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 603 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Muller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 527—An act to amend section 2322a of the Political Code, relating to county horticultural commissioners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 527 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Muller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 881—An act to amend sections 1 and 5 of an act entitled "An act to provide for the formation, management and dissolution of county fire protection districts, and annexations thereto, setting forth the powers of such districts and providing for levying and collecting taxes on property in such districts to defray the expenses thereof," approved May 23, 1923, and to add a new section thereto to be numbered section 5a.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 881 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jost, Keaton, Kline, Luttrell, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 249—An act to amend sections 2979*b* and 2979*c* of the Political Code, relating to physically defective and handicapped persons under the age of 18 years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 249 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jepsersen, Jewett, Keaton, Kline, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 591—An act to add a new section to the Code of Civil Procedure, to be numbered 1822*c*, relating to the sale of property of missing persons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 591 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jepsersen, Jewett, Keaton, Kline, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 202—An act to revise an act entitled “An act providing for the sale of certain State lands,” approved May 19, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 202 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jepsersen, Jewett, Keaton, Kline, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 105—An act to amend section 384 of the Penal Code, relating to fires.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 105 passed by the following vote:

AYES—Adams, Badham, Bishop, Bliss, Brock, Cloudsley, Coombs, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Keaton, Kline, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Noyes, Parkman, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—47.

NOES—Anderson, Cloudman, and Feigenbaum—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 769—An act providing for the compilation, printing, binding, publishing and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts, and making an appropriation to carry out the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Wright:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, as amended, strike out all of lines 3 to 6, inclusive.

Amendment adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 433—An act to amend the title and sections 1, 2, 3 and 4 of an act entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the State Fire Marshal, providing ways and means for enforcement and providing penalties for violations," approved June 3, 1927, and to add two new sections thereto to be known as section 5, relating to hazardous buildings and equipment, and section 6, creating a Division of Industrial Fire Safety in the Department of Industrial Relations, and transferring to said division the administration and enforcement of said act.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

MOTION TO RECALL BILL.

Mr. Eddy moved that Assembly Bill No. 28 be recalled from Committee on Municipal Corporations and placed on file for passage.

The question being on the motion to recall Assembly Bill No. 28 from Committee on Municipal Corporations.

MOTION TO CONTINUE.

Mr. Woolwine moved that consideration of the motion to recall Assembly Bill No. 28 from Committee on Municipal Corporations be continued until Tuesday, April 9, 1929.

REQUEST FOR ROLL CALL.

On request of Messrs. Feigenbaum, Bernard and Jespersen the Speaker ordered a roll call taken on the motion to continue considera-

tion of the motion to recall Assembly Bill No. 28 from Committee on Municipal Corporations.

The roll was called, and the motion to continue consideration lost by the following vote:

AYES—Arnold, Brock, Cloudman, Crittenden, DeYoe, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Jespersen, Jost, Luttrell, Morrison, Parkman, Patterson, Reindollar, Roland, Seawell, Williamson, and Woolwine—23.

NOES—Adams, Anderson, Bernard, Bliss, Cloudsley, Collier, Coombs, Craig, Crowley, Deuel, Dillinger, Easley, Eddy, Harper, Heisinger, Ingels, Jewett, Keaton, Kline, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Scofield, Scudder, Snyder, Stockwell, West, Williams, Witter, Wright, and Young—33.

The question being on the motion of Mr. Eddy to recall Assembly Bill No. 28 from Committee on Municipal Corporations and place on file.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Eddy moved a call of the House.

Motion carried.

Time, four o'clock and twenty-five minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names: *

Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 141—An act to repeal section 685 of the Code of Civil Procedure, relating to enforcement of judgments.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Reindollar moved that Assembly Bill No. 141 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 141 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more

municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvement; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Brock moved that Assembly Bill No. 451 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 451 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Hoffman moved that Assembly Bill No. 446 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 446 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 153—An act to amend section 69 of the Civil Code, relating to issuance of licenses to marry.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Dillinger moved that Assembly Bill No. 153 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 153 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 183—An act to amend section 274 of the Code of Civil Procedure, relating to the fees of phonographic reporters.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Anderson.

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, as amended in Assembly April 4, 1929, strike out the words "of, and to repeal section 9".

AMENDMENT NUMBER TWO.

In line 7 of the title of the printed bill, as amended in Assembly April 4, 1929, strike out said line 7, and insert in lieu thereof the following: "for machinery, tools,

supplies, materials, and equipment as may be needed to carry out the provisions of said act."

AMENDMENT NUMBER THREE.

On page 1, line 22, of the printed bill, as amended in Assembly April 4, 1929, strike out said line 22.

AMENDMENT NUMBER FOUR.

On page 2, line 1, of the printed bill, as amended in Assembly April 4, 1929, strike out the figure "3", and insert in lieu thereof the figure "2".

Amendments adopted.

Bill read third time, ordered to reprint, re-engrossment, and third reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON MINES AND MINING.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1929.

MR SPEAKER: Your Committee on Mines and Mining, to which was referred Senate Bill No 211—An act to amend sections 1, 8, 9 and 10 and to repeal section 3 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm or corporation engaged in the business of milling, sampling, concentrating, reducing, refining, purchasing or receiving for sale, ores, concentrates, or amalgams, bearing gold or silver, gold dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act," approved April 15, 1925, as amended, and to add a new section to said act to be numbered 4b, relating to the enforcement thereof and the escheat of ores seized thereunder—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

DILLINGER, Chairman.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1929.

MR SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No 504—An act to amend sections 1, 2, 4, 5, 7, 9, 15 and 19 of act 5216, General Laws of California entitled "An act to provide for the maintenance by municipalities of lightning systems along public streets, alleys, and other public places and for the lighting thereof by electric current, gas or other illuminating agent; and for the assessment of the cost and expense thereof upon the property benefited and the manner of collecting such assessments"—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No 961—An act to amend section 10 of an act entitled "An act authorizing the board of supervisors or other governing body of any incorporated city, or city and county, having a population of more than 100,000 persons, to order the disinterment and removal of all human bodies interred in any cemetery of more than five acres in extent, or from a part thereof, situate within the boundaries of such city, or city and county, and directing the reinterment of such bodies in cemeteries outside the limits of such city, or city and county, or the depositing of the same in a mausoleum or columbarium, whenever the further maintenance of such cemetery or part thereof as a burial place for the human dead threatens or endangers the health, safety, comfort or welfare of the public, and providing a mode of procedure under and by which such removals may, when so ordered, be made by the cemetery corporation, association, corporation sole or other person governing or controlling such cemetery lands, or by the relatives or friends of those whose bodies are buried therein, and providing for the sale, mortgage or pledge of cemetery lands from which the human bodies are removed," approved June 5, 1923—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 1082—An act to amend section 594½ of the Political Code, relating to homes for the aged and making an appropriation for the purposes of administration of the provisions of said section—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 623—An act to amend section 594 of the Political Code, defining and classifying insurance, and prescribing capital and other requirements of the various classes and limitations of classes permitted, and also requiring the stock of insurance companies to have a specified par value—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 629—An act to amend section 453½ of the Civil Code, relating to the business of land value insurance, declaring the conditions of which land value insurance may be done and providing penalties for violation of the provisions of this act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 193—An act to amend section 629^a and 629^b of the Political Code, relating to group insurance—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

MOTION TO APPROVE JOURNALS.

Mr. Reindollar moved that the Journals of Thursday, March 14, 1929; Friday, March 15, 1929; Monday, March 18, 1929; Tuesday, March 19, 1929; Wednesday, March 20, 1929; Thursday, March 21, 1929; Friday, March 22, 1929; Monday, March 25, 1929, and Tuesday, March 26, 1929, be approved as corrected by the Minute Clerk.

Motion carried.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 22—Relating to radio interference by electrical transmission lines and other electrical equipment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Concurrent Resolution No. 22 referred to Committee on Public Utilities.

Also:

SENATE CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as an urgency measure Senate Bill No. 398—An act to amend section 3714 of the Political Code, relating to the preparation, submission and adoption

of county and district budgets and to the levy of taxes and prescribing limitations on county expenditures.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 398 read first time, and referred to Committee on Revenue and Taxation

Also:

SENATE CHAMBER, SACRAMENTO, April 8, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 614—An act requiring the recording of maps of subdivisions of land in certain cases; prescribing the conditions on which such maps may be recorded; authorizing the execution of contracts secured by bond for the placing of improvements on streets, highways, and ways dedicated thereby; prohibiting any attempt to place other requirements for the recording of such maps and providing a penalty against any city, city and county, or county illegally delaying the recording of any such map, prohibiting the selling, or offering or contracting to sell any subdivision or portion thereof except by reference to a recorded map; making certain acts misdemeanors; and repealing earlier acts in conflict therewith;

Also: Senate Bill No. 654—An act providing for the annexation of high school districts to junior college districts;

Also: Senate Bill No. 811—An act to amend an act entitled "An act making an appropriation for the purchase of additional lands for the enlargement of Mount Diablo Park in California," approved May 21, 1927, by amending section 3 of said act, relating to the Mount Diablo State Park fund;

Also: Senate Bill No. 812—An act to amend section 2 of an act entitled "An act providing for the creation and management of the Tamalpais State Park, making an appropriation therefor and creating the Tamalpais State Park Commission, with power to acquire land and other property for the creation, maintenance and improvement of said park, and for additions thereto, and to maintain and manage the same, and to appoint a guardian thereof," approved May 19, 1927.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 614 read first time, and referred to Committee on Judiciary.

Senate Bill No. 654 read first time, and referred to Committee on Education.

Senate Bills Nos. 811 and 812 read first time, and referred to Committee on Conservation.

Also:

SENATE CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 841—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 375 to 375d, inclusive, relating to a Department of Investment, for purposes of representation in the Governor's Council.

Also: Senate Bill No. 703—An act to amend section 4071 of the Political Code of the State of California, relating to the incurring of indebtedness by the board of supervisors;

Also: Senate Bill No. 829—An act to amend section 4 of an act entitled "An act to protect domestic live stock from contagious and infectious diseases, to prescribe the duties of officials to carry into effect the provisions of this act, to provide for the appointment of a veterinarian, and to repeal an act entitled 'An act to protect domestic live stock from contagious and infectious diseases, to provide for the appointment and duties of officials to carry into effect the provisions of this act, and to provide an appropriation therefor,'" approved March 18, 1899, as amended,

Also: Senate Bill No. 843—An act authorizing and directing the Governor of the State of California to grant to the United States of America easements, the nature of which are described hereinafter, in and over certain parcels of real property, heretofore acquired by the State of California in connection with the rectification of the San Joaquin River, which said parcels of real property are more particularly described hereinafter, said easements to be used by the United States in connection with the deepening, widening and rectification of the channel of the San Joaquin River, in accordance with an act of Congress entitled "An act authorizing

the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved by the President on January 21, 1927.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 841 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 703 read first time, and referred to Committee on County Government.

Senate Bill No. 829 read first time, and referred to Committee on Public Health and Quarantine.

Senate Bill No. 843 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also:

SENATE CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 36—An act to amend section 4225^a of the Political Code, added to said code by chapter 136, Statutes of 1919, and approved April 30, 1919, relating to county health officials and employees;

Also: Senate Bill No. 37—An act to amend section 3062 of the Political Code, relating to city health officials and employees;

Also: Senate Bill No. 39—An act to amend section 539 of the Civil Code, relating to the recovery of damages for the breaking or injuring of subaqueous telegraph, telephone and electric power cables;

Also: Senate Bill No. 40—An act to amend section 538 of the Civil Code, relating to malicious injury to telegraph, telephone and electric power property;

Also: Senate Bill No. 41—An act to amend section 537 of the Civil Code, relating to liability for damage done fixtures and cables of telegraph, telephone or electric power corporation.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 36 and 37 read first time, and referred to Committee on Medical and Dental Laws.

Senate Bills Nos. 39, 40 and 41 read first time, and referred to Committee on Public Utilities.

Also:

SENATE CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 180—An act to amend section 1596 of the Penal Code, relating to pardons, and to prescribe certain rules with respect to commutations of sentence and paroles;

Also: Senate Bill No. 181—An act to amend section 1418 of the Penal Code relating to reprieves, commutations, and pardons;

Also: Senate Bill No. 187—An act to regulate employment where the work is to be performed outside of this State by persons hired within this State and prescribing punishment for the violation of the provisions hereof;

Also: Senate Bill No. 153—An act to amend section 14 of an act entitled "An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners, and repealing an act to amend an act entitled 'An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners,'" approved June 16, 1913, as amended, relating to parole of prisoners and the conditions which may be imposed upon the granting thereof.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 180 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 181 read first time, and referred to Committee on Judiciary.

Senate Bill No. 187 read first time, and referred to Committee on Labor and Capital.

Senate Bill No. 153 read first time, and referred to Committee on Prisons and Reformatories.

Also:

SENATE CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 106—An act to amend "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulations,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended; by adding a new section to be numbered section 20½ relating to the impersonation of investigators of the Board of Medical Examiners and providing a penalty for the violation of the provisions hereof;

Also: Senate Bill No. 179—An act to amend section 1420 of the Penal Code, relating to pardons, and to prescribe certain procedure in respect to applications for pardon or commutation of sentence;

Also: Senate Bill No. 195—An act empowering the Director of Public Works to provide for the lighting of State highways, State bridges, grade crossings, intersections, and hazardous road sections located on the State highway system, to make for greater safety and to reduce daytime congestion upon our public highways, and providing for the payment of the cost of the installation and upkeep thereof;

Also: Senate Bill No. 213—An act to amend section 12 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to commissioned officers in the Medical Corps of the Army, Navy and Public Health Service of the United States.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 106 and 213 read first time, and referred to Committee on Medical and Dental Laws.

Senate Bill No. 179 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 195 read first time, and referred to Committee on Roads and Highways.

Also:

SENATE CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 215—An act to amend section 10 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to courses of study required of applicants for certification under said act;

Also: Senate Bill No. 216—An act to amend section 17 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to penalties for violation of the provisions of the act;

Also: Senate Bill No. 225—An act to provide for instruction in public safety and accident prevention primarily devoted to avoidance of accident hazards on streets and highways in the elementary and secondary schools of the State and in the normal schools and teachers colleges in the State;

Also: Senate Bill No. 229—An act adding a new section to the Political Code to be numbered 694, relating to the Department of Finance;

Also: Senate Bill No. 266—An act to amend the "California Water Storage District Act," approved June 3, 1921, as amended, by amending sections 4, 17, 18, 19, 21, 32, 35, 40, 51, 64b, 64c, 64d, 64e, 64f, 64g, 64h and 68 of said act.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 215 and 216 read first time, and referred to Committee on Medical and Dental Laws.

Senate Bill No. 225 read first time, and referred to Committee on Education.

Senate Bill No. 229 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 266 read first time, and referred to Committee on Irrigation.

Also:

SENATE CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 288—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article IIIk, embracing sections 374 to 374g, inclusive, relating to a Department of Military and Veterans' Affairs;

Also: Senate Bill No. 303—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class;

Also: Senate Bill No. 337—An act to amend section 3 of the "Narcotic Rehabilitation Act," and to add new sections to said act to be numbered 5a, 6a, 6b and 16a, relating to government of the State Narcotic Hospital, commitments, discharge and parole of inmates; prohibiting escapes and prescribing penalties.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 288 read first time, and referred to Committee on Military Affairs.

Senate Bill No. 303 read first time, and referred to Committee on County Government.

Senate Bill No. 337 read first time, and referred to Committee on Medical and Dental Laws.

Also:

SENATE CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 389—An act to amend section 2533 of the Political Code, relating to the San Francisco Harbor improvement fund;

Also: Senate Bill No. 462—An act to amend section 9a34 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, and to add thereto a new section to be numbered 9a22, relating to the salaries of county librarians in counties of the twenty-second and thirty-fourth classes;

Also: Senate Bill No. 535—An act to amend sections 1, 2, 3 and 4 of an act entitled "An act to provide for the extension of the public works of the State of California during periods of extraordinary unemployment caused by temporary industrial depression, and regulating employment therein, and authorizing the Board of Control to enforce the provisions hereof; and repealing all acts inconsistent with the provisions hereof," approved May 24, 1921, relating to periods of extraordinary unemployment and vesting the enforcement of said act in the Departments of Finance, Public Works and Industrial Relations.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 389 read first time, and referred to Committee on Ways and Means.

Senate Bill No. 462 read first time, and referred to Committee on County Government.

Senate Bill No. 535 read first time, and referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 1059—An act declaring portions of the lands conveyed to the city of San Diego by an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911, as amended, unavailable for navigation, commerce and fisheries and excluding such portions from use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of San Diego and county of San Diego;

Also: Assembly Bill No. 840—An act conveying certain tidelands, situate in the bay of San Diego, to the city of San Diego, upon certain trusts therein specified; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

HORNBLOWER, Chairman.

The above reported bills ordered on file for second reading.

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 485—An act to define motor club service, and to define, license, and regulate companies engaged in selling, furnishing or procuring the same, for a consideration, to owners and operators of motor vehicles, and providing penalties for the violation thereof, and repealing all acts in conflict herewith—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was received, read, and ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, April 8, 1929.

To the Assembly of the State of California.

Senate Bill No. 656 is herewith returned without my approval.

The purpose of the bill, as stated by its author is good, viz, to guarantee the faithful performance of their contract on the part of those engaging in the business of selling a form of burial insurance and issuing burial contracts or certificates therefor. However, it is very doubtful if the bill as now drawn accomplishes the purposes intended. There is no definition of "burial contracts or certificates" and the bill might possibly be held void for uncertainty.

On the other hand the present language is broad enough to include fraternal societies now providing funeral benefits for their members, which is not intended.

Assembly Bill No. 957 is an identical bill and can be easily amended to take care of these objections. Assemblyman Woolwine has agreed to amend his bill accordingly. For these reasons the Attorney General and the Legislative Counsel, as well as others who have studied the measure and commented thereon, including the author, Senator Rochester, agree that my approval should be withheld.

Respectfully submitted.

C. C. YOUNG, Governor.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Messrs. Bernard, Crittenden, Nielsen and West: Assembly Concurrent Resolution No. 26—Relative to expediting proceedings for the construction, operation and maintenance of a dam on the American River near Folsom.

Introduced, and referred to Committee on Conservation.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At four o'clock and fifty minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Eddy.

The roll of absentees was called, and the motion to recall Assembly Bill No. 28 from Committee on Municipal Corporations lost by the following vote:

AYES—Adams, Anderson, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, Dillinger, Easley, Eddy, Fisher, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Kline, Lyons, Meeker, Miller, Eleanor, Mixer, Morgan, Noyes, Qungley, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright and Young—40.

NOES—Arnold, Badham, Bishop, Cloudman, Craig, Cronin, DeYoe, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmote, Hawes, Hornblower, Jost, Keaton,

Luttrell, McGuinness, Miller, James A. Morrison, Oliva, Parkman, Patterson, Scofield, Williams, Woolwine, and Mr. Speaker—28.

ADJOURNMENT.

At four o'clock and fifty-five minutes p.m., on motion of Mr. Fry, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Tuesday, April 9, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Tuesday, April 9, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—73

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Stockwell moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Noyes, Mr. Deuel was granted leave of absence for the day.

On motion of Mr. Byrne, Messrs. Sewell, Woolwine, Little, Hornblower and Cronin were granted leaves of absence for the day, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of the Speaker, Mr. McDonough was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Dillinger, Mr. and Mrs. J. H. Palmer, Miss Ruth A. Henson and the following students of the Placerville Grammar School: Jessie Miller, Coralee Anderson, Ruth Wigglesworth, Audrey Butts, Winifred Brown, Doris Roddan, Anna Buhlman, Eliza-

beth Beal, Sylvia Wildman, Mary Silvia, Iola Brown, Helen Wiley, Margaret Watkins, Marion Dillinger, Helen Goodrich, Eleanor Clark, Marion Ball, Marguerite Ball, Carol Bosquit, Bernice Seymour, George Maul, Elbert Gray, Harry Sammis, Clarence Williard, Lorin Waldron, Herbert Baer, Howard Keller, Jimmie Woodward, Ray Croft, Charles Kendall, Alvo Lowes, Charles Maylone, Clyde Cline, Donald Vennewitz, Robert Barker, Victor Leonardi, George Wiglesworth, Ivy Freeman, Jack Iliff, Lawrence Martin and John Flynn were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Scofield, Mrs. J. L. Criswell of South Pasadena, California, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Scofield, Judge H. I. Curzan of Los Angeles, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Nielsen, Chas. J. Chenu of Sacramento, the Grand Worthy Vice President of the Fraternal Order of Eagles, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Lyons, Rabbi S. M. Neches of Los Angeles was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Miss Eleanor Miller, Mrs. Joseph Timmons, president of the Los Angeles League of Women Voters, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. James A. Miller, Mrs. Leonard Sumner Leavy of San Francisco, representing the City and County Federation of Women's Clubs of San Francisco, was extended the privilege of the floor of the Assembly for this day and her name ordered printed in the Journal.

Through the courtesy of Mr. James A. Miller, Mrs. William S. Wells of San Francisco, member of Republican Women's Federation of California, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. James A. Miller, Mrs. E. J. Hardy of San Francisco was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mrs. Helen Artieda, president of Oakland Welfare League, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

COMMUNICATION.

The following communication was received, read, and ordered printed in the Journal.

By Mr. Speaker:

CULVER CITY, CALIFORNIA, April 6, 1929.

*Speaker of the Assembly,
California Legislature, Sacramento, California.*

We hereby offer to the State of California a summer residence and executive mansion for the use of its Governor. Beautiful location already selected in Los Angeles, embracing view of ocean, mountains and valley. We have prepared plans and specifications which will be submitted to you. The complete project will repre-

sent a cost properly reflecting the dignity of the State of California. We trust that this presentation will be a further step in consolidating the interests of our State. I will be in Sacramento shortly for the purpose of presenting plans in person.

Cordially yours,

CHARLES E. LINDBLADE,
Vice President, Harry H. Culver Company.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committee were received and read:

ON AGRICULTURE

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 1062—An act to amend section 2322a of the Political Code, relating to the extermination of pests by county horticultural commissioners—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Agriculture, to which was referred Senate Bill No. 683—An act to amend section 22 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 638—An act granting certain lands, tidelands and submerged lands of the State of California to the city of Oakland and regulating the management, use and control thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of the page, commencing with the word "consisting" in line 6, to and including line 27 of said page, and all of page 2, commencing with line 1 to and including line 29 of said page 2, ending with the word "beginning", and insert in lieu thereof the following: "lying within the hereinafter described area, to wit: that portion of the port area of the city of Oakland which lies between the western line of Pine street produced southerly on its present course to the southern boundary line of the said port area and a line drawn parallel to said production and one thousand one hundred fifty feet easterly therefrom, said port area being described in full in the amendment to the charter of the city of Oakland as set forth in chapter seven of the statutes of 1927 of the State of California at page one thousand nine hundred seventy-eight."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 841—An act to amend section 604a of the Civil Code, relating to corporations.

whenever the further maintenance of such cemetery or part thereof as a burial place for the human dead threatens or endangers the health, safety, comfort or welfare of the public, and providing a mode of procedure under and by which such removals may, when so ordered, be made by the cemetery corporation, association, corporation sole or other person governing or controlling such cemetery lands, or by the relatives or friends of those whose bodies are buried therein, and providing for the sale, mortgage or pledge of cemetery lands from which the human bodies are removed."

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1082—An act to amend section 594½ of the Political Code, relating to homes for the aged.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed bill, after the word "dollars", strike out the period and add the words: "or shall give other reasonable evidence of financial stability."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 485—An act to define motor club service, and to define, license, and regulate companies engaged in selling, furnishing or procuring the same, for a consideration, to owners and operators of motor vehicles, and providing penalties for the violations thereof, and repealing all acts in conflict herewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 12, of the printed bill, after the word "any", insert the word "written", and following the word "agreement", strike out the words "or understanding".

AMENDMENT NUMBER TWO.

On page 3, between lines 16 and 17, of the printed bill, insert the following: "SEC. 2 No company, as herein defined, shall sell or offer for sale any motor club service without first having deposited with the insurance commissioner of the State of California the sum of one hundred thousand dollars in cash or in lieu thereof a bond in a form prescribed by the commissioner payable to the State of California, in the sum of one hundred thousand dollars, with corporate surety approved by the commissioner, conditioned upon the faithful performance in the sale or rendering of motor club service and payment of any fines or penalties levied against it for failure to comply with this act. Upon the depositing of such security with the insurance commissioner, it shall be the duty of said commissioner to issue a certificate of authority to said company."

AMENDMENT NUMBER THREE.

On page 3, line 19, of the printed bill, after the word "contract", insert "as herein defined".

AMENDMENT NUMBER FOUR.

On page 3, line 17, of the printed bill, strike out the words "company, nor any".

AMENDMENT NUMBER FIVE.

On page 3, line 22, of the printed bill, strike out the words "such company or".

AMENDMENT NUMBER SIX.

On page 3, line 28, of the printed bill, strike out "Sec. 3", and insert in lieu thereof "Sec. 4."

AMENDMENT NUMBER SEVEN.

On page 3, line 28, of the printed bill, after the word "no", strike out the word "license", and insert in lieu thereof "certificate of authority".

AMENDMENT NUMBER EIGHT.

On page 3 of the printed bill, strike out all of line 33.

AMENDMENT NUMBER NINE.

On page 3, line 34, of the printed bill, strike out the numeral "3", and insert in lieu thereof the numeral "2".

AMENDMENT NUMBER TEN.

On page 3 of the printed bill, strike out all of lines 36, 37 and 38.

AMENDMENT NUMBER ELEVEN.

On page 3, line 39, of the printed bill, strike out the numeral "5", and insert in lieu thereof the numeral "3", and following the word "the", strike out "state treasurer", and insert in lieu thereof "insurance commissioner".

AMENDMENT NUMBER TWELVE.

On page 3, line 40, of the printed bill, strike out the numeral "4", and insert in lieu thereof the numeral "2".

AMENDMENT NUMBER THIRTEEN.

On page 3, line 40, of the printed bill, after the word "act", insert a semicolon, and strike out the words "in all".

AMENDMENT NUMBER FOURTEEN.

On page 3 of the printed bill, strike out all of line 41.

AMENDMENT NUMBER FIFTEEN.

On page 3, line 42, of the printed bill, strike out the numeral "6", and insert the numeral "4".

AMENDMENT NUMBER SIXTEEN.

On page 3, line 45, of the printed bill, after the word "no", strike out the word "license", and insert in lieu thereof "certificate of authority".

AMENDMENT NUMBER SEVENTEEN.

On page 3, line 46, of the printed bill, after the word "commissioner", strike out "one hundred", and insert in lieu thereof "ten".

AMENDMENT NUMBER EIGHTEEN.

On page 3, line 49, of the printed bill, strike out the word "license", and insert in lieu thereof "certificate of authority".

AMENDMENT NUMBER NINETEEN.

On page 3 of the printed bill, strike out all of lines 50, 51 and 52.

AMENDMENT NUMBER TWENTY.

On page 4 of the printed bill, strike out all of lines 1 to 26, inclusive.

AMENDMENT NUMBER TWENTY-ONE.

On page 4, line 27, of the printed bill, strike out the word "license", and insert "certificate of authority".

AMENDMENT NUMBER TWENTY-TWO.

On page 4, line 28, of the printed bill, after the word "on", strike out the word "January", and insert in lieu thereof "July".

AMENDMENT NUMBER TWENTY-THREE.

On page 4, line 35, of the printed bill, strike out the words "or that its management", and strike out line 36, and on line 37 strike out the words "of its service contracts,".

AMENDMENT NUMBER TWENTY-FOUR.

On page 4, line 38, of the printed bill, strike out the word "license", and insert in lieu thereof "certificate of authority".

AMENDMENT NUMBER TWENTY-FIVE.

On page 4 of the printed bill, strike out all of lines 40 to 44, inclusive.

AMENDMENT NUMBER TWENTY-SIX.

On page 4 of the printed bill, strike out all of lines 45 to 51, inclusive, and insert in lieu thereof the following:

"Sec. 7. No service contract shall be executed, issued or delivered in this state until the form thereof has been approved in writing by the insurance commissioner."

AMENDMENT NUMBER TWENTY-SEVEN.

On page 5 of the printed bill, strike out all of lines 1, 2 and 3.

AMENDMENT NUMBER TWENTY-EIGHT.

On page 5, line 4, of the printed bill, strike out the numeral "9", and insert in lieu thereof the numeral "8".

AMENDMENT NUMBER TWENTY-NINE.

On page 5, line 5, of the printed bill, before the word "signed", insert the words "dated and".

AMENDMENT NUMBER THIRTY.

On page 5, line 10, of the printed bill, strike out the numerals "10", and insert in lieu thereof the numeral "9".

AMENDMENT NUMBER THIRTY-ONE.

On page 5, line 6, of the printed bill, strike out " or by", and insert in lieu thereof "and countersigned by".

AMENDMENT NUMBER THIRTY-TWO.

On page 5 of the printed bill, between lines 26 and 27, insert the following:
 "(e) A statement in not less than fourteen point Modern type at the head of said contract "this is not an insurance contract".

AMENDMENT NUMBER THIRTY-THREE.

On page 5, line 27, of the printed bill, strike out the numerals "11", and insert in lieu thereof the numerals "10".

AMENDMENT NUMBER THIRTY-FOUR.

On page 5, line 30, of the printed bill, strike out the numerals "12", and insert in lieu thereof the numerals "11".

AMENDMENT NUMBER THIRTY-FIVE.

On page 5, line 33, of the printed bill, strike out the numerals "13", and insert in lieu thereof the numerals "12".

AMENDMENT NUMBER THIRTY-SIX.

On page 5, line 36, of the printed bill, strike out the numerals "14", and insert in lieu thereof the numerals "13".

AMENDMENT NUMBER THIRTY-SEVEN.

On page 5, line 42, of the printed bill, strike out the numerals "15", and insert in lieu thereof the numerals "14".

AMENDMENT NUMBER THIRTY-EIGHT.

On page 5, line 48, of the printed bill, strike out the numerals "16", and insert in lieu thereof the numerals "15".

AMENDMENT NUMBER THIRTY-NINE.

On page 6, line 4, of the printed bill, strike out the numerals "17", and insert in lieu thereof the numerals "16".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1059—An act declaring portions of the lands conveyed to the city of San Diego by an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911, as amended, unavailable for navigation, commerce and fisheries and excluding such portions from use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of San Diego and county of San Diego.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 840—An act conveying certain tidelands in the bay of San Diego, to the city of San Diego, upon certain trusts therein specified.

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 211—An act to amend sections 1, 3, 8, 9 and 10 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm or corporation, engaging in the business of milling, sampling, concentrating, reducing, refining, purchasing or receiving for sale, ores, concentrates or amalgams bearing gold or silver, gold dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act," approved April 15, 1925, as amended, and to add a new section to said act to be numbered 4b, relating to the enforcement thereof and the escheat of ores seized thereunder.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 11, of the printed bill, strike out the word "twenty-five", and insert in lieu thereof the word "fifteen".

AMENDMENT NUMBER TWO.

On page 2, line 16, of the printed bill, strike out the word "five", and insert in lieu thereof the word "two".

AMENDMENT NUMBER THREE.

On page 4, line 28, of the printed bill, immediately following the word "newspaper", insert the following: "of general circulation".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 504—An act to amend sections 1, 2, 4, 5, 7, 9, 15 and 19 of Act 5216, General Laws of California, entitled "An act to provide for the maintenance by municipalities of lighting systems along public streets, alleys and other public places, and for the lighting thereof by electric current, gas or other illuminating agent; and for the assessment of the cost and expense thereof upon the property benefited, and the manner of collecting such assessments.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Amend the title of the printed bill by striking from lines 1 and 2 the words and figures "act 5216, general laws of California," and inserting in lieu thereof the words "An act", and inserting at the end of said title the words "approved May 16, 1919."

AMENDMENT NUMBER TWO

On page 1, line 1, of the printed bill, strike out the words and figures "act 5216, approved May 16, 1919," and insert in lieu thereof the following language: "An act entitled "An act to provide for the maintenance by municipalities of lighting systems along public streets, alleys, and other public places and for the lighting thereof by electric current, gas or other illuminating agent; and for the assessment of the cost and expense thereof upon the property benefited and the manner of collecting such assessments," approved May 16, 1919."

AMENDMENT NUMBER THREE

On page 1, lines 3 to 23, inclusive, and on page 2, lines 1 to 7, inclusive, of the printed bill, strike out the whole thereof, and insert in lieu thereof the following language:

"SECTION 1. Whenever in the opinion of the city council of any municipality in this state the public interest or convenience may require, said city council shall have full power and authority to order any street lighting system, systems, or appliances, including poles, posts, electroliers, transformers, lighting units, lamps, cables, wires, pipes, conduits, and/or other suitable or necessary works or appliances for street lighting purposes, or any thereof, to be maintained in or along the whole or any part

of any one or more of the public streets, alleys, or other public places in such municipality, and/or to order electric current or energy, gas, or other illuminating agent, to be furnished for such street lighting service, and to determine and declare the district to be benefited by any such improvement and fix the exterior boundaries thereof, and to assess, either partly or wholly, the costs and expenses (including all incidental expenses) of such improvement, or of any one or more of the items thereof, upon the lands in said district, including the lands in said district which are the operative property of any public utility as well as the lands which are nonoperative property of any public utility, all in the manner and under the proceedings hereinafter provided. Said maintenance and/or said furnishing of electric current or energy, gas, or other illuminating agent, shall be for a period to commence at a time to be fixed by the city council as hereinafter provided, but not exceeding five years from the date of commencement thereof. The provisions of this act shall not be limited to the maintenance of street lighting systems or appliances owned only by the municipality and/or to furnishing electric current or energy, gas or other illuminating agent for lighting systems or appliances so owned, but the city council shall also have full power and authority to order such street lighting service to be furnished with and by means of lighting systems or appliances provided and installed by, and remaining the property of, the public utility, public corporation, or other party with whom contract is entered into for such maintenance and such furnishing of illuminating agent, and to assess the costs and expenses of such service, all in accordance with the provisions of this act."

AMENDMENT NUMBER FOUR

On page 2, line 8, of the printed bill, strike out the words and figures "act 5216, approved May 16, 1919," and insert in lieu thereof the following language: "said act."

AMENDMENT NUMBER FIVE

On page 2, lines 10 and 11, of the printed bill, strike out the following language: "Resolution of intention. Report of board in charge of public improvements."

AMENDMENT NUMBER SIX

On page 2, lines 24 to 36, inclusive, of the printed bill, strike therefrom the provisions beginning with the word "The" in said line 24 and ending with the word "therefor" in line 36, and insert in lieu thereof the following language: "The city council shall, in said resolution of intention, provide that the maintenance of said street lighting system, systems, or appliances and/or the furnishing of said electric current or energy, gas, or other illuminating agent, shall be for a period of time stated in said resolution of intention, but not exceeding five years. The dates of commencement and ending of said period shall be fixed by the city council on or before the date of execution of the contract or contracts hereinafter provided for, or, in the event that no contract is let and the work of said improvement is performed by the municipality, said dates shall be fixed by the city council on or before the date of ordering said work performed by the municipality, as provided in section 15 hereof; *provided, however*, that said city council may subsequently postpone the dates of commencement and ending of said period for a reasonable time upon good and sufficient reason appearing therefor and may, in any advertisement for bids and in any contract entered into, reserve the right to make such postponement for such reason."

AMENDMENT NUMBER SEVEN.

On page 2, line 52, of the printed bill, strike therefrom the following language: "in red ink."

AMENDMENT NUMBER EIGHT

On page 3, line 16, of the printed bill, strike therefrom the following language: "red ink."

AMENDMENT NUMBER NINE.

On page 3, line 21, of the printed bill, insert after the word "plans" the following language: "and specifications."

AMENDMENT NUMBER TEN

On page 3, line 23, of the printed bill, strike therefrom the following language: "act 5216, approved May 16, 1919," and insert in lieu thereof the following language: "said act."

AMENDMENT NUMBER ELEVEN

On page 3, lines 25 and 26, of the printed bill, strike therefrom the following language: "Notice of local improvement to be posted and published."

AMENDMENT NUMBER TWELVE

On page 3, line 50, of the printed bill, strike therefrom the words and figures "act 5216, approved May 16, 1919," and insert in lieu thereof the following language: "said act."

AMENDMENT NUMBER THIRTEEN.

On page 3, lines 52 and 53, of the printed bill, strike therefrom the following language: "Objections. Hearing. Adoption of report. Assessment levy. Report. Unexpended balance."

AMENDMENT NUMBER FOURTEEN.

On page 4, line 9, of the printed bill, strike therefrom the word "Hearing."

AMENDMENT NUMBER FIFTEEN

On page 4, line 20, of the printed bill, strike therefrom the following language: "Adoption of report."

AMENDMENT NUMBER SIXTEEN.

On page 4, lines 27 to 43, inclusive, of the printed bill, strike out the whole of said portion, and insert in lieu thereof the following language: "And the city council shall thereafter levy the assessment for the proportion or percentage required to pay for said improvement for the period of time beginning with the date of commencement of said improvement fixed by the city council as provided in section 2 hereof, and ending, as determined by and at the discretion of said city council, either with the close of the current fiscal year or with the close of the following fiscal year, upon all the respective subdivisions of land in the assessment district, including the lands in said district which are the operative property, as well as those which are non-operative property, of any public utility, and thereafter during the period of time provided in the resolution of intention, the city council shall, on or before the beginning of the following fiscal year, levy in like manner and on the same property the assessment for the proportion or percentage required to pay for such improvement for such year, and said board, commission, or officer of the city authorized therefor shall, on or before sixty days prior to the commencement of such fiscal year, make and file with the city council a report in writing presenting the following:

AMENDMENT NUMBER SEVENTEEN

On page 4, lines 51 and 52, of the printed bill, strike out the words "in red ink".

AMENDMENT NUMBER EIGHTEEN

On page 5, line 5, of the printed bill, strike out the following: "Unexpended balance".

AMENDMENT NUMBER NINETEEN

On page 5, line 16, of the printed bill, strike out the word "ordinance", and insert in lieu thereof the word "resolution".

AMENDMENT NUMBER TWENTY.

On page 5, line 22, of the printed bill, strike out the word "Deficit".

AMENDMENT NUMBER TWENTY-ONE.

On page 5, line 30, of the printed bill, strike out the words "Land belonging to government".

AMENDMENT NUMBER TWENTY-TWO.

On page 5, line 32, of the printed bill, strike out the following language: "any lot, piece or parcel of land belonging".

AMENDMENT NUMBER TWENTY-THREE.

On page 5, lines 36 and 37, of the printed bill, strike out the following: "shall front upon the proposed street lighting improvement, or be", and insert in lieu thereof the following: "is".

AMENDMENT NUMBER TWENTY-FOUR

On page 5, line 40, of the printed bill, strike out the word "thereof", and insert in lieu thereof the words "of the improvement".

AMENDMENT NUMBER TWENTY-FIVE.

On page 5, line 44, of the printed bill, strike out the words "work or".

AMENDMENT NUMBER TWENTY-SIX

On page 5, lines 47 and 48, of the printed bill, strike out the words "fronting on the work or improvement, or".

AMENDMENT NUMBER TWENTY-SEVEN

On page 6, line 10, of the printed bill, strike out the words "legislative body", and insert in lieu thereof the words "city council".

AMENDMENT NUMBER TWENTY-EIGHT

On page 6, line 17, of the printed bill, strike out the words and figures "act 5216, approved May 16, 1919", and insert in lieu thereof the following: "said act".

AMENDMENT NUMBER TWENTY-NINE

On page 6, line 18, of the printed bill, insert the word "hereby", ahead of the word "amended".

AMENDMENT NUMBER THIRTY.

On page 6, lines 19 to 27, inclusive, of the printed bill, strike out all the language beginning with the word "Duty", in line 19, and ending with the word "hereof", in line 27, and substitute in lieu thereof the following: "Upon the levying of such assessment as provided in section 5 hereof, the city clerk shall transmit the diagram

and assessment upon which such levy is based, or a certified copy of said diagram and assessment, to the city tax collector or to such other municipal officer or employee as the city council may designate in the resolution levying such assessment."

AMENDMENT NUMBER THIRTY-ONE.

On page 6, line 37, of the printed bill, strike out the following: "act 5216, approved May 16, 1919", and insert in lieu thereof the following: "said act".

AMENDMENT NUMBER THIRTY-TWO.

On page 6, lines 39 and 40, of the printed bill, strike out the words "Sale of property upon which assessments are delinquent".

AMENDMENT NUMBER THIRTY-THREE.

On page 7, line 16, of the printed bill, substitute the word "lands" for the word "land".

AMENDMENT NUMBER THIRTY-FOUR.

On page 7, line 25, of the printed bill, strike therefrom the words and figures "act 5216, approved May 16, 1919", and insert in lieu thereof the following: "said act".

AMENDMENT NUMBER THIRTY-FIVE.

On page 7, lines 27 and 28, of the printed bill, strike therefrom the words "Contracts to lowest bidder Supervision of work. Work done by contract."

AMENDMENT NUMBER THIRTY-SIX.

On page 7, line 31, of the printed bill, insert after the word "improvement", the following: "*provided, however,* that in cases where proceedings have been commenced under this act before the street lighting system, systems, or appliances referred to in the resolution of intention have been installed or ordered installed, then such contract or contracts shall not be awarded under this act until said street lighting system, systems, or appliances shall have been installed or shall have been duly ordered by said city council to be installed, and in the event that the installation of such proposed lighting system, systems, or appliances is abandoned, then the proceedings under this act shall be abandoned."

AMENDMENT NUMBER THIRTY-SEVEN.

On page 7, line 47, of the printed bill, strike out the words "Supervision of work".

AMENDMENT NUMBER THIRTY-EIGHT.

On page 7, line 51, of the printed bill, strike out the words "Abandonment of work by contractor".

AMENDMENT NUMBER THIRTY-NINE.

On page 8, lines 9 to 53, inclusive, of the printed bill, strike out the whole thereof, and insert in lieu thereof the following language: "*provided, however,* that the city council, in its discretion, may, at any time within twenty days after the opening of bids, as above provided, or, if no bids are received, at any time within twenty days after the time fixed for the opening of bids, order by resolution adopted by a vote of two-thirds of all its members, that the municipality itself execute the work of the improvement, or any part thereof, in accordance with the plans and specifications adopted for such work, or for such part thereof, and employ the labor and provide the materials, appliances, supplies and/or illuminating agent necessary therefor; and the costs and expenses of such work, or of such part thereof, shall be paid out of the funds collected to pay for said improvement; *and provided, further,* that if the city council orders, as above provided, that only a part of the work of the improvement be executed by the municipality, then said city council shall have full power and authority to reject all bids, if any, received for such part of said work and to proceed with the award of contract or contracts for the remaining part of said work; *and provided, further,* that if the work of the improvement, or any part thereof, be executed by the municipality, as herein provided, then the amount appropriated and used from said funds to pay the costs and expenses of the work or part thereof executed by the municipality shall not exceed the amount of the respective lowest valid bid received for such work or for such part thereof, or, if no bids have been received and the work of the improvement is executed by the municipality, as herein provided, the amount appropriated and used from said funds to pay the costs and expenses of such work shall not exceed the amount of the respective estimate thereof provided for in section 2 of this act; and if such costs and expenses shall exceed the amount of said bid, or of said estimate in case no bids are received, then such excess cost and expense shall be paid out of any moneys in the general fund in the treasury of said city; *and provided, further,* that at any time after the funds for the proposed improvement, or any part thereof, shall be in the hands of said treasurer, the city council, in its discretion, may, without calling for bids, order by resolution adopted by a vote of two-thirds of all its members, that the municipality itself execute the work of such improvement, or any part thereof, in accordance with the plans and specifications adopted for such work or for such part thereof, and employ the labor, and provide

the materials, appliances, supplies and/or illuminating agent necessary therefor; in which case the costs and expenses of such work, or of such part thereof, shall be paid out of the aforesaid funds, except that if such costs and expenses shall exceed the amount of the aforesaid respective estimates, then such excess shall be paid out of the moneys in the general fund in the treasury of said city."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 623—An act to amend section 594 of the Political Code, defining and classifying insurance, and prescribing capital and other requirements of the various classes and limitations of classes permitted, and also requiring the stock of insurance companies to have a specified par value.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 4, line 52, of the printed bill, as amended March 8, 1929, strike out the words "and eighteenth", and insert in lieu thereof a comma and the following: "eighteenth and twentieth".

AMENDMENT NUMBER TWO.

On page 5, line 13, of the printed bill, as amended March 8, 1929, strike out the words "and eighteenth", and insert in lieu thereof a comma and the following: "eighteenth and twentieth".

AMENDMENT NUMBER THREE

On page 6, line 23, of the printed bill, as amended March 8, 1929, after the word "or", strike out the word "authorized", and insert in lieu thereof the words "admitted to this state."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 629—An act to amend section 453hh of the Civil Code, relating to the business of land value insurance, declaring the conditions on which land value insurance may be done and providing penalties for violation of the provisions of this act.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 193—An act to amend section 629a of the Political Code, relating to group insurance.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed and amended bill, following the word "commissioner", strike out the comma.

AMENDMENT NUMBER TWO

On page 1, line 18, of the printed and amended bill, following the comma in said line, insert the following: "and members of labor unions and members of the national guard."

AMENDMENT NUMBER THREE.

On page 2, line 14, of the printed and amended bill, strike out the semicolon, and insert in lieu thereof a period.

AMENDMENT NUMBER FOUR.

On page 2, line 14, of the printed and amended bill, beginning with the word "any", strike out the balance of the line, and all of lines 15 to 38, inclusive, and insert in lieu thereof a new paragraph as follows: "The following forms of life insurance are also declared to be group insurance within the meaning of this chapter, life insurance covering the members of any labor union or of any association of

employees of the United States, of the state, county, or municipal governments, employees of school districts (including teachers), irrigation districts, or other political subdivisions of government. Such insurance shall be written under a policy issued to such union or association, which union or association shall be deemed to be the employer for the purposes of this chapter, the premium on which is to be paid by the union or the association and the members thereof jointly, and insuring only members of such union who are actively engaged in the same occupation, or of such association, for amounts of insurance based upon some plan which will preclude individual selection, for the benefit of persons other than the union or association or the officials thereof; *provided, however*, that when a premium is to be paid by the union or the association and its members jointly, and the benefits are offered to all eligible members, not less than seventy-five per centum of such members may be so insured; *and provided, further*, that when members apply and pay for additional amounts of insurance, a smaller percentage of members may be insured for such additional amounts of insurance."

AMENDMENT NUMBER FIVE.

On page 4, line 5, of the printed and amended bill, strike out the entire line.

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

SPECIAL ORDER SET.

On motion of Mr. Adams, the consideration of Assembly Constitutional Amendment No. 20 was made a special order for Wednesday, April 10, at eleven o'clock and fifteen minutes a. m.

SPECIAL ORDER SET.

On motion of Mr. Jespersen, the consideration of Assembly Concurrent Resolution No. 23 was made a special order for Wednesday, April 10, at twelve o'clock and ten minutes p. m.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 779—An act to add a new section to the "California Vehicle Act," approved May 30, as amended, to be known as section 152a, relating to the transportation of animals on motor vehicles.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 779 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Cloudman, Craig, Crawford, Crittenden, DeYoe, Dillinger, Easley, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Ingels, Jespersen, Jones, Jost, Luttrell, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morrison, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Young, and Mr. Speaker—46.

NOES—Brock, Cloudsley, Collier, Eddy, Harper, Nielsen, Quigley, Snyder, and Witter—9.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Cloudsley:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of lines 22 to 24, inclusive.

Amendment refused adoption.

FURTHER CONSIDERATION OF ASSEMBLY BILL NUMBER ONE HUNDRED SIXTY-SIX.

Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 166 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—67.

NOES—Emmett—1.

Title read and approved.

Bill ordered transmitted to the Senate.

MOTION TO RECESS

On motion of Mr. Nielsen, the Speaker declared the Assembly at recess for the purpose of being addressed by Mr. Chas. J. Chenu, Grand Worthy Vice President, Fraternal Order of Eagles.

REASSEMBLED.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

HON. WILLIS M. BAUM IN THE CHAIR.

At eleven o'clock and forty minutes a m, Hon. Willis M. Baum, member of the Assembly from the Sixty-fifth District, in the chair.

Assembly Bill No. 910—An act to pay the claim of L. A. Norton against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 910 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Keaton, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patter-

son, Quigley, Reindollar, Roberts, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, and Young—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 911—An act appropriating money to pay the claim of the disbursing officer of the Division of Highways, State Department of Public Works, against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 911 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Keaton, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, and Young—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 912—An act appropriating money to pay the claim of Will C. Wood against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 912 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Keaton, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Seawell, Snyder, West, Williams, Williamson, Witter, Wright, and Young—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and fifty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 916—An act appropriating money to pay the claim of Harold E. Smith against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 916 passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Easley, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts,

Scudder, Seawell, Snyder, Spalding, West, Williams, Wright, Young, and Mr. Speaker—53.

NOES—Anderson, Crowley, Heisinger, and Witter—4.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1064—An act making an appropriation to pay the claim of the American Railway Express Company against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1064 passed by the following vote:

AYES—Adams, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoftman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar Roberts, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—55.

NOES—Anderson—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1087—An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Noyes moved that Assembly Bill No. 1087 be withdrawn from the file, and ordered re-referred to Committee on Revenue and Taxation.

Motion carried.

Assembly Bill No. 1087 ordered re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 119—An act relating to the exhibition of still or motion pictures in the public schools.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Heisinger:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, strike out the words "and semester class".

Amendment adopted.

Bill read, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 26—An act to amend section 626i of the Penal Code, relating to the limit of deer that may be killed.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Heisinger:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, as amended in Assembly, after the comma following the word "four," insert the following: "four and one-half."

AMENDMENT NUMBER TWO.

On page 1, line 18, of the printed bill, as amended in Assembly, strike out the words "or have in possession".

AMENDMENT NUMBER THREE

On page 1, line 19, of the printed bill, as amended in Assembly, strike out the words "more than two", and insert in lieu thereof the following: "to hurt, pursue, take, kill or destroy or have in possession more than two deer".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 116—An act to amend section 626 of the Penal Code, relating to protection of game.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Seawell moved that Assembly Bill No. 116 be withdrawn from the file, and ordered re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 116 ordered re-referred to Committee on Fish and Game.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1929.

MR. SPEAKER: The Committee on Attaches respectfully begs leave to report that it has carefully considered the applications for the positions hereinafter set forth and desires to submit the following resolution:

Resolved, That the following named persons be and they are hereby appointed and employed for the positions and at the per diem as set opposite their names, the same to date from and to include the dates as hereinafter set forth:

Clifford Wixson, Page.....	\$2 50
(to date from and to include April 4, 1929.)	
Harry Morrison, Jr., Page.....	2 50
(to date from and to include April 8, 1929.)	

That the names of the following persons be stricken from the roll of employees of the Assembly as of April 7, 1929, to wit:

Clifford Wixson, Page.
Wilma Ruth Jordan, Page.

Said per diem to be paid out of the fund for the payment of officers and employees of the Assembly, and the Controller is hereby authorized and directed to draw warrants from such fund in favor of the above named persons at the said per diem, and the State Treasurer is hereby authorized to pay the same.

Respectfully submitted,

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe,

Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Patterson, Quigley, Reindollar, Roberts, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—40.

NOES—None.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 92—An act to amend sections 1, 2 and 3 of an act entitled "An act to provide for a day of rest from labor," approved February 27, 1893, relating to what emergencies shall permit working more than six days in seven, providing for the enforcement of the act by the Department of Industrial Relations and providing penalties for violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Wright:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the amended printed bill, insert after the word "one", the word "full".

AMENDMENT NUMBER TWO.

On page 1, line 15, of the amended printed bill, insert after the word "month", a comma.

AMENDMENT NUMBER THREE.

On page 2, line 15, of the amended printed bill, insert after the word "raising", the following: ", nor to employees engaged in the harvesting, curing, canning, drying or packing of any variety of perishable fruit, fish or vegetable during such periods as may be necessary to harvest, cure, can, dry or pack said fruit, fish or vegetable in order to keep the same from spoiling."

Amendments adopted.

Bill read, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 315—An act relating to the tenure of employment of persons engaged in public school service of the State.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Heisinger moved that Assembly Bill No. 315 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 315 ordered re-referred to Committee on Education.

RE-REFERENCE OF BILL.

On motion of Mr. Coombs, Assembly Bill No. 714 was recalled from the Committee on Hospitals and Asylums, and referred to Committee on Ways and Means.

RECESS.

At twelve o'clock and fifteen minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read :

SENATE CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 108—An act to amend section 4300e of the Political Code, relating to fees of clerks, sheriffs and recorders.

J. A. BEEK, Secretary of Senate.
By FRANCIS E DALIN, Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 427—An act to amend section 718 of the Civil Code, relating to the leasing of municipal property.

J. A. BEEK, Secretary of Senate.
By FRANCIS E DALIN, Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 231—An act regulating the business of embalmers and funeral directors and the transportation of and traffic in dead human bodies, creating a State board therefor, providing penalties for violations thereof, and repealing the act entitled "An act to establish a State Board of Embalmers, defining the duties thereof, providing for the better protection of life and health, preventing the spread of contagious disease, regulating the practice of embalming in connection with the care and disposition of the dead and providing penalties for the violation thereof," approved April 16, 1915, as amended.

J. A. BEEK, Secretary of Senate.
By FRANCIS E DALIN, Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, April 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 226—An act remising, releasing and quitclaiming to The Regents of the University of California the properties in the county of Los Angeles which were heretofore transferred to and vested in said The Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State normal school,' approved March 14, 1881, abolishing the branch of the State Normal School at Los Angeles, transferring its properties to The Regents of the University of California, providing for the establishment of a branch of the University of California at Los Angeles, continuing regular normal school training courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said The Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of acts in conflict with this act.

J. A. BEEK, Secretary of Senate.
By FRANCIS E DALIN, Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, April 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 689—An act to amend sections 1919, 1927, 1954, 1983, 2077, 2081 and to repeal sections 1913, 1928a, 1928b, 1928c, 1928d, 1929, 1930, 1931, 1932, 1932a, 1933, 1934a, 1962 and 1968 of the Political Code, all relating to the National Guard.

J. A. BEEK, Secretary of Senate.
By FRANCIS E DALIN, Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed Senators Inman, Boggs and Sharkey as a Committee on Free Conference to meet with a like committee from the Assembly for the consideration of Senate Bill No. 167—An act to amend section 7 of an act entitled "An act to establish and support a Bureau of Labor Statistics," approved March 3, 1883, as

amended, relating to the powers and duties of the commissioner and providing penalties for violation of the said section.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 310—An act to repeal chapter 9 of title IX of part III of the Political Code and to add a new chapter to title IX of part III of the Political Code to be numbered chapter 9 thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes on persons over 21 years of age and under 60 years of age who are ineligible to become a qualified elector in this State.

Also: Assembly Bill No. 643—An act to amend section 10 of an act entitled "An act authorizing the establishment of municipal courts, describing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein," approved May 23, 1925, as amended;

Also: Assembly Bill No. 840—An act conveying certain tidelands, situate in the bay of San Diego, to the city of San Diego, upon certain trusts therein specified;

Also: Assembly Bill No. 928—An act to create a State university to be known as the University of Central California and to provide for the government, management and control thereof, and a site therefor;

Also: Assembly Bill No. 961—An act to amend section 10 of an act entitled "An act authorizing the board of supervisors or other governing body of any incorporated city, or city and county, having a population of more than 100,000 persons, to order the disinterment and removal of all human bodies interred in any cemetery of more than five acres in extent, or from a part thereof, situate within the boundaries of such city, or city and county, and directing the reinterment of such bodies in cemeteries outside the limits of such city, or city and county, or the depositing of the same in a mausoleum or columbarium, whenever the further maintenance of such cemetery or part thereof as a burial place for the human dead threatens or endangers the health, safety, comfort or welfare of the public, and providing a mode of procedure under and by which such removals may, when so ordered, be made by the cemetery corporation, association, corporation sole or other person governing or controlling such cemetery lands, or by the relatives or friends of those whose bodies are buried therein, and providing for the sale, mortgage or pledge of cemetery lands from which the human bodies are removed," approved June 5, 1923;

Also: Assembly Bill No. 1059—An act declaring portions of the lands conveyed to the city of San Diego by an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911, as amended, unavailable for navigation, commerce and fisheries and excluding such portions from use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of San Diego and county of San Diego;

Also: Assembly Bill No. 1124—An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits;

And reports that same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 10—An act to prevent fraud and deception in the sale of bottled beverages composed of fruit, or the juice thereof, and prescribing penalties for the violation of the provisions thereof;

Also: Assembly Bill No. 174—An act regulating the practice of civil engineering; and reports that the same have been correctly re-engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 9—Requesting the United States Senate to pass Resolution No. 126, relating to the appointment of a committee to investigate the organization and operation of public-utility corporations supplying telephone communications—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported joint resolution ordered on file for third reading.

ON ROADS AND HIGHWAYS.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1929.

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 264—An act to amend section 1 of an act entitled "An act to take title to and thereafter maintain as a State highway, the toll road in Tuolumne and Mariposa counties, known as Big Oak Flat and Yosemite road, also, a section of the Tuolumne County road to connect said toll road with the Sonora lateral of the State highway," approved May 19, 1915, and to repeal sections 2 and 3 of said act, all relating to State highways—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 1051—An act to amend section 16 $\frac{1}{2}$ 21 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in the process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standards of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act including the State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect." approved June 16, 1913, as amended, relating to the salary of the sealer and deputies of counties of the twenty-first class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 150—An act to amend sections 4250 and 4240a of the Political Code, relating to compensation of officers and jurors in counties of the twenty-first class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 209—An act to authorize the counties of the State of California to establish systems for the retirement and pension of county and township officers and employees and to provide certain benefits for their dependence, and empowering county boards of supervisors to levy a special tax—has had the same under consider-

ation, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman.

The above reported bill ordered on file for second reading

SPECIAL ORDER.

The hour of two o'clock p.m. having arrived, the special order heretofore set for consideration of Assembly Bills Nos. 124, 558 and 559 was taken up at this hour.

CONSIDERATION OF ASSEMBLY BILL NUMBER ONE HUNDRED TWENTY-FOUR.

Assembly Bill No. 124—An act to establish an institution for the confinement, care and reformation of women misdemeanants, and women convicted of a felony the punishment for which is less than death; to provide for its maintenance, conduct and government, and to make an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 124 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Lyons, McGinley, McGuinness, Miller, Eleanor; Mixer, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—Fisher, Luttrell, and Meeker—3

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 558—An act to amend the Penal Code by adding a new section thereto, to be numbered section 644a, relating to female persons convicted of misdemeanors involving moral turpitude, providing for the adjudging of such persons habitual misdemeanants and fixing the punishment therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Wright moved a call of the House.

Motion carried.

Time, three o'clock and forty-five minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisunger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Remdollar, Roberts,

Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 452—An act to add a new section to the Code of Civil Procedure, to be numbered 1161a, relating to persons holding over in case of the sale of real property by virtue of execution, foreclosure of mortgage or under a power of sale contained in a deed of trust.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 452 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Luttrell, Lyons, McGinness, Meeker, Miller, James A., Mixter, Morrison, Parkman, Quigley, Roberts, Scofield, Scudder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 138—An act relating to the suspension or expulsion of pupils from the public schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 138 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Luttrell, Lyons, McGinness, Meeker, Miller, James A., Mixter, Morrison, Parkman, Quigley, Roberts, Scofield, Scudder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1060—An act to amend section 159 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to appropriations to the several counties from the motor vehicle fund.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1060 passed by the following vote:

AYES—Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinness, Meeker, Miller, Eleanor: Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Park-

man, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 640—An act to amend section 308 of the Civil Code of the State of California, concerning the organization of boards of directors of corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 640 passed by the following vote:

AYES—Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1027—An act to amend an act entitled “An act to form agricultural districts, to provide for the formation, organization and powers of agricultural associations therein and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act,” approved April 17, 1909, by amending section 1 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1027 passed by the following vote:

AYES—Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 974—An act to amend an act entitled “An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals, to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; to repeal acts or parts of acts in conflict herewith; to provide for an appropriation to defray the cost of administering this act,” as approved May 25, 1921, and as amended, by amending

section 18 thereof, relative to fixing boundary lines of oil or gas fields.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 974 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—58

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 35—An act to amend sections 4 and 8 of an act entitled “An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act,” approved May 25, 1921, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 35 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 385—An act establishing the emergency permanent improvement fund and relating to the deposits of moneys therein and withdrawals therefrom.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 385 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 386—An act to add a new section, to be numbered 3, to an act entitled "An act to amend section 1 and section 2 of an act entitled 'An act requiring the payment into the State treasury of all moneys, belonging to the State, received by the various State institutions, commissioners and officers and directing the disposition of same,' approved March 17, 1899, as amended, relating to the payment of State money into the treasury and abolishing certain special funds, as amended." approved May 19, 1905.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 386 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Block, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Lasley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jepsen, Jones, Jost, Keaton, Klue, Leymel, Luttrell, Lyons, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. MYRON D. WITTER IN THE CHAIR.

At four o'clock and eighteen minutes p.m., Hon. Myron D. Witter, member of the Assembly from the Seventy-eighth District, in the chair.

Assembly Bill No. 113—An act to amend section 1 of an act entitled "An act to authorize the transportation of certain dependent children for whom proper homes are offered outside the State," approved May 12, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 113 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Block, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Lasley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jepsen, Jones, Jost, Keaton, Klue, Leymel, Luttrell, Lyons, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 251—An act authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans' Farm and Home Purchase Act, approved May 30, 1921, and of any and all acts amendatory thereof or supplemental thereto; creating a Veterans' Welfare Finance Committee; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State offices in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts,

liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1930.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 251 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 253—An act to provide for the maintenance and establishment of a school for the education and training of pupils from the various counties in the State in the science and practice of navigation, seamanship, steam and electrical engineering.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 253 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 942—An act to increase the number of judges of the superior court of the county of Sonoma, and for the appointment of such additional judge.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 942 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell,

Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 948—An act creating the California Crime Commission, defining its duties, and making an appropriation for its expenses, and repealing all acts and parts of acts in conflict with this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 948 passed by the following vote :

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Clowdsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 936—An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance: providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons, fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 936 passed by the following vote :

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Clowdsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1121—An act to amend section 2322 α 2 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the second class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1121 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 243—An act to amend section 4281 of the Political Code, relating to salaries, fees and expenses of officers in counties of the fifty-second class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 243 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 486—An act to amend section 16 α 1a of the Weights and Measures Act approved June 16, 1913, as amended, relating to the sealer of weights and measures in counties of the twelfth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 486 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 892—An act granting to the city and county of San Francisco certain lauds heretofore dedicated for park purposes by the Legislature of the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 892 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 164—An act making an appropriation for portraits of all governors whose portraits have not heretofore been made, and directing the State Department of Finance to carry out the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 164 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 701—An act to amend section 1 of an act entitled "An act creating an Advisory Pardon Board; defining and prescribing the powers and duties thereof; and making an appropriation therefor," approved May 17, 1915, as amended, adding an additional member to the Advisory Pardon Board.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 701 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1126—An act to amend section 3650 of the Political Code, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages, and any legal or equitable interest therein.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1126 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 310—An act to repeal chapter 9 of title IX of part III of the Political Code and to add a new chapter to title IX of part III of the Political Code to be numbered chapter 9 thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes on persons over twenty-one years of age and under sixty years of age who are ineligible to become a qualified elector in this State.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Stockwell moved that Assembly Bill No. 310 be withdrawn from the file, and ordered re-referred to Committee on Revenue and Taxation.

Motion carried.

Assembly Bill No. 310 ordered re-referred to Committee on Revenue and Taxation.

THE SPEAKER IN THE CHAIR.

At four o'clock and forty minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At four o'clock and forty-two minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Miss Miller.

The roll of absentees was called, and Assembly Bill No. 558 passed by the following vote:

AYES—Adams, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Dillinger, Eddy, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixter, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—Anderson, Arnold, Baum, Bernard, Coombs, Crowley, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Flynn, Jewett, Jost, Luttrell, McGinley, McGuinness, Morgan, Morrison, Parkman, Seawell, Stockwell, West, and Williamson—24.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 559—An act to amend section 1168 of the Penal Code, relating to sentences under the Indeterminate Sentence Law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 559 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, Meeker, Miller, Eleanor, Mixer, Morrison, Nielsen, Noyes, Parkman, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—McGuinness—1.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF COMMITTEE ON FREE CONFERENCE.

The following report of Committee on Free Conference was received and read :

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 167—An act to amend section 7 of an act entitled "An act to establish and support a Bureau of Labor Statistics," approved March 3, 1883, as amended, relating to the powers and duties of the commissioner and providing penalties for violation of the said section—reports that it has met a like committee of the Senate, consisting of Senators Inman, Boggs and Sharkey, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

On page 2, line 2, of the amended printed bill, insert after the word "summons", the following: "in the said action upon any person, firm, association, or corporation within his jurisdiction".

AMENDMENT NUMBER TWO.

On page 2, lines 3 and 4, of the amended printed bill, strike out the following: "person, firm or corporation", and insert in lieu thereof the words "money or property of any defendant".

WRIGHT,
FEELEY,
ARNOLD,

Assembly Committee on Free Conference.

The question being on the adoption of the report and amendments.

The roll was called, and the report and amendments adopted by the following vote :

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, West, Williamson, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

SENATE MESSAGE.

The following message from the Senate was taken up and read :

SENATE CHAMBER, SACRAMENTO, April 4, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 714—An act to amend the "California Vehicle Act,"

approved May 30, 1923, as amended and approved May 16, 1925, and as amended and approved May 25, 1927, by amending sections 7 $\frac{1}{2}$, 19, 23, 25, 30, 31, 42, 43, 44, 45, 46, 47, 48, 52, 57, 60, 61, 62, 69, 77, 80, 82, 83, 84, 85, 86, 89, 90, 94, 95, 96, 100, 102, 111, 112, 114, 118, 120, 121, 122, 124, 125, 127, 129, 131, 132, 133, 134, 135, 138, 141, 142, 145, 155 and 159, and by adding thereto new sections to be numbered 8 $\frac{1}{2}$, 22 $\frac{1}{2}$, 23 $\frac{1}{2}$, 28 $\frac{1}{2}$, 30 $\frac{1}{2}$, 31 $\frac{1}{2}$, 45 $\frac{1}{2}$, 52 $\frac{1}{2}$, 72 $\frac{1}{2}$, 76 $\frac{1}{2}$, 83 $\frac{1}{2}$, 98 $\frac{1}{2}$, 100 $\frac{1}{2}$, 111 $\frac{1}{2}$, 114 $\frac{1}{2}$, 134 $\frac{1}{2}$, 141 $\frac{1}{2}$, 150 $\frac{1}{2}$, 152 $\frac{1}{2}$, 153 $\frac{1}{2}$, and 154 $\frac{1}{2}$, relating to the use and operation of vehicles upon the public highways and elsewhere and to the registration and identification of motor vehicles, trailers and semitrailers and the payment of registration and transfer fees therefor, and the licensing of persons operating motor vehicles and prohibiting certain persons from operating vehicles upon the public highways and relating to the powers and duties of the Division of Motor Vehicles and creating a California Highway Patrol and relating to the powers and duties of boards of supervisors and to the appointment by the division of official adjusting stations and to the registration of holders of certain chattel mortgages, and relating to dealers in license plates and certificates and to the record to be kept by public garages and the renting of motor vehicles and restrictions as to size, weight, construction and equipment of motor vehicles and the erection of warning and direction signs on public highways and imposing certain regulations governing pedestrians and relating to the disposition of fees collected under this act and providing for carrying out the objects of this act.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 714 read first time, and referred to Committee on Motor Vehicles.

MOTION TO PRINT EXTRA COPIES.

Mr. Crittenden moved that the Chief Clerk be instructed to have 1000 copies of the supplemental report of the Joint Legislative Committee on Water Problems printed, with an additional 1000 copies of the first report, to be bound together; also that 1000 additional pamphlets of the supplemental report be printed.

THIRD READING OF SENATE BILLS.

Senate Bill No. 573—An act to amend section 453j of the Civil Code, relating to examinations by reputable physicians of applicants for insurance in mutual insurance corporations organized under chapter 6, division I, part IV, title II of the Civil Code.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Byrne:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, as amended in Senate March 11, 1929, after the number "453j" in said line, insert the words "of the Civil Code".

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 959—An act to add a new section to the Penal Code, to be numbered 472a, relating to the use of reproductions or facsimiles of the Great Seal of the State of California.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Feeley:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, as amended, strike out the words "unlawfully or".

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill, as amended, before the word "use", add the following: "or for commercial purposes".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or making inspection of electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two journeymen in the doing of such work or inspection; and providing penalty for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Quigley moved that Assembly Bill No. 381 be withdrawn from the file, and ordered re-referred to Committee on Public Utilities.

Motion carried.

Assembly Bill No. 381 ordered re-referred to Committee on Public Utilities.

Assembly Bill No. 928—An act to create a State university to be known as the University of Central California and to provide for the government, management and control thereof and for an appropriation and a site therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Leymel moved that Assembly Bill No. 928 be withdrawn from the file, and ordered re-referred to Committee on Universities.

Motion carried.

Assembly Bill No. 928 ordered re-referred to Committee on Universities.

Assembly Bill No. 1036—An act to add a new section to the Penal Code, to be numbered 321a, relating to lotteries.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Gilmore moved that Assembly Bill No. 1036 be withdrawn from the file, and ordered re-referred to Committee on Public Morals.

Motion carried.

Assembly Bill No. 1036 ordered re-referred to Committee on Public Morals.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Messrs. Ingels and Scofield: Assembly Concurrent Resolution No. 27—Relative to providing for the appointment of a Committee on Billboard Regulation and Restriction.

Introduced, and referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1929.

MR. SPEAKER. Your Committee on Ways and Means, to which was referred Assembly Bill No 403—An act to provide for the making of snow surveys and the gathering and correlation of information pertinent to an annual forecast of seasonal water crop and making an appropriation therefor.

Also: Assembly Bill No 456—An act to amend section 412 of the Political Code, relating to appointees of the Secretary of State;

Also: Assembly Bill No 523—An act to provide for the establishment of a State Hospital for the Insane, providing for commitments thereto and the management thereof, and making an appropriation therefor.

Also: Assembly Bill No 940—An act authorizing and empowering the Department of Natural Resources to acquire tax-deeded lands for the use of said department and making an appropriation therefor.

Also: Assembly Bill No. 1106—An act to increase the number of judges of the superior court of the county of Santa Barbara, and for the appointment of such additional judge;

Also: Assembly Bill No 1123—An act to amend section 2 of an act entitled "An act to provide for the creation of a Commission on Uniform State Laws, the appointment of commissioners thereto and to appropriate money for traveling expenses," approved May 14, 1927, and to provide an appropriation therefor, relating to expenses;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 400—An act to provide for instruction in public safety and accident prevention primarily devoted to avoidance of accident hazards on streets and highways in the elementary and secondary schools of the State and in the normal schools and teachers colleges in the State and making an appropriation for the carrying out of the provisions of this act.

Also: Assembly Bill No 740—An act to amend section 359b of the Political Code, relating to the Governor's Council;

Also: Assembly Bill No 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 840—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of an assistant and deputies in such office, fixing the salaries of such assistant and of the chief deputy and providing for the manner of fixing of the salaries of the additional deputies—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

ON BUILDING AND LOAN ASSOCIATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1929.

MR. SPEAKER: Your Committee on Building and Loan Associations, to which was referred Senate Bill No. 475—An act to amend section 648a of the Civil Code, relating to formation of building and loan associations; requiring a permit from the Building and Loan Commissioner before selling or offering for sale guarantee capital stock or permanent nonwithdrawal capital stock of such associations; and providing penalties for violation of the provisions of the act;

Also: Senate Bill No. 772—An act to amend section 15c of the Building and Loan Commission Act.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ROBERTS, Chairman.

The above reported bills ordered on file for second reading.

RECONSIDERATION LAPSED.

The motion of Mr. Crowley that Assembly Bill No. 1084 be reconsidered having lapsed, the Speaker ordered Assembly Bill No. 1084 transmitted to the Senate.

ADJOURNMENT.

At five o'clock and three minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Wednesday, April 10, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Wednesday, April 10, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Helsing, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klue, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Seudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—72.
NOES—None.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Anderson moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Noyes, Mr. Deuel was granted leave of absence for the day.

On motion of Mr. Byrne, Messrs. Sewell, Woolwine, Little, Hornblower and Cronin were granted leaves of absence for the day, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of the Speaker, Mr. McDonough was granted leave of absence for the day.

On motion of Mr. Gilmore, Mr. Reindollar was granted leave of absence for the day.

GUESTS ADMITTED TO THE FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Coombs, Mrs. Bentley, and Mr. Ray Bentley, principal of the Calistoga Grammar School, and the following students: Thomas Trutta, Johnny Carlenzoli, Frank Barberis, Lucile O'Bryant, Jack Lynch, Anita Morris, Edith Musante, Margaret Schomaker, Jane Karcher, Edward Taylor, Helen Piner, Shirley Taylor, Dot Cook, Fleta Mains, Margaret Williamson, Bill Whitney, Richard Newton, Roy Knight, Ray Bentley, Walter Heitz, Claude Mains, Ralph Williams, Lawrence Knight, Fred Lernir, Salvidore Giusti, Roy Bentley and John Trutta, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Quigley, Mr. and Mrs. Peter J. Haggerty, Miss E. Fitzgerald and Gerald Haggerty of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Mrs. Anna Kennedy of Spokane, Washington, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Williamson, Mrs. A. F. Jewett, Sr., mother of Assemblyman Jewett, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Seawell, Mrs. A. W. Willoughby and Eleanor Willoughby were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Brock, Miss Dorothy Humphrey of Redlands and Miss Marie H. Taylor of Los Angeles, students from Pomona College, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Williamson, Miss Gladys Johnson and Miss Eleanor Soldamels of Sacramento were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

COMMUNICATION.

The following communication was received, read, and ordered printed in the Journal:

By Mr. Speaker:

SAN FRANCISCO, CALIFORNIA, April 9, 1929.

*Mr. Edgar C. Levey, Speaker of the Assembly,
and to the Members of the Assembly, State Capitol Building,
Sacramento, California.*

Ladies and Gentlemen: We, the undersigned, representing the National and State Old Age Pension Commission of the Fraternal Order of Eagles, are pleased to take this opportunity of expressing to you the sincere appreciation of the members of our fraternity for the favorable action taken by your body on the "aid to the aged bill," No. 166, introduced by Assemblyman T. M. Wright. Our fraternity has for the past eight years been carrying on a campaign to secure the enactment of such legislation and we are indeed proud to see our own State become one of the pioneers in the enactment of this law and thereby extend to our worthy aged citizens the just and humane recognition which they are entitled to and which will bring to them a little more comfort and happiness in their declining days.

Since our campaign started, similar bills have been enacted into law through the sponsorship of our fraternity in nine states in this country and in three provinces in Canada, and it is our belief that at least three other states will enact the law this year.

Yours very truly,

WM. R. HAGERTY.
CHAS. J. CHENU.
WM. J. BYRNE.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Scudder:

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows.

An act making an appropriation out of the Fish and Game Commission fund for the construction of jetties at the mouth of the Russian River.

Referred to Committee on Introduction of Bills.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows.

An act making an appropriation for the construction of jetties at the mouth of the Russian River.

Referred to Committee on Introduction of Bills.

By Mr. Patterson:

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 30 and section 31 of the Workmen's Compensation, Insurance and Safety Act of 1917, as amended, relating to insurance policies of workmen's compensation insurance.

Referred to Committee on Introduction of Bills.

By Mr. Hornblower:

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act relating to the acquisition of Carquinez Bridge; creating a public corporation to be known as Carquinez Bridge Authority and providing for the appointment of the Carquinez Bridge Commission; defining the powers and duties of said commission and providing for the acquisition of said bridge and its operation as a publicly owned utility and as part of the highway system of the State of California; providing also for the issuance and sale of revenue bonds of said corporation for the purchase of said bridge and for the payment of interest on said bonds and the amortization thereof; providing for tolls of said bridge for the operation and maintenance thereof and payment of interest on and the amortization of said bonds; creating a district known as Carquinez Bridge District, defining the boundaries of the same and abrogating the right of counties to grant competitive franchises therein, providing for and creating a fund to carry out the purposes of this act; and providing for appropriations to meet any deficit in the operation and financing of said bridge and for the printing and sale of said bonds.

Referred to Committee on Introduction of Bills.

By Mr. Jespersen:

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add a new section to the Civil Code to be numbered 48a, relating to libel.

Referred to Committee on Introduction of Bills.

By Mr. Stockwell :

ASSEMBLY CHAMBER, SACRAMENTO, April 9, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows :

An act to amend section 1380 of the Code of Civil Procedure, relating to notices in probate proceedings.

Referred to Committee on Introduction of Bills.

By Mr. Bliss :

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows :

An act appropriating money for the purchase of additional land for the Santa Barbara State Teachers College

Referred to Committee on Introduction of Bills.

INTRODUCTION AND REFERENCE OF BILLS.

The following bill was introduced, and referred as indicated :

By Messrs. Keaton and Williams: Assembly Constitutional Amendment No. 28—Proposed amendment to article IV of the constitution, relative to officers of the Legislature.

Introduced, and referred to Committee on Constitutional Amendments.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1062—An act to amend section 2322*a* of the Political Code, relating to the extermination of pests by county horticultural commissioners.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee :

AMENDMENT NUMBER ONE.

Amend the title by striking out all of the title of the printed bill, and insert in lieu thereof the following :

"An act to add a new section to chapter four *b* of part three, title five of the Political Code to be numbered section 2322*k*, relating to the distribution of certain pests, and to repeal an act entitled "An act to prevent the spread of certain species of plant pests by means of containers, appliances or articles used in connection with various agricultural commodities, to confer upon the director of the department of agriculture the power to designate such species and such treatment therefor as he shall deem adequate to prevent such spread, to confer upon the county horticultural commissioners the power to prescribe such treatment, to prohibit the transporting from or into any county or locality of the state of any such containers, appliances or articles unless proof shall have been furnished that the same have not been exposed to infection or infestation by such plant pests, to make a violation of the provisions hereof a misdemeanor, and to repeal an act entitled "An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the director of agriculture in relation thereto," approved June 3, 1921." approved April 3, 1925."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of pages 1, 2, 3 and 4 of the printed bill, and insert in lieu thereof the following :

"SECTION 1. A new section is hereby added to chapter four *b* of part three, title five of the Political Code to be numbered section 2322*k*.

2322*k*. To prohibit the spread of certain insect and other animal pests, plant diseases and noxious weeds which may be distributed through the agency of certain agricultural commodities and appliances, the director of agriculture may from time to time publish in the official publication of the department of agriculture a list of species of insect and other animal pests and plant diseases and noxious weeds, together with the agricultural commodities and appliances by means of which they may be carried, designating such treatment as he may deem necessary to prevent the distribution of such insect or other animal pests or plant diseases or noxious weeds through the agency of such agricultural commodities or appliances.

It shall be unlawful for any person, firm, corporation, or association to transport or to ship or to move any agricultural commodity or appliance from any county or

locality to another county or locality within the state unless accompanied by such proof as the horticultural commissioner of the county of destination shall require that such agricultural commodity or appliance has not been exposed to infestation or infection by any of the insect or other animal pests or plant diseases or noxious weeds listed by the director of agriculture as herein provided, or that such agricultural commodity or appliance has been treated immediately prior to shipment in the manner designated by the director of agriculture as herein provided; and it shall be the duty of the horticultural commissioner of the county of destination to refuse entry to any such agricultural commodity or appliance in the manner provided by law until such proof shall have been furnished: *provided*, that such agricultural commodity or appliance may be moved under permission and supervision of such horticultural commissioner to a place designated by him for the purpose of treatment. Any treatment which may be required under the provisions of this section shall be at the expense of the owner or bailee of said agricultural commodity or appliance.

SEC. 2. An act entitled "An act to prevent the spread of certain species of plant pests by means of containers, appliances or articles used in connection with various agricultural commodities, to confer upon the director of the department of agriculture the power to designate such species and such treatment therefor as he shall deem adequate to prevent such spread, to confer upon the county horticultural commissioners the power to prescribe such treatment, to prohibit the transportation from or into any county or locality of the state of any such containers, appliances or articles unless proof shall have been furnished that the same have not been exposed to infection or infestation by such plant pests, to make a violation of the provisions hereof a misdemeanor, and to repeal an act entitled 'An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the director of agriculture in relation thereto,' approved June 3, 1921," approved April 3, 1925, is hereby repealed."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 264—An act to amend section 1 of an act entitled "An act to take title to and thereafter maintain a State highway, the toll road in Tuolumne and Mariposa counties, known as Big Oak Flat and Yosemite road, also, a section of the Tuolumne County road to connect said toll road with the Sonora lateral of the State highway," approved May 19, 1915, as amended, and to repeal sections 2 and 3 of said act, all relating to State highways.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In the title of the printed bill, strike out lines 7 and 8 of said title, and insert in lieu thereof the following: "1915, providing for the rerouting of said highway and the improvement and maintenance thereof."

AMENDMENT NUMBER TWO.

On page 1, line 14, of the printed bill, after the word "be", insert the words: "improved and".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1051—An act to amend section 16x21 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standards

of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including the State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers and making an appropriation to carry this act into effect," approved June 16, 1913, as amended, relating to the salary of the sealer and deputies of counties of the twenty-first class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 150—An act to amend sections 4250 and 4249a of the Political Code, relating to compensation of officers and jurors in counties of the twenty-first class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out "and 4249a".

AMENDMENT NUMBER TWO.

On page 1, line 3, of the printed bill, after the period in said line, insert the following: "In counties of the twenty-first class, the county and township officers shall receive as full compensation for the services required of them by law or by virtue of their office the following salaries and fees, to wit:

1. The county clerk. The county clerk three thousand nine hundred dollars per annum.

He may appoint one chief deputy, who shall receive a salary of two thousand four hundred dollars per annum, one deputy who shall receive a salary of two thousand one hundred sixty dollars per annum, four deputies who shall receive a salary of one thousand six hundred eighty dollars per annum, and two deputies at a salary of one thousand three hundred eighty dollars per annum. Two copyists each at a salary of one thousand two hundred dollars per annum, and during any year when an official primary election is held in the county he may appoint four additional deputies to serve for a period of four months only, at a monthly salary of seventy-five dollars.

The deputy clerks and copyists herein provided for shall be paid by the county at the same time and in the same manner and out of the same fund as the county clerk is paid.

In any year when a new registration of voters is required by law he may appoint such number of deputies as may be necessary for the convenient registration of voters in their respective precincts. Each of said deputies shall be paid by the county the sum of ten cents per name for each elector registered by him, said compensation to be paid out of the general fund of the county on the presentation and filing with the board of supervisors of the county a duly verified claim to be approved by the county clerk.

2. The sheriff. The sheriff four thousand five hundred dollars per annum. He shall be allowed the following deputies, who shall be appointed by the sheriff and shall be paid salaries as follows: One chief deputy at a salary of two hundred dollars per month. One deputy at a salary of two hundred dollars per month. One deputy, to act as jailer, at a salary of one hundred seventy-five dollars per month. Five deputies at a salary of one hundred seventy-five dollars each per month.

In criminal cases and actions in which the county is interested, the sheriff shall receive only actual expenses incurred and no more. All claims against the county shall be itemized and sworn to by the sheriff, or chief deputy and approved by the sheriff and filed with the board of supervisors monthly before the tenth day of each month. Expense accounts to be sworn to and filed as separate claims.

In counties of this class, there shall be appointed by the sheriff a suitable woman as jail matron, who shall have the care of female persons confined in the county jail. She shall be paid a salary of seventy-five dollars per month to be paid by the county in monthly installments at the same time and in the same manner and out of the same fund that the salary of the sheriff is paid.

Prisoners in the county jail shall be fed and cared for under the direction of the sheriff at actual cost, the supplies therefor to be purchased by the county purchasing agent.

3. The county recorder. The county recorder, three thousand nine hundred dollars per annum, and said recorder may appoint four deputies, one of whom

shall receive a salary of two thousand four hundred dollars per annum, and two who shall receive a salary of one thousand eight hundred dollars per annum each, and one who shall receive a salary of one thousand five hundred dollars per annum, and one additional clerk at a salary of one hundred twenty-five dollars per month. He may appoint such copyists as may be required for the recording of all papers, notices or documents in his office, except maps or plats, who shall receive for their services the sum of six cents per folio and for copies of any paper or record six cents per folio.

4. The county auditor. The county auditor, three thousand nine hundred dollars per annum. He may appoint two deputies, one of whom shall receive a salary of two thousand seven hundred dollars per annum, and one who shall receive a salary of two thousand one hundred dollars per annum, and three clerks at a salary of one hundred dollars per month and twelve copyists for one month each year at a salary of one hundred dollars per month each. Chief deputy shall also be allowed the sum of thirty dollars per month for the preparation of the annual statistical report required to be printed by the board of supervisors of the county finances. Such chief deputy shall for said allowance keep and prepare ready for the printer such report.

5. The county treasurer. The county treasurer shall receive three thousand nine hundred dollars per annum. He may appoint one deputy at a salary of two thousand one hundred dollars per annum, and for eight months in the year he may appoint an additional deputy at a salary of one hundred twenty-five dollars per month.

6. The tax collector. The tax collector shall be allowed three thousand nine hundred dollars per annum. He may appoint one deputy at a salary of two thousand four hundred dollars per annum also one chief entry clerk at a salary of one thousand eight hundred dollars per annum, five stenographers at a salary of one hundred dollars per month each for not to exceed three months in each year, four index clerks at a salary of one hundred twenty-five dollars per month for not to exceed three months in each year, two cashiers at a salary of six dollars and fifty cents per day each for not to exceed four months in each year, three copyists at a salary of fifty dollars each per month for not to exceed three months in each year, two typists at a salary of ninety dollars each per month for not to exceed four months in each year, and three clerks at a salary of one hundred twenty-five dollars each per month for not to exceed four months in each year.

The tax collector is hereby allowed one hundred dollars per year as ex officio license collector.

7. The assessor. The assessor, four thousand dollars per annum. He is hereby allowed one chief deputy assessor at a salary of two thousand four hundred dollars per year, one deputy assessor at a salary of one hundred fifty dollars per month, one deputy transfer clerk at a salary of two hundred dollars per month, four copyists at a monthly salary of one hundred dollars each for not exceeding six months in each year, two typists at a salary of one hundred twenty dollars each per month for not exceeding six months in each year, two deputies at a monthly salary of one hundred dollars each per month for not exceeding six months in each year, and seven field deputies at a salary of seven dollars per day each for not exceeding four months in each year.

The assessor shall also be allowed his necessary traveling expenses, not exceeding in any one year the sum of three hundred dollars.

8. The district attorney. The district attorney, three thousand nine hundred dollars per annum, and said district attorney may appoint one deputy, who shall receive a salary of two hundred twenty-five dollars per month, one deputy who shall receive a salary of one hundred seventy-five dollars per month, one stenographer who shall receive a salary of one hundred forty dollars per month, and one stenographer who shall receive a salary of one hundred dollars per month.

The district attorney shall be allowed, in addition to the monthly salary herein allowed, the sum of sixty dollars per month, which shall be in full for all his traveling and other personal expenses in criminal cases and civil actions in which the county is interested, as provided for in subdivision two of section 4307 of the Political Code.

9a. The county librarian. The county librarian, two thousand four hundred dollars per annum, payable at the same time and in the same manner and out of the same fund as the salaries of other officials, *provided*, that there shall be and there hereby is allowed to the county librarian one deputy, whose salary shall be one thousand six hundred eighty dollars per annum, one deputy whose salary shall be one thousand five hundred dollars per annum, nine librarian custodians at a salary of fifteen dollars each per month, and eight librarian custodians at a salary of ten dollars each per month.

9. The coroner. Such fees as are now or may hereafter be allowed by law.

10. The public administrator. Such fees as are now or may hereafter be allowed by law.

11. The superintendent of schools. Three thousand nine hundred dollars per annum, and said superintendent of schools may appoint a clerk, who shall receive a

salary of one hundred seventy-five dollars per month and he may appoint two additional clerks at a salary of five dollars per day for a period of not to exceed fifteen days in each year.

In counties of this class, the superintendent of schools shall receive the sum of fifty dollars per month, which shall be in full for all traveling and personal expenses for such official and his deputies in visiting and examining schools and school properties of the county and in performing such other duties as are incident to the full discharge of the requirements of the office of superintendent of schools.

12. The surveyor. Three thousand nine hundred dollars per annum; *provided*, in counties of this class there shall be, and there is hereby, allowed to the surveyor one deputy whose salary is hereby fixed at two hundred twenty-five dollars per month, one stenographer at a salary of one thousand five hundred dollars per annum, two draughtsmen who shall receive each a salary of one dollar and twenty-five cents per hour, four draughtsmen who shall each receive a salary of one dollar per hour, one transitman who shall receive a salary of one dollar and twenty-five cents per hour, two transitmen who shall receive a salary of one dollar per hour each, three rodmen who shall each receive a salary of seventy-five cents per hour, twelve chainmen who shall each receive a salary of seventy-five cents per hour, and four inspectors, who shall each receive a salary of one dollar per hour.

Whenever the county surveyor is directed by the board of supervisors or assessor to plat, trace, or otherwise prepare maps, plats or block books for the use of the county assessor or said board, he shall be and he is hereby allowed only the actual cost of preparing the same.

13. Justices of the peace. Justices of the peace shall receive the following monthly salaries, to be paid each month as salaries of the county officers are paid, which shall be in full for all services rendered by them, and of all fees. In townships having a population of three thousand five hundred or more, one hundred seventy-five dollars per month; in townships having a population of not less than one thousand five hundred and not more than three thousand five hundred, one hundred twenty dollars per month; in all townships having a population less than one thousand five hundred, ninety-five dollars per month. All fees collected by justices of the peace shall be paid into the county treasury, and shall belong to the county. The provisions of this subdivision shall apply to the incumbents.

14. Constables. Constables shall receive the following monthly salaries, to be paid each month as salaries of the county officers are paid, which shall be in full for all services rendered by them in criminal cases. In townships having a population of three thousand five hundred or more, one hundred sixty-five dollars per month; in townships having a population of not less than one thousand five hundred nor more than three thousand five hundred, one hundred thirty dollars per month; in all townships having a population of less than one thousand five hundred, ninety dollars per month. In addition to the monthly salary allowed herein, each constable may collect and retain for his own use such fees as are now or may be hereafter allowed by law for all services performed by him in civil actions; and he shall also be allowed his actual and necessary expenses incurred in executing any warrant outside of his county issued by a magistrate or justice in his county. Constables shall also be allowed all necessary expenses actually incurred in arresting and conveying prisoners to the county jail, which said expenses shall be audited and allowed by the board of supervisors, and paid out of the county treasury.

15. Board of supervisors. Each supervisor, one hundred seventy-five dollars per month and twenty cents per mile for traveling from his residence to the county seat; *provided*, that when a supervisor is also road commissioner he shall receive in addition to the twenty cents per mile allowed to him by law as such road commissioner his actual traveling expenses, and additional expenses not in any one year to exceed the sum of three hundred dollars. The changes as to salary made in this subdivision shall apply to incumbents.

16. In townships having a population of three thousand five hundred or more, justices of the peace shall be allowed for their office rent, and expenses, the sum of sixty dollars each per month, in addition to the monthly salaries herein allowed. In townships having a population of less than three thousand five hundred, justices of the peace shall be allowed for their office rent, and expenses, the sum of forty dollars each per month in addition to the monthly salaries herein allowed. Each justice of the peace must pay into the county treasury monthly, all fees and fines collected by him; and he must keep a book open for the inspection of the public, during office hours, in which must be entered at once and in detail the amount of all fees and fines collected by him. The auditor must withhold warrants for salary and office rent until a sworn statement has been filed with him, of all cases tried, and fees and fines collected; and the same are paid into the county treasury. No justice of the peace shall draw or receive any monthly salary unless he shall make and subscribe an affidavit before an officer entitled to administer oaths, that no cause in his court remains pending and undecided, that has been submitted to him for decision for a period of thirty days, said affidavit to be filed with the auditor of the county.

17. In counties of this class, grand jurors and trial jurors in the superior court shall each receive for each day's attendance, per day, the sum of three dollars, and for each mile actually and necessarily traveled from their residence to the county

seat, in going only, per mile, the sum of twenty cents; such mileage to be allowed but once during each session such jurors are required to attend.

The salary and compensation of each of the deputies, assistants, employees or appointees herein provided for and to be appointed by the aforesaid county officials of San Mateo county shall be paid out of the same funds and at the same time and in the same manner as their principals, that is to say, the aforesaid county officials, are paid.

Provided:

1. That the salaries, compensation and expenses as herein provided for shall be in full for all compensation to said officials their deputies, employees or appointees.

2. No official, deputy, employee or appointee as herein provided for shall accept from any county, city, town, subdivision, proposed subdivision, district, public highway, proposed public highway, public park or public place of said county, or from said state, any compensation for services from any source other than as hereinabove provided for.

3. All fees, perquisites, commissions, compensation or anything whatsoever paid to such official, deputy, employee or appointee during his or her term of office or by virtue of their office or employment shall each month be paid into the county treasurer and shall belong to the county, except the fees allowed constables in civil cases, and except the ten cent registration fee allowed to special registration deputies appointed by the county clerk. No such fees shall be allowed to any official or regularly appointed or acting deputy.

4. No official, deputy, employee or appointee as herein provided for shall accept or hold any appointment, position or employment from any state, county, township, city, district, subdivision, contemplated subdivision, public highway, proposed public highway, public park or public place of said state and county during his or her term. This proviso, however, shall not prevent any official from holding an *ex officio* position, as provided for by law, but which must be without further compensation other than as hereinabove provided for.

5. No official shall accept employment nor shall he have any deputy, assistant or employee accept employment or compensation pertaining to any services in the laying out, preservation, or with reference to any subdivision, contemplated subdivision, county, town, city, district, public highway, proposed public highway, public park or public place of said state and county. The salaries above provided for shall be in full for all such compensation and it shall be unlawful for any of the above-named officials their deputies, employees or appointees to accept employment or compensation for any services pertaining to any state, county, town, city, district, subdivision, contemplated subdivision, public highway, proposed public highway, public park, public works, or public places within the said county of San Mateo, and it shall be unlawful for any such official, deputy, appointee or employee to have any partner or associates to accept employment or compensation for services pertaining to any state, county, town, city, district, public highway, proposed public highway, subdivision, contemplated subdivision, public park or public place in San Mateo county."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Assembly Bill No. 403—An act to provide for the making of snow surveys and the gathering and correlation of information pertinent to an annual forecast of seasonal water crop and making an appropriation therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 456—An act to amend section 412 of the Political Code, relating to appointees of the Secretary of State.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No 523—An act to provide for the establishment of a State Hospital for the Insane, providing for commitments thereto and the management thereof.

Bill read second time.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Wright:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out lines 3 to 5, inclusive, and insert in lieu thereof the following:

"SEC. 2. A commission composed of the director of institutions, who shall be chairman of the commission; the director of finance; the director of public works; and two other persons, one of whom shall be a woman, to be".

AMENDMENT NUMBER TWO.

On page 2, line 1, of the printed bill, strike out lines 1 to 9, inclusive, and insert in lieu thereof the following:

"SEC. 6. Out of moneys in the state treasury there is hereby appropriated the sum of one million eighty thousand dollars, of which sum the sum of six hundred eighty thousand dollars is appropriated from the appropriation "For major construction and equipment at Norwalk State Hospital including six ward buildings, two physicians' cottages and employees' quarters, six hundred ninety thousand dollars (\$690,000)"; the sum of one hundred fifty thousand dollars from the appropriation "For purchase and survey of land at Norwalk State Hospital, one hundred fifty thousand dollars (\$150,000)" made by chapter thirty-nine, of the statutes of 1929, and the balance thereof, the sum of two hundred fifty thousand dollars, out of any moneys in the general fund in the state treasury not otherwise appropriated.

The site selected shall contain sufficient acreage to meet the requirements of the institution to be established."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 940—An act authorizing and empowering the Department of Natural Resources to act under the provisions of section 3897a of the Political Code.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1106—An act to increase the number of judges of the superior court of the county of Santa Barbara, and for the appointment of such additional judge.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1123—An act to amend section 2 of an act entitled "An act to provide for the creation of a Commission on Uniform State Laws, the appointment of commissioners thereto and to appropriate money for traveling expenses," approved May 14, 1927, and to provide an appropriation therefor, relating to expenses.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 400—An act to provide for instruction in public safety and accident prevention primarily devoted to avoidance of accident hazards on streets and highways in the elementary and secondary schools of the State and in the normal schools and teachers colleges in the State and making an appropriation for the carrying out of the provisions of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 5 of the title of the printed bill, as amended, after the word "state", insert a period, and strike out the following words in said line: "and making an appro-", and strike out all of line 6 of the title of said bill.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, as amended, strike out all of lines 9 to 12, inclusive.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 740—An act to amend section 359*b* of the Political Code, relating to the Governor's Council.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, strike out the following: "director of investment regulation,".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 4, of the printed bill, after the word "maintaining", insert a comma and the word "managing", in line 7 strike out the word "of", and insert in lieu thereof the word "or".

AMENDMENT NUMBER TWO.

On page 4, line 25, of the printed bill, strike out the word "thereof", and insert in lieu thereof the word "of".

AMENDMENT NUMBER THREE.

On page 2, line 28, of the printed bill, as amended in the Assembly March 29, 1929, after the word "state", insert a new sentence reading as follows "Whenever supervision of safety of design or construction of a proposed or existing dam is exercised by the United States or any of its agencies pursuant to a jurisdiction superior to that of the state, and the requirements made under authority of such jurisdiction are so contradictory with requirements made by the department under this act that a compliance cannot be made which will meet both federal and state requirements, then the state requirements shall be modified by the department sufficiently to make possible compliance with both federal and state requirements"

AMENDMENT NUMBER FOUR.

On page 11, line 15, of the printed bill, as amended in the Assembly on March 29, 1929, strike out the word "fifty", and in line 16 change the figure "5" to the figure "0".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 683—An act to amend section 22 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets; to establish standards and standard containers for certain fruits, nuts and vegetables specified

herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables; to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 4, line 42, of the printed bill, immediately following the period after the words "District 1", insert the following: "Emperor grapes which comply with the standard for fancy sawdust pack grapes, as hereinbefore specified, excepting that the grapes may be well colored instead of uniformly well colored, may be packed in sawdust, cork or similar packing material prior to the twenty-sixth day of September in each season."

AMENDMENT NUMBER TWO.

On page 7, line 9, of the printed bill, insert a comma immediately after the word "mixed", and strike out the comma immediately after the word "grade".

AMENDMENT NUMBER THREE.

On page 7, line 52, of the printed bill, strike out the period immediately following the word "color", and insert in lieu thereof a comma and the following: "or shall have brownish woody seals at the cut ends."

AMENDMENT NUMBER FOUR.

On page 11, line 52, of the printed bill, immediately following the word "Nos.", insert the following: "24,".

AMENDMENT NUMBER FIVE.

On page 12, line 1, of the printed bill, immediately following the comma after the numeral "1", insert the following: "1A,".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 209—An act to authorize the counties of the State of California to establish systems for the retirement and pension of county and township officers and employees and to provide certain benefits for their dependence, and empowering county boards of supervisors to levy a special tax.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 5, line 8, of the printed bill, as amended in Senate March 20, 1929, strike out the following: "and has reached the age of fifty-five years,".

AMENDMENT NUMBER TWO.

On page 5, line 38, of the printed bill as amended in Senate March 20, 1929, strike out the word "must", and insert in lieu thereof the word "may".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 840—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of an assistant and deputies in such office, fixing the salaries of such assistant and of the chief deputy and providing for the manner of fixing of the salaries of the additional deputies.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 475—An act to amend section 648a of the Civil Code, relating to formation of building and loan associations; requiring a permit from the Building and Loan Commissioner before selling or

offering for sale guarantee capital stock or permanent nonwithdrawable capital stock of such associations; and providing penalties for violation of the provisions of the act.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 18, of the printed bill, strike out the word "felony", and insert in lieu thereof the word "misdemeanor".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 773—An act to amend section 15c of the Building and Loan Association Act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out lines 1 and 2, and insert in lieu thereof the following:

"An act to amend sections 1 and 15c of the building and loan commission act, relating to supervision and regulation of building and loan associations and other corporations, associations and societies which are based or are operating on plans or methods similar to building and loan associations, and defining the powers and duties of the bureau of building and loan supervision in respect thereto."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out lines 1 and 2, and insert in lieu thereof the following:

"SECTION 1. Section 1 of the building and loan commission act is hereby amended to read as follows:

Section 1. There is hereby created a bureau, to be known and designated as the "bureau of building and loan supervision," with powers of supervision, examination and license of all building and loan associations, mutual loan associations, cooperative home associations, and all other corporations, associations, and societies whenever, wherever and however formed, which are based, or are operating on plans or methods similar to building and loan associations as defined in section 648 of the Civil Code. Said bureau is charged with the enforcement of all laws designed for the formation, government or operation, in this state, of any such association, corporation or society, and is vested with power to determine what associations, corporations and societies come within the purview of the laws, and is vested with full power and jurisdiction over the issuance of all bonds, debentures, certificates, shares of stock, shares of membership, contracts or other securities, or interests therein, of all building and loan associations, mutual loan associations, cooperative home associations, and all other corporations, associations, and societies whenever, wherever and however formed, which are based, or are operating on plans or methods similar to building and loan associations as defined in title sixteen of part four of division one of the Civil Code, whether issued at the time of formation thereof or subsequent thereto.

SEC. 2. Section 15c of the building and loan commission act is hereby amended to read as follows:"

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes, produced by another in the State of California.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Nielsen, Noyes, Oliva, Parkman, Quigley, Roberts, Scofield, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

HON. AUGUSTUS F. JEWETT IN THE CHAIR.

At ten o'clock and forty minutes a.m., Hon. Augustus F. Jewett, member of the Assembly from the Fifty-fourth District, in the chair.

FURTHER CONSIDERATION OF ASSEMBLY BILL NUMBER
ONE HUNDRED FIFTY-FIVE.

Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes, produced by another in the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 155 passed by the following vote:

AYES—Adams, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—61.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Jones moved to amend the title as follows:

AMENDMENT NUMBER ONE.

In line 5 of the title of the printed bill, as amended in Assembly March 29, 1929, strike out the words "and making", and insert in lieu thereof a comma and the following: "making an appropriation therefor and declaring".

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 9—An act making an appropriation to pay the claim of Harry L. Hopper against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 9 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, and Young—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 11—An act creating an additional District Court of Appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 11 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Spalding, Stockwell, Williams, Williamson, Witter, Young, and Mr. Speaker—62.
NOES—Jespersen, Jones, Snyder, West, and Wright—5.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and forty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

SPECIAL ORDER.

The hour having arrived, the special order heretofore set was taken up for consideration.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER TWENTY.

Assembly Constitutional Amendment No. 20—Proposed amendment to article VI of the constitution, relative to the Judicial Council, its powers and duties.

MOTION.

On motion of Mr. Adams, consideration of Assembly Constitutional Amendment No. 20 was made a special order for two o'clock and thirty minutes p.m. of this day.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 908—An act to appropriate money to pay the claim of C. E. Skidmore against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 908 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudsley, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Hawes, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—54.
NOES—Luttrell—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 838—An act to amend section 11 of an act entitled "An act to regulate and license the business of producing, refining or

distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended, relating to refunds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 838 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Hoffman, Jespersen, Jost, Keaton, Leymel, Luttrell, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Scofield, Seawell, Snyder, Stockwell, Williamson, Witter, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1061—An act making an appropriation to meet a deficiency in the appropriation for subsidies of the Bureau of Tuberculosis of the Department of Public Health.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1061 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Hoffman, Jespersen, Jost, Keaton, Leymel, Luttrell, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Scofield, Seawell, Snyder, Stockwell, Williamson, Witter, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1022—An act to amend section 2322x26 of the Political Code, relating to the salaries of the county horticultural commissioner, deputies and inspectors in counties of the twenty-sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1022 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Hoffman, Jespersen, Jost, Keaton, Leymel, Luttrell, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Scofield, Seawell, Snyder, Stockwell, Williamson, Witter, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 661—An act to amend sections 24, 29 and 31 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, as amended, relating to the appropriation for and payment of installments of assessments

assessed against counties for the construction of highways by joint highway districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 661 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Hoffman, Jespersen, Jost, Keaton, Leymel, Luttrell, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Scofield, Seawell, Snyder, Stockwell, Williamson, Witter, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 252—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article IIIk, embracing sections 374 to 374g, inclusive, relating to a Department of Military and Veterans' Affairs.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 252 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Leymel, Luttrell, Lyons, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Patterson, Roberts, Scofield, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Jespersen: An act to add a new section to the Civil Code, to be numbered 48a, relating to libel.

By Mr. Bliss: An act appropriating money for the purchase of additional land for the Santa Barbara State Teachers College.

By Mr. Anderson: An act to amend section 30 and section 31 of the Workmen's Compensation, Insurance and Safety Act of 1917, as amended, relating to insurance policies of workmen's compensation insurance.

By Mr. Hornblower: An act relating to the acquisition of Carquinez Bridge; creating a public corporation to be known as Carquinez Bridge Authority and providing for the appointment of the Carquinez Bridge Commission; defining the powers and duties of said commission and providing for the acquisition of said bridge and its operation as a publicly owned utility and as part of the highway system of the State of California; providing also for the issuance and sale of revenue bonds of said corporation for the purchase of said bridge and for the payment of interest on said bonds and the amortization thereof; providing for tolls of said bridge for the operation and maintenance thereof and payment of interest on and the amortization of said bonds; creating a district known as Carquinez Bridge District, defining the boundaries of the same and abrogating the right of counties to grant competitive franchises therein; providing for and creating a fund to carry out the purposes of

this act; and providing for appropriations to meet any deficit in the operation and financing of said bridge and for the printing and sale of said bonds.

By Mr. Stockwell: An act to amend section 1380 of the Code of Civil Procedure relating to notices in probate proceedings.

By Mr. Scudder: An act making an appropriation out of the Fish and Game Commission fund for the construction of jetties at the mouth of the Russian River.

By Mr. Scudder: An act making an appropriation for the construction of jetties at the mouth of the Russian River.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrnes, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Patterson, Roberts, Scofield, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None.

MOTION TO PRINT IN JOURNAL.

On motion of Mr. Crittenden, the supplemental report of the joint committee of the Senate and Assembly dealing with the water problems of the State was ordered printed in the Journal.

(This report will be found following the main report in the appendix at the back of this Journal.)

SPECIAL ORDER.

The hour of twelve o'clock and ten minutes p.m. having arrived, the special order heretofore set for this hour was taken up for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TWENTY-THREE.

Assembly Concurrent Resolution No. 23—Relative to creation of a joint committee of the Senate and Assembly to study street improvement laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 23 adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Patterson, Roberts, Scofield, Scudder, Seawell, Sewell, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 23 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 23.

Providing for the creation of a joint committee of the Senate and Assembly to study street improvement laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work.

WHEREAS, Due to the vast increase in the population of cities and counties of the State of California there will hereafter be a great number of public improvements constructed, and

WHEREAS, The present procedural statutes for the making of street improvements were enacted at a time when present problems did not confront the members of the Legislature; and said system and procedures although adequate at the time of enactment are inadequate at this time and have resulted in numerous amendments being offered to present statutes in an effort to meet existing conditions, and

WHEREAS, In order to permit a thorough and systematic study and revision thereof, and in order to permit the enactment of procedural statutes to provide for the efficient, expeditious and economical construction of public improvements; now, therefore, be it

Resolved by the Assembly, the Senate concurring. That there is hereby created a joint committee of the Assembly and Senate to consist of four members of the Assembly to be appointed by the Speaker of the Assembly and three members of the Senate to be appointed by the President of the Senate.

It shall be the duty of said committee to study existing street improvement procedural statutes of the State of California, and said committee shall carefully consider the laws and systems enacted in other states, and said committee shall after said study, recommend legislation to correct and modernize existing street improvement procedural statutes and shall include in this report, the measures which in its judgment should be enacted.

It shall be the duty of said committee to simplify and cut down the number of existing street improvement statutes and it shall recommend only such procedural statutes as will be necessary to permit efficient, economical and expeditious construction of public improvements.

The members of said committee shall receive no compensation for their services other than their official salaries but they shall be reimbursed for their actual expenses necessarily incurred hereunder not exceeding the amount hereinafter specified. Such committee is hereby authorized to employ competent clerical and other help to assist in the preparation and compiling of said report. The said committee shall be provided with headquarters in the State Building at Los Angeles if such quarters are available, but if such quarters are not available such committee may procure such quarters in any other building in the city of Los Angeles as its headquarters.

The expenses of the committee and the members thereof and of such clerical and other help incurred by the committee under the authority hereof shall be payable out of the moneys heretofore or hereafter appropriated for the contingent expenses for the Senate and Assembly at this session of the Legislature, payable one-half from the contingent fund of the Assembly and one-half from the contingent fund of the Senate, but not exceeding the total sum of \$15,000 which sum, or so much thereof as may be necessary, so composed, is hereby set apart, reserved and appropriated out of said respective contingent funds for the purposes aforesaid to be disbursed from time to time by Controller's warrants to be drawn against said contingent funds upon the written orders of the chairman of said joint committee; and be it further

Resolved. That said committee be instructed to have prepared its report not later than the thirty-first day of December, 1930, and that a copy of said report be not later than said date transmitted to the Governor of the State in order that he may make such comment thereon as he may deem appropriate to the Legislature at its next ensuing session.

RECESS.

At twelve o'clock and twenty minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Scudder: Assembly Bill No. 1140—An act making an appropriation out of the Fish and Game Commission fund for the construction of jetties at the mouth of the Russian River.

Bill read first time, and referred to Committee on Ways and Means.

Also: Assembly Bill No. 1141—An act making an appropriation for the construction of jetties at the mouth of the Russian River.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Jespersen: Assembly Bill No. 1142—An act to add a new section to the Civil Code to be numbered 48*a*, relating to libel.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Bliss: Assembly Bill No. 1143—An act appropriating money for the purchase of additional land for the Santa Barbara State Teachers College.

Bill read first time, and referred to Committee on Teachers Colleges.

By Mr. Patterson: Assembly Bill No. 1144—An act to amend section 30 and section 31 of the Workmen's Compensation, Insurance and Safety Act of 1917, as amended, relating to insurance policies of workmen's compensation insurance.

Bill read first time, and referred to Committee on Insurance.

By Mr. Hornblower: Assembly Bill No. 1145—An act relating to the acquisition of Carquinez Bridge; creating a public corporation to be known as Carquinez Bridge Authority and providing for the appointment of the Carquinez Bridge Commission; defining the powers and duties of said commission and providing for the acquisition of said bridge and its operation as a publicly owned utility and as part of the highway system of the State of California; providing also for the issuance and sale of revenue bonds of said corporation for the purchase of said bridge and for the payment of interest on said bonds and the amortization thereof; providing for tolls of said bridge for the operation and maintenance thereof and payment of interest on and the amortization of said bonds; creating a district known as Carquinez Bridge District, defining the boundaries of the same and abrogating the right of counties to grant competitive franchises therein; providing for and creating a fund to carry out the purposes of this act; and providing for appropriations to meet any deficit in the operation and financing of said bridge and for the printing and sale of said bonds.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Stockwell: Assembly Bill No. 1146—An act to amend section 1380 of the Code of Civil Procedure, relating to notices in probate proceedings.

Bill read first time, and referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 159—An act to amend section 4257 of the Political Code, relating to the compensation of officers in counties of the twenty-eighth class;

Also: Assembly Bill No. 456—An act to amend section 412 of the Political Code, relating to appointees of the Secretary of State;

Also: Assembly Bill No. 882—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class,

Also: Assembly Bill No. 1051—An act to amend section 1621 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in the process of delivery; to prevent the sale of goods, wares and merchandise by false weights and

measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standards of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act including the State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect." approved June 16, 1913, as amended, relating to the salary of the sealer and deputies of counties of the twenty-first class;

Also: Assembly Bill No. 1106—An act to increase the number of judges of the superior court of the county of Santa Barbara, and for the appointment of such additional judge;

Also: Assembly Bill No. 1123—An act to amend section 2 of an act entitled "An act to provide for the creation of a Commission on Uniform State Laws, the appointment of commissioners thereto and to appropriate money for traveling expenses," approved May 14, 1927, and to provide an appropriation therefor, relating to expenses;

And reports that the same have been correctly engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 117—An act to provide for needy blind persons, not inmates of any institution supported in whole or in part by the State or any of its political subdivisions, making appropriation therefor and prescribing penalties for the violation of the provisions of the act;

Also: Assembly Bill No. 457—An act providing for the organization of certain elementary or union elementary school districts into union or joint union high school districts;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 13—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article XIII of the constitution, relating to taxation;

Also: Assembly Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new paragraph to section 14 of article XIII thereof to be numbered (h), relating to revenue and taxation;

Also: Assembly Constitutional Amendment No. 24—A resolution to propose to the people of the State of California, an amendment to the constitution of said State by adding a new article thereto to be known as article XIII½, relating to revenue and taxation;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported constitutional amendments ordered on file for adoption.

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 1097—An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a cattle protection board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of the meat thereof, to provide for the inspection of cattle and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the cattle protection fund, and to provide penalties for violation of the provisions hereof," approved May 28, 1917—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BERNARD, Chairman

The above reported bill ordered on file for second reading.

ON MOTOR VEHICLES.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Senate Bill No. 714—An act to amend the "California Vehicle Act," approved May 30,

1923, as amended and approved May 16, 1925, and as amended and approved May 25, 1927, by amending sections 7 $\frac{1}{2}$, 19, 23, 25, 30, 31, 42, 43, 44, 45, 46, 47, 48, 52, 57, 60, 61, 62, 69, 77, 80, 82, 83, 84, 85, 86, 89, 90, 94, 95, 96, 100, 102, 111, 112, 114, 118, 120, 121, 122, 124, 125, 127, 129, 131, 132, 133, 134, 135, 138, 141, 142, 145, 155 and 159, and by adding thereto new sections to be numbered 8 $\frac{1}{2}$, 22 $\frac{1}{2}$, 23 $\frac{1}{2}$, 28 $\frac{1}{2}$, 30 $\frac{1}{2}$, 31 $\frac{1}{2}$, 45 $\frac{1}{2}$, 52 $\frac{1}{2}$, 72 $\frac{1}{2}$, 76 $\frac{1}{2}$, 83 $\frac{1}{2}$, 98 $\frac{1}{2}$, 100 $\frac{1}{2}$, 111 $\frac{1}{2}$, 114 $\frac{1}{2}$, 134 $\frac{1}{2}$, 141 $\frac{1}{2}$, 150 $\frac{1}{2}$, 152 $\frac{1}{2}$, 153 $\frac{1}{2}$, and 154 $\frac{1}{2}$, relating to the use and operation of vehicles upon the public highways and elsewhere and to the registration and identification of motor vehicles, trailers and semitrailers and the payment of registration and transfer fees therefor, and the licensing of persons operating motor vehicles and prohibiting certain persons from operating vehicles upon the public highways and relating to the powers and duties of the Division of Motor Vehicles and creating a California Highway Patrol and relating to the powers and duties of boards of supervisors and to the appointment by the Division of official adjusting stations and to the registration of holders of certain chattel mortgages, and relating to dealers in license plates and certificates and to the record to be kept by public garages and the renting of motor vehicles and restrictions as to size, weight, construction and equipment of motor vehicles and the erection of warning and direction signs on public highways and imposing certain regulations governing pedestrians and relating to the disposition of fees collected under this act and providing for carrying out the objects of this act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

ON CLAIMS

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Claims, to which was referred Assembly Bill No. 1136—An act appropriating money to pay the claim of H. W. Levers against the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

WILLIAMS, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 479—An act to amend section 626 of the Penal Code, relating to the protection of deer;

Also: Assembly Bill No. 480—An act to add a new section to the Penal Code, to be numbered 628, relating to the protection of fresh water crayfish;

Also: Assembly Bill No. 893—An act to amend sections 37 and 39 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts,' and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith, approved May 19, 1915," approved May 28, 1917, as amended, relating to fish and game districts;

Also: Assembly Bill No. 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game; Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SCUDDER, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Bill No. 287—An act to add a new section to the Penal Code to be numbered 637 $\frac{1}{2}$ a, relating to trapping of game;

Also: Senate Bill No. 267—An act to amend section 2 of an act entitled "An act to provide for the protection of fur-bearing mammals, defining fur-bearing mammals, providing for a license for hunting or trapping such fur-bearing mammals and requiring reports to be filed with the Fish and Game Commission," approved May 18, 1917, as amended,

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SCUDDER, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 62—An act to amend section 632 of the Penal Code, relating to the protection of fish;

Also: Assembly Bill No. 116—An act to amend section 626 of the Penal Code, relating to the protection of game;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass

SCUDDER, Chairman.

The above reported bills ordered on file for second reading.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 205—An act to amend section 524 of the Penal Code, relating to attempts to extort money or property by means of verbal threats—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 674—An act to add a new section to the Penal Code to be numbered 146a, relating to falsely representing a public officer—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 8—An act to amend section 190 of the Penal Code, relating to murder in the first degree—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 206—An act to amend section 417 of the Penal Code, relating to the unlawful exhibition of a deadly weapon or firearm;

Also: Senate Bill No. 257—An act to repeal section 772 of the Penal Code, relating to officers of the court;

Also: Senate Bill No. 138—An act to add a new section to the Penal Code to be numbered 1127c, relating to instructions on evidence of flight;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass

KLINE, Chairman.

The above reported bills ordered on file for second reading.

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 308—An act to amend section 3714 of the Political Code, relating to the preparation, submission and adoption of county and district budgets and to the levy of taxes and prescribing limitations on county expenditures—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WEST, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 606—An act to amend section 3700 of the Political Code, relating to the State Board of Equalization—has had the same under consideration, and

respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

WEST, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 1132—An act to amend section 3064aa of the Political Code, relating to the taxation of highway transportation companies—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WEST, Chairman.

The above reported bill ordered on file for second reading

Also:

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 1111—An act to amend section 3748 of the Political Code, relating to the time and place of payment of taxes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WEST, Chairman

The above reported bill ordered on file for second reading.

ON RULES.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Rules, to which was referred Assembly Concurrent Resolution No. 24—Relative to the Joint Rules of the Senate and the Assembly—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JONES, Chairman.

The above reported concurrent resolution ordered to engrossment.

THIRD READING OF SENATE BILLS.

Senate Bill No. 743—An act granting to the city of Martinez tide and submerged lands of the State of California, including the right to wharf out therefrom, to the city of Martinez, and regulating the management, use and control thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 743 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Collier, Coombs, Craig, Crawford, Crittenden, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leynel, Luttrell, Lyons, McGuinness, Meeker, Miller, James A. Mixer, Noves, Patterson, Quigley, Scofield, Seudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 619—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60, 61, 61a, 82, 83, 90, 127, 130, and 136, and by repealing section 132a, all relating to the definition and regulation of the business of banking.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Senate Bill No. 619 be withdrawn from the file, and ordered re-referred to Committee on Banking.

Motion carried

Senate Bill No. 619 ordered re-referred to Committee on Banking.

Senate Bill No. 483—An act relating to admission to junior college courses of study prescribed by high school boards.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No 483 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Collier, Coombs, Craig, Crawford, Crittenden, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, James A., Mixer, Noyes, Patterson, Quigley, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Senate Bill No 488—An act relating to uniform cost accounting for junior colleges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 488 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Collier, Coombs, Craig, Crawford, Crittenden, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, James A., Mixer, Noyes, Patterson, Quigley, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 706—An act relating to the governing boards of union, joint union, county and joint county junior college districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 706 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Collier, Coombs, Craig, Crawford, Crittenden, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, James A., Mixer, Noyes, Patterson, Quigley, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No 161—An act relating to the transportation of pupils in elementary school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 161 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Collier, Coombs, Craig, Crawford, Crittenden, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, James A., Mixer, Noyes, Patterson, Quigley, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 175—An act providing for the calling of elections for formation of consolidated school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 175 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Collier, Coombs, Craig, Crawford, Crittenden, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, James A., Mixer, Noyes, Patterson, Quigley, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 311—An act to provide transportation for pupils attending secondary schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 311 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, DeYoe, Dillinger, Easley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, James A., Mixer, Morrison, Noyes, Patterson, Quigley, Roberts, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 312—An act relating to the continuation of contracts for the transportation of secondary school pupils.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 312 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, DeYoe, Dillinger, Easley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, James A., Mixer, Morrison, Noyes, Patterson, Quigley, Roberts, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

SPECIAL ORDER

The hour of two o'clock and thirty minutes p.m. having arrived, the special order heretofore set for this hour was taken up for consideration.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER TWENTY.

Assembly Constitutional Amendment No. 20—Proposed amendment to article VI of the constitution, relative to the Judicial Council, its powers and duties.

The question being on the adoption of the constitutional amendment.

THE SPEAKER PRO TEMPORE IN THE CHAIR.

At three o'clock p.m., Hon. William M. Byrne, Speaker pro tempore of the Assembly, in the chair.

FURTHER CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER TWENTY.

Assembly Constitutional Amendment No. 20—Proposed amendment to article VI of the constitution, relative to the Judicial Council, its powers and duties.

The question being on the adoption of the constitutional amendment.

THE SPEAKER IN THE CHAIR.

At three o'clock and seven minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

FURTHER CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER TWENTY.

Assembly Constitutional Amendment No. 20—Proposed amendment to article VI of the constitution, relative to the Judicial Council, its powers and duties.

The question being on the adoption of the constitutional amendment.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Adams moved a call of the House.

Motion carried.

Time, four o'clock and ten minutes.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names

Adams, Anderson, Arnold, Badham, Baun, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Klme, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor: Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—67

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.
THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Keaton.

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed bill, as amended, strike out the words "two members", and insert in lieu thereof the words "one member".

AMENDMENT NUMBER TWO.

On page 1, line 16, of the printed bill, as amended, following the word "California", insert "and one peace officer".

AMENDMENT NUMBER THREE.

On page 2, line 22, of the printed bill, as amended, following the word "exists", insert the following: "when there is a conflict of local police authority or the local police authority is inadequate to meet the situation."

AMENDMENT NUMBER FOUR.

On page 2, line 34, of the printed bill, as amended, strike out the word "that", and insert in lieu thereof the word "this".

AMENDMENT NUMBER FIVE.

On page 2, line 38, of the printed bill as amended, following the word "the", insert "policing of the stricken area and the necessary expenses of the members of the council in".

AMENDMENT NUMBER SIX.

On page 2, line 38, of the printed bill, as amended, strike out the word "of".

AMENDMENT NUMBER SEVEN.

On page 3, line 13, of the printed bill, as amended, following the word "asserted", insert the following: "; provided, that nothing in this act shall compel a person to submit to medical or surgical treatment without his consent".

AMENDMENT NUMBER EIGHT.

On page 3, line 19, of the printed bill, as amended, strike out the word "effect", and insert in lieu thereof the word "affect".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Constitutional Amendment No. 13—Proposed amendment to article XIII of the constitution, relative to taxation.

The question being on the adoption of the constitutional amendment.

MOTION TO RE-REFER.

Mr. Dillinger moved that Assembly Constitution Amendment No. 13 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Assembly Constitutional Amendment No. 13 ordered re-referred to Committee on Constitutional Amendments.

Assembly Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding a new article thereto, to be known as article XIII½, relating to revenue and taxation.

The question being on the adoption of the constitutional amendment.

MOTION TO RE-REFER.

Mr. Anderson moved that Assembly Constitutional Amendment No. 24 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Assembly Constitution Amendment No. 24 ordered re-referred to Committee on Constitutional Amendments.

Assembly Bill No. 736—An act to amend an act entitled "An act to provide whole family protection for members of fraternal benefit societies," approved April 20, 1917.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Jones.

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the word "revise", and insert in lieu thereof the word "amend".

AMENDMENT NUMBER TWO.

On page 1, line 3, of the printed bill, strike out the word "revised", and insert in lieu thereof the word "amended".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 919—An act to amend sections 2, 7 and 9 of and to add a new section, to be numbered 12a, to the "California Meat Inspection Law," relating to the inspection of animals and meat and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jewett moved that Assembly Bill No. 919 be withdrawn from the file, and ordered re-referred to Committee on Live Stock and Dairies.

Motion carried.

Assembly Bill No. 919 ordered re-referred to Committee on Live Stock and Dairies.

Assembly Bill No. 1072—An act to amend section 19 of the General Dairy Law of California, approved June 15, 1923, as amended, relating to the transportation of milk and milk products.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Flynn moved that Assembly Bill No. 1072 be withdrawn from the file, and ordered re-referred to Committee on Live Stock and Dairies.

Motion carried.

Assembly Bill No. 1072 ordered re-referred to Committee on Live Stock and Dairies.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 425—An act to amend section 20 of an act entitled "An act to promote the development of the California fruit, nut and

vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets; to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables; to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Wright moved that Senate Bill No. 425 be withdrawn from the file, and ordered re-referred to Committee on Agriculture.

Motion carried.

Senate Bill No. 425 ordered re-referred to Committee on Agriculture.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented.

By Mr. Dillinger :

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation for printing and binding copies of the report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927, and declaring the urgency of the same.

Referred to Committee on Introduction of Bills.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Messrs. Crittenden and Bernard: Assembly Concurrent Resolution No. 28—Relative to the appointment of a committee for the investigation of economic problems growing out of recent unusual frosts.

Introduced, and referred to Committee on Governmental Efficiency and Economy.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 220—An act to amend section 33 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by including in the definition of the word "employer" the State, counties, municipalities, school districts, irrigation districts, all other districts established by law, public corporations, quasi-public corporations and public agencies;

Also: Senate Bill No. 828—An act to amend section 6 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by making any reduction in payment of compensation because of the serious and wilful misconduct of an employee illegal unless such reduction in compensation has been authorized by the Industrial Accident Commission;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JEWETT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 957—An act to add a new section to the Political Code to be numbered

594b, relating to burial contracts and certificates—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 733—An act to amend section 633e of the Political Code, relating to insurance adjusters—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 627—An act to amend section 596 of the Political Code, providing that no company shall transact any insurance business in this State without complying with the law and being authorized so to do; that no person, firm or corporation shall act as agent for any unauthorized insurance company; that no person, firm or corporation shall negotiate or effect certain classes of insurance with unauthorized companies except through a surplus line broker and the terms and conditions relative thereto; also relating to surplus line brokers and the conditions upon which they may do business in this State—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 808—An act to amend section 633aa of the Political Code, relating to insurance—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 747—An act amending section 9 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, prescribing the method of computing the amount of compensation payable in second injury cases; providing a method of compensating for permanent disabilities suffered by employees in industry after previous permanent disabilities and creating a "subsequent injuries fund" to compensate for further disabilities by fixing a liability on all employers subject to the "Workmen's Compensation, Insurance and Safety Act of 1917" and amendments thereto, to pay a specified amount into the "subsequent injuries fund" in addition to liability under said act, in cases where their employees sustain fatal injuries in the course of their employment and leave no dependents; for the administration of said fund by the Industrial Accident Commission, for the determination of controversies arising out of this act by said Industrial Accident Commission and by the superior and municipal courts of the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 574—An act to amend section 428 of the Civil Code, limiting the amount of insurance which may be carried in this State on any one risk; and providing exemptions from the provisions of this section—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

ON BANKING.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Banking, to which was referred Senate Bill No. 619—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60, 61, 61a, 82, 83, 90, 127, 130 and 136, and by repealing section 132a, and by adding a new section to be known as section 148, all relating to the definition and regulation of the business of banking—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WILLIAMSON, Chairman.

The above reported bill ordered on file for second reading.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At four o'clock and twenty-two minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Adams.

The roll of absentees was called, and Assembly Constitutional Amendment No. 20 was refused adoption by the following vote.

AYES—Adams, Anderson, Bernard, Collier, Crittenden, Crowley, Dillinger, Emmett, Fisher, Flynn, Heisinger, Hornblower, Ingels, Jewett, Jones, Kline, Leymel, Little, McGuinness, Meeker, Parkman, Quigley, Scudder, Seawell, and Young—25

NOES—Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Cronm, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Hoffman, Jost, Keaton, Luttrell, Lyons, McGinley, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—48

ADJOURNMENT.

At four o'clock and thirty minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, April 11, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY

ASSEMBLY CHAMBER,

SACRAMENTO, Thursday, April 11, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—71.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Deuel:

Relative to the daily limit on ducks during the open season, be reduced from 25 to 15.

KENNETH McDOWELL,
And 118 others.

By Mr. Speaker:

LOS ANGELES, CALIFORNIA, April 9, 1929.

DEAR HONORABLE SIR: Please support Assembly Bill No. 28. The beaches are by rights the people's property. Did you ever drive along the Malibu shore for 35 miles north of Santa Monica? The country has no finer beach and hill scenery. Please do not let it be spoiled.

MORRIS RINGOLD.

LEAVES OF ABSENCE.

On motion of Mr. Roberts, Mr. Baum was granted leave of absence for the day.

On motion of Mr. Byrne, Messrs. Sewell, Woolwine, Little, Hornblower and Cronin were granted leaves of absence for the day, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of the Speaker, Mr. McDonough was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Patterson, L. B. Nourse of Bakersfield was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mr. Leonard Eliel of Berkeley, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON JUDICIARY

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 144—An act to provide for the periodical inspection of all pressure tanks, with certain exceptions, operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such tanks, making it a misdemeanor to operate such an pressure tanks without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit, providing for the determination of competency of inspectors making such inspections and requiring reports of inspections, and prescribing maximum fees for such inspections.

Also Senate Bill No. 751—An act to amend section 1238 of the Code of Civil Procedure, relating to the exercise of the right of eminent domain; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER Your Committee on Judiciary, to which was referred Assembly Bill No. 538—An act to add a new section to the Penal Code to be numbered 164, relating to the making of contracts for the collection of damages for injuries to persons or property or both, and prohibiting solicitation of such claims for suit outside the State; providing for penalties therefor; and for exceptions thereto;

Also: Assembly Bill No. 1114—An act to add a new section to the Political Code to be numbered 4167*a*, relating to vacancies in the office of sheriff,

Also: Assembly Bill No. 228—An act to amend section 737*p* of the Political Code, relating to the salary of the judge of the superior court in and for the county of Kings;

Also: Assembly Bill No. 722—An act to amend section 1 of an act entitled "An act to amend sections 1 and 6 of an act entitled 'An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person, to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person, to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violation of this act and increased penalties for repeated violations hereof, to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal chapter 145 of California Statutes of 1917, relating to the same subject,' approved June 13, 1923, relating to the carrying of weapons by policemen, guards and messengers," approved May 22, 1925, and relating to penalties for violations of this act;

Also: Assembly Bill No. 723—An act to amend section 2 of an act entitled "An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person, to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any such weapons by certain classes of persons; to prescribe penalties for violation of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person, to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal chapter 145 of California Statutes of 1917, relating to the same subject," approved June 13, 1923, and relating to penalties for violations of this act;

Also: Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens and relating to bonds for benefit of mechanics;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 786—An act to amend section 1183 of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No. 402—An act to amend section 1033 of the Code of Civil Procedure, relating to costs in civil cases;

Also: Assembly Bill No. 407—An act to amend section 1280 of the Code of Civil Procedure, relating to validity of arbitration agreements;

Also: Assembly Bill No. 970—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," as amended, approved May 23, 1925, by adding thereto a new section to be designated as section ----, relating to pensions for marshals and deputy marshals of cities of the first and one-half class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No 416—An act to amend section 1161 of the Code of Civil Procedure, relating to the unlawful detainer of tenants of real property—has had the same under consideration, and respectfully reports the same back, without recommendation, as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No 1107—An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of garages, and the maintenance, use and occupancy of the premises and land on which garages are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and counties, and to provide penalties for the violation thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FRY, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 12—An act to add a new section to be numbered 383b to the Penal Code, relating to the sale of kosher meats and meat preparations, and kosher food, defining the word "kosher" and providing penalties for the violation thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FRY, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 709—An act to regulate the erection, construction, reconstruction, alteration, maintenance, and use of mausoleums, columbariums and all buildings whatsoever called erected, or used for, the permanent interment of the remains of fifteen or more deceased persons, in all parts of the State of California; provide for the inspection of the same, and to provide penalties for the violation thereof; and repealing all acts and parts of acts in conflict therewith;

Also, Senate Bill No. 145—An act to provide for the periodical inspection of steam boilers, with certain exceptions, operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such boilers; making it a misdemeanor to operate such boilers without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspections;

Also, Senate Bill No 829—An act to amend section 4 of an act entitled "An act to protect domestic live stock from contagious and infectious diseases, to prescribe the duties of officials to carry into effect the provisions of this act, to provide for the appointment of a veterinarian, and to repeal an act entitled 'An act to protect domestic live stock from contagious and infectious diseases, to provide for the appointment and duties of officials to carry into effect the provisions of this act, and to provide an appropriation therefor,' approved March 18, 1890, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

FRY, Chairman.

The above reported bills ordered on file for second reading.

RESOLUTION.

The following resolution was offered:

By Mr. Quigley:

WHEREAS, It is a fact that there have been a number of accidents in the past years caused by persons driving over the ends and sides of certain wharves or piers at San Francisco Harbor caused either directly or indirectly by the fact that many of the wharves, docks or piers at San Francisco Harbor are continuations of various streets of the city and county of San Francisco; and

WHEREAS, There has been no attempt made to correct this evil in any manner by the Board of State Harbor Commissioners; and

WHEREAS, It is the opinion of the Assembly of the State of California that this condition can be and should be immediately remedied in order to preserve life and property; be it therefore

Resolved, by the Assembly of the State of California, That the Board of State Harbor Commissioners be requested to take immediate steps to have installed on all of the piers, wharves or docks which constitute a menace to life and property as aforesaid, signal or warning lights and barriers in order to prevent a recurrence or repetition of any of the many disasters heretofore caused by the lack of such signal or warning lights and barriers.

Resolution referred to Commerce and Navigation

SPECIAL ORDER.

The hour having arrived, the special order heretofore set was taken up for consideration.

CONSIDERATION OF ASSEMBLY BILL NUMBER FIVE HUNDRED FIFTY-THREE.

Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California

Mr. Remdollar waived his request to consider Assembly Bill No. 553 at this time, and asked to have the same placed on file

Assembly Bill No. 553 ordered placed on file

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 479—An act to amend section 626f of the Penal Code, relating to the protection of deer.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 28, of the printed bill, strike out the word "fifteenth", and insert in lieu thereof the word "first".

AMENDMENT NUMBER TWO

On page 2, line 1, of the printed bill, strike out the word "fifteenth", and insert in lieu thereof the word "first".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 480—An act to add a new section to the Penal Code, to be numbered 628l, relating to the protection of fresh water cray fish.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, following the word "who", insert "in fish and game district number four".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 893—An act to amend sections 37 and 39 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts,' and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith, approved May 19, 1915," approved May 28, 1917, as amended, relating to fish and game districts.

COMMITTEE AMENDMENT

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 21, of the printed bill, strike out the words "thence to Wilson point, thence to Lone"; also strike out all of lines 22 to 25, inclusive, and in line 26, strike out the words "highway bridge".

Amendment adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out all of that portion on page 1 following line 2 of the printed bill, and all of pages 2 to 6, inclusive, and insert in lieu thereof the following:

"SEC. 634 1. Every person who takes, catches or kills in any manner or possesses any salmon other than as provided for in this act is guilty of a misdemeanor.

2. It shall be unlawful to take, catch or kill any salmon on any spawning bed or on any stream on which there is located any salmon spawn taking station, the division of fish and game is hereby authorized to designate spawning areas as intended in this act, or in state waters at the mouth of any inter-state stream within three miles north and south of a line drawn due west from the center of the mouth of said stream; or to use nets at any time of the year between sunrise Saturday and sunset of the following Sunday

3. Salmon taken in districts one, one and one-half, two, two and one-half, three, twelve "A" and the Klamath river district (except in tidewater) can not be sold at any time. The sale of salmon legally taken in all other districts or shipped into the state is not prohibited; provided, that between September sixteenth and October thirty-first salmon must be held or sold only under such regulations as may be prescribed by the division of fish and game

4. It shall be unlawful to take salmon other than with hook and line in fish and game districts three and twelve "A" and other than with hook and line and spear in fish and game districts one, one and one-half, two, two and one-half and the Klamath river fish and game district (except in tidewater)

5. In district one salmon may be taken with hook and line between the twenty-ninth day of May and the thirty-first day of October, both dates inclusive. Spears may be used only between the twenty-ninth day of May and the thirty-first day of July, both dates inclusive. Not more than two salmon may be taken per day.

6. In district one and one-half salmon may be taken with hook and line between the twenty-ninth day of May and the thirty-first day of December, both dates inclusive. Spears may be used only between the first day of August and the thirty-first day of October, both dates inclusive. Not more than two salmon may be taken per day.

7. In districts two and two and one-half salmon may be taken with hook and line between the first day of May and the last day of February, both dates inclusive. Spears may be used only between the first day of November and the last day of February, both dates inclusive. Not more than two salmon per day may be taken.

8. In district three salmon may be taken only with hook and line between the first day of May and the thirty-first day of October, both dates inclusive. Not more than two salmon per day may be taken.

9. In district five salmon may be taken with gill nets and seines of not less than five and one-half inch mesh between the fifteenth day of August and the thirty-first day of October, both dates inclusive; with no bag limit.

10. In districts six, seven, eight, nine, ten, eleven, fifteen, sixteen, seventeen and eighteen salmon may be taken between the first day of June and the fifteenth day of September, both dates inclusive, with hook and line only; with no bag limit.

11. In tidewater in the Klamath river district salmon may be taken between the twenty-ninth day of May and the thirty-first day of December, both dates inclusive, with hook and line, or with gill nets of not less than seven and one-half inch mesh between the first day of July and the fifth day of September, both dates inclusive; *provided*, that no nets may be used between the hours of six a.m. and eight p.m. between the first day of August and the fifth day of September, both dates inclusive. During the netting season there shall be no bag limit but at other times there shall be a bag limit of two per day. For the purpose of this act tidewater on the Klamath river shall be that portion of the river between its mouth and the Douglas memorial bridge. Above tidewater in the Klamath river district two salmon per day may be taken between the twenty-ninth day of May and the thirty-first day of December with spear and hook and line.

12. In districts twelve, twelve "B" and thirteen salmon may be taken with hook and line and gill nets between the first of November and the fifteenth of May, both dates inclusive. Nets of not less than five and one-half inch mesh may be used; *provided*, that between the first of March and the fifteenth of May, both dates inclusive, no nets may be used the meshes of which measure between six and one-fourth and nine inches.

13. Nothing in this act shall prevent the fish and game commission of this state, or persons authorized by them, from taking, at all times, and in any manner, such salmon as they may deem necessary for the purpose of propagation, or for scientific purposes.

14. For the purpose of this act and all acts relating thereto, only such fish as belonging to the genus *Oncorhynchus* shall be considered salmon.

15. Any violation of any of the provisions of this act shall be punishable by a fine of not less than one hundred dollars nor more than five hundred dollars or by imprisonment in the county jail of the county in which the conviction shall be had, of not less than fifty days, nor more than six months, or by both such fine and imprisonment, and all fines and forfeitures imposed and collected for violations of the provisions of this act shall be paid into the state treasury, to the credit of the fish and game preservation fund."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 62—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 116—An act to amend section 626 of the Penal Code, relating to the protection of game.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 8—An act to amend section 190 of the Penal Code, relating to murder in the first degree.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out all of lines 1 to 2, inclusive, and insert in lieu thereof the following:

"An act to amend section 1026a of the Penal Code, relating to release of defendant committed to a state institution for the insane, in criminal cases."

AMENDMENT NUMBER TWO

On page 1, line 1, of the printed bill, strike out the figures "190", and insert in lieu thereof the figures "1026a".

AMENDMENT NUMBER THREE.

On page 1, line 3, of the printed bill, strike out all of line 3, and also strike out all of lines 4 to 19, inclusive, and insert in lieu thereof the following:

"1026a. A person who has been committed to a state hospital, as provided in section 1026, may apply to the superior court of the county in which he is confined

or of the county from which he was sentenced, to be released on the ground that his sanity has been restored. No hearing upon such application shall be allowed a person until he shall have been confined for a period of not less than five years from the date of the order of a commitment, and if the finding of the court be adverse to him upon such, or any subsequent, application for release, on the ground that his sanity has not been restored, he shall not be permitted to file a further application until five years has elapsed from the date of hearing upon his last preceding application. In any hearing authorized by this section the burden of proving that his sanity has been restored shall be upon the person applying for such hearing."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1132—An act to amend section 3664aa of the Political Code, relating to the taxation of highway transportation companies.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1111—An act to amend section 3748 of the Political Code, relating to the time and place of payment of taxes.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, after the comma following the word "discretion", insert the following: "or in the discretion of the board of supervisors".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1097—An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a Cattle Protection Board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of the meat thereof, to provide for the inspection of cattle and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the cattle protection fund, and to provide penalties for violation of the provisions hereof," approved May 28, 1917.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 957—An act to add a new section to the Political Code, to be numbered 594b, relating to burial contracts and certificates.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 2 of the title of the printed bill, after the word "and", insert the word "burial".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 1 to 8, inclusive, and insert in lieu thereof the following:

"594b No person, firm, corporation or company shall transact the business of issuing burial contracts or burial certificates in this state without first procuring

from the insurance commissioner a certificate of authority. Every such certificate of authority shall expire'.

AMENDMENT NUMBER THREE

On page 1, line 10, of the printed bill, after the word "any", insert the words: "person, firm, corporation or"

AMENDMENT NUMBER FOUR.

On page 1, line 14, of the printed bill, after the word "said", in said line, insert the words: "person, firm, corporation or".

AMENDMENT NUMBER FIVE.

On page 1, line 15, of the printed bill strike out the word "or", in said line and insert in lieu thereof the word "for"

AMENDMENT NUMBER SIX.

On page 1, line 16, of the printed bill, after the word "such" in said line, insert the words: "person, firm, corporation or".

AMENDMENT NUMBER SEVEN

On page 1, after line 17, of the printed bill, insert the following paragraph:
 "A "burial contract" or "burial certificate," within the meaning of this section is any instrument in writing whereby any person, firm, corporation, or company, in consideration, promises or agrees to embalm or inter or otherwise dispose of, or to procure the embalment or interment or other disposal of the remains of any person who is living at the time of the execution of such instrument in writing, *provided, however,* that said terms shall not include any instrument in writing wherein or whereby any charitable, religious, benevolent or fraternal benefit society, corporation, association, institution or organization not having for its object or purpose pecuniary profit, promises or agrees to embalm or to inter or otherwise dispose of, or to procure, or to pay the expenses or any part thereof, of embalming or interring or otherwise disposing of the remains of any person"

AMENDMENT NUMBER EIGHT.

On page 1, line 20, of the printed bill, after the word "or", in said line, insert the word "burial".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 808—An act to amend section 633*aa* of the Political Code, relating to insurance.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 5, of the printed bill, as amended in Assembly March 15, 1929, strike out the period after the word "herunder", and insert in lieu thereof a semi-colon and the following: "*provided, however,* that nothing herein contained shall be construed as making it necessary to have any licensee under this section obtain a license under section 633 of the Political Code"

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 574—An act to amend section 428 of the Civil Code, limiting the amount of insurance which may be carried in this State on any one risk; and providing exemptions from the provisions of this section.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 of the printed bill, commencing with the first word of line 1 of the title, strike out all of the title to and including the word "section", in line 4 of said title, and insert in lieu thereof the following:

"An act to amend the Political Code by adding a new section thereto to be numbered section 594*c*, relating to the sale of securities and capital stock of companies organized for the purpose of transacting an insurance business."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, commencing with the first word in line 1, strike out all the printed bill to and including the last word in line 12, and insert in lieu thereof the following:

"SECTION 1. The Political Code is hereby amended by adding a new section thereto to be numbered section 594c and reading as follows:

"No company organized for the purpose of transacting any insurance business in this state shall sell, except upon a sale for delinquent assessment made in accordance with the provisions of article two of title one of part four of division first of the Civil Code, or offer for sale, negotiate for the sale of, or take subscriptions for, any security or capital stock of its own issue until it shall have first applied for and secured from the insurance commissioner a permit authorizing it so to do."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 733—An act to amend section 633e of the Penal Code, relating to insurance adjusters.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 16, of the printed bill, strike out the words "no person, partnership, association, or corporation", and insert in lieu thereof the following: "No adjuster as defined herein".

AMENDMENT NUMBER TWO

On page 3, line 20, of the printed bill, strike out lines 20 and 21, and insert in lieu thereof the following: "section. Such adjuster shall file with the insurance commissioner notice of intention to proceed with such adjustment and immediately following completion thereof must file with the insurance commissioner a".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No 287—An act to add a new section to the Penal Code, to be numbered 637 $\frac{1}{2}$ a, relating to trapping of game.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 267—An act to amend section 2 of an act entitled "An act to provide for the protection of fur-bearing mammals, defining fur-bearing mammals, providing for a license for hunting or trapping such fur-bearing mammals and requiring reports to be filed with the Fish and Game Commission," approved May 18, 1917, as amended.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 205—An act to amend section 524 of the Penal Code, relating to attempts to extort money or property by means of verbal threats.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

In line 6 of the printed bill, as amended in Senate March 15, 1929, after the word "imprisonment", insert the following: "in the county jail not longer than one year or".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 674—An act to add a new section to the Penal Code, to be numbered 146*a*, relating to falsely representing a public officer.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 8, of the printed bill, strike out the words "five hundred", and insert the words "one thousand".

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, strike out the words "six months", and insert the words "one year".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 206—An act to amend section 417 of the Penal Code, relating to the unlawful exhibition of a deadly weapon or firearm.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 257—An act to repeal section 772 of the Penal Code, relating to officers of the court.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 138—An act to add a new section to the Penal Code, to be numbered 1127*c*, relating to instructions on evidence of flight.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 398—An act to amend section 3714 of the Political Code, relating to levy of taxes.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 8, line 31, of the printed bill, as amended, after the comma following the word "county", insert the word "or".

AMENDMENT NUMBER TWO.

On page 8, line 36, of the printed bill, as amended, strike out the word "in", and insert in lieu thereof the word "is".

AMENDMENT NUMBER THREE.

On page 8, line 44, of the printed bill, as amended, after the comma following the word "year", strike out the words "of ir", and insert in lieu thereof the words "or if".

AMENDMENT NUMBER FOUR.

On page 11, line 8, of the printed bill, as amended, after the word "amount", strike out the words "levied for said fund", and insert in lieu thereof the words "of said fund exclusive of surplus".

AMENDMENT NUMBER FIVE.

On page 11, line 20, of the printed bill, as amended, strike out the word "fund", and insert in lieu thereof the word "funds".

AMENDMENT NUMBER SIX.

On page 13, line 40, of the printed bill, as amended, after the word "expenditures", strike out the word "mad", and insert in lieu thereof the word "made".

AMENDMENT NUMBER SEVEN.

On page 14, line 42, of the printed bill, as amended, after the word "and", strike out the word "expand", and insert in lieu thereof the word "expend".

AMENDMENT NUMBER EIGHT.

On page 14, line 42, of the printed bill, as amended, strike out the period at the end of the line, and insert in lieu thereof a comma.

AMENDMENT NUMBER NINE.

On page 14, line 43. of the printed bill, as amended, strike out the capital "T" in the first article "The", and insert in lieu thereof a small "t".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 220—An act to amend section 33 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by including in the definition of the word "Employer" the State, counties, municipalities or public corporations and agencies.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 828—An act to amend section 6 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by making any reduction in payment of compensation because of the serious and wilful misconduct of an employee illegal unless such reduction in compensation has been authorized by the Industrial Accident Commission.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 627—An act to amend section 596 of the Political Code, providing that no company shall transact any insurance business in this State without complying with the law and being authorized so to do, that no person, firm or corporation shall act as agent for any unauthorized insurance company, that no person, firm or corporation shall negotiate or effect certain classes of insurance with unauthorized companies except through a surplus line broker and the terms and conditions relative thereto; also relating to surplus line brokers and the conditions upon which they may do business in this State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3 of the printed bill, between lines 12 and 13, insert a new paragraph reading as follows:

"The insurance commissioner, whenever he deems necessary, may make an examination of the books and accounts of any surplus line broker for the purpose of determining whether or not such surplus line broker is conducting his business in accordance with the provisions of this section. For the purpose of making such examination the insurance commissioner shall have free access to all the books and papers of such surplus line broker, and must thoroughly inspect and examine all of its affairs. All examinations must be at the expense of the surplus line broker, such expenses to be paid in advance, and if any such broker refuses to pay such expenses in advance, the insurance commissioner may refuse to issue a renewal of the license of such surplus line broker and must revoke any existing license authorizing such surplus line broker to transact business under this section."

AMENDMENT NUMBER TWO.

On page 3, line 20, of the printed bill, after the word "effect", strike out the comma and insert the word "and".

AMENDMENT NUMBER THREE.

On page 3, line 21, of the printed bill after the word "thereof", insert a period and strike out the following language: "the names of all authorized insurance companies refusing the risk and the rates at which such risk was offered to such authorized insurance companies"

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No 747—An act amending section 9 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, pre-

scribing the method of computing the amount of compensation payable in second injury cases; providing a method of compensating for permanent disabilities suffered by employees in industry after previous permanent disabilities and creating a "subsequent injuries fund" to compensate for further disabilities by fixing a liability on all employers subject to the "Workmen's Compensation, Insurance and Safety Act of 1917" and amendments thereto, to pay a specified amount into the "subsequent injuries fund" in addition to liability under said act, in cases where their employees sustain fatal injuries in the course of their employment and leave no dependents; for the administration of said fund by the Industrial Accident Commission; for the determination of controversies arising out of this act by said Industrial Accident Commission and by the superior and municipal courts of the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 4, line 32, of the printed bill, as amended, strike out the words "resulting from both injuries".

AMENDMENT NUMBER TWO

On page 6, line 51, of the printed bill, as amended, strike out all of said line 51, and insert in lieu thereof the following "and nine hundred ninety-nine dollars and ninety-two cents; *provided, however,* that said death benefit shall not exceed the sum of five thousand dollars except as otherwise provided in subdivision (b) of section 6 of this act and section 29 of this act "

AMENDMENT NUMBER THREE

On page 7, line 16, of the printed bill, as amended strike out all of said line 16, and insert in lieu thereof the following "thousand nine hundred ninety-nine dollars and ninety-two cents; *provided, however,* that said death benefit shall not exceed the sum of five thousand dollars except as otherwise provided in subdivision (b) of section 6 of this act and section 29 of this act "

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading

Senate Bill No. 619—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60, 61, 61a, 82, 83, 90, 127, 130, and 136, and by repealing section 132a, all relating to the definition and regulation of the business of banking.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Constitutional Amendment No. 12—Proposed amendment to article IV of the constitution, relative to compensation of members of the Legislature.

The question being on the adoption of the report and resolution.

MOTION TO RE-REFER.

Mr. Keaton moved that Assembly Constitutional Amendment No 12 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Assembly Constitutional Amendment No. 12 ordered re-referred to Committee on Constitutional Amendments.

Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15 and 16 of the General Dairy Law of California, approved June 15, 1923, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 304 passed by the following vote:

AYES—Adams, Anderson, Badham, Beauard, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hersinger, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Patterson, Reindollar, Roberts, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 174—An act regulating the practice of professional engineering; providing for the creation and establishment of a State Board of Registration for Professional Engineers; granting certain powers to and prescribing the duties of said boards; providing for the examination and registration of professional engineers, and providing penalties for the violation of this act.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 174 passed by the following vote:

AYES—Adams, Anderson, Arnold, Brock, Cloudsley, Collier, Coombs, Craig, Crowley, DeYoe, Easley, Emmett, Feeley, Fry, Gilmore, Harper, Hawes, Hersinger, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Patterson, Scofield, Scudder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—43.

NOES—Cloudman, and Feigenbaum—2

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 439—An act to amend section 1543a of the Political Code, relative to school warrants.

Bill read third time

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Byrne moved that Assembly Bill No. 439 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried

Assembly Bill No. 439 ordered re-referred to Committee on Education.

Assembly Bill No. 435—An act to add a new section to the Political Code, to be numbered 1542, and to amend section 1543 of the Political Code, relating to the duties of the county superintendent of schools.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Byrne moved that Assembly Bill No. 435 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 435 ordered re-referred to Committee on Education.

Assembly Bill No. 1000—An act to amend section 68 of the Penal Code, relating to bribes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1000 passed by the following vote:

AYES—Adams, Anderson, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Easley, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Noyes, Patterson, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 816—An act to add a new section to Penal Code, to be numbered 374b, and relating to the depositing of garbage, swill and refuse on public highways.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 816 passed by the following vote:

AYES—Adams, Anderson, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Easley, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Noyes, Patterson, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1122—An act to amend section 19.11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of probation officer of counties of the eleventh class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1122 passed by the following vote:

AYES—Adams, Anderson, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Easley, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Noyes, Patterson, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 803—An act to amend section 384c of the Penal Code, relating to hunting, injuring animals and penalty.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 803 passed by the following vote:

AYES—Adams, Anderson, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Easley, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Patterson, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 408—An act to amend sections 3, 7, 8, 10, 11, 18½ and 19 of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended, and to add a new section thereto to be numbered section 20, relating to powers of the directors of said companies and forms of insurance policies issued by said company.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 408 passed by the following vote:

AYES—Adams, Anderson, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Easley, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Patterson, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 159—An act to amend section 4257 of the Political Code, relating to compensation of officers in counties of the twenty-eighth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 159 passed by the following vote:

AYES—Adams, Anderson, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Easley, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Patterson, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 433—An act to amend the title and sections 1, 2, 3 and 4 of an act

entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the State Fire Marshal, providing ways and means for enforcement and providing penalties for violations," approved June 3, 1927, and to add two new sections thereto to be known as section 5, relating to hazardous buildings and equipment, and section 6, creating a Division of Industrial Fire Safety in the Department of Industrial Relations, and transferring to said division the administration and enforcement of said act;

Also: Assembly Bill No. 508—An act to amend section 1469 of the Code of Civil Procedure, relating to setting aside estates not exceeding \$2,500 in value; And reports that the same have been correctly enrolled, and presented to the Governor on the eleventh day of April, 1929, at ten o'clock and thirty minutes a.m.

SPALDING, Chairman.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 117—An act to provide aid for needy blind persons, creating a State Blind Benefit Commission, and defining the powers and duties thereof, making an appropriation therefor, and prescribing penalties for the violation of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 117 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Seawell, Snyder, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 188—An act authorizing the Department of Natural Resources to acquire, purchase, and obtain objects of historical interest, to establish and maintain a museum and purchase a site therefor, and making an appropriation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 188 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Seawell, Snyder, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 360—An act making an appropriation to pay the claim of W. J. Brown against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 360 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Denel, DeYoe, Feeley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoff-

man, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER PRO TEMPORE IN THE CHAIR.

At eleven o'clock and fifteen minutes a m., Hon. William M. Byrne, Speaker pro tempore of the Assembly, in the chair.

Assembly Bill No. 700—An act authorizing the Department of Finance to sell certain property described as the southeast quarter of section 9, township 3 south, range 2 east, San Bernardino base and meridian, situated in Riverside County, State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 700 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hersinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and twenty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 754—An act to provide for the forfeiture of certain lands of the State for the nonpayment of delinquent interest upon any part of the unpaid portion of the purchase price thereof, together with penalties and costs as herein provided, and for the forfeiture of all moneys previously paid thereon, principal as well as interest; prescribing the duties of certain public officers with respect thereto; providing for the giving of notice of said forfeitures; prescribing certain remedies, and making an appropriation for the purposes of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 754 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hersinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 798—An act authorizing and providing for an investigation and report upon the methods of financing irrigation, reclamation and other public improvement districts in agricultural regions, providing for a commission therefor, and defining the duties and powers of such commission in respect thereto, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 798 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 483—An act to amend section 270 of the Penal Code, relative to omitting to provide child with necessaries.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 483 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 643—An act to amend section 10 of an act entitled "An act authorizing the establishment of municipal courts, describing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 643 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 865—An act to amend section 737*nn* of the Political Code, relating to the salary of the judge of the superior court in and for the county of San Luis Obispo.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 865 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 299—An act to amend section 4300*f* of the Political Code, relating to fees of jurors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 299 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 734—An act to amend section 710 of the Code of Civil Procedure, relating to the collection of monies due from a judgment debtor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 734 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 328—An act to add a new section to the Penal Code, to be numbered 1279*a*, relating to professional bondsmen.

Bill read third time.

The question being on the passage of the bill.

SPECIAL ORDER SET.

On motion of Mr. Gilmore, the consideration of Assembly Bill No. 328 was made a special order for today at twelve o'clock and ten minutes p.m.

Assembly Bill No. 154—An act to add a new section to the Penal Code to be numbered 653 $\frac{1}{2}$, relating to the filing of statements of ownership of real property preceding the construction of any building thereon.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 154 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 154 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 882—An act to amend subdivision 7 of section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jost moved that Assembly Bill No. 882 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 882 ordered re-referred to Committee on Judiciary.

HON. MORGAN KEATON IN THE CHAIR.

At eleven o'clock and thirty-five minutes a m., Hon. Morgan Keaton, member of the Assembly from the Seventieth District, in the chair.

Assembly Bill No. 966—An act to add a new section to the Penal Code, to be numbered 603, providing a penalty for trespass on the premises of another with intent to commit theft.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 966 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heringer, Hoffman, Ingels, Jepsen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Seefeld, Seudder, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 521—An act to add a new section to the Political Code, to be known as section 3670*l*, relating to settlement by the State on account of payment of principal and interest of bonded debt created and outstanding by any city, city and county, county, town, township or district prior to November 8, 1910.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 521 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Olva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 244—An act to add a new section to an act entitled "An act to provide for suitable sanitary conditions in foundries and metal shops and providing penalties for the violation thereof," approved May 24, 1921, to be numbered 4, relating to the enforcement of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 244 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Olva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69*b*, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony.

Bill read third time.

The question being on the passage of the bill.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Scofield moved a call of the House.

Motion carried.

Time, twelve o'clock and twelve minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McGuinness, Meeker, Miller, Eleanor, Mixer, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—58

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

MOTION FOR SPECIAL ORDER.

Mr. Gilmore moved that Assembly Bill No. 328, which was made a special order for twelve o'clock and ten minutes p.m., be continued until two o'clock and thirty minutes p.m. of this day on account of the call of the House being on.

Motion lost.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At twelve o'clock and eighteen minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Scofield.

The roll of absentees was called, and Assembly Bill No. 346 passed by the following vote:

AYES—Adams, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, Eddy, Harper, Hawes, Heisinger, Hornblower, Ingels, Leymel, Little, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, Williams, Witter, Wright, and Mr. Speaker—45.

NOES—Anderson, DeYoe, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Jones, Jost, Keaton, Kline, Mixer, Morrison, Noves, West, and Young—17.

Title read and approved.

Bill ordered transmitted to the Senate.

SPECIAL ORDER.

The hour having arrived, the special order heretofore set was taken up for consideration.

CONSIDERATION OF ASSEMBLY BILL NUMBER THREE HUNDRED TWENTY-EIGHT.

Assembly Bill No. 328—An act to add a new section to the Penal Code, to be numbered 1279a, relating to professional bondsmen.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Hornblower:

AMENDMENT NUMBER ONE.

On page 2, lines 23 and 24, of the printed bill, amend section 1 by striking out the words "and has never been confined in any state or federal prison".

Amendment adopted.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Gilmore asked for unanimous consent to take up Assembly Bill No. 328, at this time, without reference to printer, committee or file.

Motion lost.

Assembly Bill No. 328 ordered to reprint, engrossment, and third reading.

Assembly Bill No 129—An act to add a new section to the Political Code, to be numbered 1740a, relating to traveling expenses of members of high school boards of trustees.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. McGuinness moved that Assembly Bill No. 129 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No 129 ordered re-referred to Committee on Education.

Assembly Joint Resolution No. 9—Relative to requesting the United States Senate to pass Resolution No 126, relating to the appointment of a committee to investigate the organization and operation of public utility corporations supplying telephone communications.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Quigley:

AMENDMENT NUMBER ONE

In lines 2 and 3 of the title of the printed resolution, as amended in Assembly April 4, 1929, strike out the words "resolution number one hundred twenty-six", and insert in lieu thereof the following: "a resolution".

AMENDMENT NUMBER TWO.

In line 4 of the title of the printed resolution, as amended in Assembly April 4, 1929, strike out the word "a".

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed resolution, as amended in Assembly April 4, 1929, strike out the words "is now", and insert in lieu thereof the word "was".

AMENDMENT NUMBER FOUR

On page 1, line 2, of the printed resolution, as amended in Assembly April 4, 1929, after the word "Senate", insert a comma and the following: "during the seventieth congress."

AMENDMENT NUMBER FIVE.

On page 1, line 4, of the printed resolution, as amended in Assembly April 4, 1929, strike out lines 4 and 5, and insert in lieu thereof the following: "ber one hundred twenty-six, which resolution read".

AMENDMENT NUMBER SIX.

On page 3, line 17, of the printed resolution, as amended in Assembly April 4, 1929, after the comma in said line insert the following: "by the Assembly and Senate jointly."

AMENDMENT NUMBER SEVEN.

On page 3, line 18, of the printed resolution, as amended in Assembly April 4, 1929, strike out the words "the congress of".

AMENDMENT NUMBER EIGHT.

On page 3, line 19, of the printed resolution, as amended in Assembly April 4, 1929, strike out all of said line 19, and insert in lieu thereof the following: "Senate to adopt a resolution similar to said resolution number one hundred twenty-six".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. West:

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation to carry out the provisions of an act entitled "An act to promote the better education of social workers; to provide for and regulate the examination of social workers; to provide for the issuance of licenses

as social workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions thereof; and to provide penalties for the violations of any of the provisions thereof," as adopted at the forty-eighth session of the Legislature of the State of California.

Referred to Committee on Introduction of Bills.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 26—An act to amend section 626 of the Penal Code, relating to the limit of deer that may be killed;

Also. Assembly Bill No. 92—An act to amend sections 1, 2 and 3 of an act entitled "An act to provide for a day of rest from labor," approved February 27, 1893, relating to what emergencies shall permit working more than six days in seven, providing for the enforcement of the act by the Department of Industrial Relations and providing penalties for violation of the provisions thereof; And reports that the same have been correctly re-engrossed

SPALDING, Chairman.

Bill read second time, and ordered on file for third reading.

Also :

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 119—An act relating to the exhibition of still or motion pictures in the public schools;

Also. Assembly Bill No. 855—An act to add a new section to the Code of Civil Procedure to be known as section 1238a, relating to the exercise of the right of eminent domain by an individual respecting water rights, ditches, canals, dams, reservoirs and other works, conduits or structures for the individual's use of water, notwithstanding other persons do not participate directly in said use or in the benefit therefrom;

Also. Assembly Bill No. 959—An act to add a new section to the Penal Code, to be numbered 472b, relating to the use of reproductions or facsimiles of the Great Seal of the State of California.

Also. Assembly Bill No. 1082—An act to amend section 594½ of the Political Code, relating to homes for the aged and making an appropriation for the purposes of administration of the provisions of said section;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

Bill read second time, and ordered on file for third reading.

Also :

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 129—An act providing for the allowance of traveling expenses of members of governing boards of union or joint union high school districts;

Also. Assembly Bill No. 403—An act to provide for the making of snow surveys and the gathering and correlation of information pertinent to an annual forecast of seasonal water crop and making an appropriation therefor;

Also. Assembly Bill No. 638—An act granting certain lands, tidelands and submerged lands of the State of California to the city of Oakland, and regulating the management, use and control thereof;

Also. Assembly Bill No. 841—An act relating to the powers and duties of the governing boards of school districts; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

Bill read second time, and ordered on file for third reading.

Also :

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 24—Relative to joint rules of Senate and Assembly—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

Assembly Concurrent Resolution No. 24 ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 62—An act to amend section 632 of the Penal Code, relating to the protection of fish;

Also: Assembly Bill No. 1097—An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a Cattle Protection Board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of the meat thereof, to provide for the inspection of cattle and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the cattle protection fund, and to provide penalties for violation of the provisions hereof," approved May 28, 1917;

Also: Assembly Bill No. 1132—An act to amend section 3664aa of the Political Code, relating to the taxation of highway transportation companies; and reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

Bill read second time, and ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 586—An act to amend section 1 of an act entitled "An act to authorize and regulate the employment of prisoners in the State prisons of this State and to provide for the disposition of the products of their skill and labor," approved February 23, 1911, relating to the regulation of the employment of prisoners and making an appropriation for machinery, tools, supplies, materials, and equipment as may be needed to carry out the provisions of said act;

Also: Assembly Bill No. 769—An act providing for the compilation of, printing, binding, publishing, and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts; and reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

Bill read second time, and ordered on file for third reading.

RECESS.

At twelve o'clock and thirty-five minutes p.m., on motion of Mr. Fry, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 284—An act to amend section 1238 of the Civil Code, relating to homesteads;

Also: Senate Bill No. 675—An act to amend section 340 of the Penal Code, relating to pawnbrokers;

Also: Senate Bill No. 677—An act to amend section 341 of the Penal Code, relating to pawnbrokers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WILLIAMSON, Vice Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WILLIAMSON, Vice Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 70—An act to amend section 67 of the Code of Civil Procedure, relating to the superior court of the city and county of San Francisco, increasing the number of judges thereof, and providing for their compensation—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

WILLIAMSON, Vice Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 18—An act to enable counties to acquire, hold, improve and maintain land for the uses and purposes of public parks and boulevards;

Also: Assembly Bill No. 864—An act to amend section 2322.30 of the Political Code, relating to the salary of the horticultural commissioner of counties of the thirtieth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 918—An act to amend section 3817 of the Political Code, relating to redemption of real estate on sale for taxes, designating who may redeem and fixing the penalties, interest and costs incident thereto—has had the same under consideration and respectfully reports the same back without recommendation, as amended.

WEST, Chairman.

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 1134—An act to add a new section to the Political Code, to be numbered 363*p*, relating to pamphlets and bulletins of the Department of Public Works—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 229—An act adding a new section to the Political Code, to be numbered 694, relating to the Department of Finance;

Also: Senate Bill No. 230—An act to repeal sections 2294, 2302 and 2504 of the Political Code and to amend section 2295 of the said Political Code, all relating to the State Librarian,

Also: Senate Bill No. 535—An act to amend sections 1, 2, 3 and 4 of an act entitled "An act to provide for the extension of the public works of the State of California during periods of extraordinary unemployment caused by temporary industrial depression, and regulating employment therein, and authorizing the Board of Control to enforce the provisions hereof; and repealing all acts inconsistent with the provisions hereof," approved May 24, 1921, relating to periods of extraordinary unemployment and vesting the enforcement of said act in the Departments of Finance, Public Works and Industrial Relations;

Also: Senate Bill No. 841—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 375 to 375*d*, inclusive, relating to a Department of Investment for purposes of representation in the Governor's Council, Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

FEIGENBAUM, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702 and 703, relating to the Division of Exhibits within the Department of Finance,

Also: Senate Bill No. 410—An act creating the office of Chief of the Division of Narcotic Enforcement, providing for appointment to, powers and duties of such office, making an appropriation to carry out the provisions hereof, and repealing an act entitled "An act to provide for the establishment and maintenance of a Division of Narcotic Enforcement under the direction and control of the State Board of Pharmacy," approved May 17, 1927; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

FEIGENBAUM, Chairman.

The above reported bills ordered on file for second reading

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 616—An act to be known as the "Pure Milk Law of California," to define "market milk"; to protect the wholesomeness, purity and identity of market milk, to classify and grade market milk, to prevent the sale of impure and unwholesome milk; to empower the Department of Public Health of the State of California to conduct health examinations of milk handlers; to empower cities, counties and groups of cities and counties to establish approved milk inspection service; to provide for the payment of a fee to defray the expenses of certain approved milk inspection services; to provide for the examination, testing, branding and exclusion of tuberculous cattle; to provide for milk scoring contests; to provide for rules and regulations for enforcing the provisions of this act; to prescribe penalties for violation of the provisions hereof, to repeal an act known as the "Pure Milk Law," approved June 3, 1927, as amended, and all acts or parts of acts inconsistent with the provisions of this act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FRY, Chairman.

The above reported bill ordered on file for second reading.

ON AGRICULTURE

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 43—An act to add a new section to the Penal Code, to be numbered 536c, relating to the handling of farm products on consignment—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JUST, Chairman.

The above reported bill ordered on file for second reading.

ON CORPORATIONS

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER: Your Committee on Corporations, to which was referred Senate Bill No. 575—An act to amend section 19 of the Corporate Securities Act, approved May 18, 1917, as amended;

Also: Senate Bill No. 611—An act to add a new section, to be numbered 1279a, to the Code of Civil Procedure, relating to the changing of names of corporations; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

LYONS, Chairman.

The above reported bills ordered on file for second reading.

ON IRRIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 998—An act to amend section 32 of the "Water Commission Act," approved June 16, 1913, as amended, relating to fees payable by water claimants who file proofs of appropriation—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Messrs. Leymel, DeYoe, Roberts, Ingels, Stockwell, Nielsen, Patterson, Keaton and Mixer: Assembly Constitutional Amendment No. 29—Proposed amendment to article IV of the constitution, relative to persons ineligible to office under State government.

Introduced, and referred to Committee on Constitutional Amendments.

By Messrs. Leymel, Williamson, Cronin, Keaton, Oliva, Hawes, McDonough, Morrison, Seawell, Quigley, Williams, Gilmore, Flynn, Miller, James A., Roberts, Meeker, Dillinger, Jewett, Miller, Eleanor, Snyder, Noyes, Crowley, Devel, Cloudsley, Roland, Byrne, Little, Fry, Jost, Patterson, Adams, Lyons, Stockwell, Crawford, Eddy, Witter, McGinley, Scudder, Badham, Sewell, Woolwine, Harper, Morgan, Feigenbaum, McGuinness and Collier: Assembly Constitutional Amendment No. 30—Proposed amendment to article IV of the constitution, relative to ineligibility of Senators or members of the Assembly to hold other office.

Introduced, and referred to Committee on Constitutional Amendments.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 714—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended and approved May 16, 1925, and as amended and approved May 25, 1927, by amending sections 19, 23, 25, 30, 31, 42, 43, 44, 45, 46, 47, 48, 52, 57, 60, 61, 62, 69, 77, 80, 83, 84, 85, 86, 89, 90, 94, 95, 100, 102, 111, 112, 114, 118, 120, 121, 122, 124, 125, 127, 129, 131, 132, 133, 134, 135, 138, 141, 142, 145, 151 and 154, and by adding thereto new sections to be numbered 7½, 8½, 22½, 23½, 28½, 30½, 31½, 45½, 52½, 72½, 76½, 83½, 98½, 100½, 111½, 114½, 134½, 141½, 146½, 150½, 152½, 153½, and 154½, relating to the use and operation of vehicles upon the public highways and elsewhere and to the registration and identification of motor vehicles, trailers and semi-trailers and the payment of registration and transfer fees therefor, and the licensing of persons operating motor vehicles and prohibiting certain persons from operating vehicles upon the public highways and relating to the powers and duties of the Division of Motor Vehicles and creating a California Highway Patrol and relating to the powers and duties of boards of supervisors and to the appointment by the division of official adjusting stations and to the registration of holders of certain chattel mortgages, and relating to dealers in license plates and certificates and to the records to be kept by public garages and the renting of motor vehicles and restrictions as to size, weight, construction and equipment of motor vehicles and the erection of warning and direction signs on public highways and imposing certain regulations governing pedestrians, and providing for carrying out the objects of this act.

Bill read second time.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Nielsen:

AMENDMENT NUMBER ONE.

On page 24, line 29, of the printed bill, after the word "vehicle", strike out the comma and the balance of said line, and strike out all of line 30, and in line 31 strike

out the words "provided, however, that when so required", and insert in lieu thereof the word "unless".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 457—An act providing for the organization of certain elementary school districts into union or joint union high school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 457 passed by the following vote:

AYES—Adams, Anderson, Bernard, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Crowley, Deuel, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jost, Keaton, Meeker, Mixer, Morgan, Nielsen, Noyes, Oliva, Rendollar, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—42.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1059—An act declaring portions of the lands conveyed to the city of San Diego by an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911, as amended, unavailable for navigation, commerce and fisheries and excluding such portions from use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of San Diego and county of San Diego.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1059 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Meeker, Miller, James A. Mixer, Morgan, Noyes, Oliva, Rendollar, Roberts, Roland, Seofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 840—An act conveying certain tidelands in the bay of San Diego, to the city of San Diego, upon certain trusts therein specified.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 840 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost,

Keaton, Leymel, Luttrell, Meeker, Miller, James A., Mixer, Morgan, Noyes, Oliva, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. ROBERT B. FRY IN THE CHAIR.

At two o'clock and thirty minutes p. m., Hon. Robert B. Fry, member of the Assembly from the Thirtieth District, in the chair.

Assembly Bill No. 187—An act to amend section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violations of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 187 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Meeker, Miller, James A., Mixer, Morgan, Noyes, Oliva, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 375—An act to amend an act entitled "An act to amend an act entitled 'An act to amend section 1 of an act entitled "An act amending an act making an appropriation for the establishment of a permanent fund for the purchase of jute to be manufactured at the State Prison at San Quentin, approved March 9, 1885," approved March 16, 1889, and to provide for the disposition and use of the surplus money received from the sale of jute goods and not needed for the "revolving fund" provided for in said act,' approved March 24, 1911, as amended, approved May 23, 1925, as amended."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 375 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Meeker, Miller, James A., Mixer, Morgan, Noyes, Oliva, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 403—An act to provide for the making of snow surveys and the gathering and correlation of information pertinent to

an annual forecast of seasonal water crop and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 403 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Meeker, Miller, James A., Mixter, Morgan, Noyes, Oliva, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1123—An act to amend section 2 of an act entitled "An act to provide for the creation of a Commission on Uniform State Laws, the appointment of commissioners thereto and to appropriate money for traveling expenses," approved May 14, 1927, and to provide an appropriation therefor, relating to expenses.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1123 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, Meeker, Miller, James A., Mixter, Morgan, Noyes, Oliva, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 183—An act to amend section 274 of the Code of Civil Procedure, relating to the fees of phonographic reporters.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 183 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Meeker, Miller, Eleanor Miller, James A., Mixter, Morrison, Noyes, Oliva, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—47.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 181—An act to amend section 274 of the Code of Civil Procedure, relating to the duties and compensation of phonographic reporters for the superior court.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 181 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Oliva, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 182—An act to repeal section 274*b* of the Code of Civil Procedure, relating to compensation of official reporters.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 182 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Oliva, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 390—An act to amend section 1094 of the Political Code, relating to the registration of electors and conduct of elections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 390 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Oliva, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—47.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Jones gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 390 was this day passed.

Assembly Bill No. 772—An act making an appropriation for the construction, completion, equipment, and furnishing of the State office building at San Francisco, California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 772 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Oliva, Reindollar, Roland,

Scotfield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No 897—An act to amend sections 3, 4, 5, 6 and 8 of an act entitled "An act to promote the development of the California canned fruit industry and to prevent deception in the packing and sale of canned fruit by establishing and defining certain standards for canned fruit of the varieties herein named, defining the powers and duties of the Director of the Department of Agriculture in relation hereto, including the collection of fees, creating a Board of Appeal and defining its powers and duties in relation hereto and fixing the compensation of the members thereof, prescribing penalties for violations hereof and making an appropriation to carry out the provisions hereof," approved May 23, 1925.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 897 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Leymel, Luttrell, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Oliva, Remdollar, Roland, Scotfield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—47

NOES—None

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 1124—An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1124 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Brock, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Leymel, Luttrell, McGinley, Meeker, Miller, Eleanor, Miller, James A., Mixer, Nielsen, Noyes, Oliva, Parkman, Remdollar, Roland, Scotfield, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—46

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 769—An act providing for the compilation, printing, binding, publishing and distribution of a Legislative Manual,

State Blue Book, or Roster, repealing all conflicting acts, and making an appropriation to carry out the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 769 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Feeley, Fisher, Fry, Gilmore, Hawes, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McGinley, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Reindollar, Roberts, Scofield, Scudder, Seawell, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At three o'clock and seven minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

THIRD READING OF SENATE BILLS.

Senate Bill No. 484—An act to amend section 1359 of the Political Code, relating to absent voters.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 484 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Easley, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Wright, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 325—An act amending section 522 of the Civil Code of the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 325 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Easley, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McGinley, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Wright, and Mr. Speaker—52.

NOES—None.

Title read.

During reading of the title, Mr. Feigenbaum moved to amend the title as follows:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the title of the printed bill, strike out the period, and insert in lieu thereof a comma followed by the following: "relating to the increase or

diminishing of the capital stock and the creating or increasing of the bonded indebtedness of wagon-road corporations."

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 580—An act creating a Division of School House Planning in the State Department of Education, and establishing standards for school sites and the construction and alteration of school buildings.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 580 finally passed by the following vote:

AYES—Arnold, Badham, Bernard, Byrne, Cloudman, Coombs, Craig, Crittenden, Crowley, DeYoe, Easley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Leymel, Luttrell, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—48.

NOES—Cloudsley—1

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 771—An act to provide for the setting aside of moneys raised for building purposes by school districts for three fiscal years and the expenditures of such moneys thereafter.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 771 finally passed by the following vote:

AYES—Anderson, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Easley, Feeley, Feigenbaum, Fry, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Keaton, Leymel, Luttrell, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—40.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 810—An act providing for the establishment of courses of instruction for inmates of State institutions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 810 finally passed by the following vote:

AYES—Anderson, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Easley, Feeley, Feigenbaum, Fry, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Keaton, Leymel, Luttrell, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—40.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 355—An act to provide for the leasing of real property belonging to a school district to the State Department of Education. Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 355 finally passed by the following vote:

AYES—Anderson, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Easley, Feeley, Feigenbaum, Fry, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Keaton, Leymel, Luttrell, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—49.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 368—An act to amend section 25 of the Voting Machine Act, being an act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections; and providing for the punishment of all violations of the provisions of this act. Approved May 3, 1923.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 368 finally passed by the following vote:

AYES—Anderson, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, DeYoe, Easley, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. ELEANOR MILLER IN THE CHAIR.

At three o'clock and forty minutes p.m., Hon. Eleanor Miller, member of the Assembly from the Sixty-seventh District, in the chair.

Senate Bill No. 173—An act to amend section 487 of the Penal Code, defining grand theft.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 173 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crowley, DeYoe, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 171—An act to amend section 952 of the Penal Code, relating to the description of an offense.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 171 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crittenden, Crowley, DeYoe, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 486—An act to amend the Civil Code by adding a new section, to be known as section 648*b*, thereto, relating to the establishment of branches by building and loan associations and prescribing penalties for the violation of the provisions of the act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 486 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crittenden, Crowley, DeYoe, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 440—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Anderson:

AMENDMENT NUMBER ONE.

On page 1, line 24, of the printed bill, strike out the word "five", and insert in lieu thereof the word "eight".

Amendment adopted.

Bill read, ordered to reprint, and on file for third reading.

Senate Bill No. 785—An act relating to the appointment and employment of persons by the State Department of Education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 785 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crowley, DeYoe, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, McGinley, McGuinness, Meeker,

Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—46.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 786—An act relating to the administration of the State Department of Education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 786 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crowley, DeYoe, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 784—An act relating to the finances of the State Board of Education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 784 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crowley, DeYoe, Fisher, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At four o'clock and five minutes p.m. Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 47—An act to be known as the "Water Conservation Act of 1929" and to provide for the organization and government of water conservation districts for the purpose of conserving and storing the waters of any stream of water or unnavigable river by spreading and sinking such waters, and for the purpose of constructing or acquiring sinking basins, sinking wells, spreading basins, and other works and property; and for the purpose of appropriating, acquiring and conserving water and water rights, and taking any and all actions and proceedings that may be necessary or advisable to conserve and protect the waters or water rights within the district used or useful for any purpose of the district, or of benefit to the lands situated therein, and to prevent interference with or diminution of the natural flow of any stream or unnavigable river, including the natural subterranean supply of waters therefrom; to provide for the levying and collection of

taxes; to prohibit any director of a district from being interested in any contract with the district of which he is a director and making a violation of such provision a misdemeanor; and to provide a method of dissolving such districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 47 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crowley, DeYoe, Fisher, Fry, Gilmore, Harper, Hawes, Jaspersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Wright, Young, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 209—An act to authorize the counties of the State of California to establish systems for the retirement and pension of county and township officers and employees and to provide certain benefits for their dependence, and empowering county boards of supervisors to levy a special tax.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 209 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bishop, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crowley, Fisher, Fry, Gilmore, Hawes, Jaspersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Wright, Young, and Mr. Speaker—41.

NOES—Brock—1.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 1050—An act providing for the dedication of real property for street or highway purposes by governing boards of school districts—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 1112—An act providing for the adoption or compilation, publication and use of textbooks and supplementary textbooks in the elementary and secondary schools of the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

ON IRRIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER: Your Committee on Irrigation, to which was referred Senate Bill No. 266—An act to amend the "California Water Storage District Act," approved June 3, 1921, as amended, by amending sections 17, 32, 36, 51 and 68 of said act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

ON PRISONS AND REFORMATORIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER. Your Committee on Prisons and Reformatories, to which was referred Senate Bill No. 153—An act to amend section 13 of an act entitled "An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners, and repealing an act to amend an act entitled 'An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners,'" approved June 16, 1913, as amended, relating to parole of prisoners and the conditions which may be imposed upon the granting thereof—has had the same under consideration, and respectfully reports the same back, and recommends that same do pass.

HAWES, Chairman.

The above reported bill ordered on file for second reading.

ADJOURNMENT.

At four o'clock and twenty minutes p. m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a. m., Friday, April 12, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY

ASSEMBLY CHAMBER,

SACRAMENTO, Friday, April 12, 1929.

At ten o'clock a. m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Cronin, Crowley, Denel, DeYoe, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffmann, Horublower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Reindollar, Roland, Seofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, and Mr. Speaker—59.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with

MOTION TO SUSPEND RULE

Mr. Stockwell moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. DeYoe, Messrs Emmett and Bliss were granted leave of absence for the day.

On motion of Mr. Miller, Messrs. Feigenbaum, Williamson, Oliva and Quigley were granted leave of absence for the day.

On motion of Mr. Scofield, Mr. Baum was granted leave of absence for the day.

On motion of Mr. Leymel, Mr. Meeker was granted leave of absence for the day.

On motion of Mr. Jespersen, Mr. Lyons was granted leave of absence for the day.

On motion of Mr. Adams, Mr. Young was granted leave of absence for the day.

On motion of Mr. Keaton, Mr. Roberts was granted leave of absence for the day.

On motion of Mr. Stockwell, Messrs. Sewell, Woolwine, Little, Hornblower and Cronin were granted leaves of absence for the day, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of the Speaker, Mr. McDonough was granted leave of absence for the day

On motion of Mr. Morgan, Mr. Bishop was granted leave of absence for the day.

On motion of Mr. Jewett, Mr. Snyder was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Messrs. Badham and Broek, Professor Lyman and the following members of the Glee Club from Pomona College of Los Angeles County. Howard Swan, Cliff Swanson, Roger Johnson, Bert Adams, Cartwright Hunter, Oliver Haskell, Phil Pratt, John Wilcox, Dick Fitch, Blair Nixon, Carrol Manning, Ralph Dawson, Cliff Williams, Kieth McKillop, Frank Clements, Charles Dickinson, Waver Scott, Ben Norris, Dale Kelley, Stephen Warring, James Blaisdell, Dave Brink, Don Dreher, Charles Hotchkiss, Clark Smith and Ed Dew were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Anderson, Mr. A. H. Gronwoldt, chairman of the board of supervisors of Shasta County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Anderson, Mr. Carl Man, county surveyor of Redding, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Anderson, Mr. Leslie T. Alward of Redding, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal

Through the courtesy of Mr. Anderson, Mr. Hiram R. Baker, deputy district attorney, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal

Through the courtesy of Mr. Deuel, Frank L. Rhoor, supervisor of Butte County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Flynn, Frank ("Banjo") Kelly of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Witter, Dr. W. W. Apple of El Centro was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Heisinger, Mr. Leslie T. Unger of Fresno, California, and Mr. H. C. Wilson of Selma, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Leymel, Chas. Burns, teacher of Fresno Technical School, and the following students: Eugene French, Joe Tever, Melvin Daniels and Harold Brashrar were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Crittenden, Mrs. Oscar Marrs, Mr. Dave Weigum and Mr. Jacob Schmiere, directors of the Victor School of San Joaquin County, and Mrs. Ruth F. Dechesen, teacher, and the following students: Rosie Geigle, Anna Horst, Martha Reech, Edna Pokert, Freda Christman, La Verne Mans, Elma Schlotthauer, Lenora Handel, Eleanor Blum, Hilda Schmierer, Esther Nies, Minnie Weis, Stella Deicas, Walter Motz, Clifford Schmiedt, John Schlotthauer, Walter Martell, George Wagemann, Robert Lehr, Harold Gentz, Leo Geigle, John May and Henry Schmiedt were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Collier, Robert Lee, principal of Denair Grammar School, and the following students: Olga Olson, Jacqueline Furlow, Freida Grimm, Cleo Johnson, David Holmberg, Wilma Combs, Dorothy Swanson, Una Shuck, Elizabeth Nye, Rosalie Ginocchio, Finola Robinson, Sigma Lindquist, Martha Dahlgren, Walter Commons, H. O. Perry, Duane Wheatley, Everett Gehrke, Bernard Begel, Elvyn Reddy, Kenneth Iverson, Dennis Eidlund, Francis Perry, Richard Leimas and Raymond Yates were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Coombs, Mr. James A. Wilson, Grand President of the Native Sons of the Golden West and a former member of the Legislature, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Collier, Mr. Robert A. Hill and the following students of the Empire Union Grammar School: Boyd Mendenhall, Mildred Pelly, Edna Parker, Inez Phillips, Chester Emig, Gladys Sise, Frances Bernard, Nerma Arnold, Marjory Harrison, Charles Harms, Vaunda Reager, Luther Boone, Lloyd Harbacher, Kirtus Sharp, Chester Phifer, Eugene Everett, Almon Wyatt, Marion Ruscoe, Frances Warren, Marion Flower, Pearl McCoy, Victor Hughes, Jack Muscio, Freda McCoy, Sarah Blakesley, Henry Schmidt, Bernice Dunham, Alfred Romano, Lowell Pfarr, Warren Boone, Wendell Stratton, Albert Lotspeich, Viola Peters, Katherine Long, Glenn Deselhorst and Thelma Owens, and Ruth Sawyer of Roberts Ferry School were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITION.

The following petition was presented, and ordered printed in the Journal:

By Mr Speaker:

RESOLUTION.

WHEREAS, The State of California has for many years pursued the policy of entrusting the municipalities along the shores of the Pacific Coast with full authority and jurisdiction over all public tidelands within the boundaries of such cities for the purposes of promoting commerce and navigation, and in accordance with this policy has heretofore from time to time conveyed to the city of Oakland all of the State tidelands excepting four small parcels of tide or submerged land located along the estuary of San Antonio including a certain area located at the foot of Pine street extended; and

It is now necessary for the further promotion of the port of Oakland, and to the public interest and convenience that the city commence the construction of a public wharf for the use of the garbage disposing boats and for other port purposes in said area below Pine street, and promptly prepare to remove the existing garbage wharf from the outer harbor in order to further the development of said harbor as a center for the handling of large shipments of dried and fresh fruits and other foodstuffs destined to and from foreign countries; and

It is proper and necessary that the State of California transfer to the city of Oakland jurisdiction of said area that it may be made fully available for such purposes and Assembly Bill No. 638 by Honorable Walter W. Feeley has been introduced in the Legislature and amended to provide for such transfer of the jurisdiction of such tide and submerged lands; now, therefore, be it

Resolved, That the Board of Port Commissioners on behalf of the city of Oakland hereby endorses the said Assembly Bill No. 638 and respectfully urges its passage by the honorable Assembly and Senate of the State of California; be it further

Resolved, That certified copies of this resolution be forwarded to the said legislative bodies and to each of the representatives of the people of the city of Oakland.

I certify that the foregoing is a full, true and correct copy of Resolution No. 1032 passed by the Board of Port Commissioners of the city of Oakland, California, on April 8, 1929.

G. B. HEGARDT, Secretary.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 469—An act to amend section 943 of the Code of Civil Procedure, relating to appeals—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WILLIAMSON, Vice Chairman.

The above reported bill ordered on file for second reading.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, April 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Concurrent Resolution No. 20—Providing for the appointment of a Committee on Tax Investigation—and requests that your honorable body recede therefrom.

J. A. BEBK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Concurrent Resolution No. 20?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Concurrent Resolution No. 20 by the following vote:

AYES—None.

NOES—Adams, Anderson, Badham, Bernard, Brock, Cloudman, Clowdsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Eddy, Fisher, Fry, Harper, Hawes, Hoffman, Ingels, Jepsen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Noyes, Reindollar, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williams, Witter, Wright, and Mr. Speaker—45.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Sewell, Fry and Jones as a Committee on Free Conference to meet with a like committee from the Senate to consider amendments to Senate Concurrent Resolution No. 20.

COMMUNICATION.

The Speaker announced to the Assembly that he had received a communication and affidavit from P. Purviance purporting to be an accusation against certain superior judges and State officials and that he would refer the communication and affidavit to the Assembly Committee on Judiciary for consideration.

The communication and affidavit was thereupon, by unanimous consent, referred to the Committee on Judiciary.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 538—An act to add a new section to the Penal Code, to be numbered 164, relating to the making of contracts for the collection of damages for injuries to persons or property or both; declaring the making of such contracts to be the practice of law; providing for penalties therefor; and for exceptions thereto.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1114—An act to add a new section to the Political Code, to be numbered 4167a, relating to vacancies in the office of sheriff.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 228—An act to amend section 737p of the Political Code, relating to the salary of the judge of the superior court, in and for the county of Kings.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 722—An act to amend section 1 of an act entitled "An act to amend sections 1 and 6 of an act entitled 'An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases: to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violation of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal chapter 145 of California Statutes of 1917, relating to the same subject,' approved June 13, 1923, relating to the carrying of weapons by policemen, guards and messengers," approved May 22, 1925, and relating to penalties for violations of this act.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 723—An act to amend section 2 of an act entitled "An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the

person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person, to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any such weapons by certain classes of persons; to prescribe penalties for violation of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal chapter 145 of California Statutes of 1917, relating to the same subject," approved June 13, 1923, and relating to penalties for violations of this act.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 786—An act to amend section 1183 of the Code of Civil Procedure, relating to mechanics' liens.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 4, line 3, of the printed bill, insert before the word "paid" the word "actually".

AMENDMENT NUMBER TWO.

On page 4, line 3, of the printed bill, after the word "paid", strike out the following: "in cash".

AMENDMENT NUMBER THREE

On page 4, line 8, of the printed bill, strike out the figures "337", and insert in lieu thereof "three hundred thirty-seven".

AMENDMENT NUMBER FOUR

On page 4, lines 10 and 11, of the printed bill, after the word "than", strike out the words "one year", and insert in lieu thereof "six months".

AMENDMENT NUMBER FIVE.

On page 4, line 12, of the printed bill, strike out the figures "1187", and insert in lieu thereof "eleven hundred eighty-seven".

AMENDMENT NUMBER SIX.

On page 4, line 17, of the printed bill, strike out the word "materials" after the words "appliances or", and insert in lieu thereof the word "teams".

AMENDMENT NUMBER SEVEN

On page 4, line 22, of the printed bill, after the period, insert the following: "In case the surety or sureties on any bond given as in this chapter provided shall have caused said bond to be filed and recorded in the office of the county recorder of the county in which the property is situated, before the work of improvement is completed, then no action may be maintained thereon unless there shall previously have either been filed a mechanic's lien claim as in this chapter provided or unless written notice shall previously have been given to the surety on said bond before the expiration of the time prescribed in this chapter for filing a lien to enforce such claim, which notice shall state that the person giving such notice has performed labor or furnished materials or both, or furnished appliances, teams or power, to the contractor or other person acting by the authority of the owner, or that they have agreed to do so, stating in general terms the kind of labor, materials, appliances, teams or power and the name of the person to or for whom the same was done or furnished, or both, and the amount in value, as near as may be, of that already done or furnished, or both, and of the whole agreed to be done or furnished, or both. The filing of an action to foreclose such lien shall not be a condition precedent to a recovery on said bond. If said bond has been so filed as herein last provided then

any suit brought against such surety or sureties shall be filed within six months after completion of said structure or work of improvement, as "completion" is defined in section 1187 of this code. The written notice to be given to the surety or sureties hereinabove provided for may be given by delivery thereof personally to, or by depositing same in the mail, postage prepaid, and registered, addressed,

(1) If to an individual surety, at his residence or place of business, if known, or
 (2) If to an individual surety and his residence is unknown, then in care of the county clerk of the county in which said bond has been so filed, or

(3) At the place designated as the residence of the surety in the certificate, if any, filed by such surety or sureties as provided by section 1163 of the Civil Code, or

(4) If to a corporate surety, at the office or care of the agent designated by the surety in the bond as the address to which such notice shall be sent, or

(5) At the office or care of any officer of the surety in the State of California, or

(6) At the office of or care of the statutory agent of the surety in the State of California, or

(7) By service in the manner prescribed for the service of summons as provided by section 411 of the Code of Civil Procedure."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 402—An act to amend section 1033 of the Code of Civil Procedure, relating to costs in civil cases.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed bill, strike out the word "five", and insert in lieu thereof the word "ten".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 407—An act to amend section 1280 of the Code of Civil Procedure, relating to validity of arbitration agreements

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 11, of the printed bill, after the period following the word "labor", strike out the balance of said line and all of line 12, and insert in lieu thereof the following: "or to contracts in which the demand in controversy or controversies exclusive of interest, or the value of the property in controversy amounts to less than three hundred dollars".

Amendment adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 970—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure, and jurisdiction, and providing for the election and appointment of the judges, clerks, and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," as amended, approved May 23, 1925, by adding a new section, to be designated as section ----, relating to pension for marshals and deputy marshals of cities of the first and one-half class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 9 of the title of the printed bill, insert the numerals "7½" following the word "section".

AMENDMENT NUMBER TWO

On page 1, line 10 of the title of the printed bill, strike out "of cities of the first and one-half class".

AMENDMENT NUMBER THREE.

On page 1, line 9, of the printed bill, following the word "section", insert the numerals "7½".

AMENDMENT NUMBER FOUR.

On page 1, line 10, of the printed bill, following the portion of a word "Sec.", insert the numerals "7½".

AMENDMENT NUMBER FIVE.

On page 1, line 10, of the printed bill, strike out "sections____and____", and insert in lieu thereof "this act".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 416—An act to amend section 1161 of the Code of Civil Procedure, relating to the unlawful detainer by tenants of real property.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out lines 5 to 28, inclusive, and insert in lieu thereof the following: "When he continues in possession, in person or by subtenant, of the property, or any part thereof, after the expiration of the term for which it is let to him, without the permission of his landlord, or the successor in estate of his landlord, if any there be; including a case where the person to be removed became the occupant of the premises as a servant or employee and the relation of master and servant or employer and employee has been lawfully terminated, or the time fixed for such occupancy by the agreement between the parties has expired; but if by such agreement the servant was to be permitted to occupy such premises for a period beyond the term of employment, such removal shall not be had under this subdivision, unless such period so permitted for occupancy has expired, or the relation of master and servant or employer and employee was lawfully terminated before the expiration of such term of employment; but nothing in this subdivision contained shall be construed as preventing the removal of such occupant in any other lawful manner; but in case of a tenancy at will, it must first be terminated by notice, as prescribed in the Civil Code."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1107—An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of garages, and the maintenance, use and occupancy of the premises and land on which garages are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and counties, and to provide penalties for the violation thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, after the word "counties", insert the following:

"SEC. 2 The following words, terms, and phrases shall, whenever used in this act, have the meaning set forth in this section:

(a) "Public garage" is any building or structure or that portion thereof which is maintained for the storage and repair or repair of motor vehicles and is kept open for the general public or a substantial portion of the public.

(b) "Storage garage" is any building or structure or that portion thereof which is used for the purpose of storing motor vehicles and is kept open for the accommodation of the general public or a substantial portion of the public.

(c) "Terminal garage" is any building or structure or that portion thereof which is utilized for the storage, repair, or storage and repair of motor vehicles and is not open for public accommodation.

(d) "Garage" when the term is used alone means a public garage, storage garage or a terminal garage.

(e) "Building department" means the commissioner of buildings, superintendent of buildings, chief inspector of buildings, board of public works, or any other officer or department charged with the enforcement of ordinances and laws regulating the erection, construction and alteration of buildings or structures.

(f) "Certificate of final completion" is any instrument issued by any building department showing the completion of construction work of a garage.

(g) "Permit of occupancy" is a permit issued by any building department to use premises and buildings thereon as a garage."

AMENDMENT NUMBER TWO

On page 1, line 5, of the printed bill, strike out the numeral "2", and insert in lieu thereof the numeral "3"; also strike out quotation marks in the clause "building department".

AMENDMENT NUMBER THREE.

On page 1, line 10, of the printed bill, strike out the quotation marks in the clause "final completion".

AMENDMENT NUMBER FOUR

On page 1, line 19, of the printed bill, strike out the quotation marks in the clause "permit of occupancy"

AMENDMENT NUMBER FIVE.

On page 2, line 36, of the printed bill, strike out the numeral "3", and insert in lieu thereof the numeral "4".

AMENDMENT NUMBER SIX.

On page 2, line 39, of the printed bill, strike out the numeral "4", and insert in lieu thereof the numeral "5".

AMENDMENT NUMBER SEVEN

On page 2, line 44, of the printed bill, strike out the numeral "5", and insert in lieu thereof the numeral "6".

AMENDMENT NUMBER EIGHT

On page 2, line 47, of the printed bill, strike out the numeral "6", and insert in lieu thereof the numeral "7".

AMENDMENT NUMBER NINE

On page 3, line 7, of the printed bill, strike out the numeral "7", and insert in lieu thereof the numeral "8".

AMENDMENT NUMBER TEN.

On page 4, line 22, of the printed bill, strike out the comma following the word "this", and insert in lieu thereof the word "act".

AMENDMENT NUMBER ELEVEN.

On page 4, line 27, of the printed bill, strike out the numeral "8", and insert in lieu thereof the numeral "9".

AMENDMENT NUMBER TWELVE.

On page 5, line 12, of the printed bill, strike out the following: "(Annual?)".

AMENDMENT NUMBER THIRTEEN

On page 5, line 30, of the printed bill, strike out lines 30 and 31, and insert in lieu thereof the following:

"SEC 10. A building hereafter erected or any portion thereof shall not be used as a public or terminal garage".

AMENDMENT NUMBER FOURTEEN.

On page 5, line 45, of the printed bill, strike out the word "twenty" and the numerals "(20)", and insert in lieu thereof the following "ten (10)".

AMENDMENT NUMBER FIFTEEN.

On page 6, line 7, of the printed bill, after the word "devices", insert the following: "When the total space on any floor to be used for a storage garage has a floor area of over four thousand (4000) square feet, a mechanical exhaust ventilation system shall be provided. This system shall consist of power-driven exhaust fan or fans of the positive centrifugal type and shall have sufficient capacity to exhaust a quantity of air equal to not less than six times the cubic contents of such space each hour. This mechanical exhaust shall be drawn from a point not more than eighteen (18) inches above the floor line and shall be evenly distributed over the entire area in which automobiles are stored. The fan discharge shall be taken to a point above the roof of the building or to the outer air at a point not less than ten (10) feet from any window in the building or any adjoining building."

AMENDMENT NUMBER SIXTEEN.

On page 6, line 8, of the printed bill, after the clause "charge of a", insert the following: "public or terminal".

AMENDMENT NUMBER SEVENTEEN.

On page 6, line 16, of the printed bill, strike out the numerals "10", and insert in lieu thereof the numerals "11".

AMENDMENT NUMBER EIGHTEEN.

On page 6, line 50, of the printed bill, strike out the numerals "11", and insert in lieu thereof the numerals "12".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 12—An act to add a new section, to be numbered 383b, to the Penal Code, relating to the sale of kosher meats and meat preparations, and kosher food, defining the word "kosher" and providing penalties for the violation thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 21, of the printed bill, as amended in Assembly April 5, 1929, immediately following the word "thousand", insert the word "dollars".

AMENDMENT NUMBER TWO.

On page 2, line 25, of the printed bill, as amended in Assembly April 5, 1929, immediately following the words "four thousand", insert the words "eight hundred".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 70—An act to amend section 67 of the Code of Civil Procedure, relating to the superior court of the city and county of San Francisco, increasing the number of judges thereof, and providing for their compensation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out the word "thirty-two", and insert in lieu thereof the word "twenty".

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, strike out the word "seventeen", and insert in lieu thereof the word "eleven".

AMENDMENT NUMBER THREE.

On page 1, line 19, of the printed bill, strike out the word "sixteen", and insert in lieu thereof the word "four".

AMENDMENT NUMBER FOUR.

On page 1, lines 25 and 26, of the printed bill, strike out the word "sixteen", and insert in lieu thereof the word "four".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 18—An act to enable counties to acquire, hold, improve and maintain land for the uses and purposes of public parks and boulevards.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out the word "acquire", and insert in lieu thereof the word "obtain".

AMENDMENT NUMBER TWO

On page 1, line 1, of the printed bill, strike out the word "acquire", and the comma following said word, and insert in lieu thereof the following: "purchase or lease with the consent of the owner, or obtain by gift and".

AMENDMENT NUMBER THREE.

On page 1, line 3, of the printed bill, strike out the comma following the word "both", also strike out the words "either by purchase," in said line, and strike out all of lines 4, 5 and 6, inclusive, and insert in lieu thereof a period.

AMENDMENT NUMBER FOUR.

On page 1, line 7, of the printed bill, strike out the word "acquired", and insert in lieu thereof the word "obtained".

AMENDMENT NUMBER FIVE.

On page 1, line 13, of the printed bill, strike out the word "ordinance", and insert in lieu thereof the following: "unanimous vote".

AMENDMENT NUMBER SIX.

On page 1, line 14, of the printed bill, strike out the word "acquired", and insert in lieu thereof the word "obtained".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 864—An act to amend section 2322r30 of the Political Code, relating to the salary of the horticultural commissioner of counties of the thirtieth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the figures "2322r30", strike out the remainder of the bill, and insert in lieu thereof the following: "In counties of the

thirtieth class, the commissioner shall receive a salary of three thousand dollars per annum; *provided*, that in counties of this class, there shall be and there is hereby allowed to the commissioner the following inspectors and clerk to be appointed by said commissioner, which positions are hereby created, and the salaries are hereby fixed as follows, to wit:

(a) One inspector who shall receive a salary not to exceed two hundred dollars per month;

(b) One inspector who shall receive a salary not to exceed one hundred seventy-five dollars per month;

(c) One inspector who shall receive a salary not to exceed one hundred fifty dollars per month;

(d) One clerk who shall receive a salary not to exceed one hundred twenty-five dollars per month; *provided*, that the salaries of such inspectors and clerk be approved by the board of supervisors."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 918—An act to amend section 3817 of the Political Code, relating to redemption of real estate on sale for taxes, designating who may redeem and fixing the penalties, interest and costs incident thereto.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, of the printed bill, beginning in line 1 of the title, strike out lines 1, 2, 3, and 4, and insert in lieu thereof the following:

"An act to amend sections 3814 and 3815 of the Political Code and to add a new section thereto to be numbered 3817a, relating to the redemption of real estate sold for taxes, designating who may redeem and fixing the penalties, interest and cost incidental thereto, and providing for a sale to the state in case a partial redemption is effected."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 1 to 26, inclusive, and all of page 2, and insert in lieu thereof the following:

"SECTION 1. Section 3814 of the Political Code is hereby amended to read as follows:

3814 In case an assessment is made under the provisions of section 3813 of this code, and the lands are not redeemed from a previous sale had under section 3771, as provided by law, no sale shall be had under the assessment authorized by said section 3813; *provided, however*, that when a redemption has been made pursuant to the provisions of section 3817a of this code the sale to the state made pursuant to that section shall have the same force and effect as though there had been no prior tax sale and shall be effective as a sale of the property for the earliest year for which the taxes first appear delinquent after the redemption provided for in said section has been made.

SEC 2. Section 3815 of the Political Code is hereby amended to read as follows:

3815. In case property is sold to the state, pursuant to section 3771 of this code and is subsequently assessed pursuant to section 3813 of this code and a deed has been executed to the state for the same under the provisions of section 3875, no person shall be permitted to redeem such property except upon payment of the amount of such subsequent assessments, costs, penalties and interest and expenses of the redemption as provided for under section 3817 of this code.

SEC. 3 A new section is hereby added to the Political Code to be numbered 3817a and to read as follows:

3817a In all cases where real property has been sold or may hereafter be sold to the state for delinquent taxes and the state has not offered the same for sale under the provisions of section 3771a of this code, the party entitled to redeem under section 3817 may redeem said land from the lien for taxes for the year or any immediately succeeding year or years for which the land was first sold to the state for taxes under the provisions of section 3771.

The manner of making such redemption shall be as follows.

The party desiring to redeem shall pay the tax collector the amount of taxes on the property for the current year if said taxes are at that time due and payable

and shall file a written certificate with the auditor on a form furnished by the auditor designating the year or years for which a redemption of the property from the sale for taxes is intended to be made. The auditor shall make an estimate of the amount required to redeem under the provisions of section 3817 of this code and shall give the person desiring to redeem triplicate certificates of the amount thereof, particularly specifying the amount to be paid for the year or years for which a redemption is sought to be made, which certificate the redemptioner shall deliver to the county treasurer together with the money for the period for which a redemption is being made and the county treasurer shall give triplicate receipts written or endorsed on said certificates, one to the redemptioner and two to the county auditor who shall deliver one of said receipts to the state controller; said certificates shall state thereon the year or years for which a redemption has been made.

Upon delivery of the receipts by the treasurer the auditor shall note on the margin of the delinquent list the amount paid on redemption and the year or years for which a redemption has been made and shall note the fact of such redemption on the assessment roll. The auditor shall thereupon enter a statement on the assessment and delinquent rolls for the earliest year for which taxes remain delinquent that the property has been sold for that year and such entries shall be effective for every purpose as though a sale had been made for the year for which the entries are made as a sale under the provisions of section 3771 of this code. A statement of the entries made upon the assessment and delinquent rolls shall be sent by the auditor to the state controller in such form as the controller may desire.

The county treasurer shall settle for the moneys received under this section as for other state and county moneys."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1134—An act to add a new section to the Political Code, to be numbered 363*p*, relating to pamphlets and bulletins of the Department of Public Works.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 43—An act to add a new section to the Penal Code, to be numbered 536*c*, relating to the handling of farm products on consignment.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out lines 5 to 8, inclusive, and insert in lieu thereof the following: "products are consigned for sale to deposit the sums received from all consignments in a special fund, to be designated as the "farm products fund." Such fund shall not be liable to attachment or other process, nor to be seized, taken, appropriated, or applied by any legal or equitable process, nor by operation of law, to pay any debts or liability of said commission merchant, broker, dealer, factor or consignee to any person, firm, partnership, or corporation. Any commission"

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, strike out the word "trust", and insert in lieu thereof the words "farm products".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 998—An act to amend section 32 of the "Water Commission Act," approved June 16, 1913, as amended, relating to fees payable by water claimants who file proofs of appropriation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title of the printed bill, strike out the words and figures "section 32 of ", and on page 1, line 2, of the title of the printed bill, commencing with the word "relating", strike out said word and all the following words of said line and all of line 3 of said title, and insert in lieu thereof the following: "by amending sections 10a, 24, 30, 31, 32, 34, 35, 36 and 36c thereby and by adding thereto a new section to be numbered 37g relating to collection of funds and payment of costs of water distribution by water master"

AMENDMENT NUMBER TWO.

On page 1 line 1, of the printed bill, strike out all of lines 1 to 26, both inclusive, and also strike out all of page 2, and insert in lieu thereof the following:

"SECTION 1 Section 10a of the "Water commission act", approved June 16, 1913, as amended, is hereby amended to read as follows:

Sec 10a The state water commission is hereby authorized and empowered to conduct investigations of streams, stream systems, lakes or other bodies of water or any portions of any streams, stream systems, lakes, or other bodies of water; to investigate either or both surface and underground water conditions, to collect records of diversion and use of water, to supervise distribution of water in accordance with agreements therefore; and to do all or any of such work either independently or in cooperation with one or more persons, firms, associations, corporations or other agencies, including county, state and federal agencies, and to prepare and may print, official reports or bulletins of such records collected or obtained by it under the provisions of this section.

SEC 2 Section 24 of said act, approved June 16, 1913, as amended, is hereby amended to read as follows:

Sec 24 In case suit is brought in the superior court for determination of rights to water or the use of water, the court may, in its discretion, order a reference to the state water commission, as referee, which reference may include any issue or issues, or all issues, involved in such suit.

Sec 3. Section 30 of said act, approved June 16, 1913, as amended, is hereby amended to read as follows.

Sec 30 After the date fixed for the filing of proofs, no proofs shall be received or filed with the state water commission, *provided, however,* that the state water commission may, for cause shown, in its discretion, extend the time in which proofs may be filed.

SEC 4. Section 31 of said act, approved June 16 1913, as amended, is hereby amended to read as follows.

Sec 31. Any claimant of a right by appropriation of the water of any stream system upon whom no service of notice shall have been had of the pendency of proceedings for the determination of the rights by appropriation of the waters of said stream system, and who shall have had no actual knowledge or notice of the pendency of said proceedings, may at any time prior to the expiration of three months after the entry of the determination of the state water commission as provided in section 36 of this act, file a petition to intervene in said proceedings. Such petition shall be under oath and shall contain, among other things, all matters required by this act of claimants who have been duly served with notice of said proceedings, and also a statement that the intervenor had no actual knowledge or notice of the pendency of said proceedings. Upon the filing of said petition in intervention and upon payment to the state water commission of the fees which would have been due under the provisions of section 32 of this act had the proof of claim been filed in accordance with the notice provided in section 28 of this act, the petitioner shall be allowed to intervene and thereafter shall have all the rights and be subject to all the duties of the claimants who have been duly served.

SEC. 5. Section 32 of said act, approved June 16, 1913, as amended, is hereby amended to read as follows:

Sec. 32 Every person, firm, association or corporation filing one or more proofs of appropriation as in this act provided shall pay to the state water commission at the time of filing said proof or proofs, an initial filing fee in the sum of ten dollars. Not later than five days after receipt of such proof or proofs the state water commission shall notify the claimant by registered mail of the further amount of filing fee, if any, due under the provisions hereinafter set forth. Said further amount of filing fee due if any shall be paid to the state water commission within sixty days after date of filing said proof or proofs and any claimant receiving notice as herein provided of such further amount of fee due who shall fail to pay said fee within the time herein provided shall be barred and estopped from subsequently asserting any rights by appropriation to said water theretofore claimed by him on such stream system unless entitled to relief under the laws of this state, *provided,* that the proceedings in which said proof or proofs have been filed shall result in a decree by the superior court determining the rights on such stream system. The ten dollar initial filing fee shall be the minimum filing fee due from any claimant, but shall

constitute a credit to the extent of ten dollars in all cases where the filing fee due under the provisions hereinafter set forth is in excess of ten dollars, and in all such cases the further amount of filing fee due shall be the total computed filing fee less ten dollars. Every claimant shall pay to the state water commission on the basis of the statements in his proofs, a filing fee in the sum of ten dollars for the first cubic foot per second or fraction thereof claimed, in the sum of ten dollars for each cubic foot per second or fractional cubic foot per second claimed in excess of one cubic foot per second and up to and including ten cubic feet per second, in the sum of five dollars for each cubic foot per second or fractional cubic foot per second claimed in excess of ten cubic feet per second and up to and including one thousand cubic feet per second and in the sum of one dollar for each cubic foot per second or fractional cubic foot per second claimed in excess of one thousand cubic feet per second. The total amount of water claimed by any claimant shall be the basis upon which his filing fee is computed, regardless of the number of purposes for which said water may be used or the number of times said water may be re-used by said claimant. For the purpose of computing such filing fees, three hundred and fifty acre feet of water per annum claimed for storage shall be deemed the equivalent of one cubic foot per second, but in all cases where claimants submit proof or proofs covering both storage and direct flow rights, and where the storage is situated above the point or points of diversion of the direct flow rights and is used to supply the direct flow rights in part or in whole, the filing fees shall be computed either on the basis of the amount of water claimed for storage or on the basis of the amount of water claimed for direct flow rights, whichever amount is the greater, but the amount of water claimed for storage shall not be added to the amount of water claimed for direct flow rights for the purpose of computing the filing fees in such cases. In addition to the filing fee hereinabove provided on the basis of amount of water claimed, every claimant of a right by appropriation for the purpose of irrigation shall pay to the state water commission, a further filing fee in an amount bearing the proportion to the total cost incurred by the state water commission in executing surveys and preparing maps from the observations of such surveys, as provided in section 27 of this act, which the area being irrigated and which has been irrigated by said claimant, and for which water is claimed by him, bears to the total area being irrigated or which has been irrigated by all claimants, and for which water is claimed by them. At the time of, or as soon as practicable after the mailing of its order of determination as provided in section 36 of this act the state water commission shall compute the entire cost it has incurred in performing the duties prescribed in sections 26 to 36 of this act, both inclusive, and should the aggregate cost thereof exceed the total amount of money received from the claimants as filing fees with their submission of proofs, such excess cost shall be apportioned among all claimants in the proportions which the respective amounts of water allotted to the respective claimants in the order of determination bear to the total amount of water allotted to all claimants in said order of determination. Notice of the assessment of said additional charges shall be sent by registered mail to each claimant, such notice to include a statement of the total sum assessed and of the sum assessed to claimant addressed. All assessments remaining unpaid sixty days after the mailing of said notice shall bear interest at the rate of seven per cent per annum from the end of said sixty day period, and all assessments remaining unpaid at the time of entry of decree as provided in section 36 of this act shall be taxed as costs against the delinquent claimants and collected in the manner provided by law for the collection of judgments. All fees charged and collected under this section shall be paid, at least once each month, accompanied by a detailed statement thereof, into the cash revolving fund of the state water commission in the state treasury.

SEC. 6. Section 34 of said act, approved June 16, 1913, as amended, is hereby amended to read as follows:

Sec. 34. Should any claimant desire to contest any of the statements and proofs of claims filed with the state water commission by any other claimant to the waters of the stream system, he shall, within thirty (30) days after said evidence and proofs shall have been opened to public inspection, or within such further time as for good cause shown may be allowed by the state water commission upon application made prior to the expiration of said thirty (30) days, in writing, notify the state water commission, stating with reasonable certainty the grounds of the proposed contest, which statement shall be verified by the affidavit of the contestant, his agent or attorney. The statements or proofs of the person whose rights are contested and the verified statement of the contestant shall be deemed sufficient to constitute a proper cause for such contest. Said contestant shall also within said thirty (30) days send a copy of his contest by registered mail to the person whose rights are contested and file an affidavit of said service with the state water commission.

SEC. 7. Section 35 of said act, approved June 16, 1913, as amended, is hereby amended to read as follows:

Sec. 35. Within sixty (60) days after the receipt of the contest the state water commission shall notify by registered mail the contestant and the claimant whose rights are contested to appear before it at a time and place specified in said notice, and that at said time and place said contest will be heard; *provided*, that said time

shall not be less than fifteen (15) days nor more than sixty (60) days from the date of the mailing of the notice of the commission. The state water commission shall have power to adjourn hearings of contests from time to time upon reasonable notice to all parties in interest, and to issue subpoenas for and compel the attendance of witnesses to testify before it and to produce papers, books, maps, and other documents. The costs of taking testimony at a hearing shall be borne by the parties thereto as follows: Each party shall pay for the direct examination of his own witness and the cross-examination of opponent's witness and shall share equally for that part of the examination directed by the representative of the commission. One copy of the transcript of testimony taken at the hearing shall be furnished to the commission and the cost thereof borne equally by the parties.

SEC. 8. Section 36 of said act, approved June 16, 1913, as amended, is hereby amended to read as follows:

Sec. 36. As soon as practicable after the hearing of contests, it shall be the duty of the state water commission to make, and cause to be entered of record in its office, an order determining and establishing the several rights by appropriation of the waters of said stream; *provided, however*, that within sixty (60) days after the entry of an order establishing water rights, the state water commission may, for good cause shown, reopen the proceedings and grant a rehearing. Such order and determination shall be prepared, and after certification by the state water commission, printed in the state printing office. A copy of said order of determination shall be sent by registered mail to each person who has filed proof of claim, and to each person who has become interested through intervention or as a contestant under the provisions of section 31 or section 34 of this act.

SEC. 9. Section 36c of said act, approved June 16, 1913, as amended, is hereby amended to read as follows:

Sec. 36c. For further information on any subject in controversy, the court may employ one or more qualified persons to investigate and report thereon under oath, subject to examination by any party in interest as to his competency to give expert testimony thereon. The court may take additional evidence on any issue and may, if necessary, refer the case for such further evidence to be taken by the state water commission as it may direct, and may require a further determination by it. After the hearing, the court shall enter a decree determining the right of all persons involved in such proceeding. Said decree shall in every case declare as to the water right by appropriation adjudged to each party, the extent, priority, amount, purpose of use, point of diversion, and place of use of said water; and as to water used for irrigation, such decree shall also declare the specific tracts of land to which it shall be appurtenant, together with such other conditions as may be necessary to define the right and its priority. Upon the hearing the court may assess and adjudge against any party such costs as it may deem just. Appeals from such decree may be taken to the supreme court by the state water commission or any party in interest, in the same manner and with the same effect as in civil cases. Such decree shall be final and shall be conclusive upon all claimants and rights lawfully embraced therein; *provided, however*, that the state water commission, or any claimant affected by such decree, may, at any time within three years from the entry thereof, apply to the court for a modification of said decree, in so far only as said decree fixed the duty of water, and upon the hearing of such motion the court may modify such decree increasing or decreasing the duty of water, consistent with good husbandry, and consistent with the principle that actual and beneficial use shall be the measure and limit of the right.

SEC. 10. Said act, approved June 16, 1913, as amended, is hereby amended by adding thereto a new section to be numbered 37g and to read as follows:

Sec 37g. The procedure hereinafter set forth for collecting and making available money for water master distribution is in lieu of that set forth in section 37f of this act. Whenever all the owners of rights to water or the use thereof within any water district, by agreement in writing, shall have formed and organized themselves into an association for the purpose of financing the distribution of the water to which they are entitled and shall have agreed therein as to the apportionment of said expense and the payment thereof and shall have filed with the state water commission a copy of such agreement duly certified and authenticated by the president and secretary of such association, the state water commission shall thereafter submit the statement provided for in section 37f of this act to such association on or before the first day of January of the year for which such statement is made and said statement shall apportion one-half the amount of the budget therein contained to said association and shall not include the estimated cost of publication thereof. A certified copy of said statement shall be transmitted by the state water commission to the state treasurer on or before said first day of January. Said association shall pay the total amount apportioned to it to the state treasurer who shall deposit said money into the state water master service fund to the credit of the account of such water district. The state water commission shall file with the state board of control on or before the first day of March of each year a certified copy of the water district statement herein provided for, and on receipt thereof the state board of control shall provide for the transfer of one-half the amount of the budget therein

contained from the general support funds of the state water commission to the state water master service fund to the credit of the water district for which said budget was prepared. All the provisions of section 37f of this act which are not in conflict with this section shall apply and in the event that such association does not pay the total amount apportioned to it to the state treasurer on or before the first Monday in February, the state water commission shall prepare the statement provided for in section 37f of this act and the provisions of said section 37f shall apply the same as in a case wherein no such association has been formed."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1050—An act to add a new section to the Political Code, to be numbered 1617c, relating to dedication of real property for street or highway purposes by governing bodies of school districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 29, of the printed bill, as amended, strike out the number "6.193a", and insert in lieu thereof the number "6.194a".

AMENDMENT NUMBER TWO.

On page 3, line 3, of the printed bill, as amended, strike out the word "five", and insert in lieu thereof the word "ten".

AMENDMENT NUMBER THREE.

On page 3, line 4, of the printed bill, as amended, strike out the word "three", and insert in lieu thereof the word "ten".

AMENDMENT NUMBER FOUR.

On page 3, line 6, of the printed bill, as amended, beginning in said line 6, strike out the following: "county in which such district, or any part thereof, is situated", and insert in lieu thereof the following: "district".

AMENDMENT NUMBER FIVE.

On page 3, line 8, of the printed bill, as amended, strike out the period, and insert in lieu thereof the following: "; or, if there be no newspaper published in the district, then in a newspaper published in the county in which such district or any part thereof is situated and having a general circulation in the district."

AMENDMENT NUMBER SIX.

On page 3, line 11, of the printed bill, as amended, after the word "may", insert a comma and the following: "except as may be otherwise provided,".

AMENDMENT NUMBER SEVEN.

On page 3, line 13, of the printed bill, as amended, after the comma, insert the following: "unless a protest be entered as hereinafter provided in this article,".

AMENDMENT NUMBER EIGHT.

On page 3, line 19, of the printed bill, as amended, insert the following: "Sec. 6.194a. If a petition protesting against the proposed dedication signed by at least ten per cent of the qualified electors of the district, as shown by the affidavit of one of the petitioners, be filed with said governing board at the meeting held at the time and place fixed in said resolution, the said governing board must, before taking any further action on the proposed dedication, submit the question of whether the proposed dedication should be made, to the superintendent of schools of the county having jurisdiction over the district, whose decision shall be final. Should the superintendent approve the proposed dedication, the board may proceed as hereinafter in this article provided. Should the superintendent of schools not approve the proposed dedication, no further proceedings shall be had thereon."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1112—An act providing for the adoption or compilation, publication and use of textbooks and supplementary textbooks in the elementary and secondary schools of the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the title of the printed bill, strike out the words "and secondary".

AMENDMENT NUMBER TWO

On page 1, line 18 of the printed bill, strike out the word "and secondary".

AMENDMENT NUMBER THREE.

On page 2, line 18, of the printed bill, strike out the words "or secondary".

AMENDMENT NUMBER FOUR

On page 2, lines 27 and 28, of the printed bill, strike out the words "and secondary".

AMENDMENT NUMBER FIVE.

On page 2, line 37, of the printed bill, strike out the words "and secondary".

AMENDMENT NUMBER SIX.

On page 3, line 1, of the printed bill, strike out the words "or secondary".

AMENDMENT NUMBER SEVEN.

On page 4, line 40, of the printed bill, strike out the words "or secondary".

AMENDMENT NUMBER EIGHT.

On page 5, line 3, of the printed bill, strike out the words "or secondary".

AMENDMENT NUMBER NINE

On page 5, line 17, of the printed bill, after the word "textbook", insert the following: "except as hereinafter provided".

AMENDMENT NUMBER TEN

On page 5, line 24, of the printed bill, after the period strike out the word "Nothing", and insert in lieu thereof the following: "*Provided*, nothing".

Amendments adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 144—An act to provide for the periodical inspection of air pressure tanks, with certain exceptions, operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such tanks; making it a misdemeanor to operate such air pressure tanks without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspections.

Bill read second time, and ordered on file for third reading

Senate Bill No. 751—An act to amend section 1238 of the Code of Civil Procedure, relating to the exercise of the right of eminent domain.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 709—An act to regulate the erection, construction, reconstruction, alteration, maintenance and use of mausoleums, columbariums and all buildings whatsoever called, erected or used for the permanent interment of the remains of fifteen or more deceased persons, in all parts of the State of California, provide for the inspection of the same, and to provide penalties for the violation thereof; and repealing all acts and parts of acts in conflict therewith.

Bill read second time, and ordered on file for third reading

Senate Bill No. 145—An act to provide for the periodical inspection of steam boilers, with certain exceptions operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such boilers; making it a misdemeanor to operate such boilers without such permit; and allowing an injunction against such operation without such permit where dangerous to life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspections.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 829—An act to amend section 4 of an act entitled "An act to protect domestic live stock from contagious and infectious diseases, to prescribe the duties of officials to carry into effect the provisions of this act, to provide for the appointment of a veterinarian, and to repeal an act entitled 'An act to protect domestic live stock from contagious and infectious diseases, to provide for the appointment and duties of officials to carry into effect the provisions of this act and to provide an appropriation therefor,'" approved March 18, 1899, as amended.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 284—An act to amend section 1238 of the Civil Code, relating to homesteads.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, as amended in Senate February 27, 1929, after the word "any", in said line insert the word "freehold".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 675—An act to amend section 340 of the Penal Code, relating to pawnbrokers.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, before the word "every", insert the following: "340."

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, strike out the words "*and provided further*".

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, strike out lines 7 and 8 and the following portion of line 9, to wit: "would amount to less than fifty cents."

AMENDMENT NUMBER FOUR.

On page 1, line 11, of the printed bill, strike out the comma after the word "increase".

AMENDMENT NUMBER FIVE.

On page 1, line 12, of the printed bill, strike out the period and insert in its place a semicolon, and add the following: "*provided, however, that a minimum*

charge of fifty cents may be made in any case where the monthly charge allowed by this act would amount to less than fifty cents."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 677—An act to amend section 341 of the Penal Code, relating to pawnbrokers.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, as amended, after the word "him", insert a comma and the following words: "excepting clothing, wearing apparel, furs, trunks and suit cases, or property of similar character."

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, as amended, after the word "redemption", strike out the period, and insert in lieu thereof a comma and the following words: "but such excepted property above set forth must be kept for a period of six months after the last date fixed by contract for redemption."

AMENDMENT NUMBER THREE.

On page 1, line 6, of the printed bill, as amended, strike out the words "said periods", and insert in lieu thereof "the respective periods".

AMENDMENT NUMBER FOUR.

On page 1, line 5, of the printed bill, as amended, following the period after the word "redemption", insert the following: "The pledgor or his assigns shall have the right of redemption at any time during said one year period."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702 and 703, relating to the Division of Exhibits within the Department of Finance.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 14, of the printed bill, as amended, strike out the word "hereunder", and insert in lieu thereof the word "thereunder".

AMENDMENT NUMBER TWO.

On page 2, line 19, of the printed bill, as amended, strike out the word "term", and insert in lieu thereof the word "terms".

AMENDMENT NUMBER THREE.

On page 2, line 20, of the printed bill, as amended, strike out the word "desig-", and insert in lieu thereof the word "designations".

AMENDMENT NUMBER FOUR.

On page 2, line 21, of the printed bill, as amended, strike out the word "nation", and insert in lieu thereof the word "nations".

AMENDMENT NUMBER FIVE.

On page 2, line 29, of the printed bill, as amended, strike out the word "with", and insert in lieu thereof the word "of".

AMENDMENT NUMBER SIX.

On page 2, line 43, of the printed bill, as amended, strike out all of lines 43 to 47, inclusive, and insert in lieu thereof the following: "members of an agricultural district or county fair board and shall be appointed annually by the governor on the first day of February of each year; *provided*, that neither of said two members shall be members of the same agricultural district or county fair board."

AMENDMENT NUMBER SEVEN

On page 3 of the printed bill, as amended, strike out all of lines 50 to 53, inclusive, and insert in lieu thereof the following: "nor after this act becomes effective."

AMENDMENT NUMBER EIGHT.

On page 4, line 2, of the printed bill, as amended, strike out the words "Of the", and insert in lieu thereof the word "The", and strike out the word "five".

AMENDMENT NUMBER NINE.

On page 4, line 4, of the printed bill, as amended, strike out the comma and insert in lieu thereof a period, and strike out the words "familiar with", and strike out all of line 5 of said page, and strike out the following words in line 6 of said page: "stock, dairying, poultry, fruits, and field crops"

AMENDMENT NUMBER TEN.

On page 4, line 19, of the printed bill, as amended, strike out the period after the word "terms", and insert in lieu thereof a semicolon and the following: "*provided, further, that after the initial appointment of the entire board following the effective date of this act, all subsequent appointments shall be confirmed by the Senate at the next regular session thereof, all appointments made during recess or adjournment of any regular or special session of the Legislature shall be effective until confirmed or rejected by the Senate at the next regular or special session of the Legislature*"

AMENDMENT NUMBER ELEVEN.

On page 4, line 35, of the printed bill, as amended, strike out the word "through", and insert in lieu thereof the word "and".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 410—An act creating the office of Chief of Narcotic Law Enforcement, providing for appointment to, powers and duties of such office, making an appropriation to carry out the provisions hereof, and repealing an act entitled "An act to provide for the establishment and maintenance of a Division of Narcotic Enforcement under the direction and control of the State Board of Pharmacy," approved May 17, 1927.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 20, of the printed bill, strike out the period, and insert in lieu thereof a semicolon and the following: "*provided, however, that two of the inspectors herein referred to shall be registered licentiates in pharmacy.*"

AMENDMENT NUMBER TWO.

On page 2, line 46, of the printed bill, following line 46, insert the following: "**SEC. 10.** Nothing in this act shall prohibit the inspectors of the board of pharmacy from having the right to inspect any and all records in connection with the regulation of the sale of, or the giving away, prescribing or administering of narcotics or other drugs."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading

Senate Bill No. 229—An act adding a new section to the Political Code, to be numbered 694, relating to the Department of Finance

Bill read second time, and ordered on file for third reading.

Senate Bill No. 230—An act to repeal sections 2294, 2302 and 2304 of the Political Code and to amend section 2295 of the said Political Code, all relating to the State Librarian.

Bill read second time, and ordered on file for third reading

Senate Bill No. 535—An act to amend sections 1, 2, 3 and 4 of an act entitled "An act to provide for the extension of the public works of

the State of California during periods of extraordinary unemployment caused by temporary industrial depression, and regulating employment therein and authorizing the Board of Control to enforce the provisions hereof, and repealing all acts inconsistent with the provisions hereof," approved May 24, 1921, relating to periods of extraordinary unemployment and resting the enforcement of said act in the Departments of Finance, Public Works and Industrial Relations.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 841—An act to add a new article to chapter 3 of title 1 of part III of the Political Code, to be numbered article III, embracing sections 375 and 375*d*, inclusive, relating to a Department of Investment.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 616—An act to be known as the "Pure Milk Law of California," to define "market milk"; to protect the wholesomeness, purity and identity of market milk, to classify and grade market milk, to prevent the sale of impure and unwholesome milk; to empower the Department of Public Health of the State of California to conduct health examinations of milk handlers; to empower cities, counties and groups of cities and counties to establish approved milk inspection service; to provide for the payment of a fee to defray the expenses of certain approved milk inspection services; to provide for the examination, testing, branding and exclusion of tuberculous cattle; to provide for milk scoring contests; to provide for rules and regulations for enforcing the provisions of this act; to prescribe penalties for violation of the provisions hereof; to repeal an act known as the "Pure Milk Law," approved June 3, 1927, as amended, and all acts or parts of acts inconsistent with the provisions of this act.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 12, of the printed bill, as amended March 20, 1929, insert after the word "any", the word "hospital"

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 575—An act to amend section 19 of the Corporate Securities Act approved May 18, 1917, as amended.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 611—An act to add a new section to be numbered 1279*a* to the Code of Civil Procedure, relating to the changing of names of corporations.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 266—An act to amend the "California Water Storage District Act," approved June 3, 1921, as amended, by amending sections 17, 32, 36, 51 and 68 of said act.

COMMITTEE AMENDMENT

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 7, line 17, of the printed and engrossed bill, strike out the word "two-thirds", and insert in lieu thereof the following: "a majority".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading

Senate Bill No. 153—An act to amend section 1½ of an act entitled "An act to amend an act entitled 'An act to establish a Board of Parole Commissioners for the parole of and government of parole prisoners, and repeal an act to amend an act entitled "An act to establish a Board of Parole Commissioners for the parole of, and government of parole prisoners," approved March 23, 1893,' approved June 16, 1913, by adding thereto a new section to be numbered 1½, relating to the granting of paroles and the forfeiture of credits for the violation thereof, or of a law of the State, or any rule or regulation of the prison or the Board of Prison Directors or of the Board of Parole Commissioners," approved May 29, 1915, as amended, relative to conditions of

Bill read second time, and ordered on file for third reading.
parole.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Eddy:

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 514 of the Civil Code, relating to the construction by wagon road corporations of roads, ferries, bridges, tunnels and tubes, across, in and under streams, bays and inlets, tidal or otherwise, on or intersected by the line of such corporations' roads; providing for the collection and rates of tolls for the use thereof by the public, and providing penalties for charging or demanding unlawful tolls.

Referred to Committee on Introduction of Bills.

MOTION FOR RECESS.

On motion of Mr. Badham, a recess of ten minutes was taken for the purpose of being entertained by the Glee Club of Pomona College, under the direction of Professor Lyman.

REASSEMBLED.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER
TWENTY-FOUR.

Assembly Concurrent Resolution No. 24—Relative to the Joint Rules of the Senate and the Assembly.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 24 was refused adoption by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Eddy, Fisher, Fry, Harper,

Hawes, Hoffman, Ingels, Jespersen, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Roland, Scudder, Seawell, Stockwell, West, Williams, Wright, and Mr. Speaker—43.
 NOES—Jones—1.

NOTICE OF RECONSIDERATION.

Mr. Jones gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Concurrent Resolution No. 24 was this day refused adoption.

Assembly Bill No. 586—An act to amend section 1 of and to repeal section 9 of an act entitled "An act to authorize and regulate the employment of prisoners in the State prisons of this State and to provide for the disposition of the products of their skill and labor," approved February 23, 1911, and to add three new sections, to be numbered 2a, 2b and 2c, to said act.

Bill read third time.

The question being on the passage of he bill.

MOTION TO RE-REFER.

Mr. Anderson moved that Assembly Bill No. 586 be withdrawn from the file, and ordered re-referred to Committee on Prisons and Reformatories.

Motion carried.

Assembly Bill No. 586 ordered re-referred to Committee on Prisons and Reformatories.

Assembly Bill No. 855—An act to add a new section to the Code of Civil Procedure to be known as section 1233a, relating to the exercise of the right of eminent domain by an individual for his own use of water notwithstanding other persons do not participate in the benefit therefrom.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. West moved that Assembly Bill No. 855 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 855 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 1129—An act making an appropriation for the Woman's Relief Corps Home.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1129 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Brock, Cloudman, Cloudsley, Coombs, Crittenden, Crowley, Deuel, DeYoe, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Reindollar, Roland, Scudder, Seawell, West, Williams, Wright, and Mr. Speaker—43.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No: 686—An act creating a commission to investigate and report upon the subject of home rule for counties, providing for

the appointment of the members thereof, the powers and duties of such commission, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 686 was refused passage by the following vote:

AYES—Adams, Arnold, Bernard, Brock, Cloudman, Cloudsley, Cuttender, Crowley, Deuel, DeYoe, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Jost, Kenton, Leymel, Luttrell, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Reindollar, Seudder, Seawell, West, Williams, and Mr. Speaker—37.

NOES—Anderson, Coombs, Heisinger, Jones, Morgan, Roland, and Wright—7

NOTICE OF RECONSIDERATION.

Mr. Jones gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 686 was this day refused passage.

Assembly Bill No. 638—An act granting certain lands, tidelands and submerged lands of the State of California to the city of Oakland and regulating the management, use and control thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Roland moved that Assembly Bill No. 638 be withdrawn from the file, and ordered re-referred to Committee on Commerce and Navigation.

Motion carried.

Assembly Bill No. 638 ordered re-referred to Committee on Commerce and Navigation.

Assembly Bill No. 1082—An act to amend section 594½ of the Political Code, relating to homes for the aged.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Miss Miller moved that Assembly Bill No. 1082 be withdrawn from the file, and ordered re-referred to Committee on Insurance.

Motion carried.

Assembly Bill No. 1082 ordered re-referred to Committee on Insurance.

Assembly Bill No. 116—An act to amend section 626 of the Penal Code, relating to protection of game.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Eddy:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, as amended in Assembly April 4, 1929, after the word "or" following the word "quail" in said line, insert the following: "who, except in fish and game district four and three-quarters, between said dates, hunts, pursues, takes, kills, destroys or has in his possession any".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1097—An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a Cattle Protection Board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of the meat thereof, to provide for the inspection of cattle, and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the Cattle Protection fund, and to provide penalties for violation of the provisions hereof." approved May 28, 1917.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Ingels moved that Assembly Bill No. 1097 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 1097 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 841—An act to amend section 604a of the Civil Code, relating to corporations.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Keaton moved that Assembly Bill No. 841 be withdrawn from the file, and ordered re-referred to Committee on Corporations.

Motion carried.

Assembly Bill No. 841 ordered re-referred to Committee on Corporations.

THIRD READING OF SENATE BILLS.

Senate Bill No. 711—An act to add a new section to the Civil Code, to be numbered 2981, relative to the sale or disposal of property held under certain conditional sales contracts provided for in section 2980 of the Civil Code.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 711 finally passed by the following vote:

AYES—Anderson, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Keaton, Leymel, Luttrell, McGinley, McGinness, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Reindollar, Roland, Scofield, Scudder, Seawell, West, Williams, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 573—An act to amend section 453j of the Civil Code, relating to examinations by reputable physicians of applicants for

insurance in mutual insurance corporations organized under chapter 6, division I, part IV, title II of the Civil Code.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 573 finally passed by the following vote:

AYES—Anderson, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Keaton, Leymel, Luttrell, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Reindollar, Roland, Scofield, Scudder, Seawell, West, Williams, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 150—An act to add a new section to the Civil Code, to be numbered 3065*b*, relating to loggers' liens.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 150 finally passed by the following vote:

AYES—Anderson, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Keaton, Leymel, Luttrell, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Reindollar, Roland, Scofield, Scudder, Seawell, West, Williams, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 182—An act to regulate the sale, possession, distribution and use of habit-forming, narcotic and other dangerous drugs and substances, and providing penalties for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 182 finally passed by the following vote:

AYES—Anderson, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Keaton, Leymel, Luttrell, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Reindollar, Roland, Scofield, Scudder, Seawell, West, Williams, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 826—An act to amend section 6 of an act entitled "An act authorizing municipal corporations to discontinue the use of land for park purposes when the fee thereof is vested in the municipal corporation, and authorizing the sale or other disposition of such lands," approved May 12, 1927, relating to the sale of lands.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Brock moved that Senate Bill No. 826 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.
Motion carried.

Senate Bill No. 826 ordered re-referred to Committee on Municipal Corporations.

Senate Bill No. 172—An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand," approved March 1, 1911, as amended, relating to pay checks that can not be cashed, and providing penalties for violation of the provisions of the act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 172 finally passed by the following vote:

AYES—Anderson, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Keaton, Leymel, Luttrell, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Reindollar, Roland, Schofield, Scudder, Seawell, West, Williams, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 504—An act to amend sections 1, 2, 4, 5, 7, 9, 15 and 19 of act 5216. General Laws of California, entitled "An act to provide for the maintenance by municipalities of lighting systems along public streets, alleys and other public places, and for the lighting thereof by electric current, gas or other illuminating agent; and for the assessment of the cost and expense thereof upon the property benefited, and the manner of collecting such assessments.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Roland moved that Senate Bill No. 504 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.
Motion carried.

Senate Bill No. 504 ordered re-referred to Committee on Municipal Corporations.

Senate Bill No. 257—An act to repeal section 772 of the Penal Code, relating to officers of the court.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 257 finally passed by the following vote:

AYES—Anderson, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Keaton, Leymel, Luttrell, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen,

Noyes, Reindollar, Roland, Scofield, Scudder, Seawell, West, Williams, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON IRRIGATION

ASSEMBLY CHAMBER, SACRAMENTO, April 12, 1929.

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 53—An act to amend section 57 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended, relating to compensation of officers;

Also: Assembly Bill No. 444—An act to amend section 2 of an act entitled "An act to provide for drainage by irrigation districts," approved March 18, 1907, relating to liability of a district for failure or neglect in the performance of duty under said act;

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended

MIXTER, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 988—An act to amend an act entitled "An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition therefor by the land owners; providing for the joint government and control thereof by the land owners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing for the transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water; providing for the approval of the State Superintendent of Banks of such contracts or transfers; providing that said bonds and contracts or transfers may be investigated by an appointive board of three hydraulic engineers, providing for the approval of said bonds and such transfers or contracts providing therefor by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased, or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power," approved June 13, 1913, as amended, by amending the title thereof and sections 7 and 18 thereof and adding new sections thereto to be numbered 37 to 59, inclusive, relating to the powers and duties of water districts and the boards of directors thereof and providing for the drainage and reclamation of lands within such districts and for the annexation of lands to and the exclusion of lands from such districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 12, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Concurrent Resolution No. 26—Relative to expediting proceedings for the construction, operation and maintenance of a dam on the American river near Folsom—has

had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

(Signed out)

NOYES, Chairman.
COLLIER.
FISHER.
DeYOE.
HEISINGER.
WILLIAMS.

The above concurrent resolution ordered on file for adoption.

RECONSIDERATION LAPSED.

A motion of Mr. Jones that Assembly Bill No. 390 be reconsidered having lapsed, the Speaker ordered Assembly Bill No. 390 transmitted to the Senate.

ADJOURNMENT.

At eleven o'clock and forty-five minutes a.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until eleven o'clock a.m., Monday, April 15, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY

ASSEMBLY CHAMBER,
SACRAMENTO, Monday, April 15, 1929.

At eleven o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—68

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Stockwell moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Stockwell, Messrs Sewell, Woolwine, Little, Hornblower and Cronin were granted leave of absence, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of the Speaker, Mr. McDonough was granted leave of absence for the day.

On motion of Mr. Lyons, Messrs. Jespersen and Byrne were granted leave of absence for the day.

On motion of Mr. Keaton, Mr. Roberts was granted leave of absence for the day.

On motion of Mr. Cloudsley, Messrs. Jewett and Snyder were granted leave of absence for the day.

On motion of Mr. Lyons, Mr. Baum was granted leave of absence for the day.

On motion of Mr. Fry, Mr. Feigenbaum was granted leave of absence for the day.

On motion of Mr. Hoffman, Mr. Bishop was granted leave of absence for the day.

On motion of Mr. Stockwell, Mr. McGinley was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. West, Phina Culveriwel, teacher of Donner School, and the following students: Rena Berti, Ona Bischoff, Irene Fernandez, Adeline Van Lennep, La Vina Winslow, Louise Rawle, Frances Califano, Helen Olson, Theresa Schiro, Vera Nuttall, Merle Hendrix, Mary Sanchez, Evelyn Jacinto, Bessie Haase, Ellen Wilson, Catherine Panizzi, Anna Francies, Maymie Perry, Mildred Issel, Julia Wallace, Kurt Carlson, Oscar Darr, Richard Flanagan, Raymond Guidici, Jack Howard, Sammie Marino, Donald Meyers, Lawrence Shea, William Pfeifer, William Penaluna, Wesley Wilson, Daniel Wentz and Harold Scudder, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Quigley, Lieutenant John A. Cafferty of the San Francisco Fire Department and Mrs. Mildred Cafferty were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITION.

The following petition was presented, and ordered printed in the Journal:

By Mr. Bernard:

SAN FRANCISCO, CALIFORNIA,
April 11, 1929.

*Van Bernard, Assembly Chamber,
Sacramento, California.*

Directors Prune and Apricot Association yesterday voted to oppose Senate Bill No. 397. Agricultural Advisory Board California Pear Growers Association also opposed. Believe bill will place department deeper in politics and promote small unrepresentative body of agricultural aristocratic politicians and prevent progress. California has hundreds of competing crops. Very few could have representation. Ralph Taylor now being informed cooperatives are by no means unanimous.

FRANK T. SWETT,
Director Prune and Apricot Association,
President California Pear Growers Association.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Dillinger:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by adding thereto a new section, to be numbered 20b, relating to a reservation of a portion of the waters originating within a county for use within said county of origin and providing for the appropriation and use of such water, declaring all portions of said "Water Commission Act" not inconsistent with this amendment to be applicable thereto, and declaring the provisions of section 46 of said "Water Commission Act" to be applicable to this amendment.

Referred to Committee on Introduction of Bills.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Dillinger: Assembly Constitutional Amendment No. 31—Proposed amendment to article IV of the constitution relative to expenses of the Legislature.

Introduced, and referred to Committee on Constitutional Amendments.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 12—An act to add a new section to be numbered 383b to the Penal Code, relating to the sale of kosher meats and meat preparations, and kosher food, defining the word "kosher" and providing penalties for the violation thereof;

Also: Assembly Bill No. 228—An act to amend section 737p of the Political Code, relating to the salary of the judge of the superior court in and for the county of Kings;

Also: Assembly Bill No. 264—An act to amend section 1 of an act entitled "An act to take title to and thereafter maintain as a State highway, the toll road in Tuolumne and Mariposa counties, known as Big Oak Flat and Yosemite road, also, a section of the Tuolumne County road to connect said toll road with the Sonora lateral of the State highway," approved May 19, 1915, providing for the rerouting of said highway and the improvement and maintenance thereof;

Also: Assembly Bill No. 479—An act to add a new section to the Penal Code relating to the protection of deer;

Also: Assembly Bill No. 480—An act to add a new section to the Penal Code, to be numbered 628l, relating to the protection of fresh water crayfish;

Also: Assembly Bill No. 485—An act to define motor club service, and to define, license, and regulate companies engaged in selling, furnishing or procuring the same, for a consideration, to owners and operators of motor vehicles, and providing penalties for the violation thereof, and repealing all acts in conflict herewith;

Also: Assembly Bill No. 523—An act to provide for the establishment of a State Hospital for the Insane, providing for commitments thereto and the management thereof, and making an appropriation therefor;

Also: Assembly Bill No. 529—An act to promote the comfort, health, safety and general welfare of the people of this State as affected by injury causing the disability or death of persons within this State as a result of the drilling, testing or other operation of any petroleum or gas well drilled, in the process of being drilled or abandoned; to define the powers and duties of the Industrial Accident Commission in relation thereto, and to provide penalties and punishment for offenses as defined therein;

Also: Assembly Bill No. 722—An act to amend section 1 of an act entitled "An act to amend sections 1 and 6 of an act entitled 'An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violation of this act and

increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal chapter 145 of California Statutes of 1917, relating to the same subject, approved June 13, 1923, relating to the carrying of weapons by policemen, guards and messengers," approved May 22, 1925, and relating to penalties for violations of this act;

Also: Assembly Bill No. 740—An act to amend section 359b of the Political Code, relating to the Governor's Council;

Also: Assembly Bill No. 893—An act to amend sections 37 and 39 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts,' and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith, approved May 19, 1915," approved May 28, 1917, as amended, relating to fish and game districts;

Also: Assembly Bill No. 1062—An act to add a new section to chapter 4b, of part III, title V of the Political Code to be numbered section 2322k, relating to the distribution of certain pests, and to repeal an act entitled "An act to prevent the spread of certain species of plant pests by means of containers, appliances or articles used in connection with various agricultural commodities, to confer upon the Director of the Department of Agriculture the power to designate such species and such treatment therefor as he shall deem adequate to prevent such spread, to confer upon the county horticultural commissioners the power to prescribe such treatment, to prohibit the transporting from or into any county or locality of the State of any such containers, appliances or articles unless proof shall have been furnished that the same have not been exposed to infection or infestation by such plant pests, to make a violation of the provisions hereof a misdemeanor, and to repeal an act entitled 'An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the Director of Agriculture in relation thereto,' approved June 3, 1921," approved April 3, 1925;

Also: Assembly Bill No. 1114—An act to add a new section to the Political Code to be numbered 4167a, relating to vacancies in the office of sheriff;

Also: Assembly Bill No. 1134—An act to add a new section to the Political Code to be numbered 363p, relating to pamphlets and bulletins of the Department of Public Works;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 8—An act to amend section 1026a of the Penal Code, relating to release of defendant committed to a State institution for the insane, in criminal cases;

Also: Assembly Bill No. 574—An act to amend the Political Code by adding a new section thereto to be numbered section 594a, relating to the sale of securities and capital stock of companies organized for the purpose of transacting an insurance business;

Also: Assembly Bill No. 733—An act to amend section 633e of the Political Code, relating to insurance adjusters;

Also: Assembly Bill No. 1111—An act to amend section 3748 of the Political Code, relating to the time and place of payment of taxes;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 26—Relative to expediting proceedings for the construction, operation and maintenance of a dam on the American River near Folsom—and reports that the same has been correctly engrossed.

SPALDING, Chairman

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 4—A resolution to propose to the people

of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees, and compensation of jurors—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 328—An act to add a new section to the Penal Code to be numbered 1279a, relating to professional bondsmen;

Also: Assembly Bill No 808—An act to amend section 633aa of the Political Code, relating to insurance;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 400—An act to provide for instruction in public safety and accident prevention primarily devoted to avoidance of accident hazards on streets and highways in the elementary and secondary schools of the State and in the normal schools and teachers colleges in the State—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman

The above reported bill ordered on file for third reading.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Jones moved that the vote whereby Assembly Concurrent Resolution No. 24 was refused adoption be reconsidered.

The roll was called, and the same was reconsidered by the following vote:

AYES—Anderson, Badham, Bernard, Brock, Cloudsley, Collier, Coombs, Crawford, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixter, Morgan, Noyes, Oliva, Patterson, Reindollar, Roland, Scofield, Scudder, Spalding, Stockwell, West, Williams, Witter, and Mr. Speaker—46

NOES—None.

Assembly Concurrent Resolution No. 24 ordered placed on file for adoption

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Jones moved that the vote whereby Assembly Bill No. 688 was refused passage be reconsidered

The roll was called, and the same was reconsidered by the following vote.

AYES—Arnold, Badham, Bernard, Brock, Cloudsley, Collier, Coombs, Crawford, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Noyes, Oliva, Quigley,

Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Witter, and Mr. Speaker—47.
NOES—None.

Assembly Bill No. 688 ordered placed on file.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 469—An act to amend section 943 of the Code of Civil Procedure, relating to appeals.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, immediately after said line 12, insert the following paragraph:

"If the judgment or order appealed from appoint a receiver, the execution of the judgment or order can not be stayed by appeal, unless a written undertaking be executed on the part of the appellant, with two or more sureties, to the effect that if such judgment or order be affirmed or the appeal dismissed, the appellant will pay all damages which the respondent may sustain by reason of such stay, not exceeding an amount to be fixed by the judge of the court by which the judgment was rendered or order made, which amount must be specified in the undertaking."

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, strike out the words "and the payment of any deficiency", and also strike out all of lines 16 to 28, inclusive, and also strike out all of page 2, and insert in lieu thereof the following: "the execution of the judgment or order can not be stayed on appeal, unless an undertaking be entered into on the part of the appellant, with at least two sureties, in such amount as the court, or the judge thereof, may direct, to the effect that the appellant will, on demand, deliver the mortgaged property to the proper officer and that he will pay the value of the use of the property from the time of the appeal until the delivery of possession thereof to such officer, if the judgment be affirmed, or appeal dismissed, or in default of such delivery that the appellant and sureties will, on demand, pay to the proper officer the full value of such property at the date of the appeal. When the judgment is for the sale of the mortgaged personal property and the payment of a deficiency arising upon the sale, and the appeal is taken by the original mortgagor, the undertaking, in addition to the foregoing provisions, must also provide for the payment of such deficiency."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 53—An act to amend section 57 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended, relating to compensation of officers.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 1 to 7, inclusive, and insert in lieu thereof the following:

"An act to add a new section to be numbered 10½ to the county water works district act, approved June 13, 1913, as amended, relating to the levy of taxes on land only in county water works districts at the option of the petitioners for the formation of such districts."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out lines 1 to 21, inclusive; also strike out all of page 2, and insert in lieu thereof the following:

"SECTION 1 A new section to be numbered 10½ is hereby added to the county water works district act approved June 13, 1913, as amended, to read as follows:

Sec. 10½. If the petitioners so desire, said petition for the formation of such county water works district may contain, in addition to the matters specified in section 2 of this act, a statement that the taxes provided for in this act shall be levied upon the lands within said district and upon no other property. If such statement be made in the petition the board of supervisors must recite such statement in any resolution or ordinance adopted pursuant to section 5 of this act, and in any order entered pursuant to section 6 of this act, and all taxes levied under the provisions of this act in such district must be levied upon the land within such district, and in any extension or additions thereto, and upon no other property."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 444—An act to amend section 2 of an act entitled "An act to provide for drainage by irrigation districts," approved March 18, 1907, relating to liability of a district for failure or neglect in the performance of duty under said act.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed bill, after the word "purpose," strike out the remainder of said line 15 and all of lines 16 and 17, and insert in lieu thereof the following: "and a court of competent jurisdiction may, upon proceedings instituted by an owner of real property within the district, compel such board to take all necessary steps therefor. The court shall, however, first take into consideration the financial conditions of the district, the benefits to be derived to each land owner and the burdens to be created thereon, as well as existing burdens, and such other matters as may assist in determining a fair and just consideration of the rights of the property owners."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 988—An act to amend an act entitled "An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition therefor by the landowners; providing for the joint government and control thereof by the landowners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing for the transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water; providing for the approval of the State Superintendent of Banks of such contracts or transfers; providing that said bonds and contracts or transfers may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds and such

transfers or contracts providing therefor by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power," approved June 13, 1913, as amended, by amending section 7 thereof and adding new sections thereto to be numbered 37 to 59, inclusive, relating to the powers and duties of water districts and the boards of directors thereof, and providing for the drainage and reclamation of lands within such districts and for the annexation of lands to and the exclusion of lands from such districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 5, of the printed bill, as amended in Assembly March 29, 1929, strike out the word "or", and insert in lieu thereof the word "of".

AMENDMENT NUMBER TWO.

On page 3, line 15, of the printed bill, as amended in Assembly March 29, 1929, strike out the comma and the word "expenditures".

AMENDMENT NUMBER THREE.

On page 3, line 19, of the printed bill, as amended in Assembly March 29, 1929, strike out the word "expenditures".

AMENDMENT NUMBER FOUR.

On page 3, line 34, of the printed bill, as amended in Assembly March 29, 1929, strike out the word "by", and insert in lieu thereof the word "be".

AMENDMENT NUMBER FIVE.

On page 3, line 48, of the printed bill, as amended in Assembly March 29, 1929, strike out the semicolon, and insert in lieu thereof a period and the following: "Said board shall also have power".

AMENDMENT NUMBER SIX.

On page 4, line 39, of the printed bill, as amended in Assembly March 29, 1929, strike out the comma and the word "expenditures".

AMENDMENT NUMBER SEVEN.

On page 5, line 20, of the printed bill, as amended in Assembly March 29, 1929, after the word "district", insert a comma and the following: "if the cost thereof is paid out of the proceeds of bonds of the district,".

AMENDMENT NUMBER EIGHT.

On page 5, line 25, of the printed bill, as amended in Assembly March 29, 1929, strike out lines 25 to 52, inclusive; also on page 6 of said bill, strike out lines 1 to 9, inclusive, and insert in lieu thereof the following:

"SEC. 18. Bonds of any water district organized under the provisions of this act may be investigated and certified in the same manner, by the same officers and with the same force and effect as prescribed for the investigation and certification of bonds of irrigation districts, by the provisions of the act entitled, "An act relating to bonds of irrigation districts, providing under what circumstances such bonds shall be legal investments for funds of banks, insurance companies and trust companies, trust funds, state school funds and any money or funds which may now or hereafter be invested in bonds of cities, cities and counties, counties, school districts or municipalities, and providing under what circumstances the use of bonds of irrigation districts as security for the performance of any act may be authorized," approved June 13, 1913, as amended, and all of the provisions of said act are hereby incorporated herein and made applicable to water districts organized under this act and to the bonds of such districts with the same force and effect as if fully set forth herein at length, the term

"irrigation district" as used in said act meaning and including, for the purposes of this reference, any "water district" organized under the provisions of this act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees and compensation of jurors.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

MOTION TO RE-REFER.

Mr. Heisinger moved that Assembly Constitutional Amendment No. 4 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Assembly Constitutional Amendment No. 4 ordered re-referred to Committee on Constitutional Amendments.

Assembly Concurrent Resolution No. 26—Relative to expediting proceedings for the construction, operation and maintenance of a dam on the American River near Folsom.

Resolution read.

The question being on the adoption of the resolution.

Resolution adopted.

Assembly Concurrent Resolution No. 26 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 26.

Relative to expediting proceedings for the construction, operation and maintenance of a dam on the American River near Folsom

WHEREAS, This Legislature has passed Senate Bill No. 548 authorizing the State Department of Finance to enter into negotiations with reference to the construction, operation and maintenance of a dam, reservoir and necessary complementary works for impounding the water of the American River near Folsom; and

WHEREAS, Immediate prosecution of the work contemplated by said act is necessary for the early correction of the present saline conditions in the Sacramento River and the elimination of flood conditions on the Sacramento and American rivers; and

WHEREAS, The construction of said dam, reservoir and necessary complementary works is a part of the general plan for the development and conservation of the water resources of the State of California: therefore, be it

Resolved by the Assembly, the Senate concurring, That the State Department of Finance and the Governor of the State of California, to such extent as may be compatible with the public interest, commence early negotiations pursuant to said Senate Bill No. 548 to the end that the work therein contemplated may be commenced at an early date.

Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 255 passed by the following vote:

AYES—Arnold, Badham, Bernard, Brock, Cloudsley, Collier, Coombs, Crawford, Deuel, DeYoe, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McGuin-

ness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Nielsen, Noyes, Quigley, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Witter, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 959—An act to add a new section to the Penal Code, to be numbered 472a, relating to the use of reproductions or facsimiles of the Great Seal of the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 959 passed by the following vote:

AYES—Arnold, Badham, Bernard, Brock, Cloudsley, Collier, Coombs, Deuel, DeYoe, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Spalding, Stockwell, West, Williams, Wright, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. CHARLES F. REINDOLLAR IN THE CHAIR.

At eleven o'clock and thirty-five minutes a.m., Hon. Charles F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

Assembly Bill No. 400—An act to provide for instruction in public safety and accident prevention primarily devoted to avoidance of accident hazards on streets and highways in the elementary and secondary schools of the State and in the normal schools and teachers colleges in the State and making an appropriation for the carrying out of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 400 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudsley, Collier, Coombs, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Spalding, Stockwell, West, Williams, Witter, Wright, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 406—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

Bill read third time.

The question being on the passage of the bill

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Crittenden:

AMENDMENT NUMBER ONE

On page 1, line 22, of the printed bill, as amended, strike out the word "five", and in lieu thereof insert the word "six".

AMENDMENT NUMBER TWO

On page 1, line 22, of the printed bill, as amended, after the semicolon following the word "annum", insert the following: "except that the district attorney shall not personally engage in private practice: *provided, however,* that this shall not be construed to preclude the district attorney from continuing and concluding any private matter in which he has appeared of record prior to taking office"

AMENDMENT NUMBER THREE

On page 5, lines 20 and 21, of the printed bill, as amended, strike out the words "and redemption clerk".

AMENDMENT NUMBER FOUR.

On page 5, lines 21 and 22, of the printed bill, as amended, strike out the words "two thousand four", and insert in lieu thereof the words "one thousand eight".

AMENDMENT NUMBER FIVE.

On page 5, line 40, of the printed bill, as amended, strike out the word "with", and insert in lieu thereof the word "at".

AMENDMENT NUMBER SIX.

On page 7, line 7, of the printed bill, as amended, after the word "of", strike out the words "two thousand five hundred", and insert in lieu thereof the words "three thousand".

AMENDMENT NUMBER SEVEN.

On page 7, line 9, of the printed bill, as amended, strike out the word "three", and insert in lieu thereof the word "two".

AMENDMENT NUMBER EIGHT

On page 7, line 9, of the printed bill, as amended, strike out the semicolon following the word "annum", and all of lines 10, 11 and 12, and in lieu thereof insert a period.

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 397—An act to amend section 2322r8 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the eighth class.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Crittenden:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, as amended, strike out the words "six hundred".

Amendment adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 62—An act to amend section 632 of the Penal Code, relating to the protection of fish

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 62 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudsley, Collier, Coombs, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley,

Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Keaton, Leymel, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Quigley, Reindollar, Roland, Scudder, Seawell, Spalding, Stockwell, West, Witter, Wright, and Mr. Speaker—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 1132—An act to amend section 3664^{aa} of the Political Code, relating to the taxation of highway transportation companies.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1132 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudsley, Collier, Coombs, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Keaton, Leymel, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Patterson, Quigley, Reindollar, Scudder, Seawell, Spalding, Stockwell, West, Williams, Witter, Wright, and Mr. Speaker—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1051—An act to amend section 16r21 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standards of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including the State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers and making an appropriation to carry this act into effect," approved June 16, 1913, as amended, relating to the salary of the sealer and deputies of counties of the twenty-first class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1051 passed by the following vote :

AYES—Adams, Anderson, Arnold, Bernard, Brock, Cloudsley, Collier, Coombs, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Keaton, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scudder, Seawell, Spalding, Stockwell, West, Williams, Wright, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 456—An act to amend section 412 of the Political Code, relating to appointees of the Secretary of State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 456 passed by the following vote:

AYES—Adams, Anderson, Arnold, Brock, Cloudman, Cloudsley, Coombs, Crawford, Deuel, DeYoe, Dillinger, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jones, Jost, Keaton, Leymel, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scudder, Seawell, Spalding, Stockwell, West, Williams, Witter, Wright, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At twelve o'clock m. Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 893—An act to amend sections 37 and 39 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts,' and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith, approved May 19, 1915," approved May 28, 1917, as amended, relating to fish and game districts.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Scudder moved that Assembly Bill No. 893 be withdrawn from the file, and ordered re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 893 ordered re-referred to Committee on Fish and Game.

Assembly Bill No. 1111—An act to amend section 3748 of the Political Code, relating to the time and place of payment of taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1111 passed by the following vote:

AYES—Adams, Anderson, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, DeYoe, Dillinger, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scudder, Spalding, West, Williams, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 808—An act to amend section 633aa of the Political Code, relating to insurance.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 808 passed by the following vote:

AYES—Adams, Anderson, Brock, Cloudman, Clowdsley, Collier, Coombs, Crittenden, DeYoe, Dillinger, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Keaton, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scudder, Spalding, West, Williams, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

RECESS.

At twelve o'clock and twelve minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 18—An act to enable counties to obtain, hold, improve and maintain land for the uses and purposes of public parks and boulevards.

Also: Assembly Bill No. 43—An act to add a new section to the Penal Code, to be numbered 536c, relating to the handling of farm products on consignment;

Also: Assembly Bill No. 70—An act to amend section 67 of the Code of Civil Procedure, relating to the superior court of the city and county of San Francisco, increasing the number of judges thereof, and providing for their compensation;

Also: Assembly Bill No. 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 402—An act to amend section 1033 of the Code of Civil Procedure, relating to costs in civil cases;

Also: Assembly Bill No. 407—An act to amend section 1280 of the Code of Civil Procedure, relating to validity of arbitration agreements;

Also: Assembly Bill No. 723—An act to amend section 2 of an act entitled "An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person, to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violation of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal chapter 145 of California Statutes of 1917, relating to the same subject," approved June 13, 1923, and relating to penalties for violations of this act:

Also: Assembly Bill No. 918—An act to amend sections 3814 and 3815 of the Political Code and to add a new section thereto to be numbered 3817a, relating to the redemption of real estate sold for taxes, designating who may redeem and fixing the penalties, interest and cost incidental thereto, and providing for a sale to the State in case a partial redemption is effected;

Also: Assembly Bill No. 1107—An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of garages, and the maintenance,

use and occupancy of the premises and land on which garages are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and counties, and to provide penalties for the violation thereof;
And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 9—Requesting the United States Senate to pass a resolution, relating to the appointment of a committee to investigate the organization and operation of public utility corporations supplying telephone communications—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported joint resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 116—An act to amend section 626 of the Penal Code, relating to the protection of game;

Also: Assembly Bill No. 736—An act to amend an act entitled "An act to provide whole family protection for members of fraternal benefit societies," approved April 20, 1917;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Ingels:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend an act entitled "An act to prohibit the placing or maintaining of signs, mechanical devices, transparencies, pictures or advertisements on or upon property of the State of California or on or upon property of any city, city and county or county in the State of California and prohibiting the placing or maintaining of any signs, mechanical devices, transparencies, pictures or advertisements upon property of any person or private corporation without consent in writing therefor having been first obtained, and providing a penalty for the violation of the provisions of this act, and declaring such signs, mechanical devices, transparencies, pictures and advertisements to be a public nuisance," approved April 21, 1911, by amending the title and sections 1 and 2 thereof and adding section 4½ relating to curves and intersections of public highways.

Referred to Committee on Introduction of Bills.

By Mr. McGinley:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 1617 of the Penal Code, relating to prisoners in city jails.

Referred to Committee on Introduction of Bills.

THIRD READING OF SENATE BILLS.

Senate Bill No. 440—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 440 finally passed by the following vote:

AYES—Adams, Anderson, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Crittenden, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Keaton, Levemel, Lyons, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Patterson, Scofield, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—42.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 714—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended and approved May 16, 1925, and as amended and approved May 25, 1927, by amending sections 19, 23, 25, 30, 31, 42, 43, 44, 45, 46, 47, 48, 52, 57, 60, 61, 62, 69, 77, 80, 83, 84, 85, 86, 89, 90, 94, 95, 100, 102, 111, 112, 114, 118, 120, 121, 122, 124, 125, 127, 129, 131, 132, 133, 134, 135, 138, 141, 142, 145, 151 and 154, and by adding thereto new sections to be numbered 7½, 8½, 22½, 23½, 28½, 30½, 31½, 45½, 52½, 72½, 76½, 83½, 98½, 100½, 111½, 114½, 134½, 141½, 146½, 150½, 152½, 153½, and 154½, relating to the use and operation of vehicles upon the public highways and elsewhere and to the registration and identification of motor vehicles, trailers and semitrailers and the payment of registration and transfer fees therefor, and the licensing of persons operating motor vehicles and prohibiting certain persons from operating vehicles upon the public highways and relating to the powers and duties of the Division of Motor Vehicles and creating a California Highway Patrol and relating to the powers and duties of boards of supervisors and to the appointment by the division of official adjusting stations and to the registration of holders of certain chattel mortgages, and relating to dealers in license plates and certificates and to the records to be kept by public garages and the renting of motor vehicles and restrictions as to size, weight, construction and equipment of motor vehicles and the erection of warning and direction signs on public highways and imposing certain regulations governing pedestrians, and providing for carrying out the objects of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 714 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bliss, Cloudsley, Collier, Coombs, Crittenden, Dillinger, Easley, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Keaton, Luttrell, Lyons, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Remdollar, Scofield, Scudder, Seawell, Spalding, West, Witter, Wright, Young, and Mr. Speaker—44

NOES—Brock, and Stockwell—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No 211—An act to amend sections 1, 3, 8, 9 and 10 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm or corporation, engaging in the business of milling, sampling, concentrating, reducing, refining, purchasing or receiving for sale, ores, concentrates or amalgams bearing gold or silver, gold dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act." approved April 15, 1925, as amended, and to add a new section to said act to be numbered 4b, relating to the enforcement thereof and the escheat of ores seized thereunder.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 211 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heringer, Hoffman, Jones, Jost, Leymel, Luttrell, Lyons, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 623—An act to amend section 594 of the Political Code, defining and classifying insurance, and prescribing capital and other requirements of the various classes and limitations of classes permitted, and also requiring the stock of insurance companies to have a specified par value.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 623 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heringer, Hoffman, Jones, Jost, Leymel, Luttrell, Lyons, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 629—An act to amend section 453hh of the Civil Code, relating to the business of land value insurance, declaring the conditions on which land value insurance may be done and providing penalties for violation of the provisions of this act

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 629 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heringer, Hoffman, Jones, Jost, Leymel, Luttrell, Lyons, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes,

Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 193—An act to amend section 629a of the Political Code, relating to group insurance.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 193 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 840—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of an assistant and deputies in such office, fixing the salaries of such assistant and of the chief deputy and providing for the manner of fixing of the salaries of the additional deputies.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 840 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 475—An act to amend section 648a of the Civil Code, relating to formation of building and loan associations; requiring a permit from the Building and Loan Commissioner before selling or offering for sale guarantee capital stock or permanent nonwithdrawable capital stock of such associations; and providing penalties for violation of the provisions of the act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 475 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Nielsen, Noyes.

Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 773—An act to amend sections 1 and 15c of the Building and Loan Commission Act, relating to supervision and regulation of building and loan associations and other corporations, associations and societies which are based or are operating on plans or methods similar to building and loan associations, and defining the powers and duties of the Bureau of Building and Loan Supervision in respect thereto

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 773 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feelev, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Levmel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Senate Bill No. 471—An act to amend section 634 of the Civil Code of the State of California, relating to the issuance of shares and investment certificates of building and loan associations and relating to the creation of a reserve fund; selection of directors and fees chargeable by such associations.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 471 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feelev, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Levmel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 674—An act to add a new section to the Penal Code, to be numbered 146a, relating to falsely representing a public officer.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 674 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feelev, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Levmel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes,

Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 30—An act to amend an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended, by adding a new section thereto, to be numbered section 1½, relating to registration of drug stores.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 30 finally passed by the following vote:

AYES—Adams, Badham, Bernard Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 410—An act creating the office of Chief of Narcotic Law Enforcement, providing for appointment to, powers and duties of such office, making an appropriation to carry out the provisions hereof, and repealing an act entitled "An act to provide for the establishment and maintenance of a Division of Narcotic Enforcement under the direction and control of the State Board of Pharmacy," approved May 17, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 410 finally passed by the following vote:

AYES—Adams, Badham, Bernard Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 153—An act to amend section 1½ of an act entitled "An act to amend an act entitled 'An act to establish a Board of Parole Commissioners for the parole of and government of paroled prisoners, and repeal an act to amend an act entitled 'An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners,' approved March 23, 1893,' approved June 16, 1913, by adding thereto a new section to be numbered 1½, relating to the granting of paroles and the forfeiture of credits for the violation thereof, or of a law of the State, or any rule or regulation of the prison or the

Board of Prison Directors or of the Board of Parole Commissioners," approved May 29, 1915, as amended, relative to conditions of parole.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 153 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Leymel, Luttrell, Lyons, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 575—An act to amend section 19 of the Corporate Securities Act, approved May 18, 1917, as amended.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 575 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Leymel, Luttrell, Lyons, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Senate Bill No. 937—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702 and 703, relating to the Division of Exhibits within the Department of Finance.

FLOOR AMENDMENTS.

During third reading of the bill, the following amendments were submitted by Mr. Cloudsley:

AMENDMENT NUMBER ONE.

On page 2, line 52, of the printed bill, as amended, strike out the words "neither of"

AMENDMENT NUMBER TWO.

On page 3, line 1, of the printed bill, as amended, after the word "shall", insert the word "not".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for passage.

Senate Bill No. 266—An act to amend the "California Water Storage District Act," approved June 3, 1921, as amended, by amending sections 17, 32, 36, 51 and 68 of said act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 266 finally passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feeley, Fisher, Fry, Gil-

more, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Levmel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 12—An act to add a new section, to be numbered 383*b*, to the Penal Code, relating to the sale of kosher meats and meat preparations, and kosher food, defining the word "kosher" and providing penalties for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 12 passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Colber, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feelev, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Levmel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 574—An act to amend the Political Code by adding a new section thereto to be numbered section 594*c*, relating to the sale of securities and capital stock of companies organized for the purpose of transacting an insurance business.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 574 passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Dillinger, Eddy, Emmett, Feelev, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Levmel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Scofield, Scudder, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 736—An act to amend an act entitled "An act to provide whole family protection for members of fraternal benefit societies," approved April 20, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 736 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Levmel, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Patterson, Quigley Reindollar,

Roland, Scofield, Scudder, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—54.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 940—An act authorizing and empowering the Department of Natural Resources to act under the provisions of section 3897*a* of the Political Code.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 940 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 848—An act to establish a State prison; to provide for purchase of land therefor; and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 848 passed by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 733—An act to amend section 633*e* of the Penal Code, relating to insurance adjusters.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 733 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Patterson, Quigley, Reindollar,

Roland, Scofield, Scudder, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 297—An act to amend section 4244 of the Political Code, relating to compensation of officers and employees in counties of the fifteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 297 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A, Mixer, Morgan, Noves, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Deuel: Assembly Concurrent Resolution No. 29—Relative to approving certain amendments to the charter of the city of Chico, county of Butte, State of California, voted for and ratified by the electors of said city of Chico at a general municipal election held therein on the eighth day of April, 1929.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Deuel asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 29, at this time, without reference to printer, committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER

TWENTY-NINE.

Assembly Concurrent Resolution No. 29—Relative to approving certain amendments to the charter of the city of Chico, county of Butte, State of California, voted for and ratified by the electors of said city of Chico at a general municipal election held therein on the eighth day of April, 1929.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 29 adopted by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A, Mixer, Morgan, Noves, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 29 ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ATTACHES

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER. The Committee on Attaches respectfully begs leave to report that it has carefully considered the applications for the position hereinafter set forth and desires to submit the following resolution :

Resolved, That the following named person be and he is hereby appointed and employed for the position and at the per diem as set opposite his name, the same to date from and to include April 14, 1929

John Stockwell, Assistant Minute Clerk----- \$7 00

That the following names be stricken from the roll of employees of the Assembly as of April 14, 1929 :

C. E. Whiteside, Assistant Sergeant-at-Arms

Harry Morrison, Jr., Page.

Albert H. Morgan, Page.

John Stockwell, Page

The said per diem to be paid out of the fund for the payment of officers and employees of the Assembly and the Controller is hereby authorized and directed to draw warrants from such fund in favor of the above named person at the said per diem and the State Treasurer is hereby authorized to pay the same.

Respectfully submitted.

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Brock, Cloudsley, Coombs, Crittenden, Deuel, DeYoe, Easley, Eddy, Emmett, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jones, Jost, Keaton, Klune, Leymel, McGunness, Meeker, Miller, Eleanor; Miller, James A. Morgan, Noyes, Parkman, Patterson, Quigley, Reindollar, Scudder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—43.
 NOES—None.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 367—An act to amend sections 3, 10, 19, 20, 21, 25, 27, 40, 41 and 79b and to add certain new sections thereto to be numbered 20a, 20b, 20c, 20d, 20e, 20f, 20g, 20h, 20i and 20j to an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to street improvements;

Also, Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvements; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds." approved April 21, 1911, as amended, relating to street improvements;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WOOLWINE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 900—An act to amend sections 5 and 19 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 173—An act authorizing counties to declare noxious or dangerous weeds growing upon the streets or sidewalks or upon private property in counties, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same, and providing that such cost shall constitute special assessments, and providing for the enforcement and collection of such special assessments—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

(Signed out)

WOOLWINE, Chairman.

LITTLE.
CLOUDSLEY.
BROCK.
SEWELL.
LYONS.
SCOFIELD.
CRONIN.

The above reported bill ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 358—An act to amend sections 2, 3, and 4 and to add a new section to be numbered 4a, to an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, as amended, relating to street improvement bonds—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

WOOLWINE, Chairman.

LITTLE.
SEWELL.
CRONIN.
SCUDDER.
MORRISON.
BROCK.

The above reported bill ordered on file for second reading.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 10, 1929.

MR SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 839—An act providing for the organization of certain elementary school districts into union or joint union high school districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

ON MEDICAL AND DENTAL LAWS.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER: Your Committee on Medical and Dental Laws to which was referred Senate Bill No. 36—An act to amend section 4225a of the Political Code, added to said code by chapter 136, Statutes of 1919, and approved April 30, 1919, relating to county health officials and employees;

Also: Senate Bill No. 37—An act to amend section 3062 of the Political Code, relating to city health officials and employees;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

MIXTER, Vice Chairman.

The above reported bills ordered on file for second reading.

ON CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER: Your Committee on Corporations, to which was referred Assembly Bill No. 841—An act relating to the powers and duties of the governing boards of school districts—has had the same under considered, and respectfully reports the same back, and recommends that it be re-referred to Committee on Education.

LYONS, Chairman.

The above reported bill ordered re-referred to Committee on Education.

ADJOURNMENT.

At three o'clock and forty minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Tuesday, April 16, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Tuesday, April 16, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Anderson, Mr. Byrne was granted leave of absence for the day.

On motion of Mr. Stockwell, Messrs Sewell, Woolwine, Little, Hornblower and Cronin were granted leave of absence, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of the Speaker, Mr. McDonough was granted leave of absence for the day.

On motion of Mr. Hoffman, Mr. Bishop was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Keaton, Justin Miller, dean of the University of Southern California Law School, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Fry, Capt. John G. Moreno of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ELECTIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on Elections, to which was referred Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

LEYMEL, Chairman.

The above reported bill ordered on file for second reading.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Bill No. 1137—An act to provide for the investigation and study of the control of hypericum perforatum by the University of California, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means

NOYES, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also :

MR. SPEAKER. Your Committee on Conservation, to which was referred Assembly Bill No. 1055—An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act," approved June 12, 1915, as amended, relating to powers of the district—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL REVENUES AND EXPENDITURES.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929

MR. SPEAKER: Your Committee on Governmental Revenues and Expenditures, to which was referred Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

COOMBS, Chairman.

The above reported bill ordered on file for second reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Morrison:

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to define and to provide for the regulation, supervision and licensing of automobile loan brokers; defining the powers and duties of the Division of Motor Vehicles in respect thereto; providing for the enforcement of the act and prescribing penalties for violation thereof.

Referred to Committee on Introduction of Bills.

By Mr. Collier:

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR SPEAKER. I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending sections 41, 43, 44, 45 and 46 thereof

Referred to Committee on Introduction of Bills.

INTRODUCTION AND REFERENCE OF BILLS

The following bills were introduced, and referred as indicated:

By Mr. Adams. Assembly Concurrent Resolution No. 30—Relative to Pioneer Memorial Bridge.

Introduced, without reference to committee.

By Mr. West: Assembly Constitutional Amendment No. 32—Proposed amendment to article XIII of the constitution, relative to taxation.

Introduced, and referred to Committee on Constitutional Amendments.

By Messrs. Crittenden, Bernard, Mixer and Adams: Assembly Constitutional Amendment No. 33—Proposed amendment to article ____ of the constitution, relative to the construction, maintenance and operation of a dam and reservoir and incidental works on the Sacramento River at Kennett, California; and of dams, pumping plants and canals for the transportation of water from near the mouth of the San Joaquin River into the San Joaquin Valley for domestic and irrigation uses; and for the construction of dams and other works on the Santa Ana River for flood control and water conservation; and relating to the conservation, control, development, utilization and regulation of certain of the water resources of the State for the purpose of flood control, navigation, river flow control, domestic use, irrigation, reclamation, salinity control, power development and other public uses; and conferring upon the Department of Public Works certain additional duties; and relating to the issuance and sale of State bonds providing for and creating a fund for the carrying out of the purposes of this article; authorizing the expenditure of the moneys in said fund for the said purposes; creating an interest and sinking fund for the payment of interest on said bonds and the redemption of same; and making an appropriation therefor; and providing for the application on the interest and principal of said bonds of all moneys received by the State

under the terms of this article; and making an appropriation of \$35,000 for the expense of printing, lithographing and selling of said bonds.

Introduced, and referred to Committee on Constitutional Amendments.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 367—An act to amend sections 3, 5, 10, 19 and 25 of an act entitled “An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, property or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds.” approved April 7, 1911, relating to street improvements.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37 of an act entitled “An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvement; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds,” approved April 21, 1911, as amended, relating to street improvements.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 900—An act to amend sections 5 and 19 of an act entitled “An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued,” approved June 11, 1915.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 173—An act to amend the title of, and sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled “An act authorizing municipalities to declare noxious or dangerous weeds growing upon the streets or sidewalks or upon private property within municipalities, to be a

public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same." approved May 26, 1915, as amended, and approved April 20, 1917, by including counties and cities and counties within the provisions thereof, and to add three new sections to said act to be numbered sections 8, 9 and 10, respectively, relating to the procedure and law for enforcement and collection of special assessments created by said act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 7, line 4, of the printed bill, as amended, following the word "resolution", insert "the county horticultural commissioner".

AMENDMENT NUMBER TWO

On page 7, line 6, of the printed bill, as amended, following the word "forester", insert the words "or county horticultural commissioner".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 358—An act to amend sections 2, 3 and 4 of an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, as amended, relating to street improvement bonds.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 839—An act relating to powers and duties of city prosecutors of cities, or cities and counties, operating under a freeholders' charter.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 36—An act to amend section 425a of the Political Code, added to said code by chapter 136, Statutes of 1919, and approved April 30, 1919, relating to county health officials and employees.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 37—An act to amend section 3062 of the Political Code, relating to city health officials and employees.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER
TWENTY-FOUR

Assembly Concurrent Resolution No. 24—Relative to the Joint Rules of the Senate and the Assembly.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 24 adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGuinness Meeker, Mixer, Morgan, Noyes, Oliva, Park-

man, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 24 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 24.

Relative to Joint Rules of Senate and Assembly.

Resolved, by the Assembly, the Senate concurring, That Joint Rule No. 14 shall be amended to read as follows:

14. The State Printer shall observe the following directions in printing all bills, constitutional amendments, joint and concurrent resolutions:

(a) The body of such bills and resolutions shall be printed in solid unspaced form so that the same type shall be used both before and after enrollment

(b) All titles of bills, resolutions, etc., shall be set in italics, statute form, and the length of the lines used in the titles shall not exceed that of the body of the bill.

(c) The lines of all printed bills shall be numbered by page and not by sections, and amendments shall be identified by reference to title, page and line only; *provided, however,* that concurrent resolutions approving city or county or city and county charters or amendments thereto, may be set in smaller type and without line numbers.

(d) Enrolled bills may be enclosed in stock cover.

(e) Except as herein and otherwise provided in these rules, the State Printer shall, in conformity with section 529 of the Political Code, prescribe the style and manner of printing of all bills, constitutional amendments, joint and concurrent resolutions, journals, histories and files; *provided, however,* that his authority shall not extend to changes in punctuation, or substitution of words different from the author's copy. But it shall be his duty to correct all misspelling by and with the consent of the Secretary of the Senate or the Chief Clerk of the Assembly.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER NINE.

Assembly Joint Resolution No. 9—Relative to requesting the United States Senate to pass Resolution No. 126, relating to the appointment of a committee to investigate the organization and operation of public utility corporations supplying telephone communications.

The question being on the adoption of the resolution.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Quigley moved a call of the House.

Motion carried.

Time, ten o'clock and fifty-five minutes a m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Clowdsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hofman, Ingels, Jepsen, Jewett, Jones, Jost, Keaton, Luttrell, McGinley, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.
 REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ATTACHES

ASSEMBLY CHAMBER, SACRAMENTO, CALIFORNIA, April 16, 1929.

MR. SPEAKER: Your Committee on Attaches respectfully begs leave to report that it has carefully considered the application for the position hereinafter set forth and desires to submit the following resolution :

Resolved, That the following named person be and she is hereby appointed and employed for the position and at the per diem as set opposite her name, the same to date from and to include April 14, 1929 :

Beth Rice, Assistant Minute Clerk----- \$7 00

That the following named person be stricken from the roll of employees of the Assembly, as of April 14, 1929.

Beth Rice, Assistant History Clerk

That said per diem to be paid out of the fund for the payment of officers and employees of the Assembly and the Controller is hereby authorized and directed to draw warrants from such fund in favor of the above named person at the said per diem and the State Treasurer is hereby authorized to pay the same.

Respectfully submitted.

REINDOLLAR, Chairman

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution

The roll was called, and the report and resolution adopted by the following vote :

AYES—Adams, Anderson, Badham, Baum, Bernard, Brock, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Kline, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—52.
 NOES—None.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 529—An act to add a new section, to be numbered 17*a*, to an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act." approved June 10, 1915, as amended, relating to the use of safety measures during well drilling operations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 529 passed by the following vote :

AYES—Arnold, Badham, Baum, Bernard, Brock, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder,

Seawell, Spalding, West, Witter, Williams, Williamson, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 485—An act to define motor club service, and to define, license, and regulate companies engaged in selling, furnishing or procuring the same, for a consideration, to owners and operators of motor vehicles, and providing penalties for the violations thereof, and repealing all acts in conflict herewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 485 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McGinley, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Spalding, Stockwell, West, Williams, Wright, Young, and Mr. Speaker—57.

NOES—Williamson—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 374—An act making an appropriation for the construction and equipment of quarters for prison guards at San Quentin Prison.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Luttrell, Lyons, McGinley, Meeker, Miller, Eleanor; Mixer, Morrison, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

CONSIDERATION OF ASSEMBLY BILL NUMBER THREE HUNDRED SEVENTY-FOUR.

Assembly Bill No 374—An act making an appropriation for the construction and equipment of quarters for prison guards at San Quentin Prison.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 374 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Luttrell, Lyons, McGinley, Meeker, Miller, Eleanor; Mixer, Morrison, Noyes, Oliva, Parkman, Quigley, Reindollar,

Roberts, Roland, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.
 NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Reindollar moved to amend the title as follows:

AMENDMENT NUMBER ONE

In line 3 of the title of the printed bill, strike out the period, insert in lieu thereof a comma and add the following: "declaring the urgency thereof and providing that this act shall take effect immediately."

Amendment adopted.

Title, as amended, read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 1093—An act making an appropriation for minor construction, improvements, and repairs at San Quentin Prison.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Brock, Cloudsley, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

CONSIDERATION OF ASSEMBLY BILL NUMBER ONE THOUSAND NINETY-THREE.

Assembly Bill No. 1093—An act making an appropriation for minor construction, improvements, and repairs at San Quentin Prison.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1093 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Brock, Cloudsley, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Reindollar moved to amend the title as follows:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, strike out the period, insert a comma and add the following: "declaring the urgency thereof and providing that this act shall take effect immediately."

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1062—An act to amend section 2322*a* of the Political Code, relating to the extermination of pests by county horticultural commissioners.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 1062 be withdrawn from the file, and ordered re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 1062 ordered re-referred to Committee on Agriculture.

Assembly Bill No. 264—An act to amend section 1 of an act entitled "An act to take title to and thereafter maintain as a State highway, the toll road in Tuolumne and Mariposa counties, known as Big Oak Flat and Yosemite road, also, a section of the Tuolumne county road to connect said toll road with the Sonora lateral of the State highway," approved May 19, 1915, as amended, and to repeal sections 2 and 3 of said act, all relating to State highways.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 264 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 740—An act to amend section 359*b* of the Political Code, relating to the Governor's Council.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 740 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—65.

NOES—None

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Stockwell gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 740 was this day passed.

Assembly Bill No. 479—An act to amend section 626f of the Penal Code, relating to the protection of deer.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Scofield moved that Assembly Bill No. 479 be withdrawn from the file, and ordered re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 479 ordered re-referred to Committee on Fish and Game.

Assembly Bill No. 480—An act to add a new section to the Penal Code, to be numbered 628l, relating to the protection of fresh water crayfish.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Scofield moved that Assembly Bill No. 480 be withdrawn from the file, and ordered re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 480 ordered re-referred to Committee on Fish and Game.

Assembly Bill No. 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game.

Bill read third time

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Scudder moved that Assembly Bill No. 320 be withdrawn from the file, and ordered re-referred to Committee on Fish and Game.

Motion carried.

Assembly Bill No. 320 ordered re-referred to Committee on Fish and Game.

HON. HERBERT B. SCUDDER IN THE CHAIR.

At eleven o'clock and thirty minutes a m., Hon. Herbert B. Scudder, member of the Assembly from the Twelfth District, in the chair.

Assembly Bill No 116—An act to amend section 626 of the Penal Code, relating to protection of game.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 116 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—Coombs, and Jewett—2.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At 12 o'clock m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 655—An act to add a new section to the Political Code, to be numbered section 4041i, authorizing the board of supervisors of the counties thereof to provide for the working of prisoners confined in the county jail and prescribing the compensation of the persons in charge thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 655 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Witter, Wright, and Young—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. CHARLES F. REINDOLLAR IN THE CHAIR.

At twelve o'clock and four minutes p m., Hon. Charles F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

Assembly Bill No. 1094—An act to allow the tax for the special building fund of any school district to be levied and expended without the vote of the district.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1094 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Witter, Wright, and Young—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1098—An act to amend section 597 of the Penal Code, relating to cruelty to animals.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1098 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts,

Roland, Scofield, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, and Young—63.

NOES—Miller, Eleanor—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 945—An act making appropriation for the establishment of a water supply and the development of electrical power at the Preston School of Industry.

Bill read.

Urgency clause read

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Clowdsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—65.

NOES—None.

THE SPEAKER IN THE CHAIR.

At twelve o'clock and twenty-five minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

CONSIDERATION OF ASSEMBLY BILL NUMBER NINE HUNDRED FORTY-FIVE.

Assembly Bill No 945—An act making appropriation for the establishment of a water supply and the development of electrical power at the Preston School of Industry.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 945 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Clowdsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read.

THE SPEAKER IN THE CHAIR

During reading of the title, Mr. Dillinger moved to amend the title as follows

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out the period, insert in lieu thereof a comma, and add the following: "declaring the urgency thereof and providing that this act shall take effect immediately."

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON INTRODUCTION OF BILLS

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Dillinger: An act making an appropriation for printing and binding copies of the report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927, and declaring the urgency of the same.

By Mr. West: An act making an appropriation to carry out the provisions of an act entitled "An act to promote the better education of social workers; to provide for and regulate the examination of social workers; to provide for the issuance of licenses as social workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions thereof; and to provide penalties for the violations of any of the provisions thereof," as adopted at the forty-eighth session of the Legislature of the State of California.

By Mr. Eddy: An act to amend section 514 of the Civil Code, relating to the construction by wagon road corporations of roads, ferries, bridges, tunnels and tubes across, in and under streams, bays and inlets, tidal or otherwise, on or intersected by the line of such corporations' roads; providing for the collection and rates of tolls for the use thereof by the public, and providing penalties for charging or demanding unlawful tolls.

By Mr. Dillinger: An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by adding thereto a new section, to be numbered 20b, relating to a reservation of a portion of the waters originating within a county for use within said county of origin and providing for the appropriation and use of such water, declaring all portions of said "Water Commission Act" not inconsistent with this amendment to be applicable thereto, and declaring the provisions of section 46 of said "Water Commission Act" to be applicable to this amendment.

By Mr. Ingels: An act to amend an act entitled "An act to prohibit the placing or maintaining of signs, mechanical devices, transparencies, pictures or advertisements on or upon property of the State of California, or on or upon property of any city, city and county or county in the State of California and prohibiting the placing or maintaining of any signs, mechanical devices, transparencies, pictures or advertisements upon property of any person or private corporation without consent in writing therefor having been first obtained, and providing a penalty for the violation of the provisions of this act, and declaring such signs, mechanical devices, transparencies, pictures and advertisements to be a public nuisance," approved April 21, 1911, by amending the title and sections 1 and 2 thereof and adding section 44, relating to curves and intersections of public highways.

By Mr. McGinley: An act to amend section 1617 of the Penal Code, relating to prisoners in city jails.

By Mr. Morrison: An act to define and to provide for the regulation, supervision and licensing of automobile loan brokers; defining the powers and duties of the Division of Motor Vehicles in respect thereto; providing for the enforcement of the act and prescribing penalties for violation thereof.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote.

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Klue, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—65.

NOES—None

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At twelve o'clock and thirty minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Quigley.

The roll of absentees was called, and Assembly Joint Resolution No. 9 was refused adoption by the following vote:

AYES—Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Heisinger, Hornblower, Jespersen, Jones, Leymel, Meeker, Miller, Eleanor; Miller, James A., Morrison, Noyes, Oliva, Quigley, Reindollar, Roland, Spalding, West, Williamson, Wright, and Mr. Speaker—33.

NOES—Adams, Anderson, Arnold, Babbam, Baum, Bernard, Bliss, Brock, Cloudman, Deuel, Dillinger, Easley, Emmett, Feeley, Fisher, Harper, Hoffman, Ingels, Jewett, Jost, Keaton, Little, Luttrell, Lyons, McGinley, McGuinness, Mixter, Morgan, Nielsen, Parkman, Patterson, Roberts, Scofield, Scudder, Seawell, Sewell, Stockwell, Williams, Witter, and Young—40.

NOTICE OF RECONSIDERATION.

Mr. Witter gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Joint Resolution No. 9 was this day refused passage.

Assembly Bill No. 328—An act to add a new section to the Penal Code, to be numbered 1279*a*, relating to professional bondsmen.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 328 passed by the following vote:

AYES—Adams, Anderson, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Keaton, Kline, Meeker, Miller, Eleanor; Miller, James A., Noyes, Parkman, Reindollar, Roland, Williams, Witter, Wright, Young, and Mr. Speaker—41.

NOES—Arnold, Baum, Collier, Feeley, Fry, Hoffman, Hornblower, Jost, Luttrell, Lyons, McGuinness, Mixter, Morgan, Nielsen, Oliva, Patterson, Quigley, Roberts, Scudder, Seawell, Sewell, West, Williamson, and Woolwine—24.

Title read and approved

Bill ordered transmitted to the Senate.

RECESS.

At one o'clock and five minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock and thirty minutes p.m. of this day.

REASSEMBLED.

At two o'clock and thirty minutes p.m., the Assembly reconvened. Speaker Levey in the chair.

Assistant Clerk McIntire reading.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed Senators Nelson, Crowley and Handy as a Committee on Free Conference on Senate Concurrent Resolution No. 20—Providing for the appointment of a Committee on Tax Investigation, to meet with a like committee from the Assembly.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Morgan:

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act providing for the membership of public schools in organizations for the promotion and advancement of public education, and for the listing of such organizations by the State Board of Education.

Referred to Committee on Introduction of Bills.

By Mr. Snyder:

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 4101 of the Political Code, relating to the duties of the county treasurer.

Referred to Committee on Introduction of Bills.

By Mr. Jost:

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to repeal an act entitled "An act providing for the supervision and regulation of transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act." approved May 10, 1917, as amended.

Referred to Committee on Introduction of Bills.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 397—An act to amend section 2322x8 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the eighth class;

Also: Assembly Bill No. 786—An act to amend section 1183 of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No. 1050—An act providing for the dedication of real property for street or highway purposes by governing boards of school districts; And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 416—An act to amend section 1161 of the Code of Civil Procedure, relating to the unlawful detainer by tenants of real property;

Also: Assembly Bill No. 864—An act to amend section 2322~~2~~30 of the Political Code, relating to the salary of the horticultural commissioner of counties of the thirtieth class;

Also: Assembly Bill No. 957—An act to add a new section to the Political Code to be numbered 594b, relating to burial contracts and burial certificates;

Also: Assembly Bill No. 970—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," as amended, approved May 23, 1925, by adding thereto a new section to be designated as section 7 $\frac{1}{2}$, relating to pensions for marshals and deputy marshals;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

THIRD READING OF SENATE BILLS.

Senate Bill No. 616—An act to be known as the "Pure Milk Law of California," to define "market milk"; to protect the wholesomeness, purity and identity of market milk; to classify and grade market milk, to prevent the sale of impure and unwholesome milk; to empower the Department of Public Health of the State of California to conduct health examinations of milk handlers; to empower cities, counties and groups of cities and counties to establish approved milk inspection service; to provide for the payment of a fee to defray the expenses of certain approved milk inspection services; to provide for the examination, testing, branding and exclusion of tuberculous cattle; to provide for milk scoring contests; to provide for rules and regulations for enforcing the provisions of this act; to prescribe penalties for violation of the provisions hereof; to repeal an act known as the "Pure Milk Law," approved June 3, 1927, as amended, and all acts or parts of acts inconsistent with the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Reindollar moved that Senate Bill No. 616 be withdrawn from the file, and ordered re-referred to Committee on Public Health and Quarantine.

Motion carried.

Senate Bill No. 616 ordered re-referred to Committee on Public Health and Quarantine.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER TWENTY-NINE.

Senate Constitutional Amendment No. 29—A resolution relative to the indemnification of owners of condemned cattle.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 29 adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Mixer, Morgan, Nielsen, Noyes, Quigley, Roland, Scofield, Scudder, Snyder, Spald-

ing, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 29 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 29.

A resolution to propose to the people of the State of California, an amendment to the constitution of said State, by adding to article IV thereof, a new section to be numbered 31a, relating to the indemnification of owners of live stock.

Resolved, by the Senate, the Assembly concurring, That the Legislature of the State of California, at its forty-eighth regular session, commencing on the seventh of January, 1929, two-thirds of all the members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes to the people of the State of California, that the constitution of said State be amended by adding to article IV thereof, a new section to be numbered 31a and to read as follows:

Sec. 31a. No provision of this constitution shall be construed as a limitation upon the power of the Legislature to provide by general law, from public moneys or funds, for the indemnification of the owners of live stock taken, slaughtered or otherwise disposed of pursuant to law to prevent the spread of a contagious or infectious disease; *provided*, the amount paid in any case for such animal or animals shall not exceed the value of such animal or animals.

Senate Bill No. 578—An act to amend section 19b of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons; and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salaries thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law, approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 578 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bliss, Brock, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGunness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Quigley, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 751—An act to amend section 1238 of the Code of Civil Procedure, relating to the exercise of the right of eminent domain.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 751 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Clondman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hersinger, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Levmel, Lyons, McGinness, Meeker, Mixer, Morgan, Nielsen, Noyes, Qungley, Scofield, Scudder, Snyder, Spalding, Stockwell, Williams, Williamson, Wright, and Mr. Speaker—48

NOES—Anderson, Coombs, Feigenbaum, Fisher, Hoffman, Jones, Roland, West, and Young—9

Title read and approved.

Bill ordered transmitted to the Senate.

EXPLANATION OF VOTE

The following explanation of vote was received, and ordered printed in the Journal:

By Mr Coombs:

FIFTH AMENDMENT

The citizen can not be "deprived of life, liberty or property without due process of law; nor shall private property be taken for public use without just compensation." This may have related only to federal questions until the adoption of the Fourteenth Amendment. The amendment makes the principle relate to states. It provides, "Nor shall any state deprive any person of life, liberty, or property, without due process of law."

Article I, section 14, State constitution, says: "Private property shall not be taken or damaged for public use without just compensation having first been made, or paid into court." This is simply in emphasis of the principle.

It is seen by the Fourteenth Amendment that the state can not deprive one of property without due process of law, and this becomes important in view of the definitions of due process and just compensation, as follows:

It is definitely settled that the taking of property for private use, or without just compensation, is a deprivation without due process of law. (10 R. C. L. Sec. 14, page 17, and Sec. 24, last part.)

It is seen that taking for private use is taking without due process.

This authority also holds to the doctrine that the taking for private use is in derogation of the Fourteenth Amendment.

That a state constitution authorizing the taking for private use would be in conflict with the Fourteenth Amendment (Section 25.)

The inhibition against the taking for public use without compensation impliedly but definitely forbids the taking of property for private use. (Section 24.)

Grant of power of eminent domain never passes by implication. (Section 168.)

WHAT IS PUBLIC USE?

It is first conceded that it is for the Legislature to determine what is a public use (180 Cal. 7.) This, however, is not a folly. The state is limited, otherwise the principle is destroyed.

It is seen, however, by the Fourteenth Amendment, which says that "the state can not deprive one of property without due process" and, by this token, we must find what due process means.

Due process forbids taking for private use (Supra.)

PUBLIC USE

There are three meanings given to public use.

First—A duty must devolve upon the person holding the property.

Second—Public use means a public advantage.

Third—The third forms a line between these two and relates, often, to particular customs, for instance in the mining days, public advantage might have made a rule that, in the working of great mines, the owner might have been obliged to acquire extra ground for running the mill, or in older states, a grist mill. Of course, this third ground has no standing in our system.

As between the first and the second definitions:

Our courts hold to the first—that a public use must be where a public duty devolves upon the one who condemns. Of course it must be a public duty. (See Gravelly Ford Canal vs Talbot Lands Co., 36 Cal App 536 178 Pac 130.)

The right is upheld on the ground that the taking is for the use and benefit of the people of the state, not for the individual. (Gilmer vs. Lime Point, 18 Cal. 229.)

Public use must be such as to satisfy a great public necessity. Public purposes is employed in the same sense as taxation. (76 Cal. 360; 36 Cal. App. 556.)

Public use means "Use by the public." (97 Cal. 676.)

As a general rule it is for the Legislature to determine what is a public use. (52 Cal. 159; 47 Cal. 646; 155 Fed. 140.)

This can be done only by general law. (10 Cal. Jur., Sec. 9, note 2, page 290.)

It can not be extended by inference. (164 Cal. 221; 148 Cal. 211. See L. A. vs. Teacis, 119 Cal. 164.)

Legislature may, where the use is public in fact, determine necessity. (Numerous cases in California.)

Public use does not mean "public convenience." (64 Cal. 123.)

"To make a use public a duty must devolve upon the person or corporation holding the property * * * to furnish the public with the use intended, and the public must be entitled as a right to use and enjoy the property taken." (Gravelly Ford Canal Co. vs. Talbot Land Co., 36 Cal. Appl. 536.)

Unless all may, under similar circumstances demand and receive as of right, the use is not public. (Shasta Power Co. vs. Walker, 149 Fed. 568.)

Eminent domain can not be exercised to promote private enterprise, no matter how necessary or advantageous * * * or however beneficial to the public. (152 Cal. 688; 14 Ann. Cas. 900; 15 L. R. A. (n.s.) 616; 73 Cal. 482; 73 Cal. 477; 63 Cal. 73. See 3 Cal. App. 668.)

While it is true, generally, that the state may determine what is public use, "The Legislature can not by edict make that a public utility which in fact is not and take property by a fiat that it is being devoted to a public use." (10 R. C. L., Sec. 22; Pipe Line Co. vs. R. R. Com., 176 Cal. 518; 19 L. R. A. (n.s.) 725.)

In each case, unless the use is by nature a public use, the courts will disregard the legislative declaration that the use is public. (130 Cal. 631; 126 Cal. 150; 69 Cal. 255; 13 Cal. App. 498.)

While the courts are not in agreement on the precise meaning of public use, it is held, "without a single exception, that it does not lie in the power of the state to authorize the taking for private use." (10 R. C. L., Sec. 24, note 8.) This authority holds it to be beyond legislative power.

We find from the foregoing that to take property for private use is in derogation of the principle of due process.

That public use involves a corresponding obligation to the public.

That the state, in the exercise of the right to declare what is a public use, is limited to what is, in fact, a public use.

It is my opinion that this bill is unconstitutional.

That it is in derogation of the principle authorizing eminent domain.

HON. ROY J. NIELSEN IN THE CHAIR.

At three o'clock p m., Hon. Roy J. Nielsen, member of the Assembly from the Fourteenth District, in the chair.

Senate Bill No. 709—An act to regulate the erection, construction, reconstruction, alteration, maintenance and use of mausoleums, columbariums and all buildings whatsoever called, erected or used for the permanent interment of the remains of fifteen or more deceased persons, in all parts of the State of California; provide for the inspection of the same, and to provide penalties for the violation thereof; and repealing all acts and part of acts in conflict therewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 709 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Qungley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 145—An act to provide for the periodical inspection of steam boilers, with certain exceptions operated in this State: requir-

ing a permit, to be issued by the Industrial Accident Commission, for the operation of such boilers; making it a misdemeanor to operate such boilers without such permit; and allowing an injunction against such operation without such permit where dangerous to life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 145 finally passed by the following vote:

AYES—Anderson, Arnold, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 829—An act to amend section 4 of an act entitled "An act to protect domestic live stock from contagious and infectious diseases, to prescribe the duties of officials to carry into effect the provisions of this act, to provide for the appointment of a veterinarian, and to repeal an act entitled 'An act to protect domestic live stock from contagious and infectious diseases, to provide for the appointment and duties of officials to carry into effect the provisions of this act and to provide an appropriation therefor,'" approved March 18, 1899, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 829 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Nielsen, Noyes, Oliva, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 284—An act to amend section 1238 of the Civil Code, relating to homesteads.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 284 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe,

Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Nielsen, Noyes, Oliva, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At three o'clock and ten minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 332—An act to require high school districts to establish and maintain special continuation education classes and a program of guidance, placement and follow-up for certain minors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 332 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Noyes, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—Anderson—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 385—An act providing for the compulsory attendance of certain minors upon special continuation education classes; to enforce attendance upon such classes where established, and providing penalties for the violation of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 385 finally passed by the following vote:

AYES—Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGinley, Miller, Eleanor; Mixer, Noyes, Oliva, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—52.

NOES—Arnold, Cloudman, Fisher, Heisinger, and Meeker—5.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 42—An act to add a new section to be numbered 7½ to an act entitled "An act to provide for the care, management and protection of State highways and provide penalties for violation of the provisions of the act," approved May 20, 1915, relating to State highways.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 42 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jewett, Jones, Kline, Leymel, Lyons, McGuinness, Meeker, Miller, Eleanor; Morgan, Nielsen, Noyes, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, Williams, Witter, Wright, and Mr. Speaker—45.

NOES—Anderson, Bernard, Coombs, Cronin, Crowley, Deuel, Flynn, Hawes, Hoffman, Keaton, Luttrell, Mixer, Patterson, Quigley, Stockwell, West, Williamson, and Young—18.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 521—An act to amend sections 2319*a*, 2319*b* and 2319*c* of the Political Code, relating to the duties of the State Commissioner of Horticulture.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

CONSIDERATION OF SENATE BILL NUMBER FIVE HUNDRED TWENTY-ONE.

Senate Bill No. 521—An act to amend sections 2319*a*, 2319*b* and 2319*c* of the Political Code, relating to the duties of the State Commissioner of Horticulture.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 521 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Jespersen moved to amend the title as follows:

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out the period, and insert in lieu thereof a comma, and add the following: "declaring the urgency thereof and providing that this act shall take effect immediately."

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 206—An act to amend section 417 of the Penal Code, relating to the unlawful exhibition of a deadly weapon or firearm.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 206 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 828—An act to amend section 6 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by making any reduction in payment of compensation because of the serious and wilful misconduct of an employee illegal unless such reduction in compensation has been authorized by the Industrial Accident Commission.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 828 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 619—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60, 61, 61a, 82, 83, 90, 127, 130 and 136, and by repealing section 132a, all relating to the definition and regulation of the business of banking.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 619 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 627—An act to amend section 596 of the Political Code, providing that no company shall transact any insurance business in this State without complying with the law and being authorized so to do; that no person, firm or corporation shall act as agent for any unauthorized insurance company; that no person, firm or corporation shall negotiate or effect certain classes of insurance with unauthorized companies except through a surplus line broker and the terms and conditions relative thereto; also relating to surplus line brokers and the conditions upon which they may do business in this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 627 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinness, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 747—An act amending section 9 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, prescribing the method of computing the amount of compensation payable in second injury cases; providing a method of compensating for permanent disabilities suffered by employees in industry after previous permanent disabilities and creating a "subsequent injuries fund" to compensate for further disabilities by fixing a liability on all employers subject to the "Workmen's Compensation, Insurance and Safety Act of 1917" and amendments thereto, to pay a specified amount into the "subsequent injuries fund" in addition to liability under said act, in cases where their employees sustain fatal injuries in the course of their employment and leave no dependents; for the administration of said fund by the Industrial Accident Commission; for the determination of controversies arising out of this act by said Industrial Accident Commission and by the superior and municipal courts of the State of California.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Patterson:

AMENDMENT NUMBER ONE.

On page 6, line 52, of the printed bill, as amended in Assembly April 11, 1929, after the word "benefit", insert the following: "when added to the disability indemnity which at the time of his death has accrued and become payable".

AMENDMENT NUMBER TWO.

On page 7, line 21, of the printed bill, as amended in Assembly April 11, 1929, after the word "benefit", insert the following: "when added to the disability indemnity which at the time of his death has accrued and become payable".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 144—An act to provide for the periodical inspection of air pressure tanks, with certain exceptions, operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such tanks; making it a misdemeanor to operate such air pressure tanks without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspections

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 144 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Mixer, Morgan, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED)

Assembly Bill No 416—An act to amend section 1161 of the Code of Civil Procedure, relating to the unlawful detainer by tenants of real property.

Bill read third time

The question being on the passage of the bill

MOTION TO RE-REFER.

Mr. Baum moved that Assembly Bill No 416 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 416 ordered re-referred to Committee on Judiciary.

Assembly Bill No 70—An act to amend section 67 of the Code of Civil Procedure, relating to the superior court of the city and county of San Francisco, increasing the number of judges thereof, and providing for their compensation.

Bill read third time

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 70 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried

Assembly Bill No. 70 ordered re-referred to Committee on Ways and Means.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Morgan: An act providing for the membership of public schools in organizations for the promotion and advancement of public education, and for the listing of such organizations by the State Board of Education.

By Mr. Collier: An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending sections 41, 43, 44, 45 and 46 thereof.

By Mr. Snyder: An act to amend section 4101 of the Political Code, relating to the duties of the county treasurer.

By Mr. Jost: An act to repeal an act entitled "An act providing for the supervision and regulation of transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report and resolution.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Mixter, Morgan, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

REPORT OF COMMITTEE ON FREE CONFERENCE.

The following report of Committee on Free Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Concurrent Resolution No. 20—Providing for the appointment of a committee on tax investigation—reports that it has met a like committee of the Senate, consisting of Senators Nelson, Crowley and Handy, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

On page 3, line 20, of the printed bill, as amended, strike out the word "sixty", and insert in lieu thereof the word "fifty".

AMENDMENT NUMBER TWO.

On page 3, line 28, of the printed bill, as amended, strike out the word "sixty", and insert in lieu thereof the word "fifty".

SEWELL,
FRY,
JONES,

Assembly Committee on Free Conference.

NELSON,
CROWLEY,
HANDY,

Senate Committee on Free Conference.

The question being on the adoption of the report.

The roll was called, and the report was adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline,

Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Concurrent Resolution No. 27—Providing for the appointment of a Committee on Billboard Regulation and Restriction—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

SEWELL, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 1146—An act to amend section 1380 of the Code of Civil Procedure, relating to notices in probate proceedings—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 882—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class;

Also: Assembly Bill No. 1015—An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 136—An act to amend section 1861a of the Civil Code, relating to liens of keepers of furnished apartment houses—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SEWELL, Chairman

The above reported bill ordered on file for second reading.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 350—An act making an appropriation to pay the claim of John R. Huberty against the State of California;

Also: Assembly Bill No. 714—An act creating the Napa State Farm revolving fund and making an appropriation therefor; providing for the expenditure and replenishment thereof, and providing for the disposition of any accrued surplus over and above such appropriation;

Also: Assembly Bill No. 744—An act to permit the State compensation insurance fund to pay premiums on automobile liability insurance;

Also: Assembly Bill No. 1140—An act making an appropriation out of the Fish and Game Commission fund for the construction of jetties at the mouth of the Russian River;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Concurrent Resolution No. 25—Relating to the preservation of the coast line of the State of California and the land and water areas contiguous thereto and authorizing

the appointment of a committee for the purpose of study and investigation—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

NOYES, Chairman.

The above reported concurrent resolution ordered on file for adoption.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 437—An act to make an appropriation annually, during the eighty-first, eighty-second, eighty-third, eighty-fourth and eighty-fifth fiscal years, for the development of the live stock industry and the exhibit of cattle, hogs and sheep at Vernon, California, under the auspices of the Western Live Stock Exhibit Association, and at South San Francisco, California, under the auspices of the California Live Stock and Baby Beef Show—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 34—An act to add a new section to the Political Code to be numbered 363j, relating to the Department of Public Works:

Also: Senate Bill No. 496—An act to amend section 2552 of the Political Code, relating to the Board of State Harbor Commissioners; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 452—An act to add a new section to the Political Code to be numbered 4052c, relating to the appropriation by boards of supervisors of moneys from the general fund for National Guard purposes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 219—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

ON MOTOR VEHICLES.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Senate Bill No. 511—An act to amend section 44 of the "California Vehicle Act," relating to renewal of registration of vehicles—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

SPECIAL ORDER SET.

On motion of Mr. Williamson the consideration of Senate Bills Nos. 675 and 677 were made a special order for Wednesday, April 17, at twelve o'clock and ten minutes p.m.

SPECIAL ORDER SET.

On motion of Mr. Heisinger the consideration of Assembly Bill No. 8 was made a special order for Wednesday, April 17, at eleven o'clock and forty-five minutes a.m.

SPECIAL ORDER SET.

On motion of Mr. Williamson the consideration of Assembly Bills Nos. 88 and 786 were made a special order for Thursday, April 18, at eleven o'clock a.m.

SPECIAL ORDER SET.

On motion of Mr. Heisinger the consideration of Assembly Bill No. 1112 was made a special order for Thursday, April 18, at eleven o'clock and thirty minutes a.m.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated :

By Mr. Snyder: Assembly Constitutional Amendment No. 34—Proposed amendment to article XIII of the constitution, relative to revenue and taxation.

Introduced, and referred to Committee on Constitutional Amendments

By Mr. McGinley: Assembly Concurrent Resolution No. 31—Relative to an investigation of the ways and means of the construction of a tube and approaches between San Pedro and Wilmington.

Introduced, and referred to Committee on Commerce and Navigation.

By Mr. Dillinger: Assembly Bill No. 1147—An act making an appropriation for printing and binding copies of the report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927, and declaring the urgency of the same.

Bill read first time, and referred to Committee on Revision and Printing.

By Mr. West: Assembly Bill No. 1148—An act making an appropriation to carry out the provisions of an act entitled "An act to promote the better education of social workers; to provide for and regulate the examination of social workers; to provide for the issuance of licenses as social workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions thereof; and to provide penalties for the violations of any of the provisions thereof," as adopted at the forty-eighth session of the Legislature of the State of California.

Bill read first time, and referred to Committee on Social Service and Welfare.

By Mr. Eddy: Assembly Bill No. 1149—An act to amend section 514 of the Civil Code, relating to the construction by wagon road corporations of roads, ferries, bridges, tunnels and tubes, across, in and under streams, bays and inlets, tidal or otherwise, on or intersected by the line of such corporations' roads; providing for the collection and rates of tolls for the use thereof by the public, and providing penalties for charging or demanding unlawful tolls.

Bill read first time, and referred to Committee on Roads and Highways.

By Mr. Dillinger: Assembly Bill No. 1150—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by adding thereto a new section, to be numbered 20*b*, relating to a reservation of a portion of the waters originating within a county for use within said county of origin and providing for the appropriation and use of such water, declaring all portions of said "Water Commission Act" not inconsistent with this amendment to be applicable thereto, and declaring the provisions of section 46 of said "Water Commission Act" to be applicable to this amendment.

Bill read first time, and referred to Committee on Conservation.

By Mr. Ingels: Assembly Bill No. 1151—An act to amend an act entitled "An act to prohibit the placing or maintaining of signs, mechanical devices, transparencies, pictures or advertisements on or upon property of the State of California, or on property of any city, city and county or county in the State of California and prohibiting the placing or maintaining of any signs, mechanical devices, transparencies, pictures or advertisements upon property of any person or private corporation without consent in writing therefor having been first obtained, and providing a penalty for the violation of the provisions of this act, and declaring such signs, mechanical devices, transparencies, pictures and advertisements to be a public nuisance," approved April 21, 1911, by amending the title and sections 1 and 2 thereof and adding section 4 $\frac{1}{2}$, relating to curves and intersections of public highways.

Bill read first time, and referred to Committee on Judiciary.

By Mr. McGinley: Assembly Bill No. 1152—An act to amend section 1617 of the Penal Code, relating to prisoners in city jails.

Bill read first time, and referred to Committee on Crime Problems.

By Mr. Morrison: Assembly Bill No. 1153—An act to define and to provide for the regulation, supervision and licensing of automobile loan brokers; defining the powers and duties of the Division of Motor Vehicles in respect thereto; providing for the enforcement of the act and prescribing penalties for violation thereof.

Bill read first time, and referred to Committee on Motor Vehicles.

By Mr. Morgan: Assembly Bill No. 1154—An act providing for the membership of public schools in organizations for the promotion and advancement of public education, and for the listing of such organizations by the State Board of Education

Bill read first time, and referred to Committee on Education.

By Mr. Jost. Assembly Bill No. 1155—An act to repeal an act entitled "An act providing for the supervision and regulation of transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended.

Bill read first time, and referred to Committee on Public Utilities.

By Mr. Collier: Assembly Bill No. 1156—An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending sections 41, 43, 44, 45 and 46 thereof.

Bill read first time, and referred to Committee on Irrigation.

By Mr. Snyder: Assembly Bill No. 1157—An act to amend section 4101 of the Political Code, relating to the duties of the county treasurer.

Bill read first time, and referred to Committee on County Government.

ADJOURNMENT.

At four o'clock and thirty minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Wednesday, April 17, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Wednesday, April 17, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Sewell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Stockwell moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Little, Mr. Byrne was granted leave of absence for the day.

On motion of Mr. Gilmore, Mr. Reindollar was granted leave of absence for the day.

On motion of Mr. Stockwell, Messrs. Sewell, Woolwine, Little, Hornblower and Cronin were granted leave of absence, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of the Speaker, Mr. McDonough was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Miss Eleanor Miller, Mr. and Mrs. C. S. Nelson of Pasadena, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITION.

The following petition was presented, and ordered printed in the Journal:

By Chief Clerk:

LOS ANGELES, CALIFORNIA, April 15, 1929.

*To the Secretary of the Assembly,
Sacramento, California.*

DEAR SIR: I wish to protest against any changes in the libel laws of this State as contemplated in a bill which I understand is to be introduced at this session.

No citizen should be deprived of the right of making truthful statements in regard to public officials, or even against individual citizens if the statement is for the general good. If one makes an untruthful statement, there are enough laws on the statute books to hold him to account.

Yours truly,

W. D. HAMAKER, M. D.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 161—An act appropriating money to pay the claim of Annie Locatelli against the State of California;

Also: Assembly Bill No. 609—An act to establish sales rooms and industrial workshops for the blind, providing for the management, government and administration thereof, and making an appropriation for the establishment of a revolving fund therefor;

Also: Assembly Bill No. 1141—An act making an appropriation for the construction of jetties at the mouth of the Russian River;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

ON ROADS AND HIGHWAYS.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 543—An act to amend section 2646 of the Political Code, relating to maintenance and repair of county highways—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Senate Bill No. 112—An act to prohibit the employment of aliens by contractors and subcontractors on public work and providing penalties for violation of the provisions thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Senate Bill No. 812—An act to amend section 2 of an act entitled "An act providing for the creation and management of the Tamalpais State Park, making an appropriation therefor and creating the Tamalpais State Park Commission, with power to acquire land and other property for the creation, maintenance and improvement of said park, and for additions thereto, and to maintain and manage the same, and to appoint a guardian thereof," approved May 19, 1927—has had the same under consideration,

and respectfully reports the same back, and recommends that it do pass as amended.
NOYES, Chairman.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER. Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 6—A resolution to propose to the people of the State of California, an amendment to the constitution of said State, by adding to article XIII thereof, a new section to be numbered 1g, relating to the taxation of hospitals and sanatoriums conducted not for private profit—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 578—An act to amend section 196 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salaries thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment of commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law, approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, relating to appointments of referees in juvenile court cases and fixing the salaries thereof.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 284—An act to amend section 1238 of the Civil Code, relating to homesteads

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment of the constitution of said State, by repealing section 9 of article XII thereof, relating to the right of corporations to engage in business and to hold real estate.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 521—An act to amend sections 2319a, 2319b, and 2319c of the Political Code, relating to the duties of the State Commissioner of Horticulture.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 173—An act to amend section 487 of the Penal Code, defining grand theft;

Also: Senate Bill No. 810—An act providing for the establishment of courses of instruction for inmates of State institutions;

Also: Senate Concurrent Resolution No. 20—Providing for the appointment of a Committee on Tax Investigation,

Also: Senate Bill No. 743—An act granting to the city of Martinez tide and submerged lands of the State of California including the right to wharf out therefrom, to the city of Martinez, and regulating the management, use and control thereof;

Also: Senate Bill No. 440—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class;

Also: Senate Bill No. 486—An act to amend the Civil Code by adding a new section to be known as section 648b, thereto, relating to the establishment of branches by building and loan associations and prescribing penalties for the violation of the provisions of the act.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 573—An act to amend section 453j of the Civil Code, relating to examinations by reputable physicians of applicants for insurance in mutual insurance corporations organized under chapter 6, division I, part IV, title II, of the Civil Code;

Also: Senate Bill No. 714—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended and approved May 16, 1925, and as amended and approved May 25, 1927, by amending sections 74, 19, 23, 25, 30, 31, 42, 43, 44, 45, 46, 47, 48, 52, 57, 60, 61, 62, 69, 77, 80, 82, 83, 84, 85, 86, 89, 90, 94, 95, 96, 100, 102, 111, 112, 114, 118, 120, 121, 122, 124, 125, 127, 129, 131, 132, 133, 134, 135, 138, 141, 142, 145, 155 and 159, and by adding thereto new sections to be numbered 84, 224, 234, 284, 304, 314, 454, 524, 724, 764, 834, 984, 1004, 1114, 1144, 1344, 1414, 1504, 1524, 1534, and 1544, relating to the use and operation of vehicles upon the public highways and elsewhere and to the registration and identification of motor vehicles, trailers and semitrailers and the payment of registration and transfer fees therefor, and the licensing of persons operating motor vehicles and prohibiting certain persons from operating vehicles upon the public highways and relating to the powers and duties of the Division of Motor Vehicles and creating a California Highway Patrol and relating to the powers and duties of boards of supervisors and to the appointment by the division of official adjusting stations and to the registration of holders of certain chattel mortgages, and relating to dealers in license plates and certificates and to the record to be kept by public garages and the renting of motor vehicles and restrictions as to size, weight, construction and equipment of motor vehicles and the erection of warning and direction signs on public highways and imposing certain regulations governing pedestrians and relating to the disposition of fees collected under this act and providing for carrying out the objects of this act;

Also: Senate Bill No. 573—An act to amend section 453j of the Civil Code, relating to examinations by reputable physicians of applicants for insurance in mutual insurance corporations organized under chapter 6, division I, part IV, title II, of the Civil Code.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 182—An act to regulate the sale, possession, distribution and use of habit-forming, narcotic and other dangerous drugs and substances, and providing penalties for the violation thereof;

Also: Senate Bill No. 161—An act relating to the transportation of pupils in elementary school districts;

Also: Senate Bill No. 368—An act to amend section 25 of an act entitled "An act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections, and providing for the punishment of all violations of the provisions of this act," approved May 3, 1923, relating to definitions;

Also: Senate Bill No. 440—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class;

Also: Senate Bill No. 211—An act to amend sections 1, 8, 9, and 10 and to repeal section 3 of an act entitled "An act to provide for the regulation, control and licensing of any person, firm or corporation engaged in the business of milling.

sampling, concentrating, reducing, refining, purchasing or receiving for sale, ores, concentrates, or amalgams, bearing gold or silver, gold dust, silver or gold bullion, nuggets or specimens; to provide rules and regulations therefor; and to provide penalties for the violation of the provisions of this act." approved April 15, 1925, as amended, and to add a new section to said act to be numbered 4b, relating to the enforcement thereof and the escheat of ores seized thereunder.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 475—An act to amend section 648a of the Civil Code, relating to formation of building and loan associations; requiring a permit from the Building and Loan Commissioner before selling or offering for sale guarantee capital stock or permanent nonwithdrawable capital stock of such associations; and providing penalties for violation of the provisions of the act:

Also: Senate Bill No. 623—An act to amend section 594 of the Political Code, defining and classifying insurance, and prescribing capital and other requirements of the various classes and limitations of classes permitted, and also requiring the stock of insurance companies to have a specified par value:

Also: Senate Bill No. 266—An act to amend the "California Water Storage District Act," approved June 3, 1921, as amended, by amending sections 4, 17, 18, 19, 21, 32, 35, 40, 51, 64b, 64c, 64d, 64e, 64f, 64g, 64h and 68 of said act:

Also: Senate Bill No. 410—An act creating the office of Chief of the Division of Narcotic Enforcement, providing for appointment to, powers and duties of such office, making an appropriation to carry out the provisions hereof, and repealing an act entitled "An act to provide for the establishment and maintenance of a Division of Narcotic Enforcement under the direction and control of the State Board of Pharmacy," approved May 17, 1927:

Also: Senate Bill No. 674—An act to add a new section to the Penal Code to be numbered 146a, relating to falsely representing a public officer

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of Committee on Free Conference on Senate Concurrent Resolution No. 20—Providing for the appointment of a Committee on Tax Investigation.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Constitutional Amendment No. 7—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 18 of article VI thereof, relating to the ineligibility of judges to other office.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Constitutional Amendment No. 7 read first time, and referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Joint Resolution No. 9—Relative to Dale-Lehlbach Retirement Bill.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Joint Resolution No. 9 read first time, and referred to Committee on Federal Relations.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 33—An act to amend sections 18 and 21 of an act entitled "An act to provide a central bureau for the preservation of records of marriages,

births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended;

Also: Senate Bill No. 280—An act to amend section 227 of the Civil Code, relating to the filing of papers in adoption proceedings;

Also: Senate Bill No. 228—An act to add three new sections to the Political Code to be numbered 541, 542 and 543, relating to State printing and the preparation of copy therefor;

Also: Senate Bill No. 297—An act to amend sections 2 and 5 of an act entitled "An act to provide that the Department of Natural Resources, through the State Park Commission, shall have control of the State park system; to establish and define the State park system; to define certain powers and duties of the State Park Commission; to make an appropriation for carrying out the purposes of this act; and to establish a contingent fund and a revolving fund," approved May 25, 1927, and to add a new section thereto to be numbered 4a, granting to the Park Commission the right of eminent domain, all relating to the State park system and the powers and duties of the Department of Natural Resources and the Park Commission in relation thereto;

Also: Senate Bill No. 659—An act to add new sections to the Code of Civil Procedure, being numbers 1468a, 1468b, 1468c and 1468d, relating to the administration of estates having a net value of less than \$2,500.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 33 read first time, and referred to Committee on Medical and Dental Laws.

Senate Bills Nos. 280, 297 and 659 read first time, and referred to Committee on Judiciary.

Senate Bill No. 228 read first time, and referred to Committee on Governmental Efficiency and Economy.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 250—An act to increase the number of judges of the superior court of the State of California in and for the county of Alameda; to provide for the appointment of an additional judge and the manner of payment of his compensation.

J. A. BEEK, Secretary of Senate

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 250 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 126—An act to add a new section to the Penal Code to be numbered 1269a, relating to bail in criminal cases;

Also: Senate Bill No. 825—An act to provide for the government of high schools;

Also: Senate Bill No. 664—An act making an appropriation for the construction, and equipment, of a State Armory at the city of Long Beach.

Also: Senate Bill No. 552—An act to amend sections 73 and 142 of the Code of Civil Procedure relating to superior courts;

Also: Senate Bill No. 523—An act to amend section 13 of the "State Medical Practice Act," approved June 2, 1913, as amended, relating to reciprocity certificates.

Also: Senate Bill No. 23—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section to be numbered 141½, relating to the liability of an owner or driver or person responsible for the operation of a vehicle for the injury or death of a guest.

Also: Senate Bill No. 763—An act to amend sections 14, 15 and 19 of the Reclamation Board Act, approved December 24, 1911, as amended, and adding two new sections thereto to be numbered 15a and 37a, respectively, relating to the auditing of canceled warrants and providing for the application of moneys released, reimbursed, or appropriated under and pursuant to chapter 176, California Statutes

of 1925 and the War Department Appropriations Act of Congress of the United States for the fiscal year 1930, being Public Law No 843, seventieth Congress, approved February 28, 1929, and providing for the repeal of all laws in conflict herewith.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 126 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 825 read first time, and referred to Committee on Education.

Senate Bill No. 664 read first time, and referred to Committee on Ways and Means.

Senate Bill No. 552 read first time, and referred to Committee on Judiciary.

Senate Bill No. 523 read first time, and referred to Committee on Medical and Dental Laws.

Senate Bill No. 23 read first time, and referred to Committee on Motor Vehicles.

Senate Bill No. 763 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 408—An act providing for the organization, licensing and management of "Lloyds" and defining the same, and regulating the transaction of the business of such Lloyds in the State of California:

Also: Senate Bill No. 217—An act to amend section 14 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to refusal to issue certificates, suspension and revocation of certificates and probation of certificate holders:

Also: Senate Bill No. 793—An act to amend sections 290, 290b, 296, 297, 301, 308, 309, 343, 354, 359, 362 and 593 of the Civil Code, to add two new sections to said code to be numbered 290a and 326a, respectively, and to repeal sections 290c, 290e, 290f, 290g, 290½, 291, 293, 294, 295, 321a, 344, 361, 403 and 604a, all relating to corporations:

Also: Senate Bill No. 794—An act to amend sections 405, 406, 407, 408, 409 and 410 of chapter 6, title I, part IV, division I of the Civil Code, and to add two new sections to said chapter, to be numbered 411 and 412 respectively, all relating to foreign corporations;

Also: Senate Bill No. 618—An act to add a new section 347½ to the Penal Code, relating to the sale and use of poisons and providing a penalty for the violation thereof.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 408 read first time, and referred to Committee on Insurance.

Senate Bills Nos. 217 and 618 read first time, and referred to Committee on Medical and Dental Laws.

Senate Bills Nos 793 and 794 read first time, and referred to Committee on Corporations.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 441—An act to provide for the issuance and sale of State bonds to create a fund for the improvement of San Francisco Harbor by the construction by the Board of State Harbor Commissioners of wharves, piers, seawall, State railroad, spurs, betterments, and appurtenances, and necessary dredging and filling in connection therewith in the city and county of San Francisco; to create a sinking fund for the payment of said bonds; to define the duties of State officers in relation thereto; and to make an appropriation of \$5,000 for the expense of printing said bonds;

Also: Senate Bill No. 158—An act to add a new section to the Code of Civil Procedure of California, to be known as section 66a, relating to judges of the superior court in San Diego County, and to repeal certain acts therein named;

Also: Senate Bill No. 836—An act authorizing the Department of Finance to sell certain property belonging to the State of California, situated in San Bernardino County, State of California, and providing for the expenditure of any moneys received therefrom;

Also: Senate Bill No. 713—An act to amend sections 11, 14 and 29 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks and other sanitary purposes; the acquisition of property thereby; the calling and conducting of elections in such districts; the assessment, levy, collection, custody and disbursement of taxes therein; the issuance and disposal of the bonds thereof and the determination of their validity and making provision for the payment of such bonds and the disposal of their proceeds; to empower sanitary boards to make and enforce sanitary regulations and providing penalties for violations thereof, approved May 17, 1923, relating to sanitary districts and the taxes and bonds thereof and the construction or extension of sewers and sewer systems thereof.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 441 read first time, and referred to Committee on Commerce and Navigation.

Senate Bill No. 158 read first time, and referred to Committee on Judiciary.

Senate Bill No. 836 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 713 read first time, and referred to Committee on Revenue and Taxation.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 13—An act to amend section 2210b of the Political Code, relating to the Woman's Relief Corps Home of California;

Also: Senate Bill No. 278—An act to amend section 439 of the Political Code, relating to employees in Controller's office;

Also: Senate Bill No. 665—An act making an appropriation for the construction and the equipment on the campus of the University of California at Berkeley of a building to be known as the John M. Eshleman Memorial;

Also: Senate Bill No. 9—An act to amend section 1206 of the Code of Civil Procedure, relating to preferred labor claims filed under attachments, garnishments and executions;

Also: Senate Bill No. 282—An act to amend section 736b of the Political Code, relating to the salaries of judges in the superior courts;

Also: Senate Bill No. 379—An act to amend sections 2, 8 and 10 of an act entitled "An act to provide for the sanitary inspection of slaughtering houses, the inspection of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof," approved June 3, 1921, as amended, relating to the inspection of slaughterhouses and meats by municipalities and the sale of municipally inspected meats.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 13 read first time, and referred to Committee on Public Charities and Corrections.

Senate Bill No. 278 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 665 read first time, and referred to Committee on Universities.

Senate Bills Nos. 9 and 282 read first time, and referred to Committee on Judiciary.

Senate Bill No. 379 read first time, and referred to Committee on Public Health and Quarantine.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 565—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at

Los Angeles; providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents; (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix; (d) to pay over to the State Treasury all sums received from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligation have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises;

Also. Senate Bill No 214—An act to amend section 9 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to applications for certification under said act.

Also: Senate Bill No 199—An act to amend sections 1, 2, 7, 13, 15, 17, 18, 21 and 23 of an act entitled "An act prescribing the terms upon which licenses or certificates of registration may be issued to practitioners of barbering, creating the State Board of Barber Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved May 31, 1927.

J A BEEK, Secretary of Senate
By FRANCIS E DALIN, Assistant Secretary.

Senate Bill No. 565 read first time, and referred to Committee on Universities.

Senate Bill No. 214 read first time, and referred to Committee on Medical and Dental Laws

Senate Bill No. 199 read first time, and referred to Committee on Public Health and Quarantine.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR SPEAKER, I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 27—An act to amend section 626s of the Penal Code, relating to the protection of game.

Also: Senate Bill No. 760—An act to amend and to revise an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21 1911, and all acts or parts of acts inconsistent herewith' " approved May 19, 1915, as amended:

Also: Senate Bill No. 815—An act making an appropriation for the Bureau of Child Hygiene, State Department of Public Health.

Also: Senate Bill No. 755—An act to appropriate the sum of \$45,000 for the purchase of a burial plot in the city of Oakland.

Also: Senate Bill No. 652—A bill appropriating money for the support of the State Department of Public Health for the conduct of research and investigation of sewage and industrial wastes to determine upon proper methods of treatment and disposal.

J A BEEK, Secretary of Senate.
By FRANCIS E DALIN, Assistant Secretary

Senate Bills Nos. 27 and 760 read first time, and referred to Committee on Fish and Game

Senate Bills Nos 815 and 652 read first time, and referred to Committee on Public Health and Quarantine.

Senate Bill No 755 read first time, and referred to Committee on Military Affairs.

Also:

SENATE CHAMBER, SACRAMENTO, April 16, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill

No. 193—An act to amend section 629a and 629b of the Political Code, relating to group insurance—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate
By FRANCIS E DALIN, Assistant Secretary.

The question being put. Shall the Assembly recede from Assembly amendments to Senate Bill No. 193?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 193 by the following vote:

AYES—None.

NOES—Adams, Badham, Baum, Bernard Bliss, Brock, Cloudman, Colher, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Keaton, Leymel, Luttrell, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Noyes, Parkman, Patterson, Qungley, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr Speaker—51.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Patterson, Cloudman and Morgan as a Committee on Free Conference, to meet a like committee from the Senate for the consideration of Senate Bill No. 193.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Senate Bill No. 25—An act to amend an act entitled "An act to restrict the running of dogs at large; to protect live stock from depredations of dogs; to provide for the issuance of dog license tags by counties; and the disposition of funds received as fees therefor, making the violation of the provisions of this act a misdemeanor, and providing penalties therefor and providing for collection of damages by owners of live stock injured by dogs," approved June 3, 1921, as amended, by amending sections 1 and 4 of said act and adding sections 4a, 4b and 4c to said act, relating to the running of dogs at large and the killing or injuring of live stock or poultry by dogs—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, as amended

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 428—An act to provide for the assessment, levy and collection of taxes for the support of the State government for the eighty-first and eighty-second fiscal years;

Also: Assembly Bill No. 81—An act to amend section 3817 of the Political Code, relating to the redemption of property sold for taxes;

Also: Assembly Bill No. 1087—An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WEST, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 1007—An act to amend section 3611 of the Political Code, relating to the exemption of buildings and real property used exclusively for religious worship—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WEST, Chairman

The above reported bill ordered on file for second reading.

RECONSIDERATION

In compliance with his notice given on a previous day, Mr. Stockwell moved that the vote whereby Assembly Bill No. 740 was passed be reconsidered.

The roll was called, and the same was refused reconsideration by the following vote.

AYES—Arnold, and Stockwell—2.

NOES—Adams, Baum, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fry, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Klue, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Noyes, Parkman, Quigley, Scofield, Scudder, Snyder, Spalding, West, Witter, Wright, Young, and Mr. Speaker—46.

Assembly Bill No 740 ordered transmitted to the Senate.

RECONSIDERATION.

Mr. Patterson moved that the vote whereby Assembly Joint Resolution No. 9 was refused adoption be reconsidered.

MOTION.

Mr. Witter moved that his motion to reconsider the vote whereby Assembly Joint Resolution No. 9 was refused adoption be continued until the next legislative day.

MOTION TO LAY ON TABLE.

Mr. Stockwell moved that the motion to continue the reconsideration of Assembly Joint Resolution No. 9 be laid on the table.

The question being on the motion to lay on the table.

REQUEST FOR ROLL CALL

On request of Messrs. West, Williamson and Witter, the Speaker ordered a roll call taken on the motion to lay on the table.

The roll was called.

CALL OF THE HOUSE

Pending the announcement of the vote, Mr. Stockwell moved a call of the House.

Motion lost.

The absentees were called, and the motion to lay the continuation of the reconsideration of Assembly Joint Resolution No. 9 on the table carried by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Crawford, Deuel, DeYoe, Easley, Feeley, Harper, Hoffman, Ingels, Jewett, Jost, Keaton, Luttrell, McGuinness, Mixter, Morgan, Parkman, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, and Young—33.

NOES—Bliss, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Eddy, Emmett, Flynn, Fry, Hawes, Heisinger, Jones, Leymel, Meeker, Miller, Eleanor; Miller, James A., Morrison, Oliva, Patterson, Quigley, West, Williamson, Witter, Wright, and Mr. Speaker—27.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, in the title of the printed bill, as amended in Assembly March 7, 1929, leave out the period following the word "towns", and insert in lieu thereof the following: "and to repeal an act entitled "An act to provide for the recall of elective officers of incorporated cities and towns," approved January 2, 1912."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, as amended in Assembly March 7, 1929, strike out lines 1 to 24, inclusive, and all of pages 2, 3 and 4, and insert in lieu thereof the following:

"SECTION 1. The holder of any elective office of any incorporated city or town may be removed or recalled at any time by the electors; *provided*, he has held his office at least six months. The provisions of this statute are intended to apply to officials now in office, as well as to those hereafter elected.

SEC. 2. The procedure to effect such recall shall be as follows:

A petition demanding the recall of the officer sought to be recalled shall be filed with the clerk of the legislative body of such city or town, which petition shall be signed by qualified electors equal in number to at least twenty-five per cent of the entire number of votes cast for all candidates for the office which the incumbent sought to be removed occupies, at the last preceding regular municipal election at which such office was filled by election (or a like percentage of such votes within those precincts embraced within the ward or subdivision of the city or town within which candidates for the said office were to be voted for, in the case of an official not elected by the city or town at large). One petition and one election shall be sufficient for the recall of one or more officials except a majority or more of all of the members of the legislative body. In case a clerk is the officer sought to be recalled, the duties herein provided to be performed by him shall be performed by some other person designated by said legislative body for that purpose.

SEC. 3. Before submitting such a petition for signatures the proponents thereof shall publish a notice of intention so to do which notice must be accompanied by a printed statement not exceeding three hundred words in length of the reasons for the proposed recall. Said notice and statement shall be published at least once in a newspaper of general circulation published in such city or town or if no newspaper be published in said city or town, then in a newspaper published within the county and circulated within said city or town or if no newspaper of general circulation be published within said county, then a copy of said notice of intention and the accompanying statement shall be posted in three public places in such city or town, or portion of such city or town wherein the recall is to be voted on.

A copy of said notice shall be served upon or sent to the officer sought to be recalled by registered mail, and an affidavit of such service shall be filed forthwith with the town clerk of the legislative body of such city or town; said affidavit shall designate the mode in which service is made.

SEC. 4. Within fourteen days after the publication or posting of said notice and statement the officer sought to be recalled or anyone upon his behalf may publish in the same newspaper or post in the same places, as the notice of intention and the accompanying statement, an answer to said statement but such answer shall not exceed three hundred words in length. Said statement and answer are intended solely for the information of the electors and no insufficiency in the form or substance thereof shall affect in any manner the validity of the proceedings taken hereunder.

SEC. 5. Within twenty-one days after the publication or posting of the notice and statement provided for in section 3 hereof, the petition demanding the recall of the officer may be circulated among the qualified electors of said city or town for the submission of signatures. Said petition must bear a copy of the printed or posted notice of intention and accompanying statement and the answer if any made by the officer to said statement. If the officer has not answered them the petition must so state. Signatures must be secured and the petition filed as hereafter provided within sixty days from the time of publication or posting of the notice of intention.

SEC. 6. The signatures to the petition need not all be appended to one paper. Each signer shall add to his signature his place of residence and occupation, giving street and number, where such street and number, or either, exist, and if no street or number exist, then such a designation of the place of residence as will enable the location to be readily ascertained. Each signer shall also add the date of signing opposite his or her name.

SEC. 7. Each such separate paper shall have attached thereto an affidavit made by a qualified elector of the city or town (or particular subdivision thereof as the case may be) and sworn to before an officer competent to administer oaths, stating that the affiant solicited signatures to that particular paper and saw written the signatures appearing thereon; and that according to the best information and belief

of the affiant, each is the genuine signature of the person whose name purports to be thereunto subscribed, and of a qualified elector of the city or town (or particular subdivision thereof).

SEC. 8. Within three days from the date of filing such petition, the clerk shall examine and from records of registration ascertain whether or not said petition is signed by the requisite number of qualified electors, and he shall attach to said petition his certificate showing the result of said examination. If by the clerk's certificate the petition is shown to be insufficient, it may be supplemented within ten days from the date of such certificate, by the filing of additional papers, duplicates of the original petition except as to the names signed.

SEC. 9. The clerk shall, within three days after such supplementing papers are filed, make like examination of the supplementing petition, and if his certificate shall show that all the names to such petition, including the supplemental papers, are still insufficient, no action shall be taken thereon, but the petition shall remain on file as a public record; and the failure to secure sufficient names shall be without prejudice to the filing later of an entirely new petition to the same effect.

SEC. 10. If required by the clerk the legislative body of said city or town shall authorize the clerk to employ in addition to the persons regularly employed by him in his office such persons as may be necessary in the examination of said petition and supplemental petition and shall provide for the compensation to be paid such persons.

SEC. 11. If the petition shall be found to be sufficient, the clerk shall submit the same to the legislative body of the city or town without delay, whereupon that body shall forthwith cause a special election to be held within not less than thirty-five nor more than forty days after the date of the order calling such election, to determine whether the voters will recall such officer. Whenever a regular municipal election is to occur not more than sixty days nor less than thirty-five days from the time of the receipt of the petition by the legislative body from the clerk, the legislative body may at its discretion provide for the submission of the question of the recall at such regular election instead of a special election. At any such regular election where the question of the recall of an officer is submitted the ballots for the recording of the vote on a question of such recall must be separate from any other ballots used in such election.

SEC. 12. The clerk shall cause to be printed and mailed to each elector at least ten days prior to the election, sample ballots upon which shall be printed the statement of the proponents which was published with the notice of intention heretofore mentioned, followed by the answer if any of the officer sought to be recalled.

There shall also be printed thereon the following question:

"Shall (name of person against whom the recall petition is filed) be recalled from the office of (title of the office)?" following which question shall be the words "Yes" and "No" on separate lines, with a blank space at the right of each, in which the elector shall indicate by stamping a cross (X) his vote for or against such recall.

SEC. 13. If a majority of those voting on said question of the recall of any incumbent from office shall vote "No" said incumbent shall continue in said office. If a majority shall vote "Yes" said incumbent shall thereupon be deemed removed from such office and a vacancy shall exist therein which shall be filled by the city or town council in the same time form and manner as provided for filling vacancies in office under any other circumstances.

SEC. 14. This act is not intended to apply to those cities having a freeholders' charter adopted under the provisions of section 8 of article eleven of the constitution and having in such charter provision for the recall of elective officials by the electors.

SEC. 15. The act entitled "An act to provide for the recall of elective officers of incorporated cities and towns" approved January 2, 1912, is hereby repealed."

Amendments adopted

Bill read second time, ordered to reprint, engrossment, and third reading

Assembly Bill No. 1055—An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act" approved June 12, 1915, as amended, relating to powers of the district

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 47, page 2, of the printed bill, strike out the period following the word "act", and substitute therefor a colon and add the following: "Provided, however, that nothing herein shall authorize the board of supervisors or other governing body of the district or any officer thereof to sell, lease or otherwise dispose of any water, water right, reservoir or any interest or space therein or right to use the same except as hereinafter provided by section 17 of this act."

AMENDMENT NUMBER TWO.

On page 3, line 19, of the printed bill, strike out the word "of", and insert in lieu thereof the word "by".

AMENDMENT NUMBER THREE

On page 3, line 34, of the printed bill, commencing with the word "reservoir", strike out all printed matter down to and including the word "purpose" in line 37, and insert in lieu thereof the following: "district for the controlling or conservation of such flood or storm waters by the flood control district."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 1, of the printed bill, as amended in Assembly March 11, 1929, strike out lines 1 to 20, inclusive, and insert in lieu thereof the following:

"SECTION 1. All moneys hereafter received by the State of California from the United States of America as a percentage of the charges arising from licenses under the federal water power act approved June 10, 1920, and acts amendatory thereof or supplemental thereto, shall be credited to a fund to be known as the federal water power fund, which fund is hereby created in the state treasury and such moneys shall be distributed and paid to the several counties in this state in the proportion in which said percentage of such charges arises from licenses from development within the boundaries of said counties respectively.

SEC. 2. All moneys hereafter received by the State of California from the United States of America and derived from bonuses, royalties and rentals under the act of congress entitled, "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium on the public domain," approved February 25, 1920, and acts amendatory thereof or supplemental thereto, shall be credited to a fund to be known as the federal oil land fund, which fund in the state treasury is hereby created and all such moneys shall be distributed and paid to the several counties in this state in the proportion in which said moneys are so derived from bonuses, royalties, and rentals paid in respect to leased lands or deposits located within the boundaries of said several counties.

SEC. 3. The state controller shall keep a record of the receipts from the government of the United States under each and all of the acts of congress mentioned in sections 1 and 2 of this act. On or before the thirtieth day of June of each year the controller shall draw his warrant in favor of the treasurer of each and every county entitled to payment hereunder for whatever sum of money may be due to such county according to the terms of this act. The state treasurer shall pay the warrants so drawn.

SEC. 4. It shall be the duty of the board of supervisors of each county, upon application of the state controller, to furnish to the state controller such information as may be required by the controller to make a proper allocation and distribution to the several counties under the provisions of this act.

SEC. 5. It shall be the duty of the county auditor of any county receiving a payment of money under the provisions of section 2 of this act immediately to apportion such money by placing fifty per cent thereof to the credit of the unapportioned county school fund of the county and fifty per cent to the credit of the general road fund. The money thus added to the unapportioned county school fund shall be apportioned by the county superintendent of schools in the same manner as other county school fund moneys. The money thus added to the county general road fund shall be used for the same purposes as other county general road fund money. It shall be the duty of the county auditor of any county receiving money under the provisions of section 1 of this act immediately to credit the same to the general fund of the county.

SEC. 6. The assent of the State of California is hereby given to the provisions of the act of congress known as the federal water power act, approved June 10, 1920, and of the act of congress entitled, "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium on the public domain," approved February 25, 1920, and of all acts amendatory of or supplementary to either of said acts.

SEC. 7. An act entitled "An act to accept the provisions and benefits of an act passed by the senate and the house of representatives of the United States congress assembled and approved February 25, 1920, entitled "An act to promote the mining

of coal, phosphate, oil, oil shale, gas and sodium on the public domain" and setting aside the funds received by the state under the provisions of said act of congress," approved May 27, 1921, is hereby repealed."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1146—An act to amend section 1380 of the Code of Civil Procedure, relating to notices in probate proceedings.

COMMITTEE AMENDMENT

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, strike out all of lines 6 to 12, inclusive.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 882—An act to amend subdivision 7 of section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1015—An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 136—An act to add a new section to the Civil Code, to be numbered 1861b, allowing keepers of furnished apartment houses or furnished bungalow courts to take possession of baggage and other property of their guests or tenants for the purpose of enforcing all liens thereon.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, as amended in Assembly March 28, 1929, strike out all of lines 1 to 3, inclusive, and insert in lieu thereof the following:

"An act to add a new section to the Civil Code, to be numbered 1861b, allowing keepers of furnished apartment houses or furnished bungalow courts to take possession of baggage and other property of their guests or tenants for the purpose of enforcing all liens thereon."

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, as amended in Assembly March 28, 1929, strike out all of lines 15 to 22, inclusive, and also strike out all of page 2, and insert in lieu thereof the following:

"SECTION 1. A new section is hereby added to the Civil Code to be numbered 1861b, and to read as follows:

1861b. Keepers of furnished apartment houses and furnished bungalow courts may, after default in the payment of the charges enumerated in section 1861a of the Civil Code and the giving of three days' written notice, which shall state the full amount due said keeper and request payment thereof and which shall be served upon the tenant or guest or without such notice or service thereof, if such tenant or guest shall have departed, enter into the apartment or bungalow occupied or formerly occupied by such tenant or guest, and take into their possession all baggage and other property of value, belonging to such tenant or guest, for the purpose of enforcing the lien provided for in section 1861a of the Civil Code."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 350—An act making an appropriation to pay the claim of John R. Huberty against the State of California.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, after the word "money", insert the following: "in the fish and game preservation fund".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 714—An act creating the Napa State Farm revolving fund and making an appropriation therefor; providing for the disposition of any accrued surplus over and above such appropriation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 5 of the title of the printed bill, strike out the period following the word "appropriation", and insert in lieu thereof a comma, and add the following: "declaring the urgency thereof and providing that this act shall take effect immediately."

AMENDMENT NUMBER TWO.

On page 1, after line 18, of the printed bill, add the following:
"SEC. 3. This act, inasmuch as it provides for an appropriation for the usual current expenses of the state shall, under the provisions of section 1 of article four of the constitution of the State of California, take effect immediately."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 744—An act to permit the State compensation insurance fund to pay premiums on automobile liability insurance.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out all of lines 1 and 2 of the title of the printed bill, and insert in lieu thereof the following:

"An act making an appropriation to pay the claim of H. C. Miller against the State of California."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 1 to 5, inclusive, and insert in lieu thereof the following:

"SECTION 1. The sum of seventy-two dollars and five cents is hereby appropriated out of any moneys in the state compensation insurance fund in the state treasury, not otherwise appropriated, to pay the claim of H. C. Miller against the State of California."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1140—An act making an appropriation out of the Fish and Game Commission fund for the construction of jetties at the mouth of the Russian River.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the word "com-", and insert in lieu thereof the word "preservation".

AMENDMENT NUMBER TWO.

In line 2 of the title of the printed bill, strike out the word "mission".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 437—An act to make an appropriation annually for the development of the live stock industry and the exhibit of cattle, hogs and sheep at Los Angeles, California, under the auspices of the Western Live Stock Exhibit Association.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, as amended in Assembly March 28, 1929, strike out all of lines 4 to 9, inclusive, and insert in lieu thereof the following: "years, for agricultural districts number 1a and 6, to be expended by said districts for the development of the live stock industry and the exhibition of cattle, horses, hogs, sheep and other live stock products, including junior exhibitions thereof within each of said agricultural districts."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, as amended in Assembly March 28, 1929, strike out the word "fifty", and insert in lieu thereof the word "twenty-five".

AMENDMENT NUMBER THREE.

On page 1, line 5, of the printed bill, as amended in Assembly March 28, 1929, strike out lines 5 to 12, inclusive, and insert in lieu thereof the following: "to agricultural district number six, for the purpose of enabling said district to develop the live stock industry in the State of California and to provide exhibitions of cattle, horses, hogs, sheep and other live stock and live stock products, including exhibitions or exhibits thereof by junior exhibitors within said agricultural district."

SEC. 2. The sum of twenty-five thousand dollars is hereby appropriated annually during the eighty-first, eighty-second, eighty-third, eighty-fourth and eighty-fifth fiscal years, out of any funds in the state treasury not otherwise appropriated to agricultural district number one *a*, for the purpose of enabling said district to develop the live stock industry in the State of California and for the exhibitions of cattle, horses, hogs, sheep and other live stock and live stock products, including exhibitions or exhibits thereof by junior exhibitors within said agricultural district."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 34—An act to add a new section to the Political Code, to be numbered 363j, relating to the Department of Public Works.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 496—An act to amend section 2552 of the Political Code, relating to the Board of State Harbor Commissioners.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 452—An act to add a new section to the Political Code, to be numbered 4052c, relating to the appropriation by boards

of supervisors of moneys from the general fund for National Guard purposes.

Bill read second time, and ordered on file for third reading.

Senate Bill No 219—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 3, line 25, of the printed bill, as amended, after the word "thousand", strike out the word "one", and insert in lieu thereof the word "four".

AMENDMENT NUMBER TWO

On page 6, line 18, of the printed bill, as amended, strike out the word "witnesses".

AMENDMENT NUMBER THREE.

On page 6, line 20, of the printed bill, as amended, immediately following the comma after the word "dollars", insert the following: "and witnesses in the superior court in civil or criminal cases shall receive as compensation for each day's attendance, per day three dollars,".

Amendments adopted

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 511—An act to amend section 44 of the "California Vehicle Act," relating to renewal of registration of vehicles.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 in the title of the printed bill, after the words "an act", strike out the balance of said title, and insert in lieu thereof the following: "to add a new section to be numbered 44½ to the California vehicle act, relating to cancellation of registration for nonpayment of personal property tax on motor vehicles."

AMENDMENT NUMBER TWO

On page 1, line 1, of the printed bill, after the word and figure "SECTION 1.", strike out the balance of said line, and strike out all of line 2, and insert in lieu thereof the following: "The California vehicle act is hereby amended by adding thereto a new section to be numbered 44½, to read as follows:".

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, strike out all of lines 26 to 51, both inclusive, and on page 3 strike out all of lines 1 to 18, both inclusive, and insert in lieu thereof the following:

"SEC. 44½. Cancellation of registration for nonpayment of personal property tax. Whenever in any county or city and county the personal property tax on any motor vehicle, trailer, or semitrailer, legally assessable in said county or city and county remains unpaid for a period of fifteen days or more after the first Monday in August, and said tax is not secured by real estate, the assessor of said county or city and county shall immediately give written notice of such fact to the chief of the division of motor vehicles, and the chief of the division, upon receiving any such notice, shall immediately cancel the registration of the motor vehicle, trailer, or semitrailer referred to in said notice, and shall give notice of such cancellation as provided in the California vehicle act to the owner at his last known address as shown by the records of the division and shall properly list all such cancellations of registration and shall require the return of the outstanding license plates and all certificates issued for any such vehicle and shall not transfer or renew the registration certificate thereof unless and until a certificate from said county assessor or the tax collector of said county or city and county shall be filed with the chief of the division showing that the delinquent personal property tax and any penalties thereon have been fully paid and satisfied or that said assessment was made through error or mistake, and an application shall be made either for reinstatement of registration and return of the license plates and certificates or for a new registration of said motor vehicle, trailer, or semitrailer, and in either event the application shall be accompanied by

the fee specified in this act for annual registration of said motor vehicle, trailer, or semitrailer except in the event it shall appear by certificate that said assessment was made through error or mistake. Whenever the personal property tax is paid upon a motor vehicle, trailer, or semitrailer, or is secured by real estate, the county assessor or the tax collector as the case may be shall issue a certificate or receipt showing such fact to the owner of such motor vehicle, trailer, or semitrailer.

This section shall take effect on the first Monday in March in the year 1930."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TWENTY-SEVEN.

Assembly Concurrent Resolution No 27—Relative to providing for the appointment of a Committee on Billboard Regulation and Restriction.

COMMITTEE AMENDMENTS.

During reading of the concurrent resolution, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed resolution, strike out the word "four", and insert in lieu thereof the word "six".

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed resolution, strike out the word "two", and insert in lieu thereof the word "three".

AMENDMENT NUMBER THREE.

On page 1, line 17, of the printed resolution, strike out the word "two", and insert in lieu thereof the word "three"

AMENDMENT NUMBER FOUR.

On page 2, line 5, of the printed resolution, after the word "of" and before the word "five", insert the word "twenty-".

Amendments adopted.

Concurrent resolution ordered to reprint, and re-referred to Committee on Contingent Expenses.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TWENTY-FIVE.

Assembly Concurrent Resolution No. 25—Relative to the preservation of the coast line of the State of California and the land and water areas contiguous thereto and authorizing the appointment of a committee for the purpose of study and investigation.

COMMITTEE AMENDMENTS.

During reading of the concurrent resolution, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 10, of the printed resolution, strike out the word "two", and insert in lieu thereof the word "four"

AMENDMENT NUMBER TWO

On page 2, line 11, of the printed resolution, strike out the word "two", and insert in lieu thereof the word "three"

AMENDMENT NUMBER THREE.

On page 2, line 19, of the printed resolution, strike out the word "three", and insert in lieu thereof the word "five".

AMENDMENT NUMBER FOUR

On page 3, line 5 of the printed resolution, strike out the word "three", and insert in lieu thereof the word "five"

Amendments adopted.

Concurrent resolution ordered to reprint, engrossment, and on file for adoption.

Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 888 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Quigley, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—51

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

EXCUSED FROM VOTING.

By unanimous consent of the Assembly, Mr. Coombs was excused from casting his vote on Assembly Bill No. 888.

Assembly Bill No. 406—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 406 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Keaton, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 957—An act to add a new section to the Political Code, to be numbered 594b, relating to burial contracts and certificates.

Bill read third time

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Fry moved that Assembly Bill No. 957 be withdrawn from the file, and ordered re-referred to Committee on Insurance.

Motion carried.

Assembly Bill No. 957 ordered re-referred to Committee on Insurance.

Assembly Bill No. 298—An act to amend section 19.15 of the Juvenile Court Law, relating to compensation of probation officers in counties of the fifteenth class

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 298 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Keaton, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor, Miller, James, A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright Young, and Mr. Speaker—56.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 997—An act to amend section 19 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method, procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith." approved June 5, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 997 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Denel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jones, Jost, Keaton, Kline, Leymel, Luttrell, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1106—An act to increase the number of judges of the superior court of the county of Santa Barbara, and for the appointment of such additional judge.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1106 passed by the following vote.

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Keaton, Klme, Levmel, Luttrell, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noves, Parkman, Quigley, Roberts, Roland, Scofield, Seudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—56.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1114—An act to add a new section to the Political Code, to be numbered 4167a, relating to vacancies in the office of sheriff.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1114 passed by the following vote.

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Keaton, Klme, Levmel, Luttrell, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noves, Parkman, Quigley, Roberts, Roland, Scofield, Seudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—56

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 228—An act to amend section 737p of the Political Code, relating to the salary of the judge of the superior court, in and for the county of Kings.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 228 passed by the following vote.

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Keaton, Klme, Levmel, Luttrell, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noves, Parkman, Quigley, Roberts, Roland, Scofield, Seudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 402—An act to amend section 1033 of the Code of Civil Procedure, relating to costs in civil cases.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 402 passed by the following vote :

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Kline, Levmel, Luttrell, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. CHARLES A. OLIVA IN THE CHAIR.

At eleven o'clock and thirty-five minutes a.m., Hon. Charles A. Oliva, member of the Assembly from the Thirty-third District, in the chair.

Assembly Bill No. 407—An act to amend section 1280 of the Code of Civil Procedure, relating to validity of arbitration agreements.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 407 passed by the following vote :

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Jost, Kline, Luttrell, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1107—An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of garages, and the maintenance, use and occupancy of the premises and land on which garages are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and counties, and to provide penalties for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1107 passed by the following vote :

AYES—Adams, Arnold, Baum, Bishop, Bliss, Cloudsley, Collier, Coombs, Craig, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Kline, Luttrell, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—56.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and forty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced :

By Mr. Parkman: Assembly Concurrent Resolution No. 32—Relative to approving the charter of the city of Redwood City, county of San Mateo, State of California, voted on and ratified by the qualified electors of said city of Redwood City at a special municipal election held therein on the ninth day of April, 1929.

Introduced.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Parkman asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 32, at this time, without reference to printer, committee, or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER THIRTY-TWO.

Assembly Concurrent Resolution No. 32—Relative to approving the charter of the city of Redwood City, county of San Mateo, State of California, voted on and ratified by the qualified electors of said city of Redwood City at a special municipal election held therein on the ninth day of April, 1929.

The question being on the adoption of the concurrent resolution.

The roll was called, and Assembly Concurrent Resolution No. 32 adopted by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, McGinley, McGuinness, Meeker, Miller, Eleanor Miller, James A. Mixer Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Quigley, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 32 ordered transmitted to the Senate.

SPECIAL ORDER.

The hour of eleven o'clock and forty-five minutes a.m. having arrived, the special order heretofore set for this hour was taken up for consideration.

CONSIDERATION OF ASSEMBLY BILL NUMBER EIGHT.

Assembly Bill No. 8—An act to amend section 1026a of the Penal Code, relating to release of defendant committed to a State institution for the insane, in criminal cases.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 8 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McGinley, McGuinness, Meeker, Miller, Eleanor Miller, James A. Mixer Morgan, Morrison, Nielsen, Noves, Oliva, Patterson, Quigley, Roberts, Roland, Seawell, Snyder, Spalding, Stockwell, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 53—An act to add a new section to be numbered 10½ to the County Water Works District Act approved June 13, 1913, as amended, relating to the levy of taxes on land only in county water works districts at the option of the petitioners for the formation of such districts;

Also: Assembly Bill No. 150—An act to amend section 4250 of the Political Code, relating to compensation of officers and jurors in counties of the twenty-first class;

Also: Assembly Bill No. 469—An act to amend section 943 of the Code of Civil Procedure, relating to appeals;

Also: Assembly Bill No. 998—An act to amend the "Water Commission Act," approved June 16, 1913 as amended, by amending sections 10a, 24, 30, 31, 32, 34, 35, 36 and 36c thereby and by adding thereto a new section to be numbered 37a, relating to collection of funds and payment of costs of water distribution by water master;

Also: Assembly Bill No. 1112—An act providing for the adoption or compilation, publication and use of textbooks and supplementary textbooks in the elementary schools of the State of California;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for second reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Adams:

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to transfer and set over certain State land from the jurisdiction of the Park Commission, the Department of Institutions, and the Division of Highways to the jurisdiction of the Surveyor General and providing for the use thereof.

Referred to Committee on Introduction of Bills.

By Mr. Woolwine:

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 3336 of the Civil Code, relating to damages for the wrongful conversion of personal property.

Referred to Committee on Introduction of Bills.

By Mr. Hoffman:

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 585 of the Code of Civil Procedure, relating to judgments

Referred to Committee on Introduction of Bills.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 446 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley,

Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Roberts, Roland, Seawell, Snyder, Spalding, Stockwell, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 18—An act to enable counties to acquire, hold, improve and maintain land for the uses and purposes of public parks and boulevards.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 18 passed by the following vote:

AYES—Adams, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—65.

NOES—Arnold, Bernard, McGinley, Sewell, and Stockwell—5.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Hoffman: An act to amend section 585 of the Code of Civil Procedure, relating to judgments.

By Mr. Woolwine: An act to amend section 3336 of the Civil Code, relating to damages for the wrongful conversion of personal property.

By Mr. Adams: An act to transfer and set over certain State land from the jurisdiction of the Park Commission, the Department of Institutions, and the Division of Highways to the jurisdiction of the Surveyor General, and providing for the use thereof.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Roberts, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—None.

SPECIAL ORDER.

The hour of twelve o'clock and ten minutes p.m. having arrived, the special order for consideration of Senate Bills Nos 675 and 677 heretofore set for this hour was taken up.

CONSIDERATION OF SENATE BILL NUMBER SIX HUNDRED SEVENTY-FIVE.

Senate Bill No. 675—An act to amend section 340 of the Penal Code, relating to pawnbrokers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 675 finally passed by the following vote:

AYES—Adams, Arnold, Baum, Bernard, Bhss, Brock, Cloudman, Collier, Coombs, Crittenden, Cronin, Crowley, Deuel, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Kline, Leymel, Little, Luttrell, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—Clowdsley, and Heisinger—2.

Title read and approved.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NUMBER SIX HUNDRED SEVENTY-SEVEN.

Senate Bill No. 677—An act to amend section 341 of the Penal Code, relating to pawnbrokers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 677 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bhss, Brock, Cloudman, Coombs, Crittenden, Cronin, Deuel, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, McGinley, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—55.

NOES—Clowdsley, and Collier—2.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 53—An act to amend section 57 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended, relating to compensation of officers.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Heisinger moved that Assembly Bill No. 53 be withdrawn from the file, and ordered re-referred to Committee on Irrigation.

Motion carried.

Assembly Bill No. 53 ordered re-referred to Committee on Irrigation.

Assembly Bill No. 918—An act to amend section 3817 of the Political Code, relating to redemption of real estate on sale for taxes,

designating who may redeem and fixing the penalties, interest and costs incident thereto.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. West moved that Assembly Bill No. 918 be withdrawn from the file, and ordered re-referred to Committee on Revenue and Taxation.

Motion carried.

Assembly Bill No. 918 ordered re-referred to Committee on Revenue and Taxation.

Assembly Bill No. 43—An act to add a new section to the Penal Code, to be numbered 536c, relating to the handling of farm products on consignment.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jost moved that Assembly Bill No. 43 be withdrawn from the file, and ordered re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 43 ordered re-referred to Committee on Agriculture.

Assembly Bill No. 536—An act to secure the safety of the public at public bathing places and to provide for the attendance of lifeguards.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Fry moved that Assembly Bill No. 536 be withdrawn from the file, and ordered re-referred to Committee on Public Health and Quarantine.

Motion carried.

Assembly Bill No. 536 ordered re-referred to Committee on Public Health and Quarantine.

RECESS.

At twelve o'clock and thirty minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 725—An act to amend section 473 of the Penal Code, relating to penalty for forgery.

Also: Assembly Bill No. 724—An act to amend section 476 of the Penal Code, relating to the issuing of fictitious bills, notes, checks, or instruments in writing with intent to defraud.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

KLING, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 352—An act to amend section 461 of the Penal Code, relating to punishment for burglary;

Also: Assembly Bill No. 353—An act to amend section 213 of the Penal Code, relating to the penalty for robbery;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

KLING, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 1023—An act to amend section 1557 of the Penal Code, relating to extradition—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLING, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 4—An act to amend section 1557 of the Penal Code, relating to the return of fugitives;

Also: Senate Bill No. 392—An act to amend section 476a of the Penal Code, relating to checks, orders and drafts;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

KLING, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 726—An act to amend section 107 of the Penal Code, relating to escapes and attempts to escape from county jails, city jails and county hospitals and from the custody of the sheriff, approved May 5, 1923—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLING, Chairman.

The above reported bill ordered on file for second reading.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Senate Bill No. 811—An act to amend an act entitled "An act making an appropriation for the purchase of additional lands for the enlargement of Mount Diablo Park in California," approved May 21, 1927, by amending section 3 of said act, relating to the Mount Diablo State Park fund—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC CHARITIES AND CORRECTIONS

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1929.

MR. SPEAKER: Your Committee on Public Charities and Corrections, to which was referred Senate Bill No. 741—An act to amend section 2 of an act entitled "An act to provide for the maintenance and support, in certain cases, of indigent, incompetent, and incapacitated persons (other than persons adjudged insane and confined within State hospitals), becoming a public charge upon the counties or cities and counties within the State of California, and for the payment thereof into a fund for the maintenance and support of such persons," approved March 23, 1901, as amended—has had

the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ROLAND, Chairman.

The above reported bill ordered on file for second reading.

ON MEDICAL AND DENTAL LAWS.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Senate Bill No. 216—An act to amend section 17 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to penalties for violation of the provisions of the act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

MIXTER, Vice Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Assembly Bill No. 809—An act to amend section 15 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings, to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended—has had the same under consideration and respectfully reports the same back, and recommends that it do pass as amended.

MIXTER, Vice Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Senate Bill No. 213—An act to amend section 12 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to commissioned officers in the Medical Corps of the Army, Navy and Public Health Service of the United States;

Also: Senate Bill No. 215—An act to amend section 10 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to courses of study required of applicants for certification under said act;

Also: Senate Bill No. 337—An act to amend section 3 of the "Narcotic Rehabilitation Act," and to add new sections to said act to be numbered 5a, 6a, 6b and 16a, relating to government of the State Narcotic Hospital, commitments, discharge and parole of inmates; prohibiting escapes and prescribing penalties;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

MIXTER, Vice Chairman.

The above reported bills ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 654—An act providing for the annexation of high school districts to junior college districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 118—An act to amend section 1609 of the Political Code, relating to persons employed in public school service—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER. Your Committee on Education, to which was referred Assembly Bill No. 129—An act providing for the allowance of traveling expenses of members of governing boards of union or joint union high school districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 1072—An act to amend section 19 of the General Dairv Law of California, approved June 15, 1923, as amended, relating to the transportation of milk and milk products—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BERNARD, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 406—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

LION. MORGAN KEATON IN THE CHAIR.

At two o'clock and fifteen minutes p.m., Hon. Morgan Keaton, member of the Assembly from the Seventieth District, in the chair.

MOTION TO APPROVE JOURNALS.

Mr. Jones moved that the Journals of Wednesday, March 27, 1929; Thursday, March 28, 1929; Friday, March 29, 1929; Monday, April 1, 1929, and Tuesday, April 2, 1929, be approved as corrected by the Minute Clerk.

Motion carried.

THE SPEAKER IN THE CHAIR.

At two o'clock and twenty minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Hoffman: Assembly Bill No. 1158—An act to amend section 585 of the Code of Civil Procedure, relating to judgments.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Woolwine: Assembly Bill No. 1159—An act to amend section 3336 of the Civil Code, relating to damages for the wrongful conversion of personal property.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Adams: Assembly Bill No. 1160—An act to transfer and set over certain State land from the jurisdiction of the Park Commission, the Department of Institutions, and the Division of Highways to the jurisdiction of the Surveyor General and providing for the use thereof.

Bill read first time, and referred to Committee on State Grounds and Parks.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 864—An act to amend section 2322x30 of the Political Code, relating to the salary of the horticultural commissioner of counties of the thirtieth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 864 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Jespersen, Jewett, Jones, Kline, Leymel, McGuinness, Meeker, Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1134—An act to add a new section to the Political Code, to be numbered 363p, relating to pamphlets and bulletins of the Department of Public Works.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1134 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Jespersen, Jewett, Jones, Kline, Leymel, McGuinness, Meeker, Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1050—An act to add a new section to the Political Code, to be numbered 1617c, relating to dedication of real property for street or highway purposes by governing bodies of school districts.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Spalding moved that Assembly Bill No. 1050 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 1050 ordered re-referred to Committee on Education.

Assembly Bill No. 469—An act to amend section 943 of the Code of Civil Procedure, relating to appeals.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Assembly Bill No. 469 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 469 ordered re-referred to Committee on Judiciary.

THIRD READING OF SENATE BILLS.

Senate Bill No. 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702 and 703, relating to the Division of Exhibits within the Department of Finance.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Cloudsley :

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, as amended, strike out the comma following the word "division", and strike out the words "who shall also be the secretary of the", and strike out all of line 10 of said page and the following words in line 11 of said page: "state fair", and strike out the comma following the word "fair" in said line 11.

Amendment adopted.

Bill ordered to reprint, and on file for third reading.

Senate Bill No. 188—An act to add a new section to the Political Code, to be numbered 3236, relating to preference on public contracts and furnishing supplies.

Bill read third time.

The question being on the passage of the bill.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Adams moved a call of the House.

Motion carried.

Time, two o'clock and forty-three minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names.

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Cuttenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Khne, Leymel, Lyons, McGinnis, Meeker, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—56.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

Senate Bill No. 569—An act to amend section 5 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 54 of the said Direct Primary Law, and also to repeal all other acts or parts of

acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 569 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, De Yoe, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jones, Kline, Leymel, Lyons, McGuinness, Meeker, Mixer, Morrison, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 101—An act to amend section 12 of an act entitled "An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended, relating to registration fees and return of fee paid where no position is secured.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 101 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Kanton, Kline, Leymel, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spaulding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 540—An act to amend section 3 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and distribution of license taxes and adopting those provisions, not inconsistent herewith, of an act entitled 'An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and distribution of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith,' approved May 30, 1923, as amended and approved May 2, 1925," approved May 26, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 540 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 102—An act to amend sections 16 and 21 of an act entitled "An act for preventing the manufacture, sale or transportation of adulterated, mislabeled or misbranded foods and liquors, and regulating the traffic therein, providing penalties, establishing a State Laboratory for Foods, Liquors and Drugs, and making an appropriation therefor," approved March 11, 1907, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 102 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 229—An act adding a new section to the Political Code, to be numbered 694, relating to the Department of Finance.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 229 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 230—An act to repeal sections 2294, 2302 and 2304 of the Political Code and to amend section 2295 of the said Political Code, all relating to the State Librarian.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 230 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGinness, Meeker, Miller, Eleanor, Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spaulding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 841—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article II, embracing sections 375 and 375*d*, inclusive, relating to a Department of Investment.

Bill read third time.

The question being on the passage of the bill

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Feigenbaum:

AMENDMENT NUMBER ONE.

On page 2, line 36, of the printed bill, as amended, after the word "article", insert the words "may, and for purposes of this act."

Amendment adopted.

Bill ordered to reprint, and on file for third reading.

Senate Bill No. 36—An act to amend section 4225*a* of the Political Code, added to said code by chapter 136, Statutes of 1919, and approved April 30, 1919, relating to county health officials and employees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 36 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGinness, Meeker, Miller, Eleanor, Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Roland, Scofield, Scudder, Seawell, Snyder, Spaulding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—58.

NOES—Anderson, Cloudsley, Crittenden, and Harper—4.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. West moved to amend the title as follows:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title of the printed bill, after the word "amend", insert the following words. "and renumber".

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No 37—An act to amend section 3062 of the Political Code, relating to city health officials and employees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 37 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Craig, Crawford, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—Anderson, Cloudsley, and Crittenden—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 205—An act to amend section 524 of the Penal Code, relating to attempts to extort money or property by means of verbal threats.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 205 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Keaton, Kline, Leymel, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oлива, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Feigenbaum moved to amend the title as follows:

AMENDMENT NUMBER ONE

On page 1, line 2, of the title of the printed bill, strike out the word "verbal".

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

RESOLUTION.

The following resolution was offered:

By Messrs Anderson, Lyons and Keaton:

WHEREAS, Section 85 of the Penal Code of the State of California makes the offering or giving of a bribe or attempt by menace, deceit or any corrupt means to influence a member of the Legislature in giving or withholding his vote a crime; and

WHEREAS, Section 7, article IV of the constitution of the State of California states that each house is the judge of the qualifications of its own members; and

WHEREAS, Certain proceedings have been filed in a court in Los Angeles City against one of the members of this Assembly, pertaining to his right to a seat in this Assembly; and

WHEREAS, It is alleged that a certain Jack Buzzell has attempted by threats and menace, and promises to influence or control the vote of Assemblyman Willard E. Badham by reason of the aforesaid proceedings in Los Angeles; and

WHEREAS, Certain members of this Assembly have investigated the allegations concerning the said Jack Buzzell and Assemblyman Badham and have filed a written report with the Los Angeles delegation of this Assembly, which report is attached hereto and made a part hereof; and

WHEREAS, In the opinion of said members an offense has been committed; and therefore, be it

Resolved, That this entire matter be referred to the Assembly Committee on Judiciary for such investigation and proceedings as they shall advise.

SACRAMENTO, CALIFORNIA, March 18, 1929.

Mr. Harry Lyons.

*Chairman of the Los Angeles Assembly Delegation,
Session of 1929, Sacramento, California.*

DEAR MR. LYONS: We, your committee, which you appointed with the request that we investigate the matter of the alleged attempt at improper influence of a member of the Assembly by one Jack Buzzell, beg leave to report that we have made a brief investigation and submit the following data and opinion:

I.

We find that section 7, article IV of the constitution of the State of California distinctly states that each house is the judge of the qualifications of its own members.

II.

We also find that section 85 of the Penal Code makes the alleged acts of Jack Buzzell, hereinafter referred to, a serious offense under said section, which is as follows, to-wit:

"85. Giving or offering bribes to members of the Legislature. Every person who gives or offers to give a bribe to any member of the Legislature, or to another person for him, or attempts by menace, deceit, suppression of truth, or any corrupt means, to influence a member in giving or withholding his vote, or in not attending the house or any committee of which he is a member, is punishable by imprisonment in the state prison not less than one nor more than ten years."

III.

We are informed, although we have not individually seen the papers, that certain proceedings have taken place in a municipal court of Los Angeles County, wherein Assemblyman Badham of the Los Angeles delegation, is accused, upon the ground that he did not file his expense account on the election, within the time limit set forth in the election laws, and that under and by virtue of said court proceedings, there has been issued out of said court, a warrant for Assemblyman Badham's arrest, and that said proceedings are being had, and said warrant was issued, and an attempt was made to serve said warrant during the time that Assemblyman Badham was in attendance at a session of the Legislature and during the period of time Assemblyman Badham is a member of such session, all contrary to law and the constitutional rights of said Assemblyman Badham.

IV.

Your committee regrets that it has been unable to personally interview some of the parties who possess definite first-hand information according to general information we have received, and therefore, we are omitting herein this general information because it would have to be classed as hearsay, and shall confine the evidence at hand to information that has been given to us directly.

V.

The following is a statement by Assemblyman Willard E. Badham:

On Wednesday, the thirteenth of March, 1929, a certain Los Angeles County official was sitting in back of the Assembly Chamber in the Capitol at Sacramento, talking to Jack Buzzell, secretary of the Los Angeles Labor Council, when the county official called me and said that Jack Buzzell had a plan for the dismissing of the case involving my legislative seat and now pending at Los Angeles.

I said, "Shoot, what have you to say?"

He, Jack Buzzell, said if I would vote for the so-called "yellow dog" bill and the Workmen's Compensation Act, he would get things released down below.

Not sure that I got him just right, I asked him how many bills he wanted me to vote for.

He said, just the two, the so-called "yellow dog" bill and the Workmen's Compensation Act.

The county official then spoke up and said, "There is your chance, Badham, to get things dismissed below."

Jack Buzzell then said, "I will stand by my agreement if you will come through with the votes."

At that point someone came by and broke up the conversation, and I immediately went and reported the affair to my attorney.

VI.

The following is a statement by Walter B. Fawcett:

*Hon. Willard Badham,
Assembly Chamber, State Capitol,
Sacramento, California.*

DEAR SIR. The following information may be of interest to you:

While I was awaiting the convening of the Assembly Insurance Committee in Room 430, Tuesday afternoon, March 12th, J. W. Buzzell, secretary of the Los Angeles Central Labor Council, took a seat at my right. I said to Buzzell "You made a very good presentation of labor's position on the 'yellow dog' contract bill last evening."

Buzzell leaned forward and replied "Yes! I made a proposition to Assemblyman Badham that if he would vote for the 'yellow dog' contract bill, I would go down to Los Angeles and have the charge against him dismissed. You know, I had that complaint filed against him and I guess it has kept him worried."

I looked at him carefully and said to him "That is quite interesting."

He then added "Supervisor Sid Graves was with me and heard me make the proposition to Badham. I think we'll pass the bill all right."

Frank Outman, of Berkeley, was seated at my left and may have overheard the conversation. He will no doubt recall the incident.

The committee was called to order just at this time and there was no further conversation on the subject.

Respectfully,

WALTER B. FAWCETT.

VII.

A member of your delegation, but inasmuch as Assemblyman Stockwell heard the same first-hand information, but inasmuch as Assemblyman Stockwell heard the statement, and your committee did not, therefore, we request that your delegation take it up with Assemblyman Stockwell, and we attach a statement by him hereto, marked Exhibit "A," together with other statements which we have received. We also understood that Assemblyman Frank McGinley has some first-hand information, and he being a member of your delegation, you can get it first hand.

VIII.

Your committee is of the opinion that some of the gentlemen who know of this matter first hand, and have such first-hand information of this matter, which we believe to be a crime under the law, seemed to desire to keep out of the matter, and are therefore avoiding, as far as possible, being brought into the matter as witnesses, and we are of the opinion that they can furnish evidence, and if they are sworn, that they will furnish evidence of great importance, but we had no authority to place them under oath, and in fact, did not see all of them. It is our opinion that some of them, at least, are inclined to pass the matter off as a joke in order to escape being brought into the matter as such witnesses, and in this connection, we refer to Supervisors Graves and Shaw of Los Angeles, and Mr. Fred Frank, also of Los Angeles.

IX.

Your committee is of the opinion that there was a serious offense committed, and that Jack Buzzell, if the allegations presented to us are true, is liable to prosecution for a serious offense. We do not consider the matter a joke in any form, and we feel that it is important that members of the Legislature shall, at all times, be free from undue influence, intimidation, duress or menace, and that if, in your judgment, the facts submitted herewith, together with the further facts that you are able to gather from members of your own delegation warrant the bringing of the necessary and proper action against this offender, we would heartily recommend such proceedings. It is impossible to use language too strong in the condemning of such actions as those alleged to have been done by this Jack Buzzell.

In conclusion, we wish to say that we are making this report to you, and not to the press. You may do with it what you think is best, and we will be happy to cooperate with you in anything that seems favorable or proper to your delegation, in helping to punish offenders who interfere with the free and proper functions of the Legislature.

Respectfully submitted.

ROSCOE J. ANDERSON.
MORGAN KEATON.

Authorized. JERRY SCOFIELD.

EXHIBIT "A."

I was informed by a responsible person that a proposal was made by Buzzell to Badham that in the event Badham would vote for the yellow dog bill and for the spotter bill that the charges against Badham would be dropped in the municipal court in Los Angeles. Person informing me overheard the proposal made by Buzzell.

J. E. STOCKWELL.

EXHIBIT "B."

ASSEMBLY, March 15, 1929.

On Wednesday, the thirteenth of March, 1929, a certain Los Angeles County official was sitting in back of the Assembly Chamber in the Capitol at Sacramento talking to Jack Buzzell, secretary of the Los Angeles Labor Council, when the county official called me and said that Jack Buzzell had a plan for the dismissing of the case involving my legislative seat and now pending at Los Angeles.

I said, "Shoot, what have you to say?"

He, Jack Buzzell, said if I would vote for the so-called "yellow dog" bill and the Workmen's Compensation Act, he would get things released down below.

Not sure that I got him just right, I asked him how many bills he wanted me to vote for.

He said, just the two, the so-called "yellow dog" bill and the Workmen's Compensation Act.

The county official then spoke up and said, "There is your chance, Badham, to get things dismissed below."

Jack Buzzell then said, "I will stand by my agreement if you will come through with the votes."

At that point someone came by and broke up the conversation, and I immediately went and reported the affair to my attorney.

WILLARD E. BADHAM.

EXHIBIT "C."

March 13, 1929.

*Hon. Willard Badham, Assembly Chamber, State Capitol,
Sacramento, California.*

DEAR SIR: The following information may be of interest to you:

While I was awaiting the convening of the Assembly Insurance Committee in room 430, Tuesday afternoon, March 12th, J. W. Buzzell, secretary of the Los Angeles Central Labor Council, took a seat at my right. I said to Buzzell, "You made a very good presentation of labor's position on the 'yellow dog' contract bill last evening."

Buzzell leaned forward and replied, "Yes! I made a proposition to Assemblyman Badham that if he would vote for the 'yellow dog' contract bill, I would go down to Los Angeles and have the charge against him dismissed. You know, I had that complaint filed against him and I guess it has kept him worried."

I looked at him carefully and said to him, "That is quite interesting."

He then added, "Supervisor Sid Graves was with me and heard me make the proposition to Badham. I think we'll pass the bill alright."

Frank Outman, of Berkeley, was seated at my left and may have overheard the conversation. He will no doubt recall the incident.

The committee was called to order just at this time and there was no further conversation on the subject.

Respectfully,

WALTER B. FAWCETT.

The Speaker referred the above resolution to Committee on Judiciary.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At three o'clock and twenty-two minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Adams.

The roll of absentees was called, and Senate Bill No. 188 was passed by the following vote:

AYES—Adams, Badham, Bernard, Bishop, Bliss, Cloudman, Craig, Crittenden, Crowley, DeYoe, Dillinger, Easley, Emmett, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Jewett, Jost, Keaton, Leymel, Luttrell, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Scofield, Scudder, Seawell, Williams, Williamson, Wright, Young, and Mr. Speaker—45.

NOES—Anderson, Arnold, Baum, Brock, Cloudsley, Collier, Coombs, Crawford, Deuel, Eddy, Feigenbaum, Fisher, Harper, Ingels, Jespersen, Jones, Kline, Lyons, Meeker, Nielsen, Roland, Snyder, Spalding, Stockwell, West, and Witter—26.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Wright gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 188 was this day passed.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 686—An act creating a commission to investigate and report upon the subject of home rule for counties, providing for the appointment of the members thereof, the powers and duties of such commission, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 686 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Deuel, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Roberts, Roland, Scudder, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 119—An act relating to the exhibition of still or motion pictures in the public schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 119 passed by the following vote:

AYES—Adams, Badham, Bernard, Bishop, Bliss, Cloudsley, Collier, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Fisher, Fry, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Leymel, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, West, Williams, Witter, Wright, and Mr. Speaker—44.

NOES—Anderson, Arnold, Baum, Cloudman, Crawford, Feigenbaum, Flynn, Gilmore, Hawes, Luttrell, Lyons, McGinley, Mixer, Morgan, Stockwell, Williamson, and Young—17.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 26—An act to amend section 626i of the Penal Code, relating to the limit of deer that may be killed.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 26 refused passage by the following vote:

AYES—Adams, Baum, Cloudsley, Craig, Feigenbaum, Fry, Harper, Heisinger, Jones, Kline, Meeker, Miller, Eleanor; Mixer, Morrison, Roland, Snyder, Spalding, Williamson, Witter, Wright, and Mr. Speaker—21.

NOES—Anderson, Arnold, Bernard, Bliss, Cloudman, Coombs, Crowley, Deuel, DeYoe, Fisher, Flynn, Gilmore, Ingels, Jewett, Keaton, Luttrell, Lyons, Noyes, Patterson, Scudder, Seawell, Stockwell, West, Williams, and Young—25.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 398—An act to amend section 3714 of the Political Code, relating to levy of taxes.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. West:

AMENDMENT NUMBER ONE

On page 1, line 24, of the printed bill, as amended, after the word "increases", strike out the word "and", and insert in lieu thereof the preposition "in".

AMENDMENT NUMBER TWO.

On page 2, line 15, of the printed bill, as amended, strike out the article "the" at the beginning of the line, and insert in lieu thereof the following: "school district estimates shall be submitted on forms prescribed by the state department of education, all other".

AMENDMENT NUMBER THREE.

On page 4, line 11, of the printed bill, as amended, immediately after the word "fund", insert a comma followed by the words "other than school funds."

AMENDMENT NUMBER FOUR

On page 4, line 13, of the printed bill, as amended, immediately following the comma following the word "surplus", insert: "provided, that in any fund from which expenditures are to be made wholly from surplus ten per cent of the estimated expenditures may be so reserved."

AMENDMENT NUMBER FIVE

On page 4, line 17, of the printed bill, as amended, strike out the word "unappointed", and insert in lieu thereof the word "unappropriated".

AMENDMENT NUMBER SIX

On page 4, line 25, of the printed bill, as amended, after the word "funds", insert a comma.

AMENDMENT NUMBER SEVEN

On page 5, line 11, of the printed bill, as amended, immediately preceding the first word thereon, insert the numeral "4".

AMENDMENT NUMBER EIGHT.

On page 5, line 48, of the printed bill, as amended, immediately preceding the first article "the", insert the numeral "5".

AMENDMENT NUMBER NINE

On page 7, line 1, of the printed bill, as amended, immediately following the word "expenditure", insert the following "in an amount known by him to be in excess of the available balance of the appropriation against which it is drawn."

AMENDMENT NUMBER TEN.

On page 8, line 18, of the printed bill, as amended, strike out the comma at the end of the line, and insert in lieu thereof the word "and".

Amendments adopted.

Bill ordered to reprint, and on file for third reading.

MESSAGES FROM THE GOVERNOR.

The following messages from the Governor were read, and ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, April 17, 1929.

To the Assembly of the State of California.

Assembly Bill No. 653 is herewith returned without my approval.

This bill allows compensation to be paid school election officers in every school district where polls are kept open more than four hours. This limitation of four hours makes it clear that it was not intended to place this financial burden upon the multitude of small country districts where a four-hour election day is possible.

However, upon investigation it is found that there is nothing to prevent these small districts holding their polls open more than four hours, with the consequent possibility of this extra expense upon them. The author of the bill, who had sought merely to affect large districts outside of cities, in view of the facts above stated, joins in agreeing that my approval be withheld.

Respectfully submitted.

C. C. YOUNG, Governor.

Also:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, April 17, 1929.

To the Assembly of the State of California

Assembly Bill No 1016 is herewith returned without my approval.

Legal objections to the bill as drawn appear sufficiently serious to endanger accomplishment of the desired purpose. This fact is borne out in one respect by a recent decision of the Supreme Court. Inasmuch as the objections which have been found are such as can be obviated in a new measure, a substitute bill is being prepared for introduction. With this in view the author of the present bill and others interested have agreed that my approval should be withheld.

Respectfully submitted.

C. C. YOUNG, Governor

REPORTS OF STANDING COMMITTEES*

The following reports of standing committees were received and read:

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 571—An act to amend sections 591 and 606 of the Political Code, and adding a new section to be numbered 606a, all relating to the Insurance Commissioner, his office, salary, expenses, deputies, assistants, attorney and employees; submission of written instruments to attorney or Attorney General; assessment of insurance companies for salary and expenses in case of deficiency; creation of insurance fund and transfer and abolition of Insurance Commissioner's special fund—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

ON MOTOR VEHICLES

ASSEMBLY CHAMBER, SACRAMENTO, April 17, 1929.

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 950—An act to amend the California Vehicle Act, approved May 30, 1923, as amended and approved May 16, 1925, and as amended, by adding a new section thereto to be numbered 99½, relating to lights—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

ADJOURNMENT.

At four o'clock and five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, April 18, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Thursday, April 18, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Leymel, Little, Luttrell, Lyons, McGinley, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson,

Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—72.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Williamson, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Bernard moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Stockwell, Messrs. Sewell, Woolwine, Little, Hornblower and Cronin were granted leave of absence, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of the Speaker, Mr. McDonough was granted leave of absence for the day.

On motion of the Speaker, Mr. Feigenbaum was granted leave of absence for the day.

On motion of Mr. Lyons, Mr. Baum was granted leave of absence for the day.

On motion of Mr. Gilmore, Mr. Flynn was granted leave of absence for the day.

On motion of Mr. Jewett, Mr. Fry was granted leave of absence for the day.

On motion of Mr. Crawford, Mr. Scofield was granted leave of absence for the day.

On motion of Mr. Badham, Mr. McGuinness was granted leave of absence for the day.

On motion of Mr. Dillinger, Mr. Byrne was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Heisinger, Mrs. Lena Unger of Fresno, daughter of Assemblyman Heisinger, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, James F. Collins of Long Beach, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Merton E. Hill of Ontario, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Morgan, Captain A. L. Perkins, deputy county assessor of Oakland, and Mrs. Perkins were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Morrison, Scottie McCann and Harry O'Day of Culver City, California, were extended the privilege of the

floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Patterson, Mr. L. B. Nourse and Mr. W. N. Wiley of Bakersfield, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Luttrell, Dave H. Du Vander, president of the Windsor Dry Fruit Protective League, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Luttrell, Ross W. Pool, mayor of Windsor, Sonoma County, and chairman of the Russian River Deep Water Life Guards Association, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Luttrell, Douglass Chisholm, chairman of the Windsor Vineyards and Hop Growers' Conservation League, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON AGRICULTURE.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 1062—An act to add a new section to chapter 46 of part III, title V of the Political Code, to be numbered section 2322k, relating to the distribution of certain pests, and to repeal an act entitled "An act to prevent the spread of certain species of plant pests by means of containers, appliances or articles used in connection with various agricultural commodities, to confer upon the Director of the Department of Agriculture the power to designate such species and such treatment therefor as he shall deem adequate to prevent such spread, to confer upon the county horticultural commissioners the power to prescribe such treatment, to prohibit the transporting from or into any county or locality of the State of any such containers, appliances or articles unless proof shall have been furnished that the same have not been exposed to infection or infestation by such plant pests, to make a violation of the provisions hereof a misdemeanor, and to repeal an act entitled 'An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the Director of Agriculture in relation thereto,' approved June 3, 1921," approved April 3, 1925—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 43—An act to add a new section to the Penal Code, to be numbered 536c, relating to the handling of farm products on consignment—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JOST, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 462—An act to amend section 9a34 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing 'An act entitled "An act to provide county library systems," approved April 12, 1909, and all acts and parts of acts in conflict with this act,' approved February 25, 1911, as amended, and to add thereto a new section to be numbered 9a22, relating to the salaries of county librarians in counties

of the twenty-second and thirty-fourth classes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Messrs. Coombs and Seawell: Assembly Concurrent Resolution No. 33—Relative to holding of the Tenth Olympiad games in the State of California.

Introduced.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Coombs asked for and was granted unanimous consent to have Assembly Concurrent Resolution No. 33 placed on file for adoption, without reference to committee.

CONSIDERATION OF GOVERNOR'S VETO.

Assembly Bill No. 653—An act relating to the compensation of election officers of school elections.

The question being Shall the bill become a law notwithstanding the veto of the Governor:

The roll was called, and the veto of the Governor sustained by the following vote:

AYES—None

NOES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Emmett, Harper, Hawes, Heringer, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Klune, Luttrell, Lyons, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—53

CONSIDERATION OF GOVERNOR'S VETO.

Assembly Bill No. 1016—An act relating to certain funds of inmates of State prisons and reformatories and the expenditures thereof.

The question being: Shall the bill become a law notwithstanding the veto of the Governor:

The roll was called, and the veto of the Governor sustained by the following vote:

AYES—None

NOES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Emmett, Harper, Hawes, Heringer, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Klune, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—53.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 161—An act appropriating money to pay the claim of Annie Locatelli against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 609—An act to establish salesrooms and industrial workshops for the blind, providing for the management, government and administration thereof, and making an appropriation for the establishment of a revolving fund therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1141—An act making an appropriation for the construction of jetties at the mouth of the Russian River.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 543—An act to amend section 2646 of the Political Code, relating to maintenance and repair of county highways.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 428—An act to provide for the assessment, levy and collection of taxes for the support of the State government for the eighty-first and eighty-second fiscal years.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the following: "the subdivisions (a),".

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, strike out the following: "(b), (c) and (d) of".

AMENDMENT NUMBER THREE.

On page 1, line 15, of the printed bill, strike out the word "available", and insert the following: "other state", and after the word "revenues" insert a comma, and strike out the words "other than those".

AMENDMENT NUMBER FOUR.

On page 1, line 16, of the printed bill, strike out the following words: "revenues required by law to be used for special uses".

AMENDMENT NUMBER FIVE.

On page 1, line 18, of the printed bill, strike out the words: "above named".

AMENDMENT NUMBER SIX.

On page 1, line 22, of the printed bill, after the word "of", insert the word "said", and strike out the following words in said line: "assessed and levied upon the property and in", and strike out all of line 23 of said page.

AMENDMENT NUMBER SEVEN.

On page 1, line 24, of the printed bill, strike out the word "fied", and strike out the words "other than those" in said line.

AMENDMENT NUMBER EIGHT.

On page 1, line 25, of the printed bill, strike out the following words: "revenues required by law to be used for special uses,".

AMENDMENT NUMBER NINE.

On page 2, line 9, of the printed bill, strike out the words "not exempt from taxation under the law and", and strike out all of line 10 of said page 2 and the following words and figures in line 11 of said page: "November in the year 1910,".

AMENDMENT NUMBER TEN.

On page 2, line 18, of the printed bill, strike out the following: "subdivisions (a), (b),".

AMENDMENT NUMBER ELEVEN.

On page 2, line 19, of the printed bill, strike out the following words: "(c) and (d) of".

AMENDMENT NUMBER TWELVE.

On page 2, line 28, of the printed bill, strike out the word "available", and insert the words "other state", and after the word "revenues", insert a comma and strike out the word "other", and strike out all of line 29 of said page, and strike out the word "uses", and the comma following said word in line 30 of said page.

AMENDMENT NUMBER THIRTEEN.

On page 2, line 32, of the printed bill, strike out the words "above named revenue", and insert in lieu thereof the word "revenues".

AMENDMENT NUMBER FOURTEEN.

On page 2, line 35, of the printed bill, after the word "amount", insert the word "said", and strike out the words "assessed and levied" in said line, and strike out

all of line 36 of said page, and strike out the following words in line 37 of said page: "taxation as hereinbefore specified".

AMENDMENT NUMBER FIFTEEN.

On page 2, line 38, of the printed bill, strike out the following words: "other than those revenues required by law to be used".

AMENDMENT NUMBER SIXTEEN.

On page 2 of the printed bill, strike out all of line 39, and insert in lieu thereof the following: "and said sum of forty-nine million nine hundred thirty-eight thousand eight hundred fifty".

AMENDMENT NUMBER SEVENTEEN.

On page 2, line 46, of the printed bill, following the second word "property", strike out the word "of", and insert in lieu thereof the word "in", and strike out the word "not" in said line, and strike out all of lines 47 and 48 of said page 2, and the following figures in line 49: "1910".

AMENDMENT NUMBER EIGHTEEN.

On page 3, line 1, of the printed bill, strike out the comma following the word "state", and strike out the words "not exempt" in said line, and strike out all of lines 2 and 3 of said page 3.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 81—An act to amend section 3817 of the Political Code, relating to the redemption of property sold for taxes.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 17, of the printed bill, after the first word "the", insert the words "property for each year since the".

Amendment adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1087—An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, as amended in Assembly April 4, 1929, after the word "however", strike out the words "one year", and insert in lieu thereof "three years".

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed bill, as amended in Assembly April 4, 1929, after the period add the following: "This act, however, shall not affect the claims of persons legally vested by lawful subsisting contracts with the county or state for services in the collection or which will lead to the collection of such taxes. This act shall in no wise ratify said contracts nor affirm any rights accrued thereunder."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1007—An act to amend section 3611 of the Political Code, relating to the exemption of buildings and real property used exclusively for religious worship.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the title of the printed bill, strike out the period following the word "worship", and insert in lieu thereof the following: "and declaring the urgency thereof."

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, strike out the word "purposes", and insert in lieu thereof the word "worship".

AMENDMENT NUMBER THREE.

On page 1, line 14, of the printed bill, strike out the comma following the word "worship".

AMENDMENT NUMBER FOUR.

On page 1, line 15, of the printed bill, strike out all of said line 15.

AMENDMENT NUMBER FIVE.

On page 1, line 16, of the printed bill, strike out the following: "body using said property."

AMENDMENT NUMBER SIX.

On page 2, line 6, of the printed bill, after the word "claimed", insert the following:

"Sec. 2. This act inasmuch as it provides for the assessment and levy of taxes shall under the provisions of section 1 of article four of the constitution take effect immediately."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 725—An act to amend section 473 of the Penal Code, relating to the penalty for forgery.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, beginning with the word "State" strike out all the printed matter down to and including the period on page 1, line 4, and insert in lieu thereof the following: "county jail for not more than one year, or in the state prison for not more than fourteen years."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 724—An act to amend section 476 of the Penal Code, relating to the issuing of fictitious bills, notes, checks, or instruments in writing with intent to defraud.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, beginning with the word "state" strike out all of the printed matter down to and including the period on page 1, line 14, and insert in lieu thereof the following: "county jail for not more than one year, or in the state prison for not more than fourteen years."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 352—An act to amend section 461 of the Penal Code, relating to punishment for burglary.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out the words "or by death".

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, following the word "a", the second time said word appears in said line, insert the word "loaded".

AMENDMENT NUMBER THREE.

On page 1, line 9, of the printed bill, beginning with the word "the", strike out all of the printed matter down to and including line 11, page 1, and insert in lieu thereof: "for not less than ten years".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 353—An act to amend section 213 of the Penal Code, relating to the penalty for robbery.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out the words "or death".

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, following the word "a", the second time said word occurs in said line, insert the word "loaded".

AMENDMENT NUMBER THREE.

On page 1, line 8, of the printed bill, beginning with the word "the", strike out all of the printed matter down to and including line 10, and insert in lieu thereof: "for not less than ten years".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1023—An act to amend section 1557 of the Penal Code, relating to extradition.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 16, of the printed bill, strike out the words "two persons shall", and insert in lieu thereof the following: "one or more persons may".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 726—An act to amend section 107 of the Penal Code, relating to escapes and attempts to escape from county jails and county hospitals and from the custody of the sheriff, approved May 5, 1923.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 809—An act to amend section 15 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings, to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 14, of the printed bill, after the comma following the word "him" in said line, add the following: "the scope of practice permitted thereunder as prescribed on said certificate so registered".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 118—An act to amend section 1609 of the Political Code, relating to persons employed in public school service.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out all of the title of the printed bill, and insert in lieu thereof the following:

"An act to provide for the study of vocational training or manual arts for boys and home economics or domestic science for girls in public high schools."

AMENDMENT NUMBER TWO

On page 1, line 1, of the printed bill, strike out lines 1 to 27, inclusive, all of page 2 and all of page 3, and insert in lieu thereof the following:

"SECTION 1. In all public high schools located within the State of California, commencing with the school year next ensuing after the passage of this act, there shall be given regular courses of instruction in vocational training or manual arts for boys, and home economics or domestic science for girls.

Such instruction, shall, during the first and second years of high school consist of at least one hours study per week for each pupil; and during the third and fourth years of high school shall consist of at least two hours study per week for each pupil.

SEC. 2. It shall be the duty of the high school board having control thereof to make arrangements for carrying out the purposes of this act, subject to the approval of the state board of education."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 129—An act to add a new section to the Political Code, to be numbered 1740a, relating to traveling expenses of members of high school boards of trustees.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1072—An act to amend section 19 of the General Dairy Law of California, approved June 15, 1923, as amended, relating to the transportation of milk and milk products.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 27, of the printed bill, as amended in Assembly April 4, 1929, after the comma following the word "below" in said line, insert the following: "after pasteurization."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 950—An act to amend the California Vehicle Act, approved May 30, 1923, as amended and approved May 16, 1925, and as amended, by adding a new section thereto, to be numbered 99½, relating to lights.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE

In the title of the printed bill, strike out all of lines 1 to 4, inclusive, and insert in lieu thereof the following:

"An act to amend the California vehicle act approved May 30, 1923, as amended by adding two new sections thereto to be numbered 30½ and 159½, relating to the motor vehicle fund and employees of the division."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of lines 1 to 10, inclusive, and insert in lieu thereof the following.

"SECTION 1. The California vehicle act approved May 30, 1923, is hereby amended by adding thereto a new section to be numbered 30½ to read as follows:

Sec. 30½. The employees at stations established under the provisions of section 33 of this act, and operator's examiners of the division shall be exempt from the provisions of the civil service act.

Sec. 2. Said California vehicle act approved May 30, 1923, is hereby amended by adding thereto a new section to be numbered 159½ to read as follows:

Sec. 159½. Five per cent of the motor vehicle fund in addition to any other funds appropriated for the support of the division of motor vehicles is hereby appropriated for the maintenance of the division of motor vehicles to be expended by the division in carrying out the provisions of this act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment and third reading.

Assembly Bill No. 571—An act to amend sections 591, 596a and 606 of the Political Code, and adding a new section to be numbered 606a, all relating to the Insurance Commissioner, his office, salary, expenses, deputies, assistants, attorney and employees; submission of written instruments to attorney or Attorney General; assessment of insurance companies for salary and expenses in case of deficiency; creation of insurance fund and transfer and abolition of Insurance Commissioner's special fund.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill as amended in Assembly March 4, 1929, strike out all of lines 3 to 13, inclusive, and insert in lieu thereof the following:

"591. The commissioner may procure suitable offices in San Francisco for conducting the business of the insurance department. He shall have power to appoint an attorney, with the approval of the department of finance, and such deputies,

assistants and other employees as may be necessary for the transaction of the business of his office. The commissioner may incur such traveling and other expenses as may be necessary for the proper performance of the duties of his office. All claims for expenses shall be audited in accordance with the provisions of law."

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed bill as amended in Assembly March 4, 1929, after the period in said line 13, insert the following:

"Sec. 2. Section 596a of the Political Code is hereby amended to read as follows: 596a. Before the insurance commissioner issues any certificate of authority or any other certificate or gives any permission or authority of any kind, based upon any written instrument or document or certified copy thereof, required by the statutes of the State of California, the commissioner shall submit such instrument, document or certified copy to the attorney for the commissioner, who shall examine the same and return it to the commissioner with his certificate or opinion as to whether such instrument, document or certified copy is in accordance with the requirements of law. If such certificate or opinion of the attorney for the commissioner is not satisfactory to any party in interest, the insurance commissioner, upon the written request of any such dissatisfied party, shall obtain the opinion of the attorney general thereon, and such opinion shall govern and control the commissioner, subject only to review by a court of competent jurisdiction; *provided*, that neither the authority to nor bond of an agent or solicitor, nor the annual statements as to the condition and affairs need, but may, be so submitted (with the same effect) by the commissioner to the attorney for the commissioner. Whenever it devolves upon the attorney general to render opinions or perform other legal services for and on behalf of the insurance commissioner by any provision of law heretofore enacted, such duty is hereby transferred and devolves upon the attorney so appointed by the insurance commissioner."

AMENDMENT NUMBER THREE.

On page 2, line 17, of the printed bill as amended in Assembly March 4, 1929, after the word "Sec.", strike out the numeral "2", and insert in lieu thereof the numeral "3".

AMENDMENT NUMBER FOUR

On page 2, line 49, of the printed bill as amended in Assembly March 4, 1929, after the word "Sec.", strike out the numeral "3", and insert in lieu thereof the numeral "4".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 812—An act to amend section 2 of an act entitled "An act providing for the creation and management of the Tamalpais State Park, making an appropriation therefor and creating the Tamalpais State Park Commission, with power to acquire land and other property for the creation, maintenance and improvement of said park, and for additions thereto, and to maintain and manage the same, and to appoint a guardian thereof," approved May 19, 1927.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed bill, as amended in Senate March 27, 1929, after the word "fund", in said line, insert a comma and the following: "out of said appropriation,".

AMENDMENT NUMBER TWO.

On page 1, line 20, of the printed bill, as amended in Senate March 27, 1929, following the word "fund" in said line, change the period to a comma, and insert the following: "the aggregate amount of such transfers from the general fund in no case to exceed the appropriation made in section 2 of this act"

Amendments adopted

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 112—An act to prohibit the employment of aliens by contractors and subcontractors on public work and providing penalties for violations of the provisions thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, insert before the word "emergency", the word "extraordinary".

AMENDMENT NUMBER TWO.

On page 2 after line 33, of the printed bill, add a new section reading as follows: "SEC. 3. This act shall take effect on January 1, 1930."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 25—An act to amend an act entitled "An act to restrict the running of dogs at large; to protect live stock from depredations of dogs; to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this act a misdemeanor, and providing penalties therefor and providing for collection of damages by owners of live stock injured by dogs," approved June 3, 1921, as amended, by amending sections 1 and 4 of said act and adding sections 4a, 4b and 4c to said act, relating to the running of dogs at large and the killing or injuring of live stock or poultry by dogs.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 18, of the printed bill, as amended in Senate March 27, 1929, strike out the comma, and insert in lieu thereof the following: "on land or premises not owned or possessed by the owner of such dog."

AMENDMENT NUMBER TWO.

On page 2, line 20, of the printed bill, as amended in Senate March 27, 1929, strike out the comma after the word "poultry", and insert in lieu thereof the following: "on land or premises not owned or possessed by the owner of such dog."

AMENDMENT NUMBER THREE.

On page 2, line 21, of the printed bill, as amended in Senate March 27, 1929, strike out the period, and insert in lieu thereof the following: "for killing such dog."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 811—An act to amend an act entitled "An act making an appropriation for the purchase of additional lands for the enlargement of Mt. Diablo Park in California," approved May 21, 1927, by amending section 3 of said act, relating to the Mt. Diablo State Park fund.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, as amended in Senate March 27, 1929, after the word "fund", in said line, insert a comma and the following: "out of said appropriation."

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, as amended in Senate March 27, 1929, following the word "fund" in said line, change the period to a comma, and insert

the following: "the aggregate amount of such transfers from the general fund in no case to exceed the appropriation made hereunder"

Amendments adopted

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 741—An act to amend section 2 of an act entitled "An act to provide for the maintenance and support, in certain cases, of indigent, incompetent, and incapacitated persons (other than persons adjudged insane and confined within State hospitals), becoming a public charge upon the counties or cities and counties within the State of California, and for the payment thereof into a fund for the maintenance and support of such persons," approved March 23, 1901, as amended.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 216—An act to amend section 17 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to penalties for violation of the provisions of the act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, following the comma after the word "ailment", add the word "blemish" followed by a comma.

AMENDMENT NUMBER TWO.

On page 1, line 25, of the printed bill, strike out the period following the word "act", and insert in lieu thereof a semicolon followed by the words, "provided, that the words "foot specialist" shall not be construed as to include or prohibit the manufacture, the recommendation or sale of either corrective shoes or appliances for human feet"

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 213—An act to amend section 12 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to commissioned officers in the Medical Corps of the Army, Navy and Public Health Service of the United States.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 215—An act to amend section 10 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to courses of study required of applicants for certification under said act.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 337—An act to amend section 3 of the "Narcotic Rehabilitation Act," and to add new sections to said act to be numbered 5a, 6a, 6b and 16a, relating to government of the State Narcotic Hospital, commitments, discharge and parole of inmates; prohibiting escapes and prescribing penalties.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 654—An act providing for the annexation of high school districts to junior college districts

Bill read second time, and ordered on file for third reading.

Senate Bill No. 4—An act to amend section 1557 of the Penal Code, relating to the return of fugitives.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 392—An act to amend section 476a of the Penal Code, relating to checks, orders and drafts.

Bill read second time, and ordered on file for third reading.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read :

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 30—Relative to Pioneer Memorial Bridge—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for adoption.
Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 173—An act authorizing counties to declare noxious or dangerous weeds growing upon the streets or sidewalks or upon private property in counties, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same, and providing that such cost shall constitute special assessments, and providing for the enforcement and collection of such special assessments—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 406—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 406 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Clowdsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Fisher, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jewett, Jones, Keaton, Kline, Leymel, Luttrell, Lyons, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—54

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 523—An act to provide for the establishment of a State Hospital for the Insane, providing for commitments thereto and the management thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 523 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Cloudman, Clowdsley, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Fisher, Harper, Hawes, Heisinger, Hoffman, Jaspersen, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan,

Nielsen, Noyes, Oliva, Parkman, Patterson, Qunglev, Roberts, Roland, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—53

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 961—An act to amend section 10 of an act entitled “An act authorizing the board of supervisors or other governing body of any incorporated city or city and county, having a population of more than one hundred thousand persons, to order the disinterment and removal of all human bodies interred in any cemetery of more than five acres in extent, or from a part thereof, situate within the boundaries of such city, or city and county, and directing the reinterment of such bodies in cemeteries outside the limits of such city, or city and county, or the depositing of the same in a mausoleum or columbarium, whenever the further maintenance of such cemetery or part thereof as a burial place for the human dead threatens or endangers the health, safety, comfort or welfare of the public, and providing a mode of procedure under and by which such removals may, when so ordered, be made by the cemetery corporation, association, corporation sole or other person governing or controlling such cemetery lands, or by the relatives or friends of those whose bodies are buried therein, and providing for the sale, mortgage or pledge of cemetery lands from which the human bodies are removed.”

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 961 passed by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dullinger, Eddy, Emmett, Fisher, Gilmore, Harper, Heisinger, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Meeker, Miller, Eleanor, Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Qunglev, Reindollar, Roberts, Roland, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 882—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 882 passed by the following vote:

AYES—Adams, Anderson, Bernard, Bishop, Bliss, Brock, Cloudsley, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dullinger, Eddy, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Kline, Levemel, Luttrell, Meeker, Miller, Eleanor, Miller, James A. Mixer, Nielsen, Noyes, Parkman, Patterson, Qunglev, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1015—An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1015 passed by the following vote:

AYES—Adams, Anderson, Bernard, Bishop, Bliss, Brock, Cloudsley, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Kline, Levmel, Luttrell, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noves, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr Speaker—52

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

SPECIAL ORDER SET.

On motion of Mr. Williamson, the consideration of Assembly Bill No. 88 was made a special order for Monday, April 29, at two o'clock p.m.

THIRD READING OF SENATE BILLS.

Senate Bill No. 287—An act to add a new section to the Penal Code, to be numbered 637½a, relating to trapping of game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 287 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Kline, Levmel, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noves, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr Speaker—57.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 267—An act to amend section 2 of an act entitled "An act to provide for the protection of fur-bearing mammals, defining fur-bearing mammals, providing for a license for hunting or trapping such fur-bearing mammals and requiring reports to be filed with the Fish and Game Commission," approved May 18, 1917, as amended.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 267 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Deuel, DeYoe, Eddy, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Kline, Levmel, Luttrell, Meeker, Miller, James A., Mixer, Nielsen, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr Speaker—45

NOES—Bernard, Cloudman, Crowley, Emmett, Keaton, and Miller, Eleanor—6

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 34—An act to add a new section to the Political Code, to be numbered 363j, relating to the Department of Public Works.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 34 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Emmett, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—57

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 496—An act to amend section 2552 of the Political Code, relating to the Board of State Harbor Commissioners.

Bill read third time

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Hawes moved that Senate Bill No. 496 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Senate Bill No. 496 ordered re-referred to Committee on Ways and Means.

Senate Bill No. 452—An act to add a new section to the Political Code, to be numbered 4052c, relating to the appropriation by boards of supervisors of moneys from the general fund for National Guard purposes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 452 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Bliss, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Emmett, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Leymel, Luttrell, Lyons, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Wright moved that the vote whereby Senate Bill No. 188 was passed be reconsidered.

The roll was called, and Senate Bill No. 188 was refused reconsideration by the following vote:

AYES—Anderson, Arnold, Bernard, Brock, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, Dillinger, Eddy, Fisher, Ingels, Jones, Kline, Leymel, Lyons, Meeker, Miller, Eleanor, Noves, Oliva, Roland, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—31.

NOES—Adams, Badham, Bishop, Bliss, Cloudman, DeYoe, Emmett, Gilmore, Hawes, Heisinger, Hoffman, Jewett, Jost, Keaton, Luttrell, Miller, James A. Morgan, Parkman, Patterson, Qugley, Reudollat, Roberts, Scudder, Seawell, Spalding, Williams, and Young—27

Senate Bill No. 188 ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER THIRTY.

Assembly Concurrent Resolution No. 30—Relative to Pioneer Memorial Bridge.

Concurrent resolution read

The question being on the adoption ~~of~~ the concurrent resolution.

Assembly Concurrent Resolution No. 30 adopted.

Title read and approved.

Assembly Concurrent Resolution No. 30 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 30.

Relative to Pioneer Memorial Bridge.

WHEREAS, There has been appointed by the Sacramento County supervisors a commission designated as the Pioneer Memorial Bridge Commission to handle the preliminary work on a worthy project looking to the construction of a modern bridge across the Sacramento River between the city of Sacramento and the county of Yolo, at some point yet to be determined; and

WHEREAS, There is a need for a new highway bridge as aforesaid; and

WHEREAS, It is proposed by the Pioneer Memorial Bridge Commission that there be erected a structure designated as a memorial to the California pioneers and the war heroes of all wars; and

WHEREAS, There is on record widespread interest in and support of such memorial bridge, not only in Sacramento and vicinity, but throughout the State of California; and

WHEREAS, The United States of America through its war department has recognized the movement for the construction of such bridge by granting a permit to build the bridge across the Sacramento River; and

WHEREAS, It is proposed to build this bridge without the use of public funds and the plan for financing said bridge has received the approval of the Honorable C. C. Young, Governor of California, and many other organizations and individuals; and

WHEREAS, The purpose of this resolution is to pledge the moral support of the State of California to this worthy project in honor of the early pioneers and the heroes of American wars; therefore be it

Resolved by the Assembly of the State of California, the Senate concurring, That its moral support to the project of the Pioneer Memorial Bridge, be voiced.

SPECIAL ORDER.

The hour having arrived, the special order heretofore set was taken up for consideration.

CONSIDERATION OF ASSEMBLY BILL NUMBER ONE THOUSAND ONE HUNDRED TWELVE.

Assembly Bill No. 1112—An act providing for the adoption or compilation, publication and use of textbooks and supplementary textbooks in the elementary schools of the State of California.

Bill read third time.

The question being on the passage of the bill.

MOTION TO DEFER ACTION.

On motion of Mr. Heisinger, further consideration of Assembly Bill No. 1112 was deferred until after recess.

RECESS.

At twelve o'clock and twenty-five minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.
 Speaker Levey in the chair.
 Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 402—An act authorizing a suit against the State of California to quiet title to certain real property in the city of Oakland, county of Alameda, State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.
 Also:

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 287—An act to amend section 2528 and to repeal sections 2529, 25 0, 2533 and 2535 of the Political Code, all relating to moneys received or collected or coming into the possession of the Board of State Harbor Commissioners and the disposition and expenditure thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 626—An act to add new sections to the Civil Code of the State of California, to be known as sections 452b, 452c, 452d, 452e, and 452f, and to amend section 453 of the Civil Code, relative to mutual benefit associations transacting business upon the assessment plan; regulating their method of organization, requiring a bond to be filed with the Insurance Commissioner providing for the repayment of moneys paid by applicants if any association fails to qualify within one year; fixing the minimum number of applicants necessary to qualify; requiring such associations, whether heretofore or hereafter organized, to maintain a certain membership or to submit to revocation of certificate of authority; permitting merger or reinsurance with other insurance companies; limiting applicants to the age of 55 years; exempting associations of employees or other persons which do not pay, directly or indirectly, compensation for solicitation of applicants or members from laws regulating transaction of insurance except sections 452a and 453 of the Civil Code; and providing for and limiting assessments and annual dues—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

ON SOCIAL SERVICE AND WELFARE.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: Your Committee on Social Service and Welfare, to which was referred Assembly Bill No. 1148—An act making an appropriation to carry out the provisions of an act entitled "An act to promote the better education of social workers; to provide for and regulate the examination of social workers; to provide for the issuance of licenses as social workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions thereof; and to provide penalties for the violations of any of the provisions thereof," as adopted at the forty-eighth session of the Legislature of the State of California—has had the same under consideration, and respectfully

reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

(Signed out)

CRITTENDEN, Chairman.
OLIVA.
EDDY.
STOCKWELL.
SEAWELL.
BLISS.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON IRRIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 75—An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending sections 2, 30a, 39 and 47 thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 53—An act to add a new section to be numbered 10½ to the County Water Works District Act approved June 13, 1913, as amended, relating to the levy of taxes on land only in county water works districts at the option of the petitioners for the formation of such districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 519—An act making an appropriation for work of exploration and engineering investigations in relation to the coordinated plan for the development of the water resources of California as set forth and described in Bulletin No. 12 of the Division of Engineering and Irrigation, State Department of Public Works—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

MIXTER, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 161—An act appropriating money to pay the claim of Annie Locatelli against the State of California;

Also: Assembly Bill No. 543—An act to amend section 2646 of the Political Code, relating to maintenance and repair of county highways;

Also: Assembly Bill No. 726—An act to amend section 107 of the Penal Code, relating to escapes and attempts to escape from county jails, city jails and county hospital and from the custody of the sheriff, approved May 5, 1923;

Also: Assembly Bill No. 1141—An act making an appropriation for the construction of jetties at the mouth of the Russian River;
And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Joint Resolution No. 11—Relating to the working condition of unclassified civil service employees in veterans' hospitals.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Joint Resolution No. 11 read, and referred to Committee on Soldiers and Sailors Affairs.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Woolwine:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 15 of the Corporate Securities Act, relating to the State Corporation Department.

Referred to Committee on Introduction of Bills.

By Mr. Hoffman:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the lands and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings." approved May 22, 1925, relating to the San Diego State Teachers College building and improvement fund and an appropriation for construction and equipment for said school.

Referred to Committee on Introduction of Bills.

FURTHER CONSIDERATION OF ASSEMBLY BILL NUMBER ONE THOUSAND ONE HUNDRED TWELVE

Assembly Bill No. 1112—An act providing for the adoption or compilation, publication and use of textbooks and supplementary textbooks in the elementary schools of the State of California.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1112 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Collier, Coombs, Craig, Crowley, Deuel, Dillinger, Eastley, Eddy, Emmett, Feeley, Fisher, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Kline, Lyons, Miller, Eleanor; Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—45.

NOES—Cloudman, Cloudsley, DeYoe, Jones, Keaton, Luttrell, Morgan, and Roland—8.

Title read and approved.

Bill ordered transmitted to the Senate

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 747—An act amending section 9 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, pre-

scribing the method of computing the amount of compensation payable in second injury cases, providing a method of compensating for permanent disabilities suffered by employees in industry after previous permanent disabilities and creating a "subsequent injuries fund" to compensate for further disabilities by fixing a liability on all employers subject to the "Workmen's Compensation, Insurance and Safety Act of 1917" and amendments thereto, to pay a specified amount into the "subsequent injuries fund" in addition to liability under said act, in cases where their employees sustain fatal injuries in the course of their employment and leave no dependents; for the administration of said fund by the Industrial Accident Commission; for the determination of controversies arising out of this act by said Industrial Accident Commission and by the superior and municipal courts of the State of California

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 747 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Gilmore, Harper, Heisinger, Hoffman, Jespersen, Jewett, Jones, Keaton, Kline, Luttrell, Lyons, Miller, Eleanor; Mixer, Morrison, Noyes, Patterson, Reindollar, Roberts, Roland, Seawell, Snyder, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 220—An act to amend section 33 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by including in the definition of the word "employer" the State, counties, municipalities or public corporations and agencies.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 220 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Gilmore, Harper, Heisinger, Hoffman, Jespersen, Jewett, Jones, Keaton, Kline, Luttrell, Lyons, Miller, Eleanor; Mixer, Morrison, Noyes, Patterson, Reindollar, Roberts, Roland, Seawell, Snyder, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 358—An act to amend sections 2, 3 and 4 of an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, as amended, relating to street improvement bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 358 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Gilmore, Harper, Heisinger, Hoffman, Jespersen, Jewett, Jones, Keaton, Kline, Luttrell, Lyons, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Stockwell, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 173—An act to amend the title of, and sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act authorizing municipalities to declare noxious or dangerous weeds growing upon the streets or sidewalks or upon private property within municipalities, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same," approved May 26, 1915, as amended, and approved April 20, 1917, by including counties and cities and counties within the provisions thereof, and to add three new sections to said act to be numbered sections 8, 9 and 10, respectively, relating to the procedure and law for enforcement and collection of special assessments created by said act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 173 passed by the following vote:

AYES—Adams, Anderson, Badham, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Gilmore, Harper, Heisinger, Hoffman, Jespersen, Jewett, Jones, Keaton, Kline, Luttrell, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scudder, Seawell, Snyder, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—44.

NOES—Bernard—1.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Anderson gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 173 was this day passed.

MOTION.

Mr. Keaton moved that the Speaker appoint a committee of three to draw a suitable resolution of felicitation to Mayor Leymel and also congratulate the people of Fresno on their choice of mayor.

Motion unanimously adopted.

APPOINTMENT OF SELECT COMMITTEE.

In accordance with the above motion the Speaker appointed Messrs Keaton, Brock and Reindollar as such select committee to draw up the resolution.

ADJOURNMENT.

At two o'clock and fifty minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Friday, April 19, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Friday, April 19, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudstev, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Little, Luttrell, Lyons, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Patterson, Reindollar, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—59

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Hawes, its further reading was dispensed with.

LEAVES OF ABSENCE.

On motion of Mr. Luttrell, Mr. Collier was granted leave of absence for the day.

On motion of Mr. Lyons, Messrs. Baum and Byrne were granted leave of absence for the day.

On motion of Mr. Miller, Messrs. Fry, Feigenbaum, Quigley, Oliva and Williamson were granted leave of absence for the day.

On motion of Mr. Crawford, Mr. Scofield was granted leave of absence for the day.

On motion of Mr. Stockwell, Messrs. Sewell, Woolwine, Little, Hornblower and Cronin were granted leave of absence, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of the Speaker, Mr. McDonough was granted leave of absence for the day.

On motion of Mr. DeYoe, Mr. Parkman was granted leave of absence for the day.

On motion of Mr. Cloudman, Mr. Morgan was granted leave of absence for the day.

On motion of Mr. Jones, Mr. Roland was granted leave of absence for the day.

On motion of Mr. Wright, Mr. Spalding was granted leave of absence for the day.

On motion of Mr. Williams, Mr. Roberts was granted leave of absence for the day.

On motion of Mr. Gilmore, Mr. Flynn was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. West, Esther Kranzler, teacher of the Brown School and the following students: Amanda Kohnke, Marvin Mettler, Orton Marsh, John Kohnke, Walter Mayer and Carl Loll were

extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Bernard, Anna Mahoney of Berkeley was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Brock, Hon. Sam Evans of Riverside, former mayor of Riverside, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, C. T. Tanner of San Jacinto, J. O. McBurney of Hemet, and Hardus Sorkness of Hemet were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 25—Relating to the preservation of the coast line of the State of California and the land and water areas contiguous thereto and authorizing the appointment of a committee for the purpose of study and investigation—and reports that the same has been correctly engrossed

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 350—An act making an appropriation to pay the claim of John R. Huberty against the State of California;

Also: Assembly Bill No. 444—An act to amend section 2 of an act entitled "An act to provide for drainage by irrigation districts," approved March 18, 1907, relating to liability of a district for failure or neglect in the performance of duty under said act;

Also: Assembly Bill No. 714—An act creating the Napa State Farm revolving fund and making an appropriation therefor; providing for the expenditure and replenishment thereof and providing for the disposition of any accrued surplus over and above such appropriation, declaring the urgency thereof and providing that this act shall take effect immediately;

Also: Assembly Bill No. 744—An act making an appropriation to pay the claim of H. C. Miller against the State of California;

Also: Assembly Bill No. 1140—An act making an appropriation out of the fish and game preservation fund for the construction of jetties at the mouth of the Russian River;

Also: Assembly Bill No. 1146—An act to amend section 1380 of the Code of Civil Procedure, relating to notices in probate proceedings;

And reports that the same have been correctly engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 437—An act to make an appropriation annually, during the eighty-first, eighty-second, eighty-third, eighty-fourth and eighty-fifth fiscal years, for Agricultural Districts No. 1a and 6, to be expended by said districts for the development of the live stock industry and the exhibition of cattle, horses, hogs, sheep and other live stock products, including junior exhibitions thereof within each of said agricultural districts—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 136—An act to add a new section to the Civil Code, to be num-

bered 1861b, allowing keepers of furnished apartment houses or furnished bungalow courts to take possession of baggage and other property of their guests or tenants for the purpose of enforcing all liens thereon.

Also Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof;

Also Assembly Bill No. 988—An act to amend an act entitled "An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition therefor by the land owners; providing for the joint government and control thereof by the land owners thereof and the board of supervisors of the county in which the same are formed, providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereof of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing for the transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water, providing for the approval of the State Superintendent of Banks of such contracts or transfers; providing that said bonds and contracts or transfers may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds and such transfers or contracts providing therefor by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased, or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators, providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power;" approved June 13, 1913, as amended, by amending the title thereof and sections 7 and 18 thereof and adding new sections thereto to be numbered 37 to 59 inclusive, relating to the powers and duties of water districts and the boards of directors thereof and providing for the drainage and reclamation of lands within such districts and for the annexation of lands to and the exclusion of lands from such district,

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1055—An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act" approved June 12, 1915, as amended, relating to powers of the district—and reports that the same has been correctly engrossed

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns and to repeal an act entitled "An act to provide for the recall of elective officers of incorporated cities and towns," approved January 2, 1912—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

ON UNIVERSITIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: Your Committee on Universities, to which was referred Senate Bill No. 565—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at Los Angeles; providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents, (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the

whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix; (d) to pay over to the State treasury all sums received from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligation have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

(Signed out)

CLOUDMAN, Chairman.
JOST.
WILLIAMS.
BADHAM.
LITTLE.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON MILITARY AFFAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: Your Committee on Military Affairs, to which was referred Senate Bill No. 740—An act to amend the title and section 1 of an act entitled "An act to provide for the burial of ex-Union soldiers, sailors and marines in this State who may hereafter die without leaving sufficient means to defray burial expenses," approved March 15, 1889, as amended, and providing for the burial of soldiers, sailors, marines and nurses who shall have served in or with the Army or Navy of the United States and the burial of widows of such soldiers, sailors or nurses;

Also: Senate Bill No. 288—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 374 to 374*g*, inclusive, relating to a Department of Military and Veterans' Affairs; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

PATTERSON, Chairman.

The above reported bills ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 250—An act to increase the number of judges of the superior court of the State of California in and for the county of Alameda; to provide for the appointment of an additional judge and the manner of payment of his compensation—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means

SEWELL, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 9—An act to amend section 1206 of the Code of Civil Procedure, relating to preferred labor claims filed under attachments, garnishments and executions—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 125—An act to add a new section to the Penal Code to be numbered 1308, relating to bail bonds;

Also: Senate Bill No. 127—An act to amend section 1306 of the Penal Code, relating to forfeiture of bail bonds;

Also: Senate Bill No. 140—An act to add a new section to the Penal Code to be numbered 1127*b*, relating to instructions to the jury with reference to the opinions of expert witnesses;

Also: Senate Bill No. 207—An act to add a new section, numbered 1027, to the Penal Code, relating to alienists in cases where a plea of not guilty by reason of insanity is entered; Has had the same under consideration, and respectfully reports the same back, and recommends that they be re-referred to Committee on Crime Problems.

SEWELL, Chairman.

The above reported bills ordered re-referred to Committee on Crime Problems.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 269—An act to amend section 4307 of the Political Code, relating to county charges—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC UTILITIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1929.

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Senate Bill No. 39—An act to amend section 539 of the Civil Code, relating to the recovery of damages for the breaking or injuring of subaqueous telegraph, telephone and electric power cables;

Also: Senate Bill No. 40—An act to amend section 538 of the Civil Code, relating to malicious injury to telegraph, telephone and electric power property;

Also: Senate Bill No. 41—An act to amend section 537 of the Civil Code, relating to liability for damage done fixtures and cables of telegraph, telephone or electric power corporation;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

MILLER, JAMES A., Chairman.

The above reported bills ordered on file for second reading.

ON PUBLIC CHARITIES AND CORRECTIONS

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: Your Committee on Public Charities and Corrections, to which was referred Senate Bill No. 783—An act to amend section 2 of an act entitled "An act creating a commission to prepare and submit a report on juvenile delinquency, embodying a plan for the prevention of juvenile delinquency and for the care and training of pre-delinquent, delinquent, psychopathic and maladjusted children, and providing for the payment of the expenses of the commission," approved May 6, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ROLAND, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Public Charities and Corrections, to which was referred Assembly Bill No. 872—An act to amend section 1 of an act entitled "An act empowering the board of trustees of the Whittier State School to sell all or any portion of the property heretofore acquired for the use of the Whittier State School, and to appropriate the proceeds for the purpose of reestablishing the said school elsewhere," approved May 27, 1919, as amended, relating to the disposition of the proceeds of sale—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ROLAND, Chairman.

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 278—An act to amend section 439 of the Political Code, relating to employees in Controller's office—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

DEUEL, Vice Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 994—An act to provide for the investigation of the economic problems of agriculture, and the appointment of a commission and the making of an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

DEUEL, Vice Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER. Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 741—An act to amend section 363a of the Political Code, relating to the Department of Public Works—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

DEUEL, Vice Chairman.

The above reported bill ordered on file for second reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in the Assembly amendments to Senate Bill No. 784—An act relating to the finances of the State Board of Education;

Also: Senate Bill No. 773—An act to amend sections 1 and 15c of the Building and Loan Commission Act, relating to supervision and regulation of building and loan associations and other corporations, associations and societies which are based or are operating on plans or methods similar to building and loan associations, and defining the powers and duties of the Bureau of Building and Loan Supervision in respect thereto;

Also: Senate Bill No. 101—An act to amend section 12 of an act entitled "An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended, relating to registration fees and return of fee paid where no position is secured;

Also: Senate Bill No. 569—An act to amend section 5 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in the Assembly amendments to Senate Bill No. 36—An act to amend section 4225a of the Political Code, added to said code by chapter 136, Statutes of 1919, and approved April 30, 1919, relating to county health officials and employees;

Also: Senate Bill No. 167—An act to amend section 7 of an act entitled "An act to establish and support a Bureau of Labor Statistics," approved March 3, 1883, as amended, relating to the powers and duties of the commissioner and providing penalties for violation of the said section;

Also: Senate Bill No. 193—An act to amend section 629a and 629b of the Political Code, relating to group insurance;

Also: Senate Bill No. 627—An act to amend section 596 of the Political Code, providing that no company shall transact any insurance business in this State without complying with the law and being authorized so to do; that no person, firm or corporation shall act as agent for any unauthorized insurance company; that no

person, firm or corporation shall negotiate or effect certain classes of insurance with unauthorized companies except through a surplus line broker and the terms and conditions relative thereto; also relating to surplus line brokers and the conditions upon which they may do business in this State:

Also: Senate Bill No. 619—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act" by amending sections 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60, 61, 61a, 82, 83, 90, 127, 130 and 136, and by repealing section 132a, and by adding a new section to be known as section 148, all relating to the definition and regulation of the business of banking.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 18, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Concurrent Resolution No. 32—Approving the charter of the city of Redwood City, county of San Mateo, State of California voted on and ratified by the qualified electors of said city of Redwood City at a special municipal election held therein on the ninth day of April, 1929.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary

Assembly Concurrent Resolution No. 32 ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as an urgency measure Senate Bill No. 560—An act to amend the title and sections 1, 3, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48, 50, 51 and 53, to repeal sections 2, 25 and 31, and to add seven new sections to be numbered 8a, 8b, 8c, 8d, 14a, 16a and 17a of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, relating to the regulation, control, operation and abandonment of oil and gas producing wells; relating to taxation of oil and gas and oil and gas producing lands; conferring certain powers on the Department of Natural Resources, its agents and employees; abolishing the jurisdiction of the State Mining Bureau and the State Mineralogist over the natural resources of petroleum and gas and providing for the protection of the natural resources of petroleum and gas from waste and destruction.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Bill No. 560 read first time, and referred to Committee on Oil Industries.

Also:

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 359—An act to amend section 76 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended and to add a new section to said act to be numbered 76a, relating to the foreclosure of bonds:

Also: Senate Bill No. 406—An act to amend sections 2, 4, 7, 8, 11, 12 and 46 of an act entitled "An act to provide for the establishment and change of public streets, lanes, alleys, courts, places and rights of way, and of any of the following avenues of public travel, namely, tunnels, subways, viaducts, bridges or independent subterranean ways in municipalities and providing for the construction or improvement thereof, in cases where any damage to private property would result from such

improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended;

Also: Senate Bill No. 846—An act to amend an act entitled "An act to provide for the alteration of the boundaries of incorporated towns and cities by the annexation of uninhabited territory thereto, and for the incorporation of such annexed territory in and as a part of such municipality, and for the districting, government, and municipal control of annexed territory," which became a law without the Governor's approval March 2, 1899, by amending section 1 thereof relating to annexation of uninhabited territory.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bills Nos. 359, 406 and 846 read first time, and referred to Committee on Municipal Corporations.

Also:

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 357—An act amending section 2333 of the Political Code, relating to the Department of Social Welfare and making an appropriation therefor;

Also: Senate Bill No. 847—An act to amend an act entitled "An act concerning the construction and repair of levees in the city of Marysville and the mode of raising revenue therefor," approved March 6, 1876, by amending section 5 of said act and adding section 5a, relating to powers of levee commissioners;

Also: Senate Bill No. 279—An act to add a new section to the Penal Code to be numbered 330b, relating to gambling devices;

Also: Senate Bill No. 184—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41, and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add new sections to said act to be numbered 2a, 2b, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j, and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds; and providing for the proceedings which shall be affected by the foregoing amendments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 357 read first time, and referred to Committee on Social Service and Welfare.

Senate Bill No. 847 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Senate Bill No. 279 read first time, and referred to Committee on Judiciary.

Senate Bill No. 184 read first time, and referred to Committee on Municipal Corporations.

Also:

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 176—An act to amend section 29 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by providing a penalty of ten per cent but not exceeding \$1,000 to be added to any payment of compensation awarded to employees for the failure of their employers to secure the payment of compensation as provided in said act—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 176?

AMENDMENT NUMBER ONE.

On page 1, line 4. of the printed bill, as amended in Assembly March 29, 1929, insert after the word "hereof" a comma, and the words "except the state and all political subdivisions or institutions thereof."

The roll was called, and Senate amendment to Assembly Bill No. 176 was concurred in by the following vote :

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Hoffman, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Patterson, Reindollar, Scudder, Seawell, Snyder, Stockwell, Williams, Witter, Wright, Young, and Mr Speaker—45

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 489—An act to amend section 46 of the "Workmen's Compensation, Insurance and Safety Act," approved May 26, 1913, as amended, relating to securing the payment of compensation and to insurance against liability for compensation by the State, and certain political subdivisions, districts, State agencies and corporations, therein enumerated—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put, Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 489?

AMENDMENT NUMBER ONE.

On page 1, line 4, of the title of the printed bill, as amended, insert after the word "to", the words "securing the payment of compensation and to".

AMENDMENT NUMBER TWO.

On page 3, line 14, of the printed bill, as amended, after the word "therein", insert the words "need not secure payment of compensation as provided in section 29 of this act but it".

The roll was called, and Senate amendments to Assembly Bill No. 489 were concurred in by the following vote :

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Hoffman, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Patterson, Reindollar, Scudder, Seawell, Snyder, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—45

NOES—None.

The above reported bill ordered to enrollment.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated :

By Mr. Keaton. Assembly Concurrent Resolution No. 34—Relative to the joint legislative committee appointed to study and investigate the regulation and control of the sale of corporate securities within this State.

Introduced, and referred to Committee on Corporations

By Mr. Leymel: Assembly Concurrent Resolution No. 35—Relative to revision of the laws of California.

Introduced, and referred to Committee on Judiciary.

MOTION TO RECONSIDER.

Mr. Anderson moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No 173 was passed be continued until the next legislative day.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1062—An act to amend section 2322a of the Political Code, relating to the extermination of pests by county horticultural commissioners.

COMMITTEE AMENDMENTS.

During the second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 5 of the printed bill strike out line 3, and insert in lieu thereof the following: "of which they may be carried, designating such method of treatment, processing or certification as".

AMENDMENT NUMBER TWO.

On page 5 of the printed bill, strike out all of line 10, and insert in lieu thereof the following: "commodity or appliance, designated or published as above provided, from any county or locality to another".

AMENDMENT NUMBER THREE

On page 5, line 18, of the printed bill, after the word "shipment", insert the following "been treated, processed or certified"

AMENDMENT NUMBER FOUR.

On page 5, line 26, of the printed bill, strike out the period and insert in lieu thereof "or processing."

AMENDMENT NUMBER FIVE.

On page 5, line 27, of the printed bill, after the word "treatment", insert the words "or processing".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 43—An act to add a new section to the Penal Code, to be numbered 536c, relating to the handling of farm products on consignment.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 287—An act to amend section 2528 and to repeal sections 2529, 2530, 2533 and 2535 of the Political Code, all relating to moneys received or collected or coming into the possession of the Board of State Harbor Commissioners and the disposition and expenditure thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out the word "All", and insert in lieu thereof the following: "With the exception of such moneys as may be received from the sale of bonds the disposition of which is otherwise provided for by law, all".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 75—An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending sections 2, 30a, 39 and 47 thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of line 3 of the title, and insert in lieu thereof the following: "tion 39 thereof."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the figure "2", and insert in lieu thereof the figures "39".

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, strike out all of lines 4 to 25, both inclusive; also strike out all of pages 2, 3 and 4; also strike out on page 5 all of lines 1 to 7, both inclusive.

AMENDMENT NUMBER FOUR.

On page 5 of the printed bill, strike out from and including the bracket in line 34 down to and including the bracket in line 37.

AMENDMENT NUMBER FIVE.

On page 6, line 3, of the printed bill, strike out the word "electric", and insert in lieu thereof the word "electric".

AMENDMENT NUMBER SIX.

On page 6, line 5, of the printed bill, strike out the period, and insert in lieu thereof a semicolon and the following: "*and provided further*, that the board of directors of any district that owns or plans to acquire a plant for the generation of electric power may, by resolution adopted by the affirmative vote of all the directors, agree that all the net revenue to be derived from the sale of such power up to a certain specified amount in each year, or up to various specified amounts in certain years respectively, shall be deposited in the bond fund to be used only for the payment of interest on or principal of bonds of the district then outstanding or authorized, and any such resolution so adopted shall bind the district and its proper officers to perform such agreement, and any money so deposited shall not be used otherwise than as provided in such resolution until all of the bonds of the district outstanding when such resolution was adopted, or then authorized and afterward sold, shall have been redeemed or sufficient funds for the payment of all sums due or to become due thereon shall have been set aside in the bond fund, in which event said resolution may be rescinded."

AMENDMENT NUMBER SEVEN.

On page 6 of the printed bill, strike out all of lines 6 to 49, both inclusive.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 53—An act to amend section 57 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended, relating to compensation of officers.

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 462—An act to amend section 4263 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the thirty-fourth class.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 402—An act authorizing a suit against the State of California to quiet title to certain real property in the city of Oakland, county of Alameda, State of California.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 626—An act to add new sections to the Civil Code of the State of California, to be known as sections 452*b*, 452*c*, 452*d*, 452*e* and 452*f*, and to amend section 453 of the Civil Code, relative to mutual benefit associations transacting business upon the assessment plan; regulating their method of organization, requiring a bond to be filed with the Insurance Commissioner providing for the repayment of moneys paid by applicants if any association fails to qualify within one year; fixing the minimum number of applicants necessary to qualify; requiring such associations, whether heretofore or hereafter organized, to maintain a certain membership or to submit to revocation of certificate of authority; permitting merger or reinsurance with other insurance companies; limiting applicants to the age of 55 years; exempting associations of employees or other persons which do not pay, directly or indirectly, compensation for solicitation of applicants or members from laws regulating transaction of insurance except sections 452*a* and 453 of the Civil Code; and providing for and limiting assessments and annual dues.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 998—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by amending sections 10*a*, 24, 30, 31, 32, 34, 35, 36 and 36*c* thereby and by adding thereto a new section to be numbered 37*g*, relating to collection of funds and payment of costs of water distribution by water master.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Mixter moved that Assembly Bill No. 998 be withdrawn from the file, and ordered re-referred to Committee on Irrigation.

Motion carried.

Assembly Bill No. 998 ordered re-referred to Committee on Irrigation.

Assembly Bill No. 1146—An act to amend section 1380 of the Code of Civil Procedure, relating to notices in probate proceedings.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Stockwell:

AMENDMENT NUMBER ONE.

On page 2, line 8, to and including line 14, of the printed bill, strike out everything, and insert in lieu thereof the following: "Special notice of each sale, filing of petition for sale and of filing of petition for confirmation of sale of any personal property of the estate, except perishable property or other personal property which will incur expense or loss by keeping, must be given by the executor or administrator, in the manner herein prescribed, to each heir, devisee or legatee, whether by him requested or not."

Amendment adopted.

Bill ordered to reprint, engrossment, and third reading.

Assembly Bill No. 136—An act to add a new section to the Civil Code, to be numbered 1861*b*, allowing keepers of furnished apartment houses or furnished bungalow courts to take possession of baggage and other

property of their guests or tenants for the purpose of enforcing all liens thereon.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Reindollar moved that Assembly Bill No. 136 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 136 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 437—An act to make an appropriation annually for the development of the live stock industry and the exhibit of cattle, hogs and sheep at Los Angeles, California, under the auspices of the Western Live Stock Exhibit Association.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Wright moved that Assembly Bill No. 437 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 437 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 10—An act to prevent fraud and deception in the sale of beverages composed of fruit, or the juice thereof, and prescribing penalties for the violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jost moved that Assembly Bill No. 10 be withdrawn from the file, and ordered re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 10 ordered re-referred to Committee on Agriculture.

Assembly Bill No. 654—An act to amend the Code of Civil Procedure of the State of California by adding thereto a new section, to be numbered 412a, relating to the service of summons on nonresident persons in certain actions.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Bliss:

AMENDMENT NUMBER ONE

On page 2, line 13, of the printed bill, add the following: "No default in any action under this section shall be entered against a defendant until thirty days have elapsed after the plaintiff has filed the defendant's return receipt, the plaintiff's affidavit of compliance and a copy of the summons and complaint with the clerk of the court in which the action is pending."

Amendment adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 744—An act to permit the State Compensation Insurance Fund to pay premiums on automobile liability insurance. Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 744 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Hoffman, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morrison, Noves, Patterson, Reindollar, Seudder, Seawell, Snyder, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER
TWENTY-FIVE.

Assembly Concurrent Resolution No. 25—Relative to the preservation of the coast line of the State of California and the land and water areas contiguous thereto and authorizing the appointment of a committee for the purpose of study and investigation.

Resolution read.

The question being on the adoption of the resolution.

FLOOR AMENDMENTS.

During reading of the resolution, the following amendments were submitted by Mr. Bliss:

AMENDMENT NUMBER ONE.

On page 2, line 33, of the printed bill, as amended in Assembly April 17, 1929, strike out lines 35 to 46, inclusive, and insert in lieu thereof the following: "it shall be the duty of all state, county,"

AMENDMENT NUMBER TWO.

On page 2, line 48, of the printed bill, as amended in Assembly April 17, 1929, strike out said line 48, and insert in lieu thereof the following: "reports, books, documents, records, papers and testimony, upon request of said committee as".

Amendments adopted.

Assembly Concurrent Resolution No. 25 ordered to reprint, engrossment, and on file for adoption.

THIRD READING OF SENATE BILLS.

Senate Bill No. 741—An act to amend section 2 of an act entitled "An act to provide for the maintenance and support, in certain cases, of indigent, incompetent, and incapacitated persons (other than persons adjudged insane and confined within State hospitals), becoming a public charge upon the counties or cities and counties within the State of California, and for the payment thereof into a fund for the maintenance and support of such persons," approved March 23, 1901, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 741 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Hoffman, Jones, Jost, Keaton, Kline, Luttrell,

Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Patterson, Reindollar, Scudder, Seawell, Snyder, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 4—An act to amend section 1557 of the Penal Code, relating to the return of fugitives.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 4 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Crowley, DeYoe, Easley, Emmett, Feeley, Fisher, Gilmore, Harper, Hawes, Hoffman, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Patterson, Reindollar, Scudder, Seawell, Snyder, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Leymel:

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 2 of an act entitled "An act granting in trust certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego, to the city of Chula Vista, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 11, 1925, relating to the use, and franchises and leases thereof.

Referred to Committee on Introduction of Bills.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 269—An act to amend section 4307 of the Political Code, relating to county charges.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 20, of the printed bill, strike out the period in said line, and insert in lieu thereof a semicolon and the following: "provided, that in no event shall such expense exceed the sum of seventy-five dollars for each of said officers in any one year."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 741—An act to amend section 363a of the Political Code, relating to the Department of Public Works.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, after the word "of" following the word "salary", insert the following words: "seven thousand five hundred".

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, after the word "of", insert the words "ten thousand".

AMENDMENT NUMBER THREE.

On page 1, line 18, of the printed bill, after the word "of", insert the words "five thousand".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 872—An act to amend section 1 of an act entitled "An act empowering the board of trustees of the Whittier State School to sell all or any portion of the property heretofore acquired for the use of the Whittier State School, and to appropriate the proceeds for the purpose of reestablishing the said school elsewhere," approved May 27, 1919, as amended, relating to the disposition of the proceeds of sale.

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 740—An act to amend the title and section I of an act entitled "An act to provide for the burial of ex-Union soldiers, sailors and marines in this State who may hereafter die without leaving sufficient means to defray burial expenses." approved March 15, 1889, as amended, and providing for the burial of soldiers, sailors, marines and nurses who shall have served in or with the Army or Navy of the United States and the burial of widows of such soldiers, sailors or nurses.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 288—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III*k*, embracing sections 374 to 374*g*, inclusive, relating to a Department of Military and Veterans' Affairs

Bill read second time, and ordered on file for third reading.

Senate Bill No 9—An act to amend section 1206 of the Code of Civil Procedure, relating to preferred labor claims filed under attachments, garnishments and executions.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 17, of the amended printed bill, strike out the figures "1207", and insert in lieu thereof the words "twelve hundred and seven".

AMENDMENT NUMBER TWO.

On page 1, line 21, of the amended printed bill, strike out the figures "1207", and insert in lieu thereof the words "twelve hundred and seven".

AMENDMENT NUMBER THREE.

On page 1, line 25, of the amended printed bill, insert after the word "attorney" a comma.

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 783—An act to amend section 2 of an act entitled "An act creating a commission to prepare and submit a report on juvenile delinquency and for the care and training of pre-delinquent, delinquent, psychopathic and maladjusted children, and providing for the payment of the expenses of the commission," approved May 6, 1927.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 39—An act to amend section 539 of the Civil Code, relating to the recovery of damages for the breaking or injuring of subaqueous telegraph, telephone and electric power cables.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 40—An act to amend section 538 of the Civil Code, relating to malicious injury to telegraph, telephone and electric power property.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 41—An act to amend section 537 of the Civil Code, relating to liability for damage done fixtures and cables of telegraph, telephone or electric power corporation.

Bill read second time, and ordered on file for third reading.

RESOLUTION.

The following resolution was offered:

By Messrs. Keaton, Reindollar and Brock:

Resolved, That this Assembly express its felicitations and sincerest best wishes to our fellow member Honorable Z. S. Leymel, mayor-elect of Fresno; and that we congratulate the good people of Fresno on their choice. Our loss is Fresno's gain; and, be it further

Resolved, That the Chief Clerk be instructed to telegraph a copy of this resolution to the Honorable Z. S. Leymel at Fresno.

Resolution unanimously adopted.

ADJOURNMENT.

At eleven o'clock and five minutes a.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until eleven o'clock a.m., Monday, April 22, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Monday, April 22, 1929.

At eleven o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Colher, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley,

DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hofman, Hoinblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Qungley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Wilhamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—74.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Lyons, Mr. Baum was granted leave of absence for the day.

On motion of Mr. Spalding, Messrs. Deuel and Noyes were granted leave of absence for the day.

On motion of Mr. Little, Mr. Woolwine was granted leave of absence, owing to his duties as a member of the Board of Managers in the Hardy impeachment case.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Luttrell, Bryce Swartfager, attorney at law of Santa Rosa, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Luttrell, L. E. Fulwider, former Assemblyman, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Gilmore, August Fabian of Sacramento was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Scofield, Mr. C. A. Dickison, mayor of Compton, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Badham, Mrs. Joseph Moffatt of Los Angeles was extended the privilege of the floor of the Assembly for this day and her name ordered printed in the Journal.

Through the courtesy of Mr. Badham, Miss Annette Neptune of Parkersburg, West Virginia, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

COMMUNICATIONS.

The following communications were received, and ordered printed in the Journal:

By Mr. Speaker:

RESOLUTION.

Since efficiency experts in all industrial institutions are responsible for the shelving of middle aged workers, veterans of all American wars have been rated more or less 25 per cent inefficient, mostly on account of their services in time of war. All

laborers reaching the age of 45 years are rated inefficient, and veterans have been discriminated against according to their age on account of service.

WHEREAS, The Civil War veterans have long ago passed the age of employment, having reached the average of 82 years. They are but few, and will soon be eliminated from the pension roll. They and their aged wives and widows need financial assistance, and should have it from a grateful government.

WHEREAS, The Indian War veterans have reached the average age of 65 years and have not received the consideration that veterans of other wars have. They, too, are beyond the age of employment and it is time their splendid services were recognized by our legislators.

WHEREAS, The records show that the health of the survivors of the Spanish American War is impaired on account of their service in the tropics, and are given a greater inefficiency rating according to their age. The records show that only 15 per cent are self-supporting. All Spanish War veterans have reached the age of 54 years, and 60 per cent are now dependent. We consider that they certainly are entitled to help from a country they have helped to acquire, protect, and make the most prosperous of all countries in the world.

Resolved, That Congress will in the near future consider a law that will provide similar bills as the one known as Robinson Bill—S 4559, providing, \$72, \$125 and \$150 for Civil War veterans, with \$50 for widows. Further

Resolved, That all Indian War veterans (this should also include Indian scouts) participating in any engagement with hostile Indians, regardless of time, place or duration, be given the same rate of pension as that of the Spanish War veterans, and their widows be likewise considered in the matter of pension. Further

Resolved, That the pension law should provide that any soldier, sailor or marine who served in time of war from 1898 to 1918, who has reached the age of 50 years, shall receive a pension of \$50 per month, and an additional \$1 per month for each successive year, plus a disability rating over the efficiency limit for employment, eliminating the ninety-day clause in the present law. Army nurses and widows of veterans to receive a pension of \$50 per month. Further

Resolved, That a copy of these resolutions be forwarded to the President of the United States, the Bureau of the Budget, Secretary of the Treasury, and Pension Committee at Washington, D. C. Further

Resolved, That the Secretary be instructed to mail a copy to the city supervisors and to the clerk of the State Legislature at Sacramento.

That the Bay Cities Veterans Old Age Welfare Workers do unanimously indorse the above resolutions, and urgently request that city supervisors and the State Legislature pass resolutions indorsing the above.

Submitted by

**THE BAY CITIES VETERANS OLD AGE WELFARE
WORKERS**

HARRY I. WALKER, Secretary.
Endorsed April 15, 1929.

CHAS. E. HOUSE, President.

By Mr. West:

Inviting the members of the Legislature to attend a Spanish barbecue and picnic given by Sunset Parlor No. 26, Native Sons of the Golden West, at Elk Grove, Sunday, April 28, at ten a.m.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

WHEREAS, The council of the city of Los Angeles on the second day of April, 1929, adopted a resolution calling attention to the excessive rates charged by the telephone monopoly in the State of California and urged the Legislature in the State of California to make an appropriation in the sum of \$150,000 for the purpose of conducting a State-wide investigation of the telephone situation to the end of securing a reduction in telephone rates, and

WHEREAS, Senator Hiram Johnson has introduced a resolution in the United States Senate calling for a senatorial probe of rates and relations of operating companies of the Bell telephone system; and

WHEREAS, Assemblyman James Quigley of San Francisco has introduced a resolution in the California Legislature to put the Legislature of the State of California on record favoring the adoption of Senator Johnson's resolution by the United States Senate; now, therefore, be it

Resolved, That the Los Angeles city council does hereby

First—Appeal to the United States Senate for the adoption of the resolution of Senator Hiram Johnson requesting the senatorial probe of telephone rates and the relations of holding and operating companies of the Bell telephone system.

Second—Appeal to the Legislature of the State of California for the adoption of Assemblyman Quigley's resolution now pending endorsing the federal telephone inquiry.

Third—Renew its request to the Legislature of the State of California to appropriate \$150,000 to the Railroad Commission of the State of California, or to a special commission to be appointed by the Governor for the purpose of inquiring into the telephone monopoly to the end of securing reduced rates for the Los Angeles and other California communities.

By Chief Clerk:

HOUSE OF REPRESENTATIVES U. S.
WASHINGTON, D. C., April 18, 1929.

Mr. A. A. Ohnimus, Chief Clerk, Assembly,
Sacramento, California.

In re Senate Joint Resolution No. 7.

DEAR MR. OHNIMUS: I received your recent communication in reference to the pending revision of the tariff. As you are, of course, aware, rather exhaustive hearings were held, at which over one thousand witnesses appeared for and against items in the tariff bill. Hearings closed in February and the bill is now being written and will be introduced in Congress within the next few days. The present sessions of the committee are executive and no further hearings are to be held, so far as the House is concerned.

According to the usual practice of passing tariff bills, it is likely there will be little opportunity afforded for votes on separate items in the House. After the bill passes the House, it will go to the Senate Finance Committee for further hearing and consideration. In fact, as to most items, the next real opportunity for a hearing on separate items in the bill will be before the Senate committee.

However, your suggestions will be borne in mind by me in reference to the subject in which you are interested, in connection with any action the House takes upon the matter.

I am in favor of such tariffs as are necessary to afford reasonable protection to all our legitimate American products

Sincerely yours,

CLARENCE F. LEA.

Also.

SAN FRANCISCO, CALIFORNIA, April 18, 1929.

Arthur A. Ohnimus, Chief Clerk, State Assembly,
State Capitol, Sacramento, California.

HONORABLE SIR: Senator T. C. West of Alameda introduced Senate Bill No. 844, known as Woman's Relief Corps Home in Santa Clara County.

The rank and file of the Veterans Old Age Welfare Workers in the bay cities of California unanimously recommend the endorsement of the contents of this bill.

We not only would appreciate the benefits received by the enactment of this law, but urgently request your favorable consideration and personal support

Awaiting your approval of our views, we beg to remain,

Yours respectfully,

HARRY L. WALKER, Secretary.

By Mr. Speaker:

LOS ANGELES, CALIFORNIA, April 19, 1929.

Honorable Edgar C. Levey, Speaker of the Assembly,
Sacramento, California.

SIR: At the last meeting of the Southern California Regional Advisory Council, of the California Development Association, our agricultural committee recommended that our council favor the passage of a bill now before your honorable body, creating a Council for Agriculture

This recommendation was unanimously approved by the council and I was directed to convey to you the views of this body.

Respectfully yours,

DR. T. C. YOUNG, Chairman,
Southern California Regional Advisory Council.

RESIGNATION OF ASSEMBLYMAN Z. S. LEYMEL.

The following resignation of Assemblyman Z. S. Leymel was received by the Speaker on April 20, 1929, and was on this day read:

FRESNO, CALIFORNIA, April 18, 1929.

Honorable Edgar C. Levey, Speaker of the Assembly,
Sacramento, California.

DEAR SIR: I, the undersigned Z. S. Leymel, Assemblyman for the Fifty-first Assembly District of the State of California, hereby tender my resignation as Assemblyman for said district, and request that you transmit same to Honorable C. C. Young, Governor of the State of California, for proper action.

By reason of my election to the position of commissioner of public safety and welfare of the city of Fresno, to which office I will be inaugurated Monday, April 22, 1929, I request that this resignation take effect immediately.

Respectfully yours,

Z. S. LEYMEL,
Assemblyman Fifty-first District.

The Speaker announced that the above resignation of Assemblyman Z. S. Leymel was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Bill No 571—An act to amend sections 591 and 606 of the Political Code, and adding a new section to be numbered 606a, all relating to the Insurance Commissioner, his office, salary, expenses, deputies, assistants, attorney and employees; submission of written instruments to attorney or Attorney General; assessment of insurance companies for salary and expenses in case of deficiency; creation of insurance fund and transfer and abolition of Insurance Commissioner's special fund;

Also: Assembly Bill No 654—An act to amend the Code of Civil Procedure of the State of California by adding thereto a new section to be numbered 412a, relating to the service of summons on nonresident persons in certain actions;

Also: Assembly Bill No. 1062—An act to add a new section to chapter IVb of part III, title V of the Political Code to be numbered section 2322k, relating to the distribution of certain pests, and to repeal an act entitled "An act to prevent the spread of certain species of plant pests by means of containers, appliances or articles used in connection with various agricultural commodities, to confer upon the Director of the Department of Agriculture the power to designate such species and such treatment therefor as he shall deem adequate to prevent such spread, to confer upon the county horticultural commissioners the power to prescribe such treatment, to prohibit the transporting from or into any county or locality of the State of any such containers, appliances or articles unless proof shall have been furnished that the same have not been exposed to infection or infestation by such plant pests, to make a violation of the provisions hereof a misdemeanor, and to repeal an act entitled "An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the Director of Agriculture in relation thereto," approved June 3, 1921," approved April 3, 1925;

Also: Assembly Bill No. 1146—An act to amend section 1380 of the Code of Civil Procedure, relating to notices in probate proceedings,
And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 25—Relating to the preservation of the coast line of the State of California and the land and water areas contiguous thereto and authorizing the appointment of a committee for the purpose of study and investigation—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 75—An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending section 39 thereof;

Also: Assembly Bill No. 118—An act to provide for the study of vocational training or manual arts for boys and home economics or domestic science for girls in public high schools;

Also: Assembly Bill No. 428—An act to provide for the assessment, levy and collection of taxes for the support of the State government for the eighty-first and eighty-second fiscal years;

Also: Assembly Bill No. 950—An act to amend the California Vehicle Act, approved May 30, 1923, as amended by adding two new sections thereto to be numbered 30½ and 159½, relating to the motor vehicle fund and employees of the division;

Also: Assembly Bill No. 1007—An act to amend section 3611 of the Political Code, relating to the exemption of buildings and real property used exclusively for religious worship and declaring the urgency thereof;
And reports that the same have been correctly engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1072—An act to amend section 19 of the General Dairy Law of California, approved June 15, 1923, as amended, relating to the transportation of milk and milk products;

Also: Assembly Bill No. 1087—An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property;
And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 352—An act to amend section 461 of the Penal Code, relating to punishment for burglary;

Also: Assembly Bill No. 353—An act to amend section 213 of the Penal Code, relating to the penalty for robbery;

Also: Assembly Bill No. 609—An act to establish sales rooms and industrial workshops for the blind, providing for the management, government and administration thereof, and making an appropriation for the establishment of a revolving fund therefor;

Also: Assembly Bill No. 724—An act to amend section 476 of the Penal Code, relating to the issuing of fictitious bills, notes, checks, or instruments in writing with intent to defraud;

Also: Assembly Bill No. 725—An act to amend section 473 of the Penal Code, relating to penalty for forgery;

Also: Assembly Bill No. 809—An act to amend section 15 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings, to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act." approved June 2, 1913, as amended;

Also: Assembly Bill No. 872—An act to amend section 1 of an act entitled "An act empowering the board of trustees of the Whittier State School to sell all or any portion of the property heretofore acquired for the use of the Whittier State School, and to appropriate the proceeds for the purpose of reestablishing the said school elsewhere," approved May 27, 1919, as amended, relating to the disposition of the proceeds of sale;

Also: Assembly Bill No. 1023—An act to amend section 1557 of the Penal Code, relating to extradition;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 81—An act to amend section 3817 of the Political Code, relating to the redemption of property sold for taxes—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 33—Relating to the holding of the tenth Olym-

piad games in the State of California—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article II of the constitution, relating to the right of suffrage;

Also: Assembly Constitutional Amendment No. 34—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new paragraph to section 14 of article XIII of said constitution, to be designated as subdivision (ab), relating to revenue and taxation;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported constitutional amendments ordered on file for adoption.

ON CONSTITUTIONAL AMENDMENTS

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article II of the constitution, relating to the right of suffrage—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

ANDERSON, Chairman

The above reported constitutional amendment ordered on file for adoption.

Also.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to section 23a of article IV of the constitution of said State, relating to officers, employees, and attaches—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees, and compensation of jurors—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 3 of article IV thereof, relating to the election and term of office of members of the Assembly—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

ANDERSON, Chairman

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 34—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new paragraph to section 14 of article XIII of said constitution, to be designated as subdivision (ab), relating to revenue and taxation—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted

ANDERSON, Chairman

The above reported constitutional amendment ordered on file for adoption.

Also.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 19 of article V thereof, relating to the compensation of executive officers—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted

ANDERSON, Chairman

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 27—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section thereto to be known as and numbered section 19 of article XIII, relating to revenue and taxation—has had the same under consideration, and respectfully reports the same back and recommends that it be adopted

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

SENATE MESSAGES

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 675—An act to amend section 340 of the Penal Code, relating to pawnbrokers.

Also Senate Bill No. 677—An act to amend section 341 of the Penal Code, relating to pawnbrokers.

J. A. BELK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 820—An act to provide for the labeling, disinfecting and advertising of convict-made goods, wares and merchandise, and requiring that notice that such articles are on sale shall be conspicuously posted in places where such articles are offered for sale.

Also Senate Bill No. 850—An act making an appropriation to pay the claim of Fred F. Freitas against the State of California

J. A. BELK, Secretary of Senate

By PAUL MASON, Assistant Secretary.

Senate Bill No. 820 read first time, and referred to Committee on Labor and Capital.

Senate Bill No. 850 read first time, and referred to Committee on Claims.

Also

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Constitutional Amendment No. 28—A resolution to propose to the people of the State of California an amendment to the constitution of said

State, by adding to article XVI thereof a new section to be numbered 8, authorizing the issuance and sale of 10,000 bonds of the State of California in the denomination of \$1,000 each, authorizing the disposition of the proceeds of the sale of said bonds for certain purposes, and approving, adopting, legalizing, validating and making fully and completely effective the San Francisco Harbor Improvement Act of 1929 as passed by the Senate and Assembly at the forty-eighth session of the Legislature and approved by the Governor

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Constitutional Amendment No. 28 read, and referred to Committee on Constitutional Amendments.

SENATE CHAMBER, SACRAMENTO, April 16, 1929

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on April 8 passed as amended, Assembly Bill No. 289—An act to amend section 7 of and to add new sections to be numbered 7a and 7b to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts their terms of office, qualification and compensation and for the selection of jurors therein" approved May 23, 1925, as amended, relating to the organization of municipal courts in cities or cities and counties of the first and one-half class, to provide for the number of judges, clerks, marshals and other officers and attaches of such municipal courts and their deputies; to fix the compensation therefor—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 289?

AMENDMENT NUMBER ONE

In line 1 of the title of the amended printed bill, after the numeral "7", insert the word "of"

AMENDMENT NUMBER TWO.

On page 2, line 11, of the amended printed bill, after the word "clerk", insert the following, "of the municipal court in cities of the first and one-half class".

AMENDMENT NUMBER THREE.

On page 2, line 24, of the amended printed bill, after the comma, strike out the words "two hundred fifty", and insert in lieu thereof the words "three hundred".

AMENDMENT NUMBER FOUR.

On page 2, line 26, of the amended printed bill, strike out the word "fifteen", and insert in lieu thereof the word "eighteen".

AMENDMENT NUMBER FIVE.

On page 2, line 27, of the amended printed bill, strike out the word "six", and insert in lieu thereof the word "eight".

AMENDMENT NUMBER SIX

On page 2, line 28, of the amended printed bill, strike out the word "twenty-nine", and insert in lieu thereof "thirty-six".

The roll was called, and Senate amendments to Assembly Bill No. 289 were refused concurrence by the following vote:

AYES—None.

NOES—Anderson, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, McDonough, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Morrison, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Young, and Mr. Speaker—54.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Keaton.

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 1463 of the Penal Code, relating to disposition of fines and forfeitures collected in municipal courts.

Referred to Committee on Introduction of Bills

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Jones Assembly Concurrent Resolution No. 36—Relative to adjournment.

Introduced, without reference to committee.

By Mr. Jespersen Assembly Concurrent Resolution No. 37—Relative to the charter of the city of San Luis Obispo ratified by the qualified electors of said city at a general municipal election held on the first day of April, 1929.

Introduced, and referred to Committee on Municipal Corporations.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jones asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 36, at this time, without reference to printer, committee or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER THIRTY-SIX.

Assembly Concurrent Resolution No. 36—Relative to adjournment. Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 36 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronm, Crowlev, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Oliva, Parkman, Qungley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—55.

NOES—Bernard, Cloudman, Coombs, Heisinger, and Lyons—5

Title read and approved.

Assembly Concurrent Resolution No. 36 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 36.

Relative to adjournment

Resolved by the Assembly the Senate concurring. That the forty-eighth session of the Legislature of the State of California shall adjourn sine die at three o'clock p.m., Friday, May 10, 1929.

MOTION TO RE-REFER.

Mr. Hornblower moved that Senate Bill No. 511 be withdrawn from the file, and ordered re-referred to Committee on Motor Vehicles.

Motion carried

Senate Bill No. 511 ordered re-referred to Committee on Motor Vehicles,

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER Your Committee on Commerce and Navigation, to which was referred the following resolution

WHEREAS, It is a fact that there have been a number of accidents in the past years caused by persons driving over the ends and sides of certain wharves or piers at San Francisco Harbor caused either directly or indirectly by the fact that many of the wharves, docks or piers at San Francisco Harbor are continuations of various streets of the city and county of San Francisco; and

WHEREAS, There has been no attempt made to correct this evil in any manner by the Board of State Harbor Commissioners, and

WHEREAS, It is the opinion of the Assembly of the State of California that this condition can be and should be immediately remedied in order to preserve life and property; be it therefore

Resolved, by the Assembly of the State of California, That the Board of State Harbor Commissioners be requested to take immediate steps to have installed on all of the piers, wharves or docks which constitute a menace to life and property as aforesaid, signal or warning lights and barriers in order to prevent a reoccurrence or repetition of any of the many disasters heretofore caused by the lack of such signal or warning lights and barriers

Has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

HORNBLOWER, Chairman.

Mr. Quigley moved the adoption of the resolution.

The question being on the adoption of the resolution.

Resolution unanimously adopted

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER THIRTY-THREE.

Assembly Concurrent Resolution No 33—Relative to holding of the Tenth Olympiad Games in the State of California

Resolution read.

The question being on the adoption of the resolution.

Resolution unanimously adopted.

ASSEMBLY CONCURRENT RESOLUTION No 33.

Relating to the holding of the Tenth Olympiad Games in the State of California.

WHEREAS, The Tenth Olympiad Games to be held in 1932 were allocated by the International Olympic Committee to the city of Los Angeles, in the State of California; and

WHEREAS, At the general election held November 6, 1928, the people of the State of California approved the California Olympiad Bond Act passed by the Legislature of the State of California in 1927, authorizing the issuance and sale of \$1,000,000 State bonds, known as the "California Tenth Olympiad Bonds," the proceeds of the sale of said bonds to be used for the purpose of providing a fund to be used and distributed for the purposes of an Olympiad to be held in the city of Los Angeles in the State of California, in 1932; and

WHEREAS, A commission to be known as the "California Olympiad Commission" has already been created to carry out the provisions of the "California Tenth Olympiad Bond Act of 1927"; and

WHEREAS, The International Olympic Committee claims the right to allocate to certain states those certain events always heretofore considered a part of the Olympiad games and said committee has stated that the winter sports usually held in connection with such games shall be held in one of our eastern states, thereby depriving the State of California of a feature of such games which the State of California desires to hold at a suitable location in this State; and

WHEREAS, The International Olympic Committee may be persuaded by eastern colleges and eastern influence, to ordain that the aquatic sports or other features of said games, shall be held in some eastern state or locality other than the State of California; and

WHEREAS, The people of the State of California approved \$1,000,000 California Olympiad Bond Act with the understanding and belief that all of the events of the tenth Olympiad would be held in the State of California, believing that those events

which could not be held in the southern part of this State might well be handled and allocated by the California Tenth Olympiad Association to the northern or central part of this State; be it

Resolved, by the Assembly, the Senate concurring, That the people of the State of California represented by the Senate and Assembly of this State, do protest against the action of said International Olympic Committee taken and had without the consent of the California Tenth Olympiad Association, in allocating the winter sports of said games to a state other than the State of California, and be it further

Resolved, That a commission to be known as the Olympiad State-wide Cooperating Commission be created, the members of said commission to be appointed by the Governor of the State and to hold office until all of the business and affairs of said commission shall have been fully completed and settled. Said commission is hereby created for the purpose of cooperating with the California Olympiad Commission in order to facilitate and determine what events of the Tenth Olympic Games shall be allocated to central or northern California and the place where such games so allocated are to be held. It shall be the purpose and duty of this commission to assist and cooperate at all times with the California Olympiad Commission for the purpose of facilitating all work of said commission.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER
TWENTY-FIVE.

Assembly Concurrent Resolution No. 25—Relative to the preservation of the coast line of the State of California and the land and water areas contiguous thereto and authorizing the appointment of a committee for the purpose of study and investigation.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 25 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Klue, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—67.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 25 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 25.

Relating to the preservation of the coast line of the State of California and the land and water areas contiguous thereto and authorizing the appointment of a committee for the purpose of study and investigation.

WHEREAS, One of the most valuable assets of the State of California lies in its coast line along the Pacific Ocean and in the land and water areas contiguous thereto; and

WHEREAS, The factors contributing to this great value are of varied character, including those natural resources and natural features of said land and water areas which are adapted to development in furtherance of navigation, commerce, fisheries, and the production of minerals and oil, and for residential, recreational and scenic purposes; and

WHEREAS, It is desirable that these land and water areas be so developed as to meet the needs of the people of all parts of the State, both now and in the future, in an orderly manner, to the end that all of these natural resources and features may be given due consideration and those interested therein given proper recognition and assistance; and

WHEREAS, Much legislation has been enacted both by the Congress of the United States, the State Legislature and by local political subdivisions of the State relative to such matters and it is desirable that such legislation and future legislation be so correlated as best to accord with and promote the orderly and properly balanced development of this great natural asset of the State; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That the Department of Natural Resources is hereby requested to make a thorough investigation and study of the subject matter of this resolution and to make available to the committee hereinafter designated, from time to time as may be convenient to the committee, the results of such investigation, and the other executive branches and offices of the

State government, particularly the Department of Finance, the Surveyor General, the Attorney General and the Department of Public Works, are hereby requested to furnish all desirable and practicable assistance to the Department of Natural Resources and to the committee in making this investigation and study; and be it further

Resolved, That there shall be and hereby is created a committee to consist of four members of the Assembly, to be appointed by the Speaker of the Assembly and three members of the Senate to be appointed by the President of the Senate, to collaborate with the Department of Natural Resources and other executive departments, to receive the report of the Department of Natural Resources; to make such further study and investigation as to it may seem desirable; to prepare such compilation of its findings and present such recommendations as it may determine in a report to be submitted to the forty-ninth session of the Legislature during the first week thereof; and to cause such report to be published as a public document not later than November 15, 1930, at the same time submitting a copy of it to the Governor for his use in making such recommendations as he may desire in his biennial message to the Legislature; and be it further

Resolved, That said committee shall proceed to organize by the election of one of its members as chairman and by the election of a secretary and shall proceed to carry out the purposes of this resolution in such a manner as may be determined by said committee; and be it further

Resolved, That said committee is hereby authorized and empowered to do any and all things necessary to make a full and complete investigation of the matters herein referred to, it shall be the duty of all State, county, municipal and political subdivision officers to furnish such reports, books, documents, records, papers and testimony, upon request of said committee as may be pertinent to the purposes herein set forth; and be it further

Resolved, That the sum of \$5,000, or so much thereof as may be necessary, is hereby set apart, reserved and appropriated out of the respective contingent funds of the Senate and Assembly, which may have heretofore or may hereafter be appropriated for the contingent expenses of the Senate and Assembly by this session of the Legislature, said sum to be payable one-half from the contingent fund of the Senate and one-half from the contingent fund of the Assembly, but not exceeding the sum of \$5,000 in all, for the purpose of paying the expenses incurred by the joint committee herein designated, under the authority hereof, and for the purposes herein set forth, and said payments shall be disbursed from time to time by Controller's warrants to be drawn against such contingent funds upon the written orders of the chairman of said joint committee herein provided for.

Assembly Bill No. 988—An act to amend an act entitled “An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition thereof by the landowners; providing for the joint government and control thereof by the landowners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing for the transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water; providing for the approval of the State Superintendent of Banks of such contracts or transfers; providing that said bonds and contracts or transfers may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds and such transfers or contracts providing therefor by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors,

administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power," approved June 13, 1913, as amended, by amending section 7 thereof and adding new sections thereto to be numbered 37 to 59 inclusive, relating to the powers and duties of water districts and the boards of directors thereof, and providing for the drainage and reclamation of lands within such districts and for the annexation of lands to and the exclusion of lands from such districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 988 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 714—An act creating the Napa State Farm revolving fund and making an appropriation therefor; providing for the disposition of any accrued surplus over and above such appropriation.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—65.

NOES—None

Assembly Bill No. 714—An act creating the Napa State Farm revolving fund and making an appropriation therefor; providing for the disposition of any accrued surplus over and above such appropriation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 714 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder,

Seawell Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1140—An act making an appropriation out of the Fish and Game Commission fund for the construction of jetties at the mouth of the Russian River

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1140 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feelev, Feigenbaum, Fisher, Flynn, Frv, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Oliva, Parkman, Qugley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1141—An act making an appropriation for the construction of jetties at the mouth of the Russian River.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1141 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feelev, Feigenbaum, Fisher, Flynn, Frv, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Oliva, Parkman, Qugley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate

Assembly Bill No. 1055—An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act," approved June 12, 1915, as amended, relating to powers of the district.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. DeYoe moved that Assembly Bill No. 1055 be withdrawn from the file, and ordered re-referred to Committee on Conservation.

Motion carried.

Assembly Bill No. 1055 ordered re-referred to Committee on Conservation.

Assembly Bill No. 970—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure, and jurisdiction, and

providing for the election and appointment of the judges, clerks, and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," as amended, approved May 23, 1925, by adding a new section, to be designated as section ----, relating to pension for marshals and deputy marshals of cities of the first and one-half class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 970 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 654—An act to amend the Code of Civil Procedure of the State of California by adding thereto a new section, to be numbered 412a, relating to the service of summons on nonresident persons in certain actions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 654 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—58.

NOES—Harper—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 161—An act appropriating money to pay the claim of Annie Locatelli against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 161 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Brock, Cloudman, Cloudsley, Coombs, Craig, Crittenden, Cronin, Crowley, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williamson, Witter, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 1007—An act to amend section 3611 of the Political Code, relating to the exemption of buildings and real property used exclusively for religious worship

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Brock moved that Assembly Bill No. 1007 be withdrawn from the file, and ordered re-referred to Committee on Revenue and Taxation. Motion carried.

Assembly Bill No. 1007 ordered re-referred to Committee on Revenue and Taxation.

SPECIAL ORDER SET.

On motion of Mr. Heisinger the consideration of Assembly Bill No. 81 was made a special order for Wednesday, April 24, 1929, at eleven o'clock a.m.

Assembly Bill No. 809—An act to amend section 15 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings, to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 809 passed by the following vote:

AYES—Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Cronm, Crowley, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Young, and Mr. Speaker—58

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 118—An act to amend section 1609 of the Political Code, relating to persons employed in public school service.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Heisinger moved that Assembly Bill No. 118 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 118 ordered re-referred to Committee on Education.

Assembly Bill No. 129—An act to add a new section to the Political Code, to be numbered 1740*a*, relating to traveling expenses of members of high school boards of trustees.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No 129 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jones, Keaton, Luttrell, Lyons, McGinley, McGinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Sawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—59.

NOES—Meeker, and Nielsen—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1072—An act to amend section 19 of the General Dairy Law of California, approved June 15, 1923, as amended, relating to the transportation of milk and milk products.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Flynn moved that Assembly Bill No 1072 be withdrawn from the file, and ordered re-referred to Committee on Live Stock and Dairies.

Motion carried.

Assembly Bill No. 1072 ordered re-referred to Committee on Live Stock and Dairies.

Assembly Bill No 950—An act to amend the California Vehicle Act, approved May 30, 1923, as amended and approved May 16, 1925, and as amended, by adding a new section thereto, to be numbered 99½, relating to lights.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Noyes moved that Assembly Bill No. 950 be withdrawn from the file, and ordered re-referred to Committee on Motor Vehicles.

Motion carried.

Assembly Bill No. 950 ordered re-referred to Committee on Motor Vehicles.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Hoffman: An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the lands and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper

for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings," approved May 22, 1925, relating to the San Diego State Teachers College building and improvement fund and an appropriation for construction and equipment for said school.

By Mr. Woolwine: An act to amend section 15 of the Corporate Securities Act, relating to the State Corporation Department.

By Mr. Leymel: An act to amend section 2 of an act entitled "An act granting in trust certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego, to the city of Chula Vista, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 11, 1925, relating to the use, and franchises and leases thereof.

By Mr. Keaton: An act to amend section 1463 of the Penal Code, relating to disposition of fines and forfeitures collected in municipal courts

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—63.

NOES—None.

RECESS.

At twelve o'clock and thirty-two minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Desch reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 35—An act relating to the unencumbered balance of the appropriation for the seventy-ninth and eightieth fiscal years for the improvement of navigation and flood control of the Sacramento, San Joaquin and Feather rivers in accordance with the provisions of chapter 304, page 499, Statutes of 1925, \$400,000, as contained in chapter 142 of the California Statutes of 1927, releasing said balance from such restriction on expenditures, prescribing how said balance shall be expended, declaring the urgency thereof and providing when this act shall take effect—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 761—An act to amend an act entitled "An act to authorize the issuance and sale of bonds of the Sacramento and San Joaquin Drainage District based upon assessments levied by the Reclamation Board upon lands in said district," approved May 27, 1919, as amended, by amending section 34, providing for the disposition of proceeds of bond sales, section 36, abolishing the bond interest fund, and section 42, relating to installments to pay the interest and principal on bonds thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 762—An act to amend "Sacramento and San Joaquin Drainage District Refunding Act," approved May 26, 1927, by repealing sections 4, 5, 6, 7, 8, 9, 11 and 12 of said act and by amending section 2 thereof, relating to the operation and maintenance of certain flood control project works, by amending section 3 thereof, relating to the cancellation of bonds and providing for the disposition of moneys now in the bond fund or bond interest fund, by amending section 10 thereof, relating to the calling of installments for the collection of Sutter-Butte By-pass Assessment No. 6, and by amending section 13 thereof, relating to payment of assessments in warrants and to the crediting of installment payments—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 843—An act authorizing and directing the Governor of the State of California to grant to the United States of America easements, the nature of which are described hereinafter, in and over certain parcels of real property, heretofore acquired by the State of California in connection with the rectification of the San Joaquin River, which said parcels of real property are more particularly described hereinafter, said easements to be used by the United States in connection with the deepening, widening and rectification of the channel of the San Joaquin River, in accordance with an act of Congress entitled "An act authorizing the construction, repair and preservation of certain public works on rivers and harbors, and for other purposes," approved by the President on January 21, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 763—An act to amend sections 14, 15 and 19 of the Reclamation Board Act, approved December 24, 1911, as amended, and adding two new sections thereto to be numbered 15a and 37a, respectively, relating to the auditing of canceled warrants and providing for the application of moneys released, reimbursed, or appropriated under and pursuant to chapter 176, California Statutes of 1925 and the War Department Appropriations Act of Congress of the United States for the fiscal year 1930, being Public Law No. 843, Seventieth Congress, approved February 28, 1929, and providing for the repeal of all laws in conflict herewith—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 18—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article XIII thereof a new section to be numbered section 1c, relative to revenue and taxation—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

ON CONTINGENT EXPENSES.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred Assembly Concurrent Resolution No. 27—Relative to providing for the appointment of a Committee on Billboard Regulation and Restriction—has had the same under

consideration, and respectfully reports the same back, and recommends that it be adopted.

SNYDER, Chairman.

The above reported concurrent resolution ordered on file for adoption.

ON CLAIMS

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1929.

MR SPEAKER: Your Committee on Claims, to which was referred Senate Bill No. 850—An act making an appropriation to pay the claim of Fred F. Freitas against the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

WILLIAMS, Chairman.

The above reported bill ordered on file for second reading.

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1929.

MR SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 60—An act to amend section 628f of the Penal Code, relating to the protection of fish and game;

Also Assembly Bill No. 646—An act to create a fish and game refuge: relating to the propagation, conservation and protection of fish and game and providing penalties for violations of the act;

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SCUDDER, Chairman.

The above reported bills ordered on file for second reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Hoffman: Assembly Bill No. 1161—An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the lands and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings," approved May 22, 1925, relating to the San Diego State Teachers College building and improvement fund and an appropriation for construction and equipment for said school.

Bill read first time, and referred to Committee on Teachers Colleges.

By Mr. Woolwine: Assembly Bill No. 1162—An act to amend section 15 of the Corporate Securities Act, relating to the State Corporation Department.

Bill read first time, and referred to Committee on Corporations.

By Mr. Leymel: Assembly Bill No. 1163—An act to amend section 2 of an act entitled "An act granting in trust certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego, to the city of Chula Vista, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and con-

trol thereof," approved May 11, 1925, relating to the use, and franchises and leases thereof.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Keaton: Assembly Bill No. 1164—An act to amend section 1463 of the Penal Code, relating to disposition of fines and forfeitures collected in municipal courts.

Bill read first time, and referred to Committee on Crime Problems.

By Messrs. Crittenden, Bernard, Mixter and Adams: Assembly Concurrent Resolution No. 38—Relative to the appointment of a joint committee to investigate the water problems of the State and to recommend some method of procedure therewith.

Introduced, and referred to Committee on Conservation.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 150—An act to amend sections 4250 and 4249a of the Political Code, relating to compensation of officers and jurors in counties of the twenty-first class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 150 passed by the following vote:

AYES—Adams, Anderson, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Kline, Lyons, McGuinness, Meeker, Miller, James A. Mixter, Nielsen, Oliva, Parkman, Quigley, Reindollar, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 75—An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending sections 2, 30a, 39 and 47 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 75 passed by the following vote:

AYES—Adams, Arnold, Badham, Bliss, Brock, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Kline, Lyons, McGuinness, Meeker, Miller, James A. Mixter, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 53—An act to amend section 57 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also to provide for the distribution of water for irrigation pur-

poses," approved March 31, 1897, as amended, relating to compensation of officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 53 passed by the following vote:

AYES—Adams, Arnold, Badham, Bliss, Brock, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jones, Kline, Lyons, McGuinness, Meeker, Miller, James A., Mixer, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 872—An act to amend section 1 of an act entitled "An act empowering the board of trustees of the Whittier State School to sell all or any portion of the property heretofore acquired for the use of the Whittier State School, and to appropriate the proceeds for the purpose of reestablishing the said school elsewhere," approved May 27, 1919, as amended, relating to the disposition of the proceeds of sale.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 872 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, James A., Mixer, Nielsen, Oliva, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1116—An act to add a new section, to be numbered section 1½, to an act entitled "An act to require employers to pay the cost of bonds and photographs required of and furnished by employees or applicants, for employment," approved April 20, 1917, as amended, and to amend section 2 thereof, relating to the protection of cash bonds put up by employees or applicants for employment and providing penalties for violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1116 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Nielsen, Oliva, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 932—An act to amend section 3 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, and adopting those provisions, not inconsistent herewith, of an act entitled 'An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith.'" approved May 30, 1923, as amended and approved May 23, 1925," as approved May 26, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 932 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Oliva, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 538—An act to add a new section to the Penal Code, to be numbered 164, relating to the making of contracts for the collection of damages for injuries to persons or property or both; declaring the making of such contracts to be the practice of law; providing for penalties therefor; and for exceptions thereto.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 538 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Oliva, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF COMMITTEE ON FREE CONFERENCE.

The following report of Committee on Free Conference was received and read:

ASSEMBLY CHAMBER SACRAMENTO, April 22, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 193—An act to amend section 629a and 629b of the Political Code, relating to group insurance—reports that it has met a like committee of the Senate, consisting of Senators Hurley, Lyon and Christian, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE

Amend the title of the printed amended bill, by inserting the letter "s" following the letter "n" in the word "section".

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed and amended bill, following the word "commissioner", strike out the comma.

AMENDMENT NUMBER THREE

On page 1, line 18, of the printed and amended bill, following the comma in said line, insert the following: "and members of labor unions and members of the national guard."

AMENDMENT NUMBER FOUR

On page 2, line 14, of the printed and amended bill, strike out the semicolon, and insert in lieu thereof a period.

AMENDMENT NUMBER FIVE

On page 2, line 14 of the printed and amended bill, beginning with the word "any", strike out the balance of the line, and all of lines 15 to 38, inclusive, and insert in lieu thereof a new paragraph as follows: "The following forms of life insurance are also declared to be group insurance within the meaning of this chapter: life insurance covering the members of any labor union or of any association of employees of the United States, of the state, county, or municipal governments, employees of school districts (including teachers), irrigation districts, or other political subdivisions of government. Such insurance shall be written under a policy issued to such union or association, which union or association shall be deemed to be the employer for the purposes of this chapter, the premium on which is to be paid by the union or the association and the members thereof jointly, and insuring only members of such union who are actively engaged in the same occupation, or of such association, for amounts of insurance based upon some plan which will preclude individual selection, for the benefit of persons other than the union or association or the officials thereof; *provided, however*, that when a premium is to be paid by the union or the association and its members jointly, and the benefits are offered to all eligible members, not less than seventy-five per centum of such members may be so insured; *and provided, further*, that when members apply and pay for additional amounts of insurance a smaller percentage of members may be insured for such additional amounts of insurance."

AMENDMENT NUMBER SIX

On page 4, line 5, of the printed and amended bill, strike out the entire line.

CHRISTIAN,
HURLEY,
LYON,

Assembly Committee on Free Conference

PATTERSON,
CLOUDMAN,
MORGAN.

Senate Committee on Free Conference.

Mr. Patterson moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronm, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGinness, Meeker, Miller, James A., Mixer, Nielsen, Ohva, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young and Mr. Speaker—61

NOES—None

MOTION TO TAKE FROM TABLE.

Mr. Witter moved that the motion to postpone the motion to reconsider Assembly Joint Resolution No. 9 be taken from the table.

The question being on the motion to take from the table.

REQUEST FOR ROLL CALL.

On request of Messrs. Crittenden, Byrne and Jespersen, the Speaker ordered a roll call taken on the motion to take from the table.

The roll was called, and the motion to take from the table the motion to postpone the motion to reconsider Assembly Joint Resolution No. 9 carried by the following vote:

AYES—Anderson, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Jepsersen, Jones, Jost, Kline, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Oliva, Quigley, Reindollar, Roland, Seawell, West, Williamson, Witter, Wright, and Mr. Speaker—38.

NOES—Adams, Arnold, Badham, Bernard, Bliss, Brock, Cloudman, Crawford, Dillinger, Easley, Emmett, Fisher, Harper, Ingels, Keaton, Luttrell, Patterson, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, Williams, and Young—25.

POINT OF ORDER.

The following point of order was raised by Mr. Stockwell: That Assembly Joint Resolution No. 9 was refused passage. Notice was given that on the next legislative day a motion would be made to reconsider the vote by which Assembly Joint Resolution No. 9 was refused passage. This motion was not made, but a motion was made to continue until the next legislative day. The whole matter was laid on the table. Several days elapsed before any action was taken, the original resolution together with the motion to reconsider was taken from the file; therefore, due to the loss of the original motion there was no question to be taken from the table.

RULING BY THE SPEAKER.

The Speaker ruled the point of order not well taken.

RECONSIDERATION.

The question being on the motion of reconsideration.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Witter moved a call of the House.

REQUEST FOR ROLL CALL.

On request of Messrs. Adams, Hornblower and Lyons, the Speaker ordered a roll call taken on the motion for call of the House.

The roll was called, and the motion for call of the House carried by the following vote:

AYES—Adams, Anderson, Bliss, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Jepsersen, Jewett, Jones, Jost, Kline, McDonough, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roland, Seawell, Snyder, West, Williamson, Witter, Wright, and Mr. Speaker—47.

NOES—Arnold, Badham, Bernard, Bishop, Brock, Crawford, Harper, Ingels, Luttrell, Lyons, McGuinness, Mixer, Morgan, Patterson, Scofield, Scudder, Sewell, Spalding, Stockwell, Williams, and Young—21.

Time, three o'clock and thirty minutes p m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson,

Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—70.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No 646—An act to create a fish and game refuge; relating to the propagation, conservation and protection of fish and game and providing penalties for violations of the act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, beginning in said line 6, strike out all of lines 6 to 20, inclusive, and insert in lieu thereof the following:

"Commencing at the point of intersection of the main hydrographic divide between the headwaters of Mill creek and Mill Flat creek with the west boundary of section twelve, township fourteen south, range twenty-seven east, Mount Diablo base and meridian; thence south along the west boundary lines of sections twelve and thirteen of the township and range aforesaid to the southwest corner of section thirteen; thence east along the south boundary of said section thirteen to the northwest corner of section nineteen, township fourteen south, range twenty-eight east, Mount Diablo base and meridian, being on the township line forming the boundary between the counties of Fresno and Tulare, California, thence south along the township line aforesaid to the point of intersection with the centre line of the road known as the Hart Mill-Whitaker Grove road (Tulare county plat); thence easterly along the centre line of said road to the point of intersection with the hydrographic divide between E-hom creek and Redwood creek at Redwood gap; thence northerly along the hydrographic divide to the summit between the drainage of Log Corral meadow and creek and the headwaters of Redwood creek (United States Geodetic Survey altitude seven thousand five hundred sixty-three); thence northerly along a secondary divide to the point of intersection with the centre line of the main channel of the principal stream draining Log Corral meadow, near the southeast corner of the southwest quarter of section thirty-four, township thirteen south, range twenty-eight east, thence north to the point of intersection with the north boundary of section twenty-seven, township thirteen south, range twenty-eight east; thence west along section lines to the point of intersection with the hydrographic divide of Park ridge; thence northwesterly following the main hydrographic divide between the headwaters of Abbott creek and the headwaters of Converse and Indian creeks to the summit at six thousand six hundred forty feet altitude (United States Geodetic Survey); thence southwesterly along the hydrographic divide next west of a fork of Abbott creek, unnamed, to the point of intersection with the center line of the main channel of Abbott creek; thence southwesterly along the principal secondary divide to the summit on the main hydrographic divide between Abbott creek and the headwaters of Mill Flat creek (United States Geodetic Survey altitude approximately four thousand eight hundred fifty feet); thence westerly along the hydrographic divide next north of a fork of Mill Flat creek unnamed upon the map "Abbott Creek" (United States Geodetic Survey quadrangle Dinuba, edition of 1924) to the point of intersection with the centre line of the main channel of Mill Flat creek; thence southerly along the main hydrographic divide between the main channel of Mill Flat creek and a branch of that stream having its source on McKenzie ridge to the point of intersection with the main hydrographic divide of McKenzie ridge; thence southeasterly along the main hydrographic divide between the headwaters of Mill creek and Mill Flat creek to the point of beginning."

AMENDMENT NUMBER TWO.

On page 1, line 24, of the printed bill, strike out the words "or fish", and insert in lieu thereof a period.

AMENDMENT NUMBER THREE.

On page 2, line 1, of the printed bill, strike out the comma after the word "birds", and insert in lieu thereof the word "or".

AMENDMENT NUMBER FOUR.

On page 2, line 2, of the printed bill, strike out the words "or fish".

AMENDMENT NUMBER FIVE.

On page 2, line 4, of the printed bill, strike out the comma after the word "birds", and insert in lieu thereof the word "or".

AMENDMENT NUMBER SIX.

On page 2, line 5, of the printed bill, strike out the words "or fish", and insert in lieu thereof a comma.

AMENDMENT NUMBER SEVEN.

On page 2, line 8, of the printed bill, strike out the words "or fish".

AMENDMENT NUMBER EIGHT.

On page 2, line 24, of the printed bill, beginning in said line 24, strike out the words "The term fish as used herein", and also strike out all of lines 25 to 28, inclusive.

AMENDMENT NUMBER NINE.

On page 2, line 40, of the printed bill, strike out the words "or fish".

AMENDMENT NUMBER TEN.

On page 2, line 50, of the printed bill, strike out the words "or fish".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 60—An act to amend section 628f of the Penal Code, relating to the protection of fish and game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 27, of the printed bill, after the word "districts", insert the following: "seven,".

AMENDMENT NUMBER TWO

On page 3, line 22, of the printed bill, following the period, insert the following: "Every person who in fish and game district number ten takes or gathers or has in possession during any one calendar day, more than fifteen Washington clams, is guilty of a misdemeanor"

AMENDMENT NUMBER THREE.

On page 3, line 8, of the printed bill, following the period, insert the following: "Every person who takes or gathers any clams whatsoever in fish and game district eighteen "A" is guilty of a misdemeanor"

AMENDMENT NUMBER FOUR

On page 1, lines 25 and 26, of the printed bill, strike out the following "or abalone shells, excepting articles manufactured from abalone shells".

AMENDMENT NUMBER FIVE.

On page 2, line 42, of the printed bill, strike out that portion of the line following the word "abalones", and strike out all of lines 43, 44, 45 and 46, and insert in lieu thereof a period.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

MOTION TO PRINT EXTRA COPIES.

Mr. Crittenden moved that the Chief Clerk be instructed to have 1000 additional copies printed of the report of the joint committee of the Senate and the Assembly, dealing with the water problems of the State.

Motion carried.

THIRD READING OF SENATE BILLS.

Senate Bill No. 841—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 375 and 375d, inclusive, relating to a Department of Investment.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No 841 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Keaton, Klue, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morrison, Nielsen, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr Speaker—58.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

HON. ROBERT P. EASLEY IN THE CHAIR.

At three o'clock and forty minutes p m., Hon. Robert P. Easley, member of the Assembly from the Eighteenth District, in the chair.

Senate Bill No. 219—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER

Mr Anderson moved that Senate Bill No. 219 be withdrawn from the file, and ordered re-referred to Committee on County Government.

Motion carried.

Senate Bill No. 219 ordered re-referred to Committee on County Government.

Senate Bill No. 683—An act to amend section 22 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets; to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables; to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Jones:

AMENDMENT NUMBER ONE.

On page 8, line 12, of the printed bill, as amended, strike out the word "nineten", and in lieu thereof insert the word "eighteen".

AMENDMENT NUMBER TWO.

On page 8, line 24, of the printed bill, as amended, strike out the word "twenty", and in lieu thereof insert the word "eighteen".

Amendments adopted.

Bill ordered to reprint, and on file for third reading.

Senate Bill No. 812—An act to amend section 2 of an act entitled "An act providing for the creation and management of the Tamalpais State Park, making an appropriation therefor and creating the Tamalpais State Park Commission, with power to acquire land and other

property for the creation, maintenance and improvement of said park, and for additions thereto, and to maintain and manage the same, and to appoint a guardian thereof," approved May 19, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 812 finally passed by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 811—An act to amend an act entitled "An act making an appropriation for the purchase of additional lands for the enlargement of Mt. Diablo Park in California," approved May 21, 1927, by amending section 3 of said act, relating to the Mt. Diablo State Park fund.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 811 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

SPECIAL ORDER SET.

On motion of Mr. Adams, the consideration of Senate Bill No. 112 was made a special order for Tuesday, April 23, 1929, at two o'clock and fifteen minutes p.m.

Senate Bill No. 216—An act to amend section 17 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to penalties for violation of the provisions of the act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 216 finally passed by the following vote:

AYES—Badham, Bernard, Bliss, Byrne, Cloudsley, Collier, Coombs, Crittenden, Cronin, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder,

Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—53.

NOES—Brock—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 213—An act to amend section 12 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to commissioned officers in the Medical Corps of the Army, Navy and Public Health Service of the United States.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 213 finally passed by the following vote:

AYES—Anderson, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Crawford, Crittenden, Cronm, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsersen, Jones, Jost, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Parkman, Patterson, Quigley, Reindollar, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Witter, and Wright—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 654—An act providing for the annexation of high school districts to junior college districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 654 finally passed by the following vote:

AYES—Anderson, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Crawford, Crittenden, Cronm, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsersen, Jones, Jost, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Parkman, Patterson, Quigley, Reindollar, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Witter, and Wright—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 215—An act to amend section 10 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to courses of study required of applicants for certification under said act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 215 finally passed by the following vote:

AYES—Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Young—58.

NOES—None.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Hornblower gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 215 was this day passed.

Senate Bill No 337—An act to amend section 3 of the "Narcotic Rehabilitation Act," and to add new sections to said act to be numbered 5a, 6a, 6b and 16a, relating to government of the State Narcotic Hospital, commitments, discharge and parole of inmates; prohibiting escapes and prescribing penalties.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT

During reading of the bill, the following amendment was submitted by Mr. Wright:

AMENDMENT NUMBER ONE

On page 2, line 43, of the printed bill, strike out the words "guilty of a felony", and insert in lieu thereof the following: "punishable by imprisonment in the county jail for eight months; *provided*, that every such inmate who, having been convicted of a felony, escapes from said hospital is punishable by imprisonment in the state prison not exceeding two years".

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 299—An act to transfer and set over certain State lands described as lot 2 of section 23, township 15 north, range 1 west, Humboldt base and meridian, containing 7.44 acres more or less; lot 3 of section 23, township 15 north, range 1 west, Humboldt base and meridian, containing 22.44 acres more or less; lot 2 of section 25, township 15 north, range 1 west, Humboldt base and meridian, containing 22.04 acres more or less; lot 3 of section 25, township 15 north, range 1 west, Humboldt base and meridian, containing 18.66 acres more or less; lot 1 of section 26, township 15 north, range 1 west, Humboldt base and meridian, containing 7.13 acres more or less; lot 2 of section 26, township 15 north, range 1 west, Humboldt base and meridian, containing 1.57 acres more or less; situated in Del Norte County, State of California, from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Roland moved that Senate Bill No. 299 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Senate Bill No. 299 ordered re-referred to Committee on Governmental Efficiency and Economy.

THE SPEAKER IN THE CHAIR.

At four o'clock and ten minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 402—An act authorizing a suit against the State of California to quiet title to certain real property in the city of Oakland, county of Alameda, State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 402 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Hersinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 740—An act to amend section 1 of an act entitled "An act to provide for the burial of soldiers, sailors and marines in this State who may hereafter die without leaving sufficient means to defray funeral expenses," approved March 15, 1889, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 740 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Hersinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 288—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article II*k*, embracing sections 374 to 374*g*, inclusive, relating to a department of military and veterans' affairs.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 288 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Hersinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 39—An act to amend section 539 of the Civil Code, relating to the recovery of damages for the breaking or injuring of sub-aqueous telegraph, telephone and electric power cables.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 39 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 40—An act to amend section 538 of the Civil Code, relating to malicious injury to telegraph, telephone and electric power property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 40 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 41—An act to amend section 537 of the Civil Code, relating to liability for damage done fixtures and cables of telegraph, telephone and electric power corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 41 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 783—An act to amend section 2 of an act entitled "An act creating a commission to prepare and submit a report on

juvenile delinquency, embodying a plan for the prevention of juvenile delinquency and for the care and training of predelinquent, delinquent, psychopathic and maladjusted children, and providing for the payment of the expenses of the commission," approved May 6, 1927.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 783 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1023—An act to amend section 1557 of the Penal Code, relating to extradition.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1023 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 350—An act making an appropriation to pay the claim of John R. Huberty against the State of California.

Bill read third time.

The question being on the passage of the bill

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Dillinger:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, as amended, strike out the words "fifty-nine dollars", and insert in lieu thereof the words "fifty-three dollars and ten cents".

Amendment adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 900—An act to amend sections 5 and 19 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes,

alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 900 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGunness, Mecker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At four o'clock and fifty-eight minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Witter.

The roll of absentees was called, and the motion of reconsideration of Assembly Joint Resolution No. 9 was lost by the following vote :

AYES—Anderson, Byrne, Cloudsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Jepsen, Jones, Jost, Kline, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Oliva, Quigley, Reindollar, Roland, West, Williamson, Witter, Wright, and Mr. Speaker—40.

NOES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Crawford, Dillinger, Easley, Emmett, Fisher, Harper, Ingels, Jewett, Keaton, Little, Luttrell, McGunness, Mixter, Morgan, Parkman, Patterson, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, and Young—33.

MOTION TO TAKE FROM THE TABLE.

Mr. Hornblower moved to take from the table the motion to re-refer Assembly Bill No. 128.

The question being on the motion to take from the table.

MOTION TO ADJOURN.

Mr. Bishop moved that the Assembly adjourn until ten o'clock a.m., Tuesday, April 23, 1929.

AMENDMENT TO MOTION.

Mr. Adams moved as an amendment that the Assembly adjourn until ten o'clock p.m., Tuesday, April 23, 1929.

Amendment lost.

The question being on the motion of Mr. Bishop that the Assembly adjourn until ten o'clock a.m., Tuesday, April 23, 1929.

Motion carried.

RECONSIDERATION LAPSED.

The motion of Mr. Anderson that Assembly Bill No. 173 be reconsidered having lapsed, the Speaker ordered Assembly Bill No. 173 transmitted to the Senate.

ADJOURNMENT.

At five o'clock and twelve minutes p.m., on motion of Mr. Bishop, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Tuesday, April 23, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Tuesday, April 23, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffmann, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Sewall, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—75.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Oliva moved that Rule 71 be suspended for the remainder of the day.

Motion carried

LEAVES OF ABSENCE,

On motion of Mr. Noyes, Mr. Deuel was granted leave of absence for the day.

On motion of Mr. Gilmore, Messrs Williamson and Feigenbaum were granted leave of absence for the day.

On motion of Mr. Stockwell, Messrs. Sewell, Woolwine, Little, Hornblower and Cronin were granted leave of absence, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Miss Miller, Rev. Sherman L. Divine, D.D., pastor of Westminster Presbyterian Church of Sacramento, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. DeYoe, John P. Pryor, mayor of Pacific Grove, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, Mrs. H. E. Dillinger and Mrs. E. A. Tagtmeier of Placerville were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

PASADENA, CALIFORNIA, April 23, 1929.

*Hon. Edgar C. Levey, Speaker of Assembly,
Sacramento, California.*

South Pasadena school of board trustees respectfully request that you refer Senate Bill No. 398 to Committee on Education.

MRS. W. W. WILSON, Clerk.

Also:

ALHAMBRA, CALIFORNIA, April 23, 1929.

*Speaker Edgar C. Levey, Assembly Chamber,
State Capitol, Sacramento, California.*

Recommend Senate Bill No. 398 be referred to Education Committee. Sufficient time allowed to thoroughly study amendment.

FORREST V. ROUTH,
Superintendent, Alhambra City Schools.

Also:

MONROVIA, CALIFORNIA, April 23, 1929.

*Edgar C. Levey, Speaker of Assembly,
Sacramento, California.*

We desire Senate Bill No. 398 be transferred to Education Committee. Give time for study.

A. I. SMITH,
President, High School Board.
A. F. SKEELE,
President, Elementary Board.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON EXHIBITIONS AND FAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER: Your Committee on Exhibitions and Fairs, to which was referred Assembly Bill No. 567—An act creating an Olympic Games Commission, prescribing the powers and duties thereof, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Ways and Means

EDDY, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER Your Committee on Fish and Game, to which was referred Assembly Bill No. 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day adopted Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of said State, being an amendment of section 1 of article XI of said constitution, relative to elections and eligibility of voters, disabilities and absent voters.

J. A. BEEK, Secretary of Senate.

Senate Constitutional Amendment No. 33 read first time, and referred to Committee on Constitutional Amendments.

Also :

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Concurrent Resolution No. 24—Relative to salmon fishing on the Pacific Coast, and directing the State Fish and Game Commission to confer and cooperate with the states of Oregon, Washington, and with the United States Department of Fisheries, relative to the control of salmon fishing.

J. A. BEEK, Secretary of Senate.

Senate Concurrent Resolution No. 24 read first time, and referred to Committee on Fish and Game.

Also :

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 493—An act making an appropriation to be expended by the State Director of Agriculture in the performance of his powers and duties in relation to land settlement and land settlement projects;

Also: Senate Bill No. 782—An act to amend section 2186 of the Political Code;

Also: Senate Bill No. 550—An act to amend sections 3, 6, 6a, 9, 11, 12 and 15 of an act entitled "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof," approved May 21, 1915, as amended

J. A. BEEK, Secretary of Senate.

Senate Bill No. 493 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 782 read first time, and referred to Committee on Hospitals and Asylums.

Senate Bill No. 550 read first time, and referred to Committee on Medical and Dental Laws.

Also :

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 264—An act to regulate the display of red lights on or in view of public highways and granting to boards of supervisors authority for the zoning of public highways relative to the display of red lights;

Also: Senate Bill No. 291—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor.

Also: Senate Bill No. 350—An act making an appropriation to clear and straighten the channel of the Mokelumne River from Woodbridge to the Galt-New Hope Bridge for protection of State and county bridges and highways;

Also: Senate Bill No. 403—An act to amend section 9 of an act entitled "An act to regulate and license the maintenance and operation of commercial hunting clubs and to provide revenue therefrom for fish and game protection and restoration," approved June 3, 1927

J. A. BEEK, Secretary of Senate.

Senate Bill No. 264 read first time, and referred to Committee on Motor Vehicles.

Senate Bill No. 291 read first time, and referred to Committee on Military Affairs.

Senate Bill No. 350 read first time, and referred to Committee on Commerce and Navigation.

Senate Bill No. 403 read first time, and referred to Committee on Fish and Game.

Also :

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 687—An act to amend section 632 of the Penal Code, relating to the protection of fish; and to repeal section 633 of the Penal Code, relating to the protection of fish;

Also: Senate Bill No. 857—An act authorizing suits against the State of California concerning the use and occupation of and the title to the real property described in an act entitled "An act to provide for the disposition of certain property of the State of California," passed March 20, 1851, and purchased under the provisions of

an act entitled "An act to provide for the sale of the interest of the State of California within the water line front of the city of San Francisco, as defined in and by the act entitled 'An act to provide for the disposition of certain property of the State of California, passed March 26, 1851,' passed May 18, 1853," and of an act entitled "An act supplementary to and amendatory of 'An act to provide for the sale of the interests of the State of California, within the water line front of the city of San Francisco, as defined in and by the act entitled 'An act to provide for the disposition of certain property of the State of California,' passed March 26, 1851,' passed May 18, 1853," approved May 1, 1855, or any of the acts supplementary thereto and amendatory thereof, and regulating procedure therein.

J. A. BEEK, Secretary of Senate.

Senate Bill No. 687 read first time, and referred to Committee on Fish and Game.

Senate Bill No. 857 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 43—An act to amend section 24 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal an act approved April 7, 1911, known as the Direct Primary Law, and also to repeal an act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended, relating to party conventions, membership and organization of State central committees and county central committees;

Also: Senate Bill No. 306—An act making an appropriation to be expended by and under the direction of the Department of Public Works for the purpose of rectifying, improving and protecting the channel of the Pajaro River;

Also: Senate Bill No. 479—An act to amend section 737*g* of the Political Code, relating to the salary of the judge of the superior court in and for the county of Lake;

Also: Senate Bill No. 792—An act to amend sections 1276, 1277, 1278 and 1279 of the Code of Civil Procedure, relating to changes in names of persons.

J. A. BEEK, Secretary of Senate.

Senate Bill No. 43 read first time, and referred to Committee on Elections.

Senate Bill No. 306 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Senate Bills Nos. 479 and 792 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 797—An act providing for the formation, government and operation of harbor districts, for the creation, improvement and development of harbors, for the acquisition and improvement, government and operation of lands and works in connection therewith or appurtenant thereto, whether lying entirely within unincorporated territory of a county or wholly or partially including territory of one or more municipalities within such county or lying within unincorporated territory of said county and one or more municipalities therein; providing for the classification of such harbors and lands into commercial or recreational or commercial and recreational harbors, and providing generally what may and may not be done in such harbors so classified and authorizing the governing body of such harbor district to adopt rules and regulations in relation to said harbor, and to adopt and enforce ordinances restricting and governing the said harbor and its use, violation of any said ordinance being punishable as misdemeanors by fine or imprisonment, or both fine and imprisonment, providing a means for defraying the cost and expense of forming, constructing, improving, governing and operating such harbor district and harbors, and authorizing counties and cities, jointly and separately, to defray or contribute out of their general funds to such costs and expenses of such harbor districts, and authorizing the incurring of indebtedness, the issuance of bonds and the levy and collection of taxes within such district and the enforcement of such bonds and taxes; providing for the levy of special assessments within such district to defray such costs and expenses, either wholly or partially, and authorizing the gov-

erning body of such harbor district to determine what zones, if any, within the harbor district are benefited to a greater or less extent than other zones, and to define said zones within such district and assess the cost of the said harbor works and improvements within said district zones in accordance with the benefits so found to be enjoyed by the several zones therein delineated; providing and empowering such districts to accept financial or other aid for improvements and operations from the United States of America, the State of California, and from any person or persons, and providing for the appointment and election within any such harbor district formed under this act of a board of harbor governors and fixing the qualifications, tenure of office, powers, duties and manner of election of such board of governors.

J. A. BEEK, Secretary of Senate.

Senate Bill No. 797 read first time, and referred to Committee on Commerce and Navigation.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 681—An act to repeal chapter 3 of title X of part IV, division III of the Civil Code, and to add a new chapter 3 of part IV, division III, in place thereof, all relating to limited partnerships, and to make the law relating to limited partnerships uniform with the law of other states.

*Also: Senate Bill No. 680—An act to repeal chapter 1 and articles I to VI inclusive of chapter 2 of title X of part IV, division III, of Civil Code, and to add a new chapter 1 of title X of part IV, division III, in place thereof, and to declare title XI of part III of the Code of Civil Procedure in certain respects limited by said new chapter 1, and to amend article VII of chapter 2 of title X of part IV, division III, of the Civil Code, by making said article VII chapter 2 of title X of part IV, division III, of the Civil Code, all relating to partnerships; and to make the Partnership Law of the State of California uniform with the law of other states.

Also: Senate Bill No. 265—An act to amend section 51 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission fund' and appropriating the moneys thereon to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended.

J. A. BEEK, Secretary of Senate.

Senate Bills Nos. 681 and 680 read first time, and referred to Committee on Judiciary.

Senate Bill No. 265 read first time, and referred to Committee on Public Utilities.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 48—An act to provide for the creation of a Commission for the Study of the Problem of Public Education in California and making an appropriation therefor.

Also: Senate Bill No. 399—An act to amend section 602 of the Penal Code, relating to malicious injury to real property;

Also: Senate Bill No. 400—An act to amend section 627 of the Penal Code, relating to trespass.

J. A. BEEK, Secretary of Senate.

Senate Bill No. 48 read first time, and referred to Committee on Education.

Senate Bills Nos. 399 and 400 read first time, and referred to Committee on Crime Problems.

Also:

SENATE CHAMBER, SACRAMENTO, April 19, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 615—An act to provide for the establishment of official master plans and the appointment of planning commissions in cities, cities and counties and counties, prescribing the manner of adoption of such plans, portions thereof, amendments thereto and composition thereof; prescribing the powers and duties of such commissions; providing for the transfer thereto of the powers and duties of other planning commissions; providing for the preparation, adoption and

recording of precise street plans; providing for the control of the construction of buildings within the lines of streets shown on such precise street plans; providing for the levy of a special tax for the support of a Planning Commission and other acts pursuant to this act and making certain expenditures legal charges against the funds of cities, cities and counties, and counties and regional planning commissions; providing for the establishment by cities, cities and counties, and counties, of regional planning commissions, including two or more cities, cities and counties, or counties, and/or a portion or portions thereof, or both; making certain acts misdemeanors; and repealing other acts in conflict herewith;

Also: Senate Bill No. 844—An act to amend section 2210 of the Political Code, relating to the Woman's Relief Corps Home of California;

Also: Senate Bill No. 855—An act to provide for the sale and conveyance of certain lands within the abandoned channel of the Guadalupe River lying in the county of Santa Clara, State of California;

Also: Senate Bill No. 388—An act to amend sections 6, 7 and 29 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, relating to the creation, organization and government of joint highway districts.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Bill No. 615 read first time, and referred to Committee on Judiciary.

Senate Bill No. 844 read first time, and referred to Committee on Social Service and Welfare

Senate Bill No. 855 read first time, and referred to Committee on Ways and Means.

Senate Bill No. 388 read first time, and referred to Committee on Roads and Highways.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 481—An act to be known as the "Bovine Tuberculosis Law" of California, to provide for the eradication of bovine tuberculosis; to regulate the sale, possession and/or disposition and restrict the use of tuberculosis; to provide for the approval of veterinarians; to regulate the sale of milk and products thereof for live stock or poultry feeding, to regulate the importation, transportation and exhibition of cattle; to provide for the identification, branding and disposal of tuberculosis animals; to provide for the establishment of tuberculosis control areas and the tuberculin testing of cattle therein; to provide for the slaughter of cattle which positively react to said test, and for the payment by the State for such reacting cattle; to provide for the care and feeding of the offspring of certain cattle, the tuberculin testing thereof and the branding and slaughter of positive reactors to the tuberculin test; to prescribe the powers and duties of the Director of Agriculture in relation to this act, and for the making of rules and regulations to carry out the provisions thereof; to provide an appropriation for purposes of this act; to prescribe penalties for violation of the provisions hereof; and to repeal all acts and parts of acts in conflict herewith;

Also: Senate Bill No. 428—An act providing for the board and lodging of high school pupils in lieu of transportation to and from schools;

Also: Senate Bill No. 549—An act to add a new section to be numbered 402h to part I, article X of the Penal Code, relating to the use of filthy, contaminated or unsanitary packing material;

Also: Senate Bill No. 705—An act to add a new section to the Political Code to be numbered section 4041s, relating to powers and duties of boards of supervisors.

J. A. BEEK, Secretary of Senate.

Senate Bill No. 481 read first time, and referred to Committee on Live Stock and Dairies.

Senate Bill No. 428 read first time, and referred to Committee on Education.

Senate Bill No. 549 read first time, and referred to Committee on Public Health and Quarantine.

Senate Bill No. 705 read first time, and referred to Committee on County Government.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 503—An act to amend section 767 of the Political Code of the State of California, relating to reporters' salaries;

Also Senate Bill No. 561—An act creating a commission to investigate and report upon the need for a revision of the constitution of the State of California, defining the powers and duties of such commission in respect thereto and making an appropriation therefor;

Also Senate Bill No. 787—An act to amend section 456 of the Political Code, relating to employees in the office of the State Treasurer and fixing their salaries

J. A. BEEK, Secretary of Senate.

Senate Bills Nos. 503 and 561 read first time, and referred to Committee on Judiciary.

Senate Bill No. 787 read first time, and referred to Committee on Governmental Efficiency and Economy.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 707—An act relating to the leasing of real property by the political subdivisions of the State and providing a procedure therefor;

Also Senate Bill No. 732—An act to amend sections 373a and 373b, of the Political Code, relating to the Department of Natural Resources;

Also: Senate Bill No. 738—An act creating a commission to codify, consolidate, revise or compile the Statutes of California and to report thereon to the Legislature at the forty-ninth session thereof

J. A. BEEK, Secretary of Senate.

Senate Bill No. 707 read first time, and referred to Committee on Municipal Corporations.

Senate Bill No. 732 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 738 read first time, and referred to Committee on Judiciary.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Easley:

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929

MR SPEAKER I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add a new section numbered 1677, to the Civil Code, declaring void certain provisions as to contingent maturity of indebtedness secured by real property, contained in certain written instruments therein specified

Referred to Committee on Introduction of Bills.

SECOND READING OF SENATE BILLS.

Senate Bill No. 35—An act relating to the unencumbered balance of the appropriation for the seventy-ninth and eightieth fiscal years for the improvement of navigation and flood control of the Sacramento, San Joaquin, and Feather rivers, in accordance with the provisions of chapter 304, page 499, Statutes of 1925, \$400,000; as contained in chapter 142 of the California Statutes of 1927, releasing said balance from such restrictions on expenditures, prescribing how said balance shall be expended, declaring the urgency thereof and providing when this act shall take effect.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 5 of the title of the printed bill, as amended in Senate March 27, 1929, after the word "of", insert the following: "chapter three hundred three, page four hundred ninety-eight, statutes of 1925, four hundred thousand dollars and".

AMENDMENT NUMBER TWO.

In line 10 of the title of the printed bill, as amended in Senate March 27, 1929, beginning on said line 10, strike out the following: "declaring the urgency thereof and providing when this act shall take effect", and insert in lieu thereof the following: "and reappropriating said balance".

AMENDMENT NUMBER THREE

On page 2, line 17, of the printed bill, as amended in Senate March 27, 1929, strike out the following: "37 of the reclamation board act", and insert in lieu thereof the following: "37a of "the reclamation board act," approved December 24, 1911, as amended".

AMENDMENT NUMBER FOUR.

On page 2, line 18, of the printed bill, as amended in Senate March 27, 1929, beginning on said line 18, strike out all of lines 18 to 22, inclusive.

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 761—An act to amend an act entitled "An act to authorize the issuance and sale of bonds of the Sacramento and San Joaquin Drainage District based upon assessments levied by the Reclamation Board upon lands in said district," approved May 27, 1919, as amended, by repealing section 36 and by amending section 42 thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 8 of the title of the printed bill, as amended in Senate March 26, 1929, beginning in said line 8, strike out the following: "section 36, abolishing the bond interest fund".

AMENDMENT NUMBER TWO.

In line 11 of the title of the printed bill, as amended in Senate March 26, 1929, after the word "bonds", insert the following: "and by repealing section 36".

AMENDMENT NUMBER THREE.

On page 2, line 9, of the printed bill, as amended in Senate March 26, 1929, beginning on said line 9, strike out all of lines 9 to 26, inclusive, and insert in lieu thereof the following:

"SEC. 2. Section 36 of said act is hereby repealed"

AMENDMENT NUMBER FOUR.

On page 2, line 37, of the printed bill, as amended in Senate March 26, 1929, strike out the words "the sale of said bonds", and insert in lieu thereof the following: "said order".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 762—An act to amend "Sacramento and San Joaquin Drainage District and Refunding Act," approved May 26, 1927, by repealing sections 4, 5, 6, 7, 8, 9, 11 and 12 of said act and by amending section 2 thereof, relating to the operation and maintenance of certain flood control project works, by amending section 3 thereof, relating to the cancellation of bonds and providing for the disposition of

moneys now in the bond fund or bond interest fund, by amending section 10 thereof, relating to the calling of installments for the collection of Sutter-Butte By-pass Assessment No. 6, and by amending section 13 thereof, relating to payment of assessments in warrants and to the crediting of installment payments.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 19, of the printed bill, as amended in Senate March 26, 1929, strike out the word "assessments", and insert in lieu thereof the word "assessment".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 763—An act to amend sections 14 and 19 of the Reclamation Board Act, approved December 24, 1911, as amended, and adding a new section thereto, to be numbered 37, and relating to the application of moneys to be released, reimbursed, or appropriated under and pursuant to chapter 176, California Statutes of 1925, and chapter --, California Statutes of 1929.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, as amended in Senate April 11, 1929, before and after the words "reclamation board act", insert quotation marks.

AMENDMENT NUMBER TWO.

In line 10 of the title of the printed bill, as amended in Senate April 11, 1929, after the word "year", insert the following: "ending June 30."

AMENDMENT NUMBER THREE.

On page 6, line 13, of the printed bill, as amended in Senate April 11, 1929, strike out the word "thereon", and insert in lieu thereof the word "thereof".

AMENDMENT NUMBER FOUR.

On page 6, line 14, of the printed bill, as amended in Senate April 11, 1929, strike out the word "thereof" in the first place where said word occurs in said line, and insert in lieu thereof the word "thereon".

AMENDMENT NUMBER FIVE.

On page 6, line 42, of the printed bill, as amended in Senate April 11, 1929, after the word "act", insert the following: "and provided, further, that no assessment upon any tract shall be so released or abandoned until any and all delinquent installments which may have accrued thereon together with interest and penalties shall have been paid in full".

AMENDMENT NUMBER SIX.

On page 8, line 12, of the printed bill, as amended in Senate April 11, 1929, after the word "year", insert the following: "ending June 30."

AMENDMENT NUMBER SEVEN.

On page 8, line 23, of the printed bill, as amended in Senate April 11, 1929, after the word "maintenance", strike out the parenthesis.

AMENDMENT NUMBER EIGHT.

On page 8, line 23, of the printed bill, as amended in Senate April 11, 1929, after the figures "1919", insert a closing parenthesis.

AMENDMENT NUMBER NINE.

On page 9, line 20, of the printed bill, as amended in Senate April 11, 1929, after the comma following the word "canceled", insert the word "at".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 843—An act authorizing and directing the Governor of the State of California to grant to the United States of America easements, the nature of which are described hereinafter, in and over certain parcels of real property, heretofore acquired by the State of California in connection with the rectification of the San Joaquin River, which said parcels of real property are more particularly described hereinafter, said easements to be used by the United States in connection with the deepening, widening and rectification of the channel of the San Joaquin River, in accordance with an act of Congress entitled "An act authorizing the construction, repair and preservation of certain public works on rivers and harbors, and for other purposes." approved by the President on January 21, 1927.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 9 of the printed bill, as amended in Senate March 29, 1929, beginning with line 41, strike out all to and including line 2 on page 10.

AMENDMENT NUMBER TWO.

On page 11, line 52, of the printed bill as amended in Senate March 29, 1929, strike out the word "company", and insert in lieu thereof the word "property"

AMENDMENT NUMBER THREE.

On page 13, line 12, of the printed bill, as amended in Senate March 29, 1929, strike out the numerals "32160", and insert in lieu thereof the numerals "321.60".

AMENDMENT NUMBER FOUR.

On page 13, line 16, of the printed bill, as amended in Senate March 29, 1929, strike out the numerals "46250 00", and insert in lieu thereof the numerals "4625 00".

AMENDMENT NUMBER FIVE

On page 18, line 24, of the printed bill, as amended in Senate March 29, 1929, strike out the words "forty-eight", and insert in lieu thereof the numerals "48".

AMENDMENT NUMBER SIX.

On page 23, line 6, of the printed bill, as amended in Senate March 29, 1929, strike out the word "one", and insert in lieu thereof the numeral "1".

AMENDMENT NUMBER SEVEN.

On page 23, line 8, of the printed bill, as amended in Senate March 29, 1929, strike out the word "with", which is the eighth word in said line, and insert in lieu thereof the word "of".

AMENDMENT NUMBER EIGHT.

On page 24, line 1, of the printed bill, as amended in Senate March 29, 1929, strike out the numerals "883 50", and insert in lieu thereof the numerals "883 50"

AMENDMENT NUMBER NINE.

On page 35, line 26, of the printed bill, as amended in Senate March 29, 1929, strike out the word "of".

AMENDMENT NUMBER TEN.

On page 36, line 18, of the printed bill as amended in Senate March 29, 1929, strike out the word "then", and insert in lieu thereof the word "thence".

AMENDMENT NUMBER ELEVEN

On page 40, line 49, of the printed bill, as amended in Senate March 29, 1929, after the semicolon and before the word "north", insert the word "thence".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

RESOLUTIONS.

The following resolutions were offered:

By Mr. Snyder:

Resolved, that the Controller be and he is hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the persons or firms

listed below, and for the amounts of money set opposite their respective names and as itemized below; and the State Treasurer is hereby authorized and directed to pay the same:

Department of Finance—Telephone service.....	\$75 94
Cascade Towel Supply—Towel service.....	47 16
Thompson Diggs Company—Electric fans.....	108 00

Resolution referred to Committee on Contingent Expenses.

Also:

Resolved, that the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Assembly in favor of Arthur A. Ohnimus, Chief Clerk, and the State Treasurer is hereby directed to pay the same, for the sum of one hundred dollars, said amount being for the payment of postage, telegraphing, expressage and incidental expenses of the Chief Clerk's office.

Resolution referred to Committee on Contingent Expenses.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER FOUR.

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees and compensation of jurors.

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 13, of the printed bill, after the word "office", strike out all matter to the comma in line 16.

AMENDMENT NUMBER TWO.

On page 1, line 20, of the printed bill, after the semicolon, insert the following: "The Legislature shall fix the compensation of the supervisors in the several counties.

The Legislature by a two-thirds affirmative vote of each branch thereof may change the powers and duties herein imposed upon boards of supervisors.

The Legislature may provide rules and regulations for the supervisors in their conduct of county business, and shall provide for strict accountability of county and township officers for all fees which may be collected by them, and for all public and municipal moneys which may be paid to them, or officially come into their possession."

AMENDMENT NUMBER THREE.

On page 1, line 20, of the printed bill, strike out the small "p" in the word "provided", and insert a capital "P".

AMENDMENT NUMBER FOUR.

On page 2, line 6, of the printed bill, after the word "any", insert the word "elective".

AMENDMENT NUMBER FIVE.

On page 2, line 12, of the printed bill, after the period, strike out all matter to bottom of page.

Amendments adopted.

Assembly Constitutional Amendment No. 4 ordered to reprint, engrossment, and on file for adoption.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER ONE.

Assembly Constitutional Amendment No. 1—Proposed amendment to article IV of the constitution, relative to the election and term of office of members of the Assembly.

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, as amended in Assembly March 19, 1929, strike out all of lines 8 to 17, inclusive, and insert in lieu thereof the following: "Sec. 3. Members of the Assembly shall be elected in the year 1932 at the same time and in the same manner as now provided by law. *provided, however,* that the seats of forty assemblymen elected in the year 1932 from the odd numbered districts shall be vacated at the expiration of the second year and thereafter they shall be elected for the term of four years, and the seats of those elected in the year 1932 from the even numbered districts shall be elected for the full term of four years and thereafter for the term of four years, it being intended that the term of office of members of the Assembly shall be for the full term of four years, commencing as heretofore provided, and that they shall alternate as so provided."

Amendment adopted.

Assembly Constitutional Amendment No. 1 ordered to reprint, re-encrossment, and on file for adoption.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER
TWENTY-SEVEN.

Assembly Concurrent Resolution No. 27—Proposed amendment to article VI of the constitution, relative to absence of judicial officers from the State.

Resolution read.

COMMITTEE AMENDMENT.

During reading of the resolution, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 14, of the printed resolution, after the word "to", strike out all of the remainder of the line and all of line 15.

Amendment adopted.

Assembly Concurrent Resolution No. 27 ordered to reprint, re-encrossment, and on file for adoption.

Assembly Bill No. 1146—An act to amend section 1380 of the Code of Civil Procedure, relating to notices in probate proceedings.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Stockwell moved that Assembly Bill No. 1146 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 1146 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 609—An act to establish salesrooms and industrial workshops for the blind, providing for the management, government and administration thereof, and making an appropriation for the establishment of a revolving fund therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 609 passed by the following vote:

AYES—Adams, Badham, Baum, Bishop, Bliss, Byrne, Cloudman, Clowdsley, Coombs, Crawford, Crowley, DeYoe, Easley, Eddy, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Jones, Keaton, Kline, Luttrell, McDonough, McGinley,

McGuinness, Miller, Eleanor; Miller, James A., Morgan, Morrison, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Snyder, Stockwell, West, Williams, Wright, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1087—An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1087 passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crowley, DeYoe, Easley, Eddy, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Jespersen, Jones, Klme, Luttrell, McDonough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Snyder, Stockwell, West, Williams, Wright, and Mr. Speaker—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1062—An act to amend section 2322a of the Political Code, relating to the extermination of pests by county horticultural commissioners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1062 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Crowley, DeYoe, Easley, Eddy, Flynn, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Keaton, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Snyder, Stockwell, Williams, Wright, and Mr. Speaker—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 543—An act to amend section 2646 of the Political Code, relating to maintenance and repair of county highways.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 543 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Crowley, DeYoe, Easley, Eddy, Flynn, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Keaton, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Snyder, Stockwell, Williams, Wright, and Mr. Speaker—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated :

By Mr. DeYoe. Assembly Concurrent Resolution No. 39—Relative to approving four certain amendments to the charter of the city of Pacific Grove, California.

Introduced.

REQUEST FOR UNANIMOUS CONSENT.

Mr. DeYoe asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 39, at this time, without reference to printer, committee or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER

THIRTY-NINE

Assembly Concurrent Resolution No. 39—Relative to approving four certain amendments to the charter of the city of Pacific Grove, California.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 39 adopted by the following vote :

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, DeYoe, Easley, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Keaton, Luttrell, Lyons, McGinley, McGuinness, Miller, Eleanor ; Miller, James A., Morgan, Morrison, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Stockwell, Williams, Wright, Young, and Mr. Speaker—43.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 39 ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER THIRTY.

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to section 23a of article IV of the constitution of said State, relating to officers, employees and attaches.

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee :

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the word "five", and in lieu thereof insert the word "four".

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed bill, strike out the words "either house", and insert in lieu thereof the following : "the Senate or the sum of four hundred fifty dollars per day for the Assembly".

AMENDMENT NUMBER THREE.

On page 1, line 17, of the printed bill, after the word "selection", insert a comma and the following : "and, by concurrent resolution or by statute, fix the compensation".

AMENDMENT NUMBER FOUR.

On page 1, line 17, of the printed bill, after the period add to the following : "There shall be paid to each senator and to each member of the Assembly upon the con-

vening of each regular session of the Legislature the sum of fifty dollars to cover his contingent expenses during such session."

Amendments adopted.

Senate Constitutional Amendment No. 30 ordered to reprint, and on file for adoption.

Senate Bill No. 462—An act to amend section 4263 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the thirty-fourth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 462 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Crowley, DeYoe, Easley, Eddy, Flynn, Fry, Gilmore, Harper, Hawes, Jepsen, Jones, Keaton, Kliue, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Seawell, Snyder, Stockwell, Williams, Wright, and Mr. Speaker—43.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 571—An act to amend sections 591, 596a and 606 of the Political Code, and adding a new section to be numbered 606a, all relating to the Insurance Commissioner, his office, salary, expenses, deputies, assistants, attorney and employees; submission of written instruments to attorney or Attorney General; assessment of insurance companies for salary and expenses in case of deficiency; creation of insurance fund and transfer and abolition of Insurance Commissioner's special fund.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 571 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Crowley, DeYoe, Easley, Eddy, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Jones, Keaton, Lyons, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Noyes, Olva, Patterson, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Stockwell, West, Williams, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed the following: Assembly Bill No. 600—An act to amend section 74 of the California Vehicle Act, approved May 30, 1923, as amended, relating to penalties for driving motor vehicles while license is suspended or revoked;

Also: Assembly Bill No. 599—An act to amend section 142 of the California Vehicle Act, approved May 30, 1923, as amended, relating to the creation of a

Traffic and Safety Bureau in the Division of Motor Vehicles, prescribing its powers and duties and making an appropriation therefor, and to accident reports.

J. A. BEEK, Secretary of Senate
By CHAS. A. McLEAN, JR., Assistant Secretary

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed the following: Assembly Bill No. 592—An act to amend sections 51, 66, 72 and 73 of the California Vehicle Act approved May 30, 1923, as amended, relating to the issuance, revocation and suspension of licenses and registration of motor vehicles;

Also: Assembly Bill No. 593—An act to add two new sections to the "California Vehicle Act," approved May 30, 1923, as amended, to be numbered 36½ and 36¾, relating to registration of motor vehicles;

Also: Assembly Bill No. 981—An act to provide for the protection of certain employees of cities, city and counties, incorporated or unincorporated cities, towns or districts, against personal liability incurred while acting within the course of their duty

J. A. BEEK, Secretary of Senate
By CHAS. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 811—An act to amend an act entitled "An act making an appropriation for the purchase of additional lands for the enlargement of Mount Diablo Park in California," approved May 21, 1927, by amending section 3 of said act, relating to the Mount Diablo State Park fund;

Also: Senate Bill No. 216—An act to amend section 17 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to penalties for violation of the provisions of the act;

Also: Senate Bill No. 812—An act to amend section 2 of an act entitled "An act providing for the creation and management of the Tamalpais State Park, making an appropriation therefor and creating the Tamalpais State Park Commission, with power to acquire land and other property for the creation, maintenance and improvement of said park, and for additions thereto, and to maintain and manage the same, and to appoint a guardian thereof," approved May 19, 1927.

J. A. BEEK, Secretary of Senate
By CHAS. A. McLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 595—An act to add a new section to the Civil Code, to be numbered 1714½, relating to negligence upon the part of State officers, agents and employees of the State, counties, cities and counties, municipal corporations, school districts, irrigation districts, districts established by law and political subdivisions of the State and authorizing the issuance of insurance covering such liability.

J. A. BEEK, Secretary of Senate.
By CHAS. A. McLEAN, JR., Assistant Secretary

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 597—An act to amend section 61 of the California Vehicle Act, approved May 30, 1923, as amended, relating to applications for operators and chauffeurs licenses—and respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of Senate
By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 597?

AMENDMENT NUMBER ONE.

On page 1, line 17, of the printed bill, as amended in the Assembly March 7, 1929, after the words "violation of", insert the following: "section 112, 121, 122, 125, 134 or 141 of".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, as amended in the Assembly March 7, 1929, following line 21, insert a new paragraph to read as follows:

"(c) The division shall not issue an operator's or chauffeur's license to any person whose operator's or chauffeur's license previously granted in this or any other state has been suspended or revoked during the period of such suspension or within one year after a revocation."

The roll was called, and Senate amendments to Assembly Bill No. 597 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Lyons, McDonough, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—51

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 596—An act to add a new section to the Civil Code, to be numbered 1714½, relating to negligence—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By CHAS A McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 596?

AMENDMENT NUMBER ONE.

On page 2 of the printed bill as amended in the Assembly on March 8, 1929, in line 13 after the word "owner", strike out the period, insert semicolon, and the following: "and provided, further, that where two or more persons are injured or killed in one accident, the owner may settle and pay any bona fide claim or claims for damages arising out of personal injuries or death, whether reduced to judgment or not, and such payments shall diminish to the extent thereof the owner's total liability on account of such accident; and payments so made aggregating the full sum of ten thousand (\$10,000.00) dollars shall extinguish all liability of the owner hereunder to said claimants and all other persons on account of such accident, which liability may exist by reason of imputed negligence, pursuant to this section, and not arising through the negligence of the owner nor through the relationship of principal and agent or master and servant."

The roll was called, and Senate amendment to Assembly Bill No. 596 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Lyons, McDonough, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 594—An act to amend section 36 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the applications for registrations of motor vehicles—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate

By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 594?

AMENDMENT NUMBER ONE.

On page 2, line 5, of the printed bill, as amended in the Assembly, March 7, 1929, strike out the words "herein provided for", and insert in lieu thereof the following: "for the original registration of a motor vehicle".

The roll was called, and Senate amendment to Assembly Bill No. 594 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Lyons, McDonough, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—51
 NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes and dates, produced by another in the State of California, and making the same an urgency measure making an appropriation therefor—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 155?

AMENDMENT NUMBER ONE.

In line 5 of the title of the printed bill, as amended, insert a comma after the word "California", and add the following: "making an appropriation therefor."

The roll was called, and the Assembly refused to concur in Senate amendment to Assembly Bill No. 155 by the following vote:

AYES—None.
 NOES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Olva, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—56.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Messrs. Keaton, Williams, Arnold, Bishop, Fisher, Quigley, Hornblower, Kline and Lyons: Assembly Constitutional Amendment No. 35—Proposed amendment to article IV of the constitution, relative to the legislative department.

Introduced, and referred to Committee on Constitutional Amendments.

RECESS.

At twelve o'clock and five minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Desch reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 956—An act to amend section 4260 of the Political Code, relating to the salaries, fees and expenses of officers, their clerks, deputies, stenographers and assistants, in counties of the thirty-first class,

Also: Assembly Bill No. 40—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirtieth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 107—An act to amend section 4235 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the sixth class;

Also: Assembly Bill No. 279—An act to add a new section to the Political Code, to be numbered 4257½, relating to office hours of certain county officers in counties of the twenty-eighth class;

Also: Assembly Bill No. 121—An act to amend section 4233 of the Political Code, relating to the salaries and expenses of officers of counties of the fourth class;

Also: Assembly Bill No. 120—An act to amend section 9a4 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary and expenses of the county librarian in counties of the fourth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 703—An act to amend section 4071 of the Political Code of the State of California, relating to the incurring of indebtedness by the board of supervisors—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

ON UNIVERSITIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER: Your Committee on Universities, to which was referred Senate Bill No. 665—An act making an appropriation for the construction and the equipment on the campus of the University of California at Berkeley of a building to be known as the John M. Eshleman Memorial—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

(Signed out)

CLOUDMAN, Chairman.
BADHAM.
WILLIAMS.
LITTLE,
JOST.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Bill No. 1150—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by adding thereto a new section, to be numbered 20b, relating to a

reservation of a portion of the waters originating within a county for use within said county of origin and providing for the appropriation and use of such water, declaring all portions of said "Water Commission Act" not inconsistent with this amendment to be applicable thereto, and declaring the provisions of section 46 of said "Water Commission Act" to be applicable to this amendment—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

ON WAYS AND MEANS

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 250—An act to increase the number of judges of the superior court of the State of California in and for the county of Alameda; to provide for the appointment of an additional judge and the manner of payment of his compensation;

Also: Senate Bill No. 278—An act to amend section 439 of the Political Code, relating to employees in Controller's office;

Also: Senate Bill No. 389—An act to amend section 2533 of the Political Code, relating to the San Francisco Harbor improvement fund.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 664—An act making an appropriation for the construction, and equipment, of a State Armory at the city of Long Beach—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 565—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at Los Angeles, providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents, (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property of the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix; (d) to pay over to the State treasury all sums received from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligation have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises—has had the same under consideration, and respectfully reports the same back and recommends that it do pass.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 606—An act to amend section 3700 of the Political Code, relating to the State Board of Equalization;

Also: Assembly Bill No. 1136—An act appropriating money to pay the claim of H. W. Levers against the State of California;

Also: Assembly Bill No. 1137—An act to provide for the investigation and study of the control of hypericum perforatum by the University of California, and making an appropriation therefor.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 222—An act to appropriate money to pay the claims of corporations, arising from the erroneous assessment, and payment under protest of taxes, under the corporation license act approved May 10, 1915, as amended, and the return of corporation license taxes erroneously collected under the provisions thereof;

Also: Assembly Bill No. 1097—An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a Cattle Protection Board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of meat thereof, to provide for the inspection of cattle and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the cattle protection fund, and to provide penalties for violation of the provisions hereof," approved May 28, 1917;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

ON AGRICULTURE.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Senate Bill No. 425—An act to amend section 20 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JOST, Chairman.

The above reported bill ordered on file for second reading.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Messrs. Feeley, Hoffman, McDonough and Roland: Assembly Concurrent Resolution No. 40—Relative to approving an amendment to the charter of the city of Oakland, a municipal corporation in the county of Alameda, State of California, voted for and ratified by the qualified electors of said city at a nominating municipal election held therein on the sixteenth day of April, 1929.

Introduced.

REQUEST FOR UNANIMOUS CONSENT.

Mr. McDonough asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 40, at this time, without reference to print, committee or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER FORTY.

Assembly Concurrent Resolution No. 40—Relative to approving an amendment to the charter of the city of Oakland, a municipal corporation in the county of Alameda, State of California, voted for and ratified

by the qualified electors of said city at a nominating municipal election held therein on the sixteenth day of April, 1929.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 40 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Cloudman, Cloudsley, Craig, Crawford, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Seawell, Snyder, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 40 ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON ENGRESSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 269—An act to amend section 4307 of the Political Code, relating to county charges;

Also, Assembly Bill No. 287—An act to amend section 2528 and to repeal sections 2529, 2530, 2533 and 2535 of the Political Code, all relating to moneys received or collected or coming into the possession of the Board of State Harbor Commissioners and the disposition and expenditure thereof;

Also, Assembly Bill No. 741—An act to amend section 363a of the Political Code, relating to the Department of Public Works;

And reports the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER: Your Committee on Attaches respectfully begs leave to report as follows:

Resolved, That the following named persons be stricken from the roll of employees of Assembly as of April 21, 1929:

L. L. Martell, Assistant Engrossment Clerk.

Lena Heisinger, Assistant Engrossment Clerk.

Estelle Scofield, Assistant Engrossment Clerk.

and be it further

Resolved, That the following named persons be stricken from the roll of employees of Assembly as of April 26, 1929:

B. Arnold, Assistant Sergeant-at-Arms.

H. E. Wales, Assistant Sergeant-at-Arms.

Cameron Brown, Assistant Sergeant-at-Arms.

Harry O. Johnson, Assistant Sergeant-at-Arms.

Theodosia Hunter, Stenographer.

Doris Wolfe, Stenographer.

and be it further

Resolved, That the following named person be stricken from the roll of employees of Assembly as of April 28, 1929:

Thomas W. Myles, Assistant Sergeant-at-Arms.

Respectfully submitted.

REINDOLLAR, Chairman

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, DeYoe, Dillinger, Easley,

Eddy, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noves, Parkman, Patterson, Qugley, Reindollar, Roberts, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Cronin:

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act appropriating money to pay the claim of Bridget Gibbons against the State of California.

Referred to Committee on Introduction of Bills.

SPECIAL ORDER.

The hour of two o'clock and fifteen minutes p.m. having arrived, the special order heretofore set for this hour was taken up for consideration.

CONSIDERATION OF SENATE BILL NUMBER ONE HUNDRED TWELVE.

Senate Bill No. 112—An act to prohibit the employment of aliens by contractors and subcontractors on public work and providing penalties for violations of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Bliss:

AMENDMENT NUMBER ONE.

On page 2, line 25, of the printed bill, after the period following the word "States", add the following: "No alien shall be denied employment under the provisions of this act who has legally entered this country, has continuously resided herein from the time of his first entry, has filed his declaration of intention to become a citizen and who at the time of his application for employment furnishes documentary proof to the contractor, subcontractor, or agent thereof of such legal entry and filing; *provided, however,* that on and after January 1, 1932, no such alien shall be so employed or continued in employment who shall have resided in this country longer than five years and six months."

The question being on the adoption of the amendment.

AMENDMENT TO AMENDMENT.

Mr. Stockwell moved to amend the amendment offered by Mr. Bliss as follows:

AMENDMENT NUMBER ONE.

In line 4 of the typewritten amendment offered by Mr. Bliss, after the word "country", strike out the comma and the remainder of the amendment, and insert in lieu thereof a period.

The question being on the adoption of the amendment to the amendment.

WITHDRAWAL OF AMENDMENT.

Mr. Stockwell, with the consent of his second, Mr. Brock, withdrew the amendment to the amendment.

The question being on the adoption of the amendment of Mr. Bliss.

REQUEST FOR ROLL CALL.

On request of Messrs. Reindollar, Gilmore and Morrison, the Speaker ordered a roll call taken on the adoption of the amendment.

The roll was called, and the amendment was refused adoption by the following vote:

AYES—Bernard, Bliss, Collier, Easley, Eddy, Emmett, Fisher, Ingels, Keaton, Roberts, Scudder, Snyder, Spalding, and Witter—14.

NOES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Clowdsley, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Stockwell, West, Williams, Wright, Young, and Mr. Speaker—54.

The question being on the passage of the bill.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Adams moved a call of the House.

Motion carried.

Time, four o'clock and forty minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Levmel, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—67.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

RECESS.

On motion of Mr. Nielsen, the Speaker declared the Assembly at recess for the purpose of being addressed by Paul V. McNutt, National Commander of the American Legion, and F. N. Belgrano, Jr., Department Commander, Department of California of the American Legion.

REASSEMBLED.

Speaker Levey in the chair.

Assistant Clerk Desch reading.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Easley: An act to add a new section numbered 1677, to the Civil Code, declaring void certain provisions as to contingent maturity of indebtedness secured by real property, contained in certain written instruments therein specified.

By Mr. Cronin: An act appropriating money to pay the claim of Bridget Gibbons against the State of California.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report, . . .

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Kline, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Muller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At four o'clock and forty-seven minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Adams.

The roll of absentees was called, and Senate Bill No. 112 was refused passage by the following vote:

AYES—Adams, Byrne, Collier, Coombs, Crittenden, Cronin, Crowley, Flynn, Fry, Gilmore, Hawes, Heisinger, Hornblower, Kline, McDonough, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Oliva, Quigley, Remdollar, Roberts, Seawell, Snyder, West, Williams, Witter, Wright, and Mr. Speaker—30.

NOES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Cloudman, Cloudsley, Craig, Crawford, DeYoe, Dillinger, Easley, Eddy, Feeley, Fisher, Harper, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Luttrell, Lyons, McGunness, Meeker, Mixer, Morgan, Noyes, Parkman, Patterson, Scofield, Scudder, Spalding, Stockwell, and Young—37.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 398—An act to amend section 3714 of the Political Code, relating to levy of taxes.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. West:

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, as amended, strike out the period and the word "including", and insert in lieu thereof the word "including".

AMENDMENT NUMBER TWO.

On page 1, line 16, of the printed bill, as amended, strike out the word "probably", and insert in lieu thereof the word "probable".

AMENDMENT NUMBER THREE.

On page 1, line 20, of the printed bill, as amended, after the word "service", insert a comma.

AMENDMENT NUMBER FOUR.

On page 2, line 19, of the printed bill, as amended, after the word "submitted", insert a comma and the following: "on the twentieth day of July through the county superintendent of schools in the manner heretofore prescribed by law,".

AMENDMENT NUMBER FIVE.

On page 3, line 52, of the printed bill, as amended, after the word "make", insert a comma and the following: "except as otherwise provided in this section,".

AMENDMENT NUMBER SIX.

On page 5, line 39, of the printed bill, as amended, strike out the semicolon and insert in lieu thereof a comma.

AMENDMENT NUMBER SEVEN.

On page 6, line 2, of the printed bill, as amended, after the period insert the following: "Nothing in this section shall be construed as removing or in any way affecting any tax limit heretofore fixed by law."

AMENDMENT NUMBER EIGHT.

On page 7, line 26, of the printed bill, as amended, after said line 26, insert the following: "It is expressly provided that school districts are included herein for the sole purpose of providing a complete expenditure program of moneys collected through county and district tax levies in order to make possible a ready analysis of

such tax levies and tax rates by the taxpayers and county officials of the county, and it is further expressly provided that nothing in this section shall be construed as requiring any greater detail in school district budgets, nor as allowing any control, alteration or revision thereof not heretofore provided by law, nor as placing any penalty upon any action of any school district board or officer not so heretofore provided."

AMENDMENT NUMBER NINE

On page 5, line 29, of the printed bill, as amended, after the word "district", insert the words "other than school districts"

Amendments adopted.

Bill ordered to reprint, and on file for third reading.

Senate Bill No. 337—An act to amend section 3 of the "Narcotic Rehabilitation Act," and to add new sections to said act to be numbered 5a, 6a, 6b and 16a, relating to government of the State Narcotic Hospital, commitments, discharge and parole of inmates; prohibiting escapes and prescribing penalties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 337 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bliss, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dullinger, Easley, Eddy, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, McDonough, McGuinness, Meeker, Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Scudder, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 25—An act to amend an act entitled "An act to restrict the running of dogs at large; to protect live stock from depredations of dogs; to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this act a misdemeanor, and providing penalties therefor and providing for collection of damages by owners of live stock injured by dogs," approved June 3, 1921, as amended, by amending sections 1 and 4 of said act and adding sections 4a, 4b and 4c to said act, relating to the running of dogs at large and the killing or injuring of live stock or poultry by dogs.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Fisher:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, as amended, strike out lines 10 to 17, inclusive, and on page 2, strike out lines 1 to 4, inclusive, and insert in lieu thereof the following:

"SECTION 1. It shall be unlawful for any person to own, harbor or keep any dog over the age of three months, unless such dog has attached to its neck or leg a substantial collar on which is fastened a metallic tag giving the name and post-office address of the owner of such dog, or a metal license tag issued by the authority of a county, city and county, or any municipal corporation for the purpose of identifying such dog and designating the owner thereof.

It shall be unlawful for any person to suffer or permit any such dog owned, harbored or controlled by him to run at large unless said dog wears a tag, as provided for in this section. Any dog, found running at large, without such tag, may be seized and impounded by any peace officer."

AMENDMENT NUMBER TWO.

On page 2, line 26, of the printed bill, as amended, strike out lines 26 to 29, inclusive, and insert in lieu thereof the following:—

"The provisions of this section shall not apply to dogs inside the corporate limits of any city, city and county, or town, or to dogs under the reasonable control of their owner or keeper, unless actually caught in the act of worrying, wounding, chasing or killing any live stock or poultry."

Amendments adopted.

Bill ordered to reprint, and on file for third reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Easley: Assembly Bill No. 1165—An act to add a new section numbered 1677, to the Civil Code, declaring void certain provisions as to contingent maturity of indebtedness secured by real property, contained in certain written instruments therein specified.

Introduced, and referred to Committee on Judiciary.

By Mr. Cronin: Assembly Bill No. 1166—An act appropriating money to pay the claim of Bridget Gibbons against the State of California.

Introduced, and referred to Committee on Claims.

By Messrs. Anderson, Jones, Lyons and Bernard: Assembly Joint Resolution No. 11—Relative to restricted immigration

Introduced, and referred to Committee on Federal Relations.

MOTION TO RECONSIDER.

Mr. Miller moved that the consideration of the motion to reconsider the vote whereby Senate Bill No. 215 was passed be continued until the next legislative day.

Motion carried.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 146—An act to amend the Code of Civil Procedure by adding a new section numbered 540a, providing for the release from attachment of real property owned by any person not a party to the action.

Also: Senate Bill No. 280—An act to amend section 227 of the Civil Code, relating to the filing of papers in adoption proceedings; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 1139—An act to add a new section to the Code of Civil Procedure to be numbered 1454a, relating to the administration of estates;

Also: Assembly Bill No. 1158—An act to amend section 585 of the Code of Civil Procedure, relating to judgments; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON LABOR AND CAPITAL.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Senate Bill No. 186—An act to amend section 2 of an act entitled "An act regu-

lating the payment of wages earned in seasonal labor and prescribing the powers and duties of the Commissioner of the Bureau of Labor Statistics, in relation thereto," approved May 28, 1913, relating to wages earned in seasonal labor;

Also: Senate Bill No. 187—An act to regulate employment where the work is to be performed outside of this State by persons hired within the State and prescribing punishment for the violation of the provisions hereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

McDONOUGH, Chairman

The above reported bills ordered on file for second reading.

ADJOURNMENT.

At five o'clock p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Wednesday, April 24, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Wednesday, April 24, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Block, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Klime, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witrer, Woolwine, Wright, Young, and Mr. Speaker—75

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Gilmore, Mr. Reindollar was granted leave of absence for the day.

On motion of Mr. Byrne, Messrs. Sewell, Woolwine, Little, Hornblower and Cronin were granted leave of absence, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

On motion of Mr. Fry, Mr. Feigenbaum was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Kline, J. C. Jameson of Corona and H. A. Lynn of Riverside were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITION.

The following petition was presented, and ordered printed in the Journal:

By Mr. Speaker:

SAN FRANCISCO, CALIFORNIA, April 23, 1929.

*Hon. Edgar Levey, Speaker of the Assembly,
State Capitol, Sacramento, California*

DEAR MR. LEVEY. I did not wish to take the time over the telephone this morning to speak to you in relation to Assembly Bill No. 43, by Mr. Jespersen, which is now before the Assembly for passage, so I am taking the liberty of writing you relative to this bill.

The fruit and produce trade of this State are unanimously opposed to this measure, believing that it is discriminatory and detrimental to the best interests of the industry and the grower alike. Furthermore they believe that it is class legislation in a very decided form, as there is no other business that I know of where money is handled for clients that is regulated in this fashion.

The failures that have occurred in the fruit and vegetable trade have not been so numerous nor of such moment as to justify any such a measure. In fact they have not been any more numerous than failures of banks and other commercial business and to single out this particular line of business and put it under the proposed regulation tends to stultify it in the eyes of the public and make it appear as though it were an illegitimate rather than a legitimate business and, inasmuch as the marketing of perishable commodities is one of, if not the largest, of the commercial businesses in the State of California, we do not think it should be subjected to a piece of legislation that is going to embarrass it and hamper it in its operation.

Two years ago the Legislature passed, and the Governor signed, the Adams Bill, which was an act to regulate produce dealers and fruit shippers. At the same time the Jespersen Bill was passed and was before the Governor for consideration but after careful investigation on his part and after numerous hearings of all the interests concerned, he came to the conclusion that the Adams Bill fully regulated the handlers of perishable articles and protected the grower in the marketing of these articles when marketed on consignment, and he declared that if the Adams Bill functioned as he felt sure it would, there was no need of the Jespersen Bill and he thereupon vetoed it.

If there was no need for this bill two years ago there certainly is no need of it today, as the Adams Bill has proved to be effective in the regulation of consignment handlers and it gives unlimited authority to the Department of Agriculture in the matter of issuing licenses and making investigations on any complaints that may be filed by growers, and in this connection it might be in order to call your attention to the fact that out of two hundred claims that were filed in the past two years against various handlers of perishable articles, there was only one that had any merit and demanded action on the part of the Department of Agriculture.

In addition to the Adams Bill there was passed at this session of the Legislature Assembly Bill No. 155 which was the product of the combined efforts of the California Vineyardists Association and all the agricultural organizations of the State. This measure clearly defines the scope and manner of operation of the various types of handlers of perishable articles, so that with these two measures on our statute books I can not see wherein the grower is not amply protected in the marketing of his product.

When it comes to ascertaining the financial responsibility of the dealer through whom he markets his product, he has access to such information through the Department of Agriculture and there is no excuse for his not acquainting himself with the full financial status of the firm through which he markets his product because the information is available to him for the asking.

The language of this measure is very obscure and leaves a great deal for the interpretation of lawyers and courts, and any handler of these products might innocently become involved in criminal prosecution by reason of a misinterpretation of the law and the authority given him in the performance of a trust. Where the penalty is embezzlement the duties of the trust should be very carefully thought out and very specifically stated in the Act and this has not been done. A dealer advancing money to a grower under the terms of the Act is obliged to place all the net proceeds in the "farm produce fund" and no provision is made for his deducting from these net proceeds the amount of money that is due him from the grower, nor the manner in which he can withdraw it from the above mentioned fund to repay himself, so that the practical working out of this measure is subject to a great many, and varied, interpretations, which should not be the case in a bill where the penalty is a felony.

I do not wish to burden you with any lengthy argument against this measure but have tried, as briefly as possible, to point out some of its objectionable features, which I hope you, as a business man, will appreciate and understand. I sincerely trust that you can see your way clear to use your influence towards defeating this bill when it comes up for final passage. I assure you that any assistance you can lend in this matter will be greatly appreciated by the fruit and vegetable business of this State.

Yours very truly,

SCOTT F. ENNIS.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 60—An act to amend section 628f of the Penal Code, relating to the protection of fish and game—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 350—An act making an appropriation to pay the claim of John R. Huberty against the State of California—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred that certain affidavit and complaint of one P. Purviance, relating to the conduct of certain judges of the superior court, has had the same under consideration, and respectfully reports that a full and complete statement was made by the complainant before the Committee on Judiciary, and thereafter the Committee on Judiciary, by unanimous vote, recommended that said complaint and affidavit be dismissed as wholly without merit, and upon motion duly made and carried the chairman of the Committee on Judiciary appointed Henry McGuinness, Wm. B. Hornblower and Frank L. Coombs as a committee of three, for the purpose of preparing the findings and recommendations of the committee, which said findings and recommendations have been made to the committee and by the Committee on Judiciary unanimously adopted, and the committee hereby reports said findings back, and recommends that they be adopted.

SEWELL, Chairman.

The charges preferred in and by an affidavit and complaint by one P. Purviance and referred to the Committee on Judiciary, have been investigated by said committee, and the undersigned, members of the committee, have been designated as a subcommittee, to present to this House the findings and conclusions of said Committee on Judiciary.

A full statement of the facts, as viewed by the complainant, was made by him, and, after such statement, the committee did not deem it necessary that anything in refutation should be made by those charged.

The officers charged acted within the full discretion given them in the exercise of their duties, with perfect honesty, discretion and fairness, and should be absolved from any complaint lodged against them by the complainant.

The committee can not but regret that the high authority of the legislative branch should be invoked to investigate charges without merit, as these appear to be, and made out of a mistaken zeal of a disappointed litigant, to whom the courts are still open.

We recommend the adoption of the following resolution:

Resolved, That the said charges preferred by and in said affidavit and complaint of P. Purviance be, and the same are hereby dismissed as wholly without merit.

HENRY MCGUINNESS,
WM. B. HORNBLOWER,
FRANK L. COOMBS.

The question being on the adoption of the report.
Report unanimously adopted.

AFFIDAVIT AND COMPLAINT.

*To the Legislature of the State of California
and the Assembly thereof.*

P. Purviance being first duly sworn states the following facts:

That money has been taken from the chiropractic fund held by the State Treasurer, which fund is known as the State Board of Chiropractic Examiners fund without the authority of law.

To wit, James Compton on or about the twenty-first day of September, 1925, appropriated to the use of Frank V. Kington, an attorney, the sum of five hundred and eighty dollars and eighty-one cents (\$580 81) from the chiropractic fund which sum was withdrawn from public funds in the city of Sacramento and paid to said Frank V. Kington in the city of San Francisco, which act was without the authority of law and a violation of section 424 of the Penal Code of California.

A letter written to the Department of Finance, State Board of Control by Attorney General U. S. Webb, under date of November 24, 1925, and now on file in the department of Alexander Heiton, Department of Finance, reads partly as follows:

"My inquiry relative to this matter arose for the reason that this particular board has been by letter and in consultation carefully informed that before employing counsel the application for consent, with the facts upon which such application was based, should be furnished us. In the instance in question they had failed to furnish us the facts or to make the application, notwithstanding that they had been fully advised that such was requisite, and I was wondering what caused your board to approve the claim. Your letter, however, has made your action and the reasons therefor entirely plain.

Very truly yours,
(Signed)

U. S. WEBB, Attorney General."

P. Purviance further states that on or about January 30, 1929, in the city and county of San Francisco, he laid before George H. Cabaniss, a superior judge and a magistrate, an information of the commission of a public offense triable within the county and that said magistrate refused to hear the complainant under oath in violation of section 811 of the Penal Code of California.

That said George H. Cabaniss is a superior judge of the State of California impeachable by the Legislature.

That said George H. Cabaniss is an officer and at all the times herein mentioned was a magistrate and officer in the city and county of San Francisco and is a judge of the superior court of the State of California in and for the city and county of San Francisco and that George H. Cabaniss is guilty of refusing to do his duty as a public officer in violation of section 811 of the Penal Code of California.

P. Purviance also states that on or about the twenty-first day of May, 1928, affiant presented to Walter Perry Johnson, who on said date was acting presiding judge of the superior court of the State of California in and for the city and county of San Francisco, an accusation in writing verified by the oath of affiant was presented to said Walter Perry Johnson, judge of a superior court, alleging that an officer within the jurisdiction of the court had been guilty of refusing to perform the official duty pertaining to his office, and Judge Walter Perry Johnson did not cite the party charged to appear before the court at a time not more than ten nor less than five days from the time the accusation was presented which was in violation of section 772 of the Penal Code of California.

P. Purviance also states that on or about January 22, 1929, affiant presented to James G. Conlan, presiding judge of the superior court of California in and for the county of San Francisco, an accusation in writing verified by oath of affiant, was presented to said James G. Conlan as presiding judge of said superior court, department 3 thereof, alleging that an officer within the jurisdiction of the court was guilty of refusing to perform the duty pertaining to his office and said Judge James G. Conlan as judge of said court did not cite the party charged to appear before the court at a time not more than ten nor less than five days from the time the accusation was presented to answer said charges. But said presiding Judge James G. Conlan refused to cite the officer so accused to appear but threatened affiant by stating that "Someone is going to get into jail by bringing these actions."

P. Purviance further states that Attorney General U. S. Webb, acting as Attorney General of the State of California, has granted permission to Frank V. Kington to act as attorney in defending against paying back into the State treasury money which Frank V. Kington had obtained from State funds without authority of law.

Affiant further states that U. S. Webb, acting as attorney general has granted permission to State officers to employ an attorney in court actions that were private and not pertaining to matters within their jurisdiction as State officers; also U. S. Webb as attorney general has granted permission to the State Board of Chiropractic Examiners to employ an attorney in a court action when said Chiropractic Board were prohibited and restrained by order of superior court from bringing such an action. Also U. S. Webb, acting as attorney general has given his written consent to the State Board of Chiropractic Examiners to employ an attorney in court actions that were for the purpose of persecution and in which the

court has declared the chiropractic board had no right, authority or jurisdiction to act in these matters.

That said U. S. Webb, acting attorney general has given his written consent for large sums of money to be charged up against state funds for expenditures which were not a legal charge against the State.

Attorney General U. S. Webb has refused and neglected to perform the official duties pertaining to his office in refusing to allow a court action to be set for trial which has been pending for four years which is a quo warranto proceedings against a public officer who has been declared by the courts to be unqualified and ineligible for the office held by said officer.

Wherefore affiant prays that the State Legislature having jurisdiction over said State officers will make investigations of the aforesaid illegal acts and failure of said officers to perform the duties pertaining to their offices, all of which is against the form, force and against the dignity of the State of California.

P. PURVIANCE.

Subscribed and sworn to before me this eleventh day of April, 1929.

[SEAL]

E. J. HODEL,

Notary Public in and for the county of Alameda, State of California.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed Senators Hurley, Lyon and Christian as a Committee on Free Conference on Senate Bill No. 193 to meet a like committee from the Assembly.

J. A. BEEK, Secretary of Senate

By CHARLES A. MCLEAN, JR., Assistant Secretary

MOTION TO APPROVE JOURNALS.

Mr. Jones moved that the Journals of Wednesday, April 3, 1929; Thursday, April 4, 1929; Friday, April 5, 1929; Monday, April 8, 1929; Tuesday, April 9, 1929, and Wednesday, April 10, 1929, be approved as corrected by the Minute Clerk.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 5, line 29, of the printed bill, as amended in Assembly April 11, 1929, strike out the words "on any stream on which there is located", and insert in lieu thereof the following: "within ten miles of".

AMENDMENT NUMBER TWO.

On page 5, line 37, of the printed bill, as amended in Assembly April 11, 1929, after the words "districts one", insert a comma.

AMENDMENT NUMBER THREE

On page 5, line 48 of the printed bill, as amended in Assembly April 11, 1929, strike out lines 48 and 49, inclusive, and insert in lieu thereof the following: "districts one, and one one-half, two, two and one-half and Klamath river fish and game district (above tidewater)."

AMENDMENT NUMBER FOUR.

On page 5, line 50, of the printed bill, as amended in Assembly April 11, 1929, after the words "district one", insert a comma.

AMENDMENT NUMBER FIVE.

On page 6, line 4, of the printed bill, as amended in Assembly April 11, 1929, after the word "one-half", insert a comma.

AMENDMENT NUMBER SIX

On page 6, line 16, of the printed bill, as amended in Assembly April 11, 1929, after the word "three", insert a comma.

AMENDMENT NUMBER SEVEN

On page 6, line 20, of the printed bill, as amended in Assembly April 11, 1929, after the word "five", insert a comma

AMENDMENT NUMBER EIGHT.

On page 6, line 25, of the printed bill, as amended in Assembly April 11, 1929, after the word "eighteen", insert a comma and the following "except as provided in paragraph 2".

AMENDMENT NUMBER NINE.

On page 6, line 29, of the printed bill, as amended in Assembly April 11, 1929, strike out lines 29 to 31, inclusive, and insert in lieu thereof the following: "be taken with hook and line between the twenty-ninth day of May and the thirty-first day of December, both dates inclusive, or with gill nets of not less than seven and one-half".

AMENDMENT NUMBER TEN.

On page 6, line 41, of the printed bill, as amended in Assembly April 11, 1929, strike out the words "two salmon per day", and insert in lieu thereof the word "salmon".

AMENDMENT NUMBER ELEVEN.

On page 6, line 43, of the printed bill, as amended in Assembly April 11, 1929, strike out line 43, and insert in lieu thereof the following: "with hook and line. Spears may be used only between August first and October thirty-first, both dates inclusive. Not more than two salmon per day may be taken."

AMENDMENT NUMBER TWELVE

On page 7, line 6, of the printed bill, as amended in Assembly April 11, 1929, strike out the period after the word "salmon", and insert in lieu thereof a comma and the following: "*provided, however,* that any fish less than fifteen inches in length shall be considered trout".

AMENDMENT NUMBER THIRTEEN

On page 7, line 7, of the printed bill, as amended in Assembly April 11, 1929, strike out lines 7 to 15, inclusive, and insert in lieu thereof the following:

"15. Any violation of any of the provisions of this act shall be punishable by a fine of not more than five hundred dollars or by imprisonment in the county jail for a period not to exceed six months in the county in which the conviction shall be had, or by both such fine and imprisonment."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 956—An act to amend section 4260 of the Political Code, relating to the salaries, fees and expenses of officers, their clerks, deputies, stenographers and assistants, in counties of the thirty-first class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 40—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirtieth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 107—An act to amend section 4235 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the sixth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 16, of the printed bill, strike out the word "four", and insert in lieu thereof the following: "two deputies who shall serve for a term of ten months, and two".

AMENDMENT NUMBER TWO

On page 6, line 18, of the printed bill, strike out the word "two", and insert in lieu thereof the word "three".

AMENDMENT NUMBER THREE

On page 6, line 19, of the printed bill, strike out the semicolon and the words "and one"; also strike out line 20, and the words "dred twenty dollars per annum who" in line 21, and insert in lieu thereof the words "one of whom".

AMENDMENT NUMBER FOUR.

On page 6 of the printed bill, strike out lines 47 to 52, inclusive, and on page 7 of the printed bill, strike out lines 1 to 5, inclusive, and insert in lieu thereof the following:

"1. In townships having a population of twenty thousand or more, justices of the peace shall each receive a salary of four thousand two hundred (\$4,200) dollars per annum as full compensation for all services rendered by them, except as hereinafter provided; *provided, however, that in all such townships having a population of twenty thousand or more, there shall be two township justices of the peace in and for any such township, and said justices of the peace shall each be allowed a clerk to be appointed by such justice of the peace at a salary of two thousand one hundred dollars per year. Said salaries shall be paid monthly in the same manner as salaries of county officers are paid.*

Said clerks shall take the oath of office prescribed for county officers and shall each give a bond in the sum of five thousand dollars conditioned upon and for the faithful discharge of the duties of the office, which said bond shall be approved and filed in the same manner as are bonds of county officers. If a surety company be the surety on such bond, the premium or charge thereon shall be paid by the county in the same manner as are the bonds of county officers. Such clerks shall perform the duties required of them by law, and also, such clerical duties in connection with the business of the court as are required of said clerks by the justices of said court; they shall keep a record of the proceedings of said court and shall have the custody of all records and papers in said justice's court and in addition to the other powers conferred upon them by law, shall be authorized in civil actions to issue, sign, certify and file all pleadings, summonses, writs, notices, subpoenas, abstracts, certificates, transcripts, records, papers, and proceedings which are required to be issued, signed, certified or filed by the justice of the peace by whom they are appointed, and in criminal matters pending before said justice of the peace, to file all papers and to issue subpoenas, to prepare bonds, justify bail when the amount has been fixed by the court or justice, and may administer and certify oaths, and to attest and authenticate said acts in substantially the following form.

Justice of the Peace
By -----
Clerk

Said clerks shall exact in advance and receive all fees which are allowed by law for any official service of the justice of the peace, and shall collect and receive all fines and forfeitures in criminal cases, and said clerk shall account for the same under oath and shall pay the same to the authorities legally entitled to receive the same at the time and in the manner provided by law, except as hereinafter provided."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 279—An act to add a new section to the Political Code, to be numbered 4257 $\frac{1}{2}$, relating to office hours of certain county officers in counties of the twenty-eighth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out lines 1 to 3, inclusive, and insert in lieu thereof the following:

"An act to amend section 2322a28 of the Political Code, relating to horticultural commissioners in counties of the twenty-eighth class."

AMENDMENT NUMBER TWO.

In line 1 of the printed bill, strike out lines 1 to 12, inclusive, and insert in lieu thereof the following:

"SECTION 1. In counties of the twenty-eighth class, the commissioner shall receive a salary of two thousand one hundred dollars per annum; *provided, that in counties of this class there shall be, and there is hereby allowed to the commissioner, one*

clerk and three inspectors, to be appointed by said commissioner which positions are hereby created and the salaries are hereby fixed as follows, to wit:

(a) Three inspectors at a compensation of four dollars per diem, during the time actually employed, but the aggregate which may be expended in any year for such inspectors shall not exceed nine hundred dollars.

(b) One clerk at a salary not to exceed three hundred dollars per annum."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 121—An act to amend section 4232 of the Political Code, relating to the salaries and expenses of officers of counties of the fourth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out the words "three thousand six hundred", and insert in lieu thereof the words "four thousand two hundred".

AMENDMENT NUMBER TWO.

On page 2, line 17, of the printed bill, immediately following the word "thousand", insert the words "six hundred".

AMENDMENT NUMBER THREE

On page 2, line 36, of the printed bill, immediately following the word "thousand", insert the words "six hundred".

AMENDMENT NUMBER FOUR.

On page 3, line 4, of the printed bill, immediately following the word "thousand", insert the words "six hundred".

AMENDMENT NUMBER FIVE.

On page 3, line 10, of the printed bill, immediately following the word "thousand", insert the words "six hundred".

AMENDMENT NUMBER SIX

On page 3, line 26, of the printed bill, strike out the words "three thousand six hundred", and insert in lieu thereof the words "four thousand two hundred".

AMENDMENT NUMBER SEVEN

On page 3, line 46, of the printed bill, beginning in said line 46, strike out the words "four thousand eight hundred", and insert in lieu thereof the words "five thousand".

AMENDMENT NUMBER EIGHT.

On page 3, line 48, of the printed bill, immediately following the word "thousand", insert the words "two hundred".

AMENDMENT NUMBER NINE.

On page 3, line 49, of the printed bill, strike out the words "three thousand eight hundred", and insert in lieu thereof the words "four thousand".

AMENDMENT NUMBER TEN

On page 3, line 50, of the printed bill, strike out the word "six", and insert in lieu thereof the word "seven".

AMENDMENT NUMBER ELEVEN

On page 3, line 52, of the printed bill, strike out the word "four", and insert in lieu thereof the word "six".

AMENDMENT NUMBER TWELVE.

On page 4, line 22, of the printed bill, strike out the period after the word "law", and insert in lieu thereof a comma and the following: "provided, that the compensation so paid to the public administrator shall not exceed three thousand six hundred dollars in any one year."

AMENDMENT NUMBER THIRTEEN.

On page 4, line 23, of the printed bill, strike out the words "three thousand six hundred", and insert in lieu thereof "four thousand".

AMENDMENT NUMBER FOURTEEN.

On page 7, line 9, of the printed bill, strike out the word "and", and insert in lieu thereof the words "of the".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 120—An act to amend section 9x4 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary and expenses of the county librarian in counties of the fourth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 9, of the printed bill, immediately following the word "thousand", insert the words "six hundred".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 606—An act to amend section 3700 of the Political Code, relating to the State Board of Equalization.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1136—An act appropriating money to pay the claim of H. W. Levers against the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1137—An act to provide for the investigation and study of the control of hypericum perforatum by the University of California and making an appropriation therefor.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 222—An act to appropriate money to pay the claims of corporations, arising from the erroneous assessment and payment under protest of taxes, under the Corporation License Act approved May 10, 1915, and the return of corporation license taxes erroneously collected.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

Strike out all of lines 1 to 6 of the printed bill, and insert in lieu thereof the following:

"An act making an appropriation to pay the claim of Lew A. Norton against the State of California, declaring the urgency thereof, and providing that this act shall take effect immediately"

AMENDMENT NUMBER TWO

On page 1, line 1, of the printed bill, strike out the words "one hundred forty thousand dollars", and insert in lieu thereof the following: "one hundred fifty-one thousand three hundred four and ninety-six one-hundredths dollars (\$151,304.96), or so much thereof as may be necessary."

AMENDMENT NUMBER THREE

On page 1, line 3, of the printed bill, strike out the words "claims of corporations", and strike out all of lines 4 to 7, inclusive, of said page 1, and insert in lieu thereof the following "claim of Lew A. Norton against the State of California.

Sec. (a) This act, inasmuch as it provides for an appropriation for the usual current expenses of the state, shall, under the provisions of section 1, article four of the constitution of the State of California, take effect immediately."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1097—An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a Cattle Protection Board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of the meat thereof, to provide for the inspection of cattle, and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the cattle protection fund, and to provide penalties for violation of the provisions hereof." approved May 28, 1917.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee :

AMENDMENT NUMBER ONE

On page 1, line 3, of the printed bill, strike out the words "fifty thousand dollars", and insert in lieu thereof the words "fifteen thousand dollars".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1150—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by adding thereto a new section, to be numbered 20b, relating to a reservation of a portion of the waters originating within a county for use within said county of origin and providing for the appropriation and use of such water, declaring all portions of said "Water Commission Act" not inconsistent with this amendment to be applicable thereto, and declaring the provisions of section 46 of said "Water Commission Act" to be applicable to this amendment.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1139—An act to add a new section to the Code of Civil Procedure, to be numbered 1454a, relating to the administration of estates.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1158—An act to amend section 585 of the Code of Civil Procedure, relating to judgments.

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 703—An act to amend section 4071 of the Political Code of the State of California, relating to the incurring of indebtedness by the board of supervisors.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 250—An act to increase the number of judges of the superior court of the State of California in and for the county of Alameda; to provide for the appointment of an additional judge and the manner of payment of his compensation.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 278—An act to amend section 439 of the Political Code, relating to employees in Controller's office.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 389—An act to amend section 2533 of the Political Code, relating to the San Francisco Harbor improvement fund.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 664—An act making an appropriation for the purpose of purchasing a building site, construction and equipment of a State Armory at the city of Long Beach.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, as amended, insert a comma after the word "dollars", and add the following: "or so much thereof as may be necessary,".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 565—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building on the site of the University of California at Los Angeles, providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents; (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with the approval of the Department of Finance shall fix; (d) to pay over to the State treasury all sums received from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligations have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 425—An act to amend section 20 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect

the State's reputation in these markets, to establish standards and standard containers for certain fruits nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925,' approved June 2, 1927.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 146—An act to amend the Code of Civil Procedure by adding a new section number 549a, providing for the release from attachment of real property owned by any person not a party to the action

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, strike out the words "assessed value of the property attached", and insert in lieu thereof the words "amount of the claim sued upon".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 280—An act to amend section 227 of the Civil Code, relating to the filing of papers in adoption proceedings

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee

AMENDMENT NUMBER ONE.

On page 1, line 24, of the printed bill, strike out the word "entitled", and substitute in place thereof the following: "a proper person".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 186—An act to amend section 2 of an act entitled "An act regulating the payment of wages earned in seasonal labor and prescribing the powers and duties of the Commissioner of the Bureau of Labor Statistics, in relation thereto." approved May 28, 1913, relating to wages earned in seasonal labor

Bill read second time, and ordered on file for third reading

Senate Bill No. 187—An act to regulate employment where the work is to be performed outside of this State by persons hired within this State and prescribing punishment for the violation of the provisions hereof.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 965 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bliss, Brock, Cloudman, Coombs, Craig, Crawford, DeYoe, Easley, Feeley, Fry, Harper, Hawes, Heisinger, Hoffman, Jones, Keaton, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Oliva, Parkinan, Patterson, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—43.

NOES—Crowley, and Jewett—2

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Snyder gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 965 was this day passed.

Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Patterson moved that Assembly Bill No. 200 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 200 ordered re-referred to Committee on Governmental Efficiency and Economy.

HON. WILLARD E. BADHAM IN THE CHAIR.

At ten o'clock and forty minutes a m., Hon. Willard E. Badham, member of the Assembly from the Seventy-second District, in the chair.

Assembly Bill No. 650—An act appropriating money to be used for the purchase of dam sites and other necessary land to restrain tailings from hydraulic mining operations and for engineering investigation in connection therewith.

Bill read.

SPECIAL ORDER SET.

On motion of Mr. Seawell, the consideration of Assembly Bill No. 650 was made a special order for Tuesday, April 30, 1929, at two o'clock and fifteen minutes p.m.

Assembly Bill No. 287—An act to amend section 2528 and to repeal sections 2529, 2530, 2533 and 2535 of the Political Code, all relating to moneys received or collected or coming into the possession of the Board of State Harbor Commissioners and the disposition and expenditure thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 287 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fry, Gilmore, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Patterson, Quigley, Roberts, Roland,

Scofield, Seawell, Snyder, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—54.
 NAYS—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 269—An act to amend section 4307 of the Political Code, relating to county charges.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 269 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bishop, Bliss, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Quigley, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, West, Williams, Wright, Young, and Mr. Speaker—48.

NAYS—Brock—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 741—An act to amend section 363a of the Political Code, relating to the Department of Public Works.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jones moved that Assembly Bill No. 741 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Assembly Bill No. 741 ordered re-referred to Committee on Governmental Efficiency and Economy.

THE SPEAKER IN THE CHAIR.

At ten o'clock and fifty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER THIRTY-FOUR.

Assembly Constitutional Amendment No. 34—Proposed amendment to article XIII of the constitution, relative to revenue and taxation.

Amendment read

The question being on the adoption of the amendment.

The roll was called, and Assembly Constitutional Amendment No. 34 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Parkman, Patterson, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—57

NAYS—Collier, Gilmore, Quigley, and West—4.

Title read and approved

Assembly Constitutional Amendment No. 34 ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 34.

A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new paragraph to section 14 of article XIII of said constitution, to be designated as subdivision *(ab)*, relating to revenue and taxation

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its regular session commencing on the seventh day of January, 1929, two-thirds of the members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes an amendment to the constitution of the State of California by adding a new paragraph to section 14 of article XIII thereof, to be designated as subdivision *(ab)*, to be inserted after the last paragraph of subdivision *(aa)* of said section and to read as follows:

(ab) Subject to the power vested in the Legislature by this constitution to change the rate in this section prescribed, the percentage of tax in the last paragraph of subdivision *(a)* of section 14 of article XIII of this constitution levied on all street railways, herein defined to include interurban electric railways and gasoline propelled railways, shall be 4½ per cent fixed upon their gross receipts from operation ascertained as in this constitution provided, *provided, however* that in the event that it shall be hereafter finally determined by the courts that the classification herein made is inconsistent with or repugnant to the provisions of the United States constitution or prejudicial to the rights of the State to tax other railroad companies at a different and higher rate of tax, then this amendment shall be void, and the rate of tax levied upon the railroads herein included and all other railroads shall be as prescribed in said subdivision *(a)* of section 14 of article XIII of this constitution, or such other rate or rates as may hereafter be adopted, fixed upon their gross receipts from operation ascertained as in this constitution provided

Assembly Bill No. 60—An act to amend section 628*f* of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill

MOTION TO RE-REFER.

Mr. Fisher moved that Assembly Bill No. 60 be withdrawn from the file, and ordered re-referred to Committee on Fish and Game.

Motion carried

Assembly Bill No. 60 ordered re-referred to Committee on Fish and Game.

Assembly Bill No. 998—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by amending sections 10*a*, 24, 30, 31, 32, 34, 35, 36 and 36*c* thereby and by adding thereto a new section to be numbered 37*g*, relating to collection of funds and payment of costs of water distribution by water master.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 998 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Clowdsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Fry, Gulmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noves, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—55.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

SPECIAL ORDER.

The hour of eleven o'clock a.m. having arrived, the special order heretofore set for this hour was taken up for consideration.

CONSIDERATION OF ASSEMBLY BILL NUMBER EIGHTY-ONE.

Assembly Bill No 81—An act to amend section 3817 of the Political Code, relating to the redemption of property sold for taxes.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 81 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Kline, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—57.

NOES—Bliss, Craig, and Patterson—3.

Title read and approved.

Bill ordered transmitted to the Senate

HON. ROBERT LINCOLN PATTERSON IN THE CHAIR.

At eleven o'clock and twenty-five minutes a. m., Hon Robert Lincoln Patterson, member of the Assembly from the Fifty-sixth District, in the chair.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 428—An act to provide for the assessment, levy and collection of taxes for the support of the State government for the eighty-first and eighty-second fiscal years.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Assembly Bill No. 428—An act to provide for the assessment, levy and collection of taxes for the support of the State government for the eighty-first and eighty-second fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 428 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudsley, Collier, Craig, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 395—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article IIo, embracing sections 378 to 378g, inclusive, creating a State Department of Commerce, defining the jurisdiction, functions, powers and duties thereof and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Crittenden:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 3 to 6, inclusive, of the title, and insert in lieu thereof the following: "eleven o, embracing sections 378 to 378f, inclusive, creating a bureau of commerce in the state department of finance, defining the powers, duties, jurisdiction and functions thereof and making an appropriation therefor."

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill, strike out lines 4 to 23, inclusive. Also strike out all of pages 2 to 4, inclusive, and insert in lieu thereof the following: "to 378f, inclusive, and to read as follows:

ARTICLE XIo.

Bureau of Commerce.

378. There is hereby created in the state department of finance a bureau to be known as the bureau of commerce. It shall be the province and the duty of the bureau:

(a) To promote trade and market expansion and to assist in finding markets for any and all of the products grown, raised, produced, caught, manufactured or processed within this state;

(b) To foster, promote and develop foreign and domestic commerce and trade in agricultural and industrial products of California, to the end that markets may be found for all such products and to extend such markets to take care of all increased production in this state so far as possible;

(c) To investigate, find and discover existing local and foreign markets and to promote and encourage a taste and demand for California's products;

(d) To cooperate and collaborate with the departments of agriculture and of commerce of the United States in developing such markets.

378a The bureau shall be conducted under the supervision and control of the state department of finance and shall be in charge of an executive officer to be known as the chief of the bureau of commerce, which office is hereby created. The chief of said bureau shall be appointed by and hold office at the pleasure of the governor, and shall receive a salary of six thousand dollars per annum. Before entering upon the duties of his office, the director shall execute an official bond to the state of California in the penal sum of twenty thousand dollars, conditioned upon the faithful performance of his duties.

378b. The chief of the bureau, subject to the approval of the director of finance, shall have power to arrange and classify the work of the bureau and may adopt such rules and regulations as may be necessary to govern the activities of the bureau, and may assign to each of the officers and employees thereof such duties and labors as he may see fit. He shall, with the approval of the director of finance, have power to appoint such assistants, deputies, agents, experts and other employees as are necessary for the administration of the affairs of the bureau, to prescribe their duties and fix their salaries in accordance with the classifications made by the civil service commission; *provided, however*, that he shall have no authority on the part of the state to incur obligations for salaries exceeding the amount of moneys made available by law for that purpose. The chief of the bureau and all assistants, deputies, agents, experts and other employees thereof shall be entitled to receive in addition to their salaries, their actual necessary traveling expenses when away from their headquarters on state business.

378c. All departments, commissions, boards and offices of the state and all persons connected therewith shall give the bureau of commerce ready access to their records and full information and reasonable assistance in any matters of research of the bureau of commerce requiring recourse to them or to data within their knowledge or control. The bureau of commerce may cooperate with any and all other state departments, commissions, boards and offices in any manner approved by the chief of the bureau of commerce, and such other departments, commissions, boards and offices.

378d. Each department, commission, board and office of the state shall furnish to the bureau of commerce upon request therefor approved by the civil service

commission, such assistance as he or it may render, including the deputizing of agents, statisticians, experts and other employees when consistent with law and the temporary reassignment of employees when the same will tend to eliminate duplication or expense.

378e. The records, statistics, data and information gathered and assembled by the bureau of commerce shall be public records and the contents thereof available at all times to producers, distributors, consumers and all other persons interested; *provided*, that all data as to the production, sales, purchases, costs or other information concerning any individual, firm or corporation shall be deemed to be confidential.

378f. It shall be the duty of the chief of the bureau of commerce annually on or before the first day of January of each year to prepare and file with the director of finance a careful report of the activities of the bureau and particularly he shall show in such report what success or failure may have resulted from any of the activities of the bureau. Said report shall also show as definitely as may be possible, the amount of products and the value thereof, the sale of which may fairly be attributed to the activities of the bureau.

SEC. 2. Out of any moneys in the state treasury not otherwise appropriated, the sum of seventy-five thousand dollars is hereby appropriated to be expended in accordance with law by the bureau of commerce in carrying out the purposes of this act."

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER THIRTY-ONE.

Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 19 of article V thereof, relating to the compensation of executive officers.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 31 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Klme, Luttrell, McDonough, McGunley, McGunness, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Witter, and Mr. Speaker—55.

NOES—Brock, Meeker, Spalding, and Wright—4.

Title read and approved.

Senate Constitutional Amendment No. 31 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 31.

A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 19 of article V thereof, relating to the compensation of executive officers.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its forty-eighth regular session commencing on the seventh day of January, 1929, two-thirds of all the members elected to each of the two houses voting in favor thereof, hereby proposes to the people of the State of California that section 19 of article V of the constitution be amended to read as follows:

Sec. 19. The Governor and Lieutenant Governor shall, at stated times during their continuance in office, receive for their services a compensation of \$10,000 and \$4,000 per annum, respectively. The Secretary of State, Controller, Treasurer, Attorney General, Surveyor General and Superintendent of Public Instruction shall, at stated times during their continuance in office, severally receive such compensation as is or shall be provided by law. The compensation of the officers herein mentioned shall be in full for all services by them respectively rendered in any official capacity or employment whatsoever during their respective terms of office, and they shall not receive for their own use any fees or perquisites for the performance of any

official duty The Legislature may, in its discretion, abolish the office of Surveyor General.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and fifty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No 218—An act to amend section 4262 of the Political Code, relating to the salaries of county officers of counties of the thirty-third class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 218 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fiv, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Oliva, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REQUEST FOR USE OF ASSEMBLY CHAMBER.

Mr. Anderson asked for and was granted unanimous consent to use the Assembly Chamber for this evening for the purpose of considering Assembly Constitutional Amendment No. 34.

RECESS.

At twelve o'clock and two minutes p.m. on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Desch reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929.

MR SPEAKER. Your Committee on Fish and Game, to which was referred Assembly Bill No 72—An act to amend section 626 of the Penal Code, relating to the protection of game;

Also: Assembly Bill No. 831—An act to amend the title and section 3 of an act entitled "An act to regulate the sale and issuance of licenses to hunt, take, pursue, or kill wild birds or mammals, and/or to angle for, take, catch, or kill game fishes for purposes other than sale or profit in order to provide revenue therefrom for fish and game preservation, protection and restoration; defining game fishes; providing a penalty for the violation of this act and repealing all acts and parts of acts inconsistent or in conflict with this act," approved May 27, 1927;

Also: Assembly Bill No 1119—An act to amend an act entitled "An act to authorize and regulate the possession, use, transportation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared," approved March 17, 1911, as amended by adding thereto a new section to be numbered 13, relating to the stocking of lakes and streams with trout by owners of land bordering thereon;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended

SCUDDER, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 60—An act to amend section 628f of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 480—An act to add a new section to the Penal Code, to be numbered 628h, relating to the protection of fresh water crayfish. Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass

SCUDDER, Chairman

The above reported bills ordered on file for second reading.

ON HOSPITALS AND ASYLUMS

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929.

MR SPEAKER: Your Committee on Hospitals and Asylums, to which was referred Senate Bill No. 660—An act authorizing the conveyance to the county of Los Angeles, State of California, of lands and rights of way for road purposes along, in, through or across property of the State known as the Norwalk State Hospital grounds—has had the same under consideration and respectfully reports the same back, and recommends that it do pass as amended

OLIVA, Chairman.

The above reported bill ordered on file for second reading.

ON CRIME PROBLEMS

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 1164—An act to amend section 1463 of the Penal Code, relating to disposition of fines and forfeitures collected in municipal courts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also.

MR SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 125—An act to add a new section to the Penal Code to be numbered 1308, relating to bail bonds.

Also: Senate Bill No. 127—An act to amend section 1306 of the Penal Code, relating to forfeiture of bail bonds; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

KLINE, Chairman.

The above reported bills ordered on file for second reading.

Also.

MR SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 1152—An act to amend section 1617 of the Penal Code, relating to prisoners in city jails—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

Also.

MR SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 203—An act to add a new section to the Penal Code to be numbered 653f, relating to the soliciting of the commission of a crime and the evidence upon which conviction may be had.

Also: Senate Bill No. 140—An act to add a new section to the Penal Code to be numbered 1127b, relating to instructions to the jury with reference to the opinions of expert witnesses.

Also: Senate Bill No. 126—An act to add a new section to the Penal Code to be numbered 1269a, relating to bail in criminal cases. Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

KLINE, Chairman.

The above reported bills ordered on file for second reading.

ON INSURANCE

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 957—An act to add a new section to the Political Code to be numbered 594*b*, relating to burial contracts and burial certificates,

Also: Assembly Bill No. 1144—An act to amend section 30 and section 31 of the Workmen's Compensation, Insurance and Safety Act of 1917, as amended, relating to insurance policies of workmen's compensation insurance,

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JEWETT, Chairman.

The above reported bills ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 40—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirtieth class,

Also: Assembly Bill No. 606—An act to amend section 3700 of the Political Code, relating to the State Board of Equalization,

Also: Assembly Bill No. 1136—An act appropriating money to pay the claim of H. W. Levers against the State of California;

Also: Assembly Bill No. 1137—An act to provide for the investigation and study of the control of hypericum perforatum by the University of California, and making an appropriation therefor;

Also: Assembly Bill No. 1139—An act to add a new section to the Code of Civil Procedure to be numbered 1454*a*, relating to the administration of estates;

Also: Assembly Bill No. 1150—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by adding thereto a new section, to be numbered 20*b*, relating to a reservation of a portion of the waters originating within a county for use within said county of origin and providing for the appropriation and use of such water, declaring all portions of said "Water Commission Act" not inconsistent with this amendment to be applicable thereto, and declaring the provisions of section 46 of said "Water Commission Act" to be applicable to this amendment;

Also: Assembly Bill No. 1158—An act to amend section 585 of the Code of Civil Procedure, relating to judgments,

Also: Assembly Bill No. 956—An act to amend section 4260 of the Political Code, relating to the salaries, fees and expenses of officers, their clerks, deputies, stenographers and assistants, in counties of the thirty-first class; And reports that the same have been correctly engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

ON REVISION AND PRINTING

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929

MR. SPEAKER: Your Committee on Revision and Printing, to which was referred Assembly Bill No. 1147—An act making an appropriation for printing and binding copies of the Report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927 and declaring the urgency of the same—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

HEISINGER, Chairman

The above reported bill ordered on file for second reading.

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 327—An act to amend section 3666 of the Political Code, relating to the protest by the county assessor as nonoperative of property shown upon the return of operative property;

Also: Senate Bill No. 562—An act to amend section 3612 of the Political Code, relating to the procedure for claiming exemption from taxation under the provisions of section 14 of article XIII of the constitution.

Also: Senate Bill No. 713—An act to amend sections 11, 14 and 29 of an act entitled "An act to provide for the formation government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks and other sanitary purposes; the acquisition of property thereby; the calling and conducting of elections in such districts;

the assessment, levy, collection, custody and disbursement of taxes thereon; the issuance and disposal of the bonds thereof and the determination of their validity and making provision for the payment of such bonds and the disposal of their proceeds; to empower sanitary boards to make and enforce sanitary regulations and providing penalties for violations thereof, approved May 17, 1923, relating to sanitary districts and the taxes and bonds thereof and the construction or extension of sewers and sewer systems thereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WEST, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 1007—An act to amend section 3611 of the Political Code, relating to the exemption of buildings and real property used exclusively for religious worship and declaring the urgency thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WEST, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 953—An act to amend section 3664a of the Political Code, relating to taxation of public service and other corporations for the benefit of the State;

Also: Assembly Bill No. 310—An act to repeal chapter 9 of title IX of part III of the Political Code and to add a new chapter to title IX of part III of the Political Code to be numbered chapter 9 thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes on persons over 21 years of age and under 60 years of age who are ineligible to become a qualified elector in this State;

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WEST, Chairman.

The above reported bills ordered on file for second reading.

ON TEACHERS COLLEGES.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929.

MR. SPEAKER: Your Committee on Teachers Colleges, to which was referred Assembly Bill No. 1161—An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the lands and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings," approved May 22, 1925, relating to the San Diego State Teachers College building and improvement fund and an appropriation for construction and equipment for said school—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

DEUEL, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 761—An act to amend an act entitled "An act to authorize the issuance and sale of bonds of the Sacramento and San Joaquin Drainage District based upon assessments levied by the Reclamation Board upon lands in said district," approved May 27, 1919, as amended, by repealing section 36 and by amending section 42 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 761 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bishop, Cloudsley, Collier, Coombs, Crawford, Crowley, DeYoe, Easley, Eddy, Emmett, Fisher, Gilmore, Harper, Heisinger, Ingels, Jones, Keaton, Kline, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Patterson, Quigley, Seofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—41.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 35—An act relating to the unencumbered balance of the appropriation for the seventy-ninth and eightieth fiscal years for the improvement of navigation and flood control of the Sacramento, San Joaquin and Feather rivers, in accordance with the provisions of chapter 304, page 499, Statutes of 1925, \$400,000; as contained in chapter 142 of the California Statutes of 1927, releasing said balance from such restrictions on expenditures, prescribing how said balance shall be expended, declaring the urgency thereof and providing when this act shall take effect.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. West moved a call of the House.

Motion carried.

Time, two o'clock and thirty-five minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Patterson, Quigley, Seofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—51.

The Chief Clerk announced the absentees

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No 92—An act to amend sections 1, 2 and 3 of an act entitled "An act to provide for a day of rest from labor," approved February 27, 1893, relating to what emergencies shall permit working more than six days in seven, providing for the enforcement of the act by the Department of Industrial Relations and providing penalties for violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr Wright moved that Assembly Bill No. 92 be withdrawn from the file, and ordered re-referred to Committee on Labor and Capital.

Motion carried.

Assembly Bill No. 92 ordered re-referred to Committee on Labor and Capital.

Assembly Bill No. 350—An act making an appropriation to pay the claim of John R Huberty against the State of California.

Bill read third time

The question being on the passage of the bill

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Dillinger :

AMENDMENT NUMBER ONE.

In lines 1 and 2 of the title of the printed bill, as amended, strike out the words "John H. Huberty", and insert in lieu thereof the words "Lew A. Norton".

AMENDMENT NUMBER TWO

On page 1, line 1, of the printed bill, as amended, strike out the words "fifty-three", and insert in lieu thereof the words "eighty-three".

AMENDMENT NUMBER THREE

On page 1, line 2, of the printed bill, as amended, strike out the word "ten", and insert in lieu thereof the word "fifty".

AMENDMENT NUMBER FOUR.

On page 1, line 4, of the printed bill, as amended, strike out the words "John R. Huberty", and insert in lieu thereof the words "Lew A. Norton".

Amendments adopted.

Bill read third time. ordered to reprint, engrossment, and third reading.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated :

By Messrs. Adams and Fisher: Assembly Joint Resolution No. 12—Relative to memorializing and petitioning the Congress of the United States to take favorable action at the earliest possible date on legislation offered by Representative Box of Texas or other designed to restrict or prohibit immigration from Mexico into the United States.

Introduced, and referred to Committee on Federal Relations.

SENATE MESSAGES.

The following messages from the Senate were taken up and read :

SENATE CHAMBER, SACRAMENTO, April 24, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 39—Relative to approving four certain amendments to the charter of the city of Pacific Grove, California ;

Also Assembly Concurrent Resolution No. 40—Relative to approving an amendment to the charter of the city of Oakland, a municipal corporation in the county of Alameda, State of California, voted for and ratified by the qualified electors of said city at a nominating municipal election held thereon on the sixteenth day of April, 1929.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DAIN, Assistant Secretary.

The above reported concurrent resolutions ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 337—An act to

amend section 3 of the "Narcotic Rehabilitation Act," and to add new sections to said act to be numbered 5a, 6a, 6b and 16a, relating to government of the State Narcotic Hospital, commitments, discharge and parole of inmates; prohibiting escapes and prescribing penalties.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly bill No 725—An act to amend section 473 of the Penal Code, relating to the penalty for forgery.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 725 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 724—An act to amend section 476 of the Penal Code, relating to the issuing of fictitious bills, notes, checks, or instruments in writing with intent to defraud.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 724 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. PERCY G. WEST IN THE CHAIR.

At three o'clock and twenty-five minutes p.m., Hon. Percy G. West, member of the Assembly from the Fifteen District, in the chair.

Assembly Bill No. 352—An act to amend section 461 of the Penal Code, relating to punishment for burglary.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 352 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Kline, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen,

Noyes, Parkman, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Woolwine, Wright, Young, and Mr. Speaker—60.
 NOES—Coombs—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 353—An act to amend section 213 of the Penal Code, relating to the penalty for robbery.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 353 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, and Mr. Speaker—61.

NOES—Coombs—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 513—An act to add two new sections, to be numbered 2½ and 50½, to an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties, and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the "Railroad Commission fund" and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended, relating to public utilities.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Byrne moved that Assembly Bill No. 513 be withdrawn from the file, and ordered re-referred to Committee on Public Utilities.

Motion carried.

Assembly Bill No. 513 ordered re-referred to Committee on Public Utilities.

Assembly Bill No. 313—An act removing, releasing and quitclaiming to The Regents of the University of California the properties in the county of Los Angeles which were heretofore transferred to and vested in said The Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State Normal School,' approved March 14, 1881, abolishing the branch of the State Normal School at Los Angeles, transferring its properties to The Regents of the University of California, providing for the establishment of a branch of the University of California at Los Angeles, continuing regular normal school training

courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said The Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of acts in conflict with this act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Byrne moved that Assembly Bill No. 313 be withdrawn from the file, and ordered re-referred to Committee on Universities.

Motion carried.

Assembly Bill No. 313 ordered re-referred to Committee on Universities.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 762—An act to amend "Sacramento and San Joaquin Drainage District and Refunding Act," approved May 26, 1927, by repealing sections 4, 5, 6, 7, 8, 9, 11 and 12 of said act and by amending section 2 thereof, relating to the operation and maintenance of certain flood control project works, by amending section 3 thereof, relating to the cancellation of bonds and providing for the disposition of moneys now in the bond fund or bond interest fund, by amending section 10 thereof, relating to the calling of installments for the collection of Sutter-Butte By-pass Assessment No. 6, and by amending section 13 thereof, relating to payment of assessments in warrants and to the crediting of installment payments

Bill read third time

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 762 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Kenton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A. Mixter, Morgan, Morrison, Noyes, Oliva, Parkman, Quigley, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 763—An act to amend sections 14 and 19 of the Reclamation Board Act, approved December 24, 1911, as amended, and adding a new section thereto, to be numbered 37, and relating to the application of moneys to be released, reimbursed, or appropriated under and pursuant to chapter 176, California Statutes of 1925, and chapter ---, California Statutes of 1929.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 763 finally passed by the following vote:

AYES—Adams, Anderson, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Fisher,

Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Keaton, Kline, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, and Mr. Speaker—59.

NOES—None

Title read and approved

Bill ordered transmitted to the Senate.

Senate Bill No 611—An act to add a new section to be numbered 1279a to the Code of Civil Procedure, relating to the changing of names of corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 611 finally passed by the following vote:

AYES—Arnold, Budham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Keaton, Luttrell, Lyons, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At three o'clock and forty-five minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 535—An act to amend sections 1, 2, 3 and 4 of an act entitled "An act to provide for the extension of the public works of the State of California during periods of extraordinary unemployment caused by temporary industrial depression, and regulating employment therein and authorizing the Board of Control to enforce the provisions hereof; and repealing all acts inconsistent with the provisions hereof," approved May 24, 1921, relating to periods of extraordinary unemployment and resting the enforcement of said act in the Departments of Finance, Public Works and Industrial Relations.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 535 finally passed by the following vote.

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At four o'clock p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. West.

The roll of absentees was called, and the urgency clause of Senate Bill No. 35 was adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Roberts, Roland, Seefeld, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—70.

NOES—None.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 35 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Parkman, Patterson, Quigley, Roland, Seefeld, Scudder, Seawell, Spalding, Stockwell, West, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

MOTION TO RECONSIDER.

Mr. Brock moved that the consideration of his motion to reconsider the vote whereby Senate Bill No. 215 was passed be continued until the next legislative day.

Motion carried.

MOTION.

Mr. Deuel moved that when the Assembly adjourn this day, it do so out of respect to the memory of the late Fred R. Stansell of Butte County, who passed away at Chico, California, on April 23, 1929. Mr. Stansell was a representative in the Legislature from the Seventh Assembly District for three terms.

Motion unanimously adopted.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929.

MR. SPEAKER: Your Committee on Corporations, to which was referred Assembly Bill No. 1162—An act to amend section 15 of the Corporate Securities Act, relating to the State Corporation Department—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

LYONS, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Corporations, to which was referred Assembly Concurrent Resolution No. 34—Relative to the joint legislative committee appointed to study and investigate the regulation and control of the sale of corporate securities within this State—has had the same under consideration, and respectfully reports

the same back, and recommends that it be adopted, and be re-referred to Committee on Contingent Expenses.

LYONS, Chairman.

The above reported bill ordered re-referred to Committee on Contingent Expenses.

ON SOLDIERS AND SAILORS AFFAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929.

MR. SPEAKER: Your Committee on Soldiers and Sailors Affairs, to which was referred Senate Joint Resolution No. 11—Relating to the working condition of unclassified civil service employees in veterans' hospitals—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

KEATON, Chairman.

The above reported joint resolution ordered on file for adoption.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Luttrell: Assembly Concurrent Resolution No. 41—Relative to providing for the creation of a joint committee of the Senate and Assembly to study joint highway district laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work.

Introduced, and referred to Committee on Roads and Highways.

By Mr. Kline: Assembly Concurrent Resolution No. 42—Relative to study on prison labor.

Introduced, and referred to Committee on Prisons and Reformatories.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 786—An act to amend section 1183 of the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 786 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Dillinger, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Roberts, Roland, Scofield, Scudder, Sewell, Spalding, Stockwell, Williams, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

ADJOURNMENT.

At four o'clock and fifteen minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, April 25, 1929, out of respect to the memory of the late Honorable Fred R. Stansell former member of the Legislature.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,

SACRAMENTO, Thursday, April 25, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klue, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm II. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Anderson moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Scofield, Mr. Lyons was granted leave of absence for the day.

On motion of Mr. Byrne, Mr. Baum was granted leave of absence for the day.

On motion of Mr. Miller, Messrs. Sewell, Woolwine, Little, Hornblower and Cronin were granted leave of absence, owing to their duties as members of the Board of Managers in the Hardy impeachment case.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Fry, Frank J. McHugh and Gerald J. Kenny of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, Henry S. Lyons, district attorney of El Dorado County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Williamson, James Ryan, former member of the Legislature, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hawes, Arthur Samish of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Keaton, Mr. James Regan of Long Beach, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read.

ON PUBLIC UTILITIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1929.

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No. 1155—An act to repeal an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof, and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MILLER, JAMES A, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 379—An act to amend sections 2, 8 and 10 of an act entitled "An act to provide for the sanitary inspection of slaughtering houses, the inspection of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof," approved June 3, 1921, as amended, relating to the inspection of slaughterhouses and meats by cities, counties or cities and counties and the sale of meats inspected by cities, counties or cities and counties—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FRY, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 199—An act to amend sections 1, 2, 7, 13, 15, 17, 18, 21 and 23 of an act entitled "An act prescribing the terms upon which licenses or certificates of registration may be issued to practitioners of barbering, creating the State Board of Barber Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved May 31, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FRY, Chairman.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 1120—An act to amend sections 4, 6, 8, 9, 12 and to add certain new sections to be numbered 13 $\frac{1}{2}$ and 13 $\frac{3}{4}$ to an act entitled "An act providing for the incorporation, government and management of metropolitan water districts, authorizing such districts to incur bonded debt and to acquire, construct, operate and manage works and property, providing for the taxation of property therein and the performance of certain functions relating thereto by officers of counties, providing for the addition of area thereto and the exclusion of area therefrom and authorizing municipal corporations to aid and participate in the incorporation of such districts," approved May 10, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 717—An act to amend the title as amended, to amend section 1,

and to add a new section to be numbered section 1a, to an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement." approved March 24, 1903, as amended, relating to street improvements—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Concurrent Resolution No. 37—Providing a certain amendment to the charter of the city of San Luis Obispo, ratified by the qualified electors of said city at a general municipal election held on the first day of April, 1929—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman

The above reported concurrent resolution ordered on file for adoption.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, April 24, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to recede from its amendments to Assembly Bill No. 289—An act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans and the commitment of veterans and to make uniform the law with reference thereto—and appointed Senators Merriam, Pedrotti and Rochester as a Committee on Free Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Byrne, McDonough and Eddy as a Committee on Free Conference, to meet a like committee from the Senate for the consideration of Assembly Bill No. 289.

REQUEST FOR PERMISSION TO INTRODUCE A BILL.

The following request for permission to introduce a bill was presented:

By Mr. Snyder (by request):

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to provide for the formation, organization, government, powers, maintenance, change of boundaries and dissolution of airport districts comprising incorporated or unincorporated territory, or both, and providing for the authorization of bonded indebtedness and issuance of bonds thereby.

Referred to Committee on Introduction of Bills.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Snyder moved that the vote whereby Assembly Bill No. 965 was passed be reconsidered.

The roll was called, and the same was refused reconsideration by the following vote:

AYES—Adams, Bernard, Cloudsley, Collier, Crittenden, Crowley, Deuel, Dillinger, Easley, Feigenbaum, Fisher, Fry, Hawes, Heisinger, Hoffman, Ingels, Jespersen,

Jewett, Jost, Luttrell, Morrison, Patterson, Quigley, Reindollar, Snyder, Spalding, Williamson, Wright, Young, and Mr. Speaker—30.
 NOES—Anderson, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Coombs, Craig, Crawford, DeYoe, Eddy, Harper, Jones, Keaton, McGuinness, Meeker, Miller, Eleanor, Morgan, Noyes, Roberts, Roland, Scudder, Stockwell, Witter, and Woolwine—26.

Assembly Bill No. 965 ordered transmitted to the Senate.

HON. H. E. DILLINGER IN THE CHAIR.

At ten o'clock and thirty minutes a m., Hon. H. E. Dillinger, member of the Assembly from the Sixteenth District, in the chair.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 72—An act to amend section 626 of the Penal Code, relating to the protection of game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of lines 3 to 28, inclusive.

AMENDMENT NUMBER TWO

On page 2 of the printed bill, strike out all of lines 1 to 22, inclusive, and in lieu thereof, insert the following:

"626. Every person who, between the first day of December and the thirty-first day of October of the year following, both dates inclusive, hunts, pursues, takes, kills or destroys or has in his possession any mountain, desert or valley quail is guilty of a misdemeanor, or who, except in fish and game district four and three-quarters between the first day of December and the thirty-first day of October of the year following, both dates inclusive, hunts, pursues, takes, kills, destroys or has in his possession any cottontail or brush rabbits is guilty of a misdemeanor, except as hereinafter provided; *provided*, that every person who, in fish and game district three, between the first day of December and the thirty-first day of July of the year following, both dates inclusive, hunts, pursues, takes, kills, destroys or has in his possession any cottontail or brush rabbits is guilty of a misdemeanor; or who, between the fifteenth day of October and the fourteenth day of September, both dates inclusive, of the following year, hunts, pursues, takes, kills or destroys or has in his possession any grouse; *provided*, that in fish and game district one and one-half for a period of ten years from the passage of this act every person who at any time hunts, pursues, takes, kills, destroys or has in his possession any grouse is guilty of a misdemeanor; or who, between the first day of October and the thirty-first day of August, both dates inclusive, of the following year, hunts, pursues, takes, kills or destroys or has in his possession, any dove is guilty of a misdemeanor; *provided*, that in fish and game districts four, four and one-half, and four and three-quarters every person who between the first day of November and the thirty-first day of August, of the year following, both dates inclusive, hunts, pursues, takes, kills or destroys or has in possession, any dove is guilty of a misdemeanor; or who, between the sixteenth day of August and the thirty-first day of July, both dates inclusive, of the following year, hunts, pursues, takes, kills or destroys, or has in his possession, any sage hen, is guilty of a misdemeanor; *provided*, that nothing in this section shall prohibit the possession of quail legally killed and brought into the State of California under such rules and regulations as may be prescribed by the division of fish and game; *provided*, that in fish and game district one and one-half every person who, between the first day of January and the thirty-first day of October, both dates inclusive, of any year, hunts, pursues, takes, kills or destroys or has in his possession any valley or mountain quail is guilty of a misdemeanor; *provided*, that every person who hunts, pursues, takes, kills or destroys or has in his possession any sage hen in fish and game district number four and one-half is guilty of a misdemeanor; *provided*, further, that nothing in this section shall prohibit the hunting, pursuing, taking, killing or destroying of any cottontail or brush rabbit by the owner or tenant of any premises, or by any person authorized in writing by such owner or tenant, but the rabbits so hunted, pursued, taken, killed or destroyed shall not be shipped or sold during the closed season."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 831—An act to amend the title and section 3 of an act entitled “An act to regulate the sale and issuance of licenses to hunt, take, pursue, or kill wild birds or mammals and/or to angle for, take, catch, or kill game fishes for purposes other than sale or profit in order to provide revenue therefrom for fish and game preservation, protection and restoration, defining game fishes; providing a penalty for the violation of this act and repealing all acts and parts of acts inconsistent or in conflict with this act,” approved May 27, 1927.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 4, line 38, of the printed bill, after the word “ineligible”, insert the following: “by reason of the United States Code (title eight, section 136, subdivision N)”

AMENDMENT NUMBER TWO.

On page 4, line 39, of the printed bill, strike out the word “ten”, and insert in lieu thereof the words “twenty-five”.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1119—An act to amend an act entitled “An act to authorize and regulate the possession, use, transportation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared,” approved March 17, 1911, as amended, by adding thereto a new section, to be numbered 13, relating to the stocking of lakes and streams with trout by owners of land bordering thereon.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, after the word “provided,” insert the following: “purchase or receive live trout or other fish from any person licensed under this act and may”

AMENDMENT NUMBER TWO

On page 1, line 13, of the printed bill, after the word “provided,” insert the following: “that any trout or other fish so planted in a stream or natural lake shall become the property of the people of the state, and provided, further.”

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 60—An act to amend section 628f of the Penal Code, relating to the protection of fish and game.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 480—An act to add a new section to the Penal Code, to be numbered 628f, relating to the protection of fresh water crayfish.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1164—An act to amend section 1463 of the Penal Code, relating to disposition of fines and forfeitures collected in municipal courts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1152—An act to amend section 1617 of the Penal Code, relating to prisoners in city jails.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title of the printed bill, strike out the numeral "1617", and insert in lieu thereof the numeral "1614".

AMENDMENT NUMBER TWO

On page 1, line 1, of the printed bill, strike out lines 1 to 21, inclusive, and insert in lieu thereof the following:

"SECTION 1. Section 1614 of the Penal Code is hereby amended to read as follows:

1614. The board of supervisors or legislative body of any city having control and regulation of a city jail making such order may prescribe and enforce the rules and regulations under which such labor is to be performed; and provide clothing of such a distinctive character for said prisoners as such board or legislative body of any city having control and regulation of a city jail, in its discretion, may deem proper. For each month in which the prisoner appears, by the record, to have given a cheerful and willing obedience to the rules and regulations, and that his conduct is reported by the officer in charge of the jail to be positively good, five days shall, with the consent of the board of supervisors or legislative body of any city having control and regulation of a city jail, be deducted from his term of sentence."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 957—An act to add a new section to the Political Code, to be numbered 594b, relating to burial contracts and certificates.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1144—An act to amend section 30 and section 31 of the Workmen's Compensation, Insurance and Safety Act of 1917, as amended, relating to insurance policies of workmen's compensation insurance.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1147—An act making an appropriation for printing and binding copies of the report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927, and declaring the urgency of the same.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1007—An act to amend section 3611 of the Political Code, relating to the exemption of buildings and real property used exclusively for religious worship.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 953—An act to amend section 3664a of the Political Code, relating to taxation of public service and other corporations for the benefit of the State.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 8, of the printed bill, after the words "sleeping car", strike out the words "dining car".

AMENDMENT NUMBER TWO.

On page 2, line 8, of the printed bill, after the words "drawing-room car", insert the word "and".

AMENDMENT NUMBER THREE

On page 2, line 9, of the printed bill, after the words "car companies", add the words "three and one-half per cent", and add a semicolon thereafter.

AMENDMENT NUMBER FOUR

On page 2, line 9, of the printed bill, before the word "refrigerator", add the word "all".

AMENDMENT NUMBER FIVE.

On page 2, line 9, of the printed bill, between the word "fruit" and the word "and", add the words "dining car".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 310—An act to repeal chapter 9 of title IX of part III of the Political Code and to add a new chapter to title IX of part III of the Political Code, to be numbered chapter 9 thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes on persons over 21 years of age and under 60 years of age who are ineligible to become a qualified elector in this State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 5 of the title of the printed bill, as amended in Assembly April 4, 1929, strike out lines 5 to 8, inclusive, and insert in lieu thereof the following: "providing for the levy and collection of poll taxes on male persons over twenty-one years of age and under sixty years of age who are ineligible to register to vote."

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, as amended in Assembly April 4, 1929, strike out lines 9 to 11, inclusive, and insert in lieu thereof the following: "Every male inhabitant of this state over twenty-one years of age and under sixty years of age, and who is ineligible to register to vote."

AMENDMENT NUMBER THREE

On page 2, line 28, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "aliens", and insert in lieu thereof the following: "persons other than citizens of the United States".

AMENDMENT NUMBER FOUR.

On page 3, line 14, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the following: "person other than citizens of the United States".

AMENDMENT NUMBER FIVE.

On page 3, line 21, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the word "person".

AMENDMENT NUMBER SIX

On page 3, line 25, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "aliens", and insert in lieu thereof the word "persons".

AMENDMENT NUMBER SEVEN.

On page 3, line 31, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "aliens", and insert in lieu thereof the following: "persons other than citizens of the United States".

AMENDMENT NUMBER EIGHT.

On page 3, line 41, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the word "person".

AMENDMENT NUMBER NINE.

On page 3, line 45, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the word "person".

AMENDMENT NUMBER TEN.

On page 4, line 29, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the following: "persons other than citizens of the United States".

AMENDMENT NUMBER ELEVEN.

On page 4, line 48, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "aliens", and insert in lieu thereof the following: "persons other than citizens of the United States".

AMENDMENT NUMBER TWELVE.

On page 5, line 1, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the word "person".

AMENDMENT NUMBER THIRTEEN.

On page 5, line 3, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the word "person".

AMENDMENT NUMBER FOURTEEN.

On page 5, line 9, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the word "person".

AMENDMENT NUMBER FIFTEEN.

On page 5, line 13, of the printed bill, as amended in Assembly April 4, 1929, strike out lines 13 to 14, inclusive, and insert in lieu thereof the following: "Each person by whom any such person other than citizens of the United States is registered shall, at the time of registration, issue to such person a certificate of".

AMENDMENT NUMBER SIXTEEN.

On page 5, line 24, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the word "person".

AMENDMENT NUMBER SEVENTEEN.

On page 5, line 32, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the word "person".

AMENDMENT NUMBER EIGHTEEN.

On page 5, line 34, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the word "person".

AMENDMENT NUMBER NINETEEN.

On page 5, line 40, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the word "person".

AMENDMENT NUMBER TWENTY.

On page 7, line 6, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "aliens", and insert in lieu thereof the following: "persons other than citizens of the United States".

AMENDMENT NUMBER TWENTY-ONE.

On page 7, line 9, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "aliens", and insert in lieu thereof the word "persons".

AMENDMENT NUMBER TWENTY-TWO.

On page 7, line 12, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "aliens", and insert in lieu thereof the word "persons".

AMENDMENT NUMBER TWENTY-THREE.

On page 7, line 20, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "aliens", and insert in lieu thereof the following: "persons other than citizens of the United States".

AMENDMENT NUMBER TWENTY-FOUR.

On page 7, line 29, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "aliens", and insert in lieu thereof the word "persons".

AMENDMENT NUMBER TWENTY-FIVE.

On page 7, line 32, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "aliens", and insert in lieu thereof the word "persons".

AMENDMENT NUMBER TWENTY-SIX

On page 9, line 2, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the following: "persons other than citizens of the United States".

AMENDMENT NUMBER TWENTY-SEVEN.

On page 9, line 9, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the word "person".

AMENDMENT NUMBER TWENTY-EIGHT

On page 9, line 39, of the printed bill, as amended in Assembly April 4, 1929, strike out the word "alien", and insert in lieu thereof the following: "persons other than citizens of the United States".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 660—An act authorizing the conveyance to the county of Los Angeles, State of California, of lands and rights of way for road purposes along, in, through or across property of the State known as the Norwalk State Hospital grounds.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, after the word "finance", insert the following: "by and with the consent of the director of the department of institutions".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 125—An act to add a new section to the Penal Code, to be numbered 1308, relating to bail bonds.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, after the word "corporation", insert the following: "entered pursuant to section 1306 of this code".

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, strike out the words "said judgment has become", and all of line 7, and insert in lieu thereof the following: "service of notice of entry of such summary judgment; provided, that, if during said ten days any action or proceeding available in the law is initiated in the same or other court to determine the validity of the order of forfeiture or summary judgment rendered thereon, the provisions of this section shall be inoperative until such motion, writ, or other proceeding has finally been determined. It is hereby made the duty of the clerk of the court in which such judgment is rendered to serve notice of entry of judgment upon the judgment debtor within five days after the date of entry of summary judgment."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 127—An act to amend section 1306 of the Penal Code, relating to forfeiture of bail bonds.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Amend the title to the printed bill, as amended, by striking out the period and inserting in lieu thereof the following: ". payment of judgments thereon, and refund of the principal sum thereof under certain circumstances to the judgment debtor."

AMENDMENT NUMBER TWO

On page 1, line 26, of the printed bill, as amended insert after the word "attorney", the following: "or other civil legal advisor of the board of supervisors".

AMENDMENT NUMBER THREE.

On page 2, line 5, of the printed bill, as amended, insert the following as a separate paragraph:

"Payments made to a city, city and county, or county, by reason of a summary judgment shall be paid into a bail bond trust fund in the treasury of such city, city and county, or county, and properly designated with the title and number of the criminal action out of which such judgment arose. If at any time within one year after entry of such judgment the defendant in the criminal action is returned into custody and is subsequently convicted at any time of the highest offense charged in the complaint, information or indictment upon which such defendant was admitted to bail, the principal amount of such judgment, less all charges resulting from the pursuit, capture and return of the defendant, including rewards paid, shall be repaid, in the same manner as are all other payments to such surety, provided that the surety file with his application for refund under the provisions of this section an affidavit that the absence of the defendant was not with his connivance. Such payment is hereby made a proper charge against such trust fund account in the treasury of any city, city and county, or county. The board of supervisors or other legislative body of the city, city and county, or county shall provide by resolution for the maintenance of records in the appropriate offices showing the amount of disbursements by said city, city and county, or county, resulting from the pursuit, capture and return of the defendant, including payment of rewards, and shall provide for a report thereon to the treasurer of the city, city and county, or county, within thirty days after the return to custody of such defendant.

If the defendant is not so returned within one year after the entry of the summary judgment, the amount of said judgment shall thereupon be deposited in the general fund of the city, city and county, or county, and all liability for the return thereof shall terminate."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 203—An act to add a new section to the Penal Code, to be numbered 653f, relating to the soliciting of the commission of a crime and the evidence upon which conviction may be had.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 140—An act to add a new section to the Penal Code, to be numbered 1127b, relating to instructions to the jury with reference to the opinions of expert witnesses.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 126—An act to add a new section to the Penal Code, to be numbered 1269a, relating to bail in criminal cases.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 327—An act to amend section 3666 of the Political Code, relating to the protest by the county assessor as nonoperative of property shown upon the return of operative property.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 562—An act to amend section 3612 of the Political Code, relating to the procedure for claiming exemption from taxation under the provisions of section 1 $\frac{1}{4}$ of article XIII of the constitution.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 713—An act to amend section 11 of an act entitled “An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks and other sanitary purposes; the acquisition of property thereby; the calling and conducting of elections in such districts; the assessment, levy, collection, custody and disbursement of taxes therein; the issuance and disposal of the bonds thereof and the determination of their validity and making provision for the payment of such bonds and disposal of their proceeds; to empower sanitary boards to make and enforce sanitary regulations and providing penalties for violations thereof,” approved May 17, 1923.

Bill read second time, and ordered on file for third reading.

THE SPEAKER IN THE CHAIR.

At ten o'clock and forty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 722—An act to amend section 1 of an act entitled “An act to amend sections 1 and 6 of an act entitled ‘An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violation of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal chapter 145 of California Statutes of 1917, relating to the same subject.’ approved June 13, 1923, relating to the carrying of weapons by policemen, guards and messengers,” approved May 22, 1925, and relating to penalties for violations of this act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Byrne moved that Assembly Bill No. 722 be withdrawn from the file, and ordered re-referred to Committee on Crime Problems.

Motion carried.

Assembly Bill No. 722 ordered re-referred to Committee on Crime Problems.

Assembly Bill No. 723—An act to amend section 2 of an act entitled “An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for

registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any such weapons by certain classes of persons; to prescribe penalties for violation of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal chapter 145 of California Statutes of 1917, relating to the same subject," approved June 13, 1923, and relating to penalties for violations of this act.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Byrne moved that Assembly Bill No. 723 be withdrawn from the file, and ordered re-referred to Committee on Crime Problems.

Motion carried.

Assembly Bill No. 723 ordered re-referred to Committee on Crime Problems.

Assembly Bill No. 726—An act to amend section 107 of the Penal Code, relating to escapes and attempts to escape from county jails and county hospitals and from the custody of the sheriff, approved May 5, 1923.

Bill read third time.

The question being on the passage of the bill.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Byrne moved a call of the House.

Motion carried.

Time, eleven o'clock and five minutes a m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoftman, Ingels, Jespersen, Jewett, Jones, Jost Keaton, Kline, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—64.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

Assembly Bill No. 367—An act to amend sections 3, 5, 10, 19 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipal-

ities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, property or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, relating to street improvements.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Jones:

AMENDMENT NUMBER ONE.

On page 2, line 28, of the printed bill, as amended, strike out the word "daily".

AMENDMENT NUMBER TWO.

On page 2, line 28, of the printed bill, as amended, strike out the semicolon following the word "city", and all the printed matter following, down to and including the word "therein" in line 32.

AMENDMENT NUMBER THREE.

On page 4, line 27, of the printed bill, as amended, following the word "then", insert the word "the".

AMENDMENT NUMBER FOUR.

On page 4, line 29, of the printed bill, as amended, strike out the following: "duly authorized and acceptable corporate surety", and insert the following: "or more duly authorized corporate sureties, able to justify in the manner provided by law".

AMENDMENT NUMBER FIVE.

On page 4, line 27, of the printed bill, as amended, following the word "than", insert the word "the".

AMENDMENT NUMBER SIX.

On page 4, line 48, of the printed bill, as amended, commencing with the word "prior", strike out all printed matter down to and including the word "hercof" in line 49, and insert in lieu thereof the following: "within thirty days from the date of the recordation of the assessment".

AMENDMENT NUMBER SEVEN.

On page 6, line 11, of the printed bill, strike out the word "added", and insert in lieu thereof the word "amend-d".

AMENDMENT NUMBER EIGHT.

On page 7, line 15, of the printed bill, as amended, strike out the word "crossing", and insert in lieu thereof the word "crossings".

AMENDMENT NUMBER NINE.

On page 11, line 6, of the printed bill, as amended, strike out the word "shall".

AMENDMENT NUMBER TEN.

On page 11, line 8, of the printed bill, as amended, following the comma after the word "provided", insert the following: "shall forthwith".

AMENDMENT NUMBER ELEVEN.

On page 11, line 30, of the printed bill, as amended, following the comma after the word "any", insert the following: "and if there be none, then in some newspaper published in the county in which such city is located,".

AMENDMENT NUMBER TWELVE.

On page 12, line 29, of the printed bill, as amended, following the word "proceedings", insert the following: "and the assessment,".

AMENDMENT NUMBER THIRTEEN.

On page 13, line 31, of the printed bill, as amended, following the word "shall", insert a comma.

AMENDMENT NUMBER FOURTEEN.

On page 13, line 32, of the printed bill, as amended, following the word "requires", insert a comma.

AMENDMENT NUMBER FIFTEEN.

On page 14 line 7, of the printed bill, as amended, strike out the period following the word "on", and the word "In", and insert in lieu thereof the word "in".

AMENDMENT NUMBER SIXTEEN.

On page 16, line 11, of the printed bill, as amended, strike out the numerals "41", and insert in lieu thereof the numerals "79b".

AMENDMENT NUMBER SEVENTEEN.

On page 16, line 13, of the printed bill, commencing with the word "Sec", strike out all printed matter down to and including line 31 thereof.

AMENDMENT NUMBER EIGHTEEN.

On page 16, line 35, of the printed bill, as amended, following the word "act", insert a comma and the following: "including the estimated cost of printing any bonds to be issued to represent or be secured by unpaid assessments".

AMENDMENT NUMBER NINETEEN.

On page 16, between lines 48 and 49, of the printed bill, as amended, insert the following:

"Sec 20 Section 79c of said act is hereby amended to read as follows:
 Sec 79c The notices, resolutions, orders or other matter required to be published by the provisions of this act, shall be published in a newspaper published in such city, to be selected by the council of such city, or by the city clerk or other officer issuing the notice or giving the publication where the council has not selected any newspaper therefor, as often as the same is issued, and no other statute shall govern or be applicable to the publications herein provided for, nor shall the provisions of part four title five, of the Political Code of the State of California have any application thereto, *provided however*, that in case there is no newspaper printed and circulated in any such city, then such notices, resolutions, orders or other matters as are herein required to be published in a newspaper shall either be posted and kept posted for the same length of time as required herein for the publication of the same in a newspaper, in three of the most public places in such city, or published in some newspaper published in the county in which such city is located, except where otherwise required by or where specific provision therefor is made in this act. Proof of the publication or posting of any notice provided for herein shall be made by affidavit of the owner, publisher, printer, foreman or clerk of the newspaper, or of the poster of the notice or of a person having knowledge of the facts. No publication or notice, other than that provided for in this act, shall be necessary to give validity to any of the proceedings provided for therein. The word "twice" as used in this act referring to the number of times notices resolutions or other matter shall be published, shall be held to mean the publication of the same in two entire issues of a newspaper, one being on one day and the other issue being on a subsequent day of the same or a subsequent week."

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37 of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvement; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements.

Bill read third time

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Jones:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, as amended, insert a comma after the word "way".

AMENDMENT NUMBER TWO

On page 1, line 6, of the printed bill, as amended, insert a comma after the word "municipalities".

AMENDMENT NUMBER THREE

On page 1, line 8, of the printed bill, as amended, after the comma following the word "territory", insert the following: "and providing for work upon and the improvement thereof."

AMENDMENT NUMBER FOUR

On page 4, line 15, of the printed bill, as amended, strike out the numerals "11", and insert in lieu thereof the letters "IT".

AMENDMENT NUMBER FIVE.

On page 10, line 12, of the printed bill, as amended, following the word "then", insert the word "the".

AMENDMENT NUMBER SIX

On page 10, line 13, of the printed bill as amended, following the word "one", strike out the following "duly authorized and acceptable corporate surety", and insert in lieu thereof the following "or more duly authorized corporate sureties, able to justify in the manner provided by law".

AMENDMENT NUMBER SEVEN

On page 11, lines 21 and 22, of the printed bill, as amended, strike out the following: "prior to the day fixed for hearing of the assessment under section 21 hereof", and insert in lieu thereof the following: "within thirty days from the date of the recordation of the assessment".

AMENDMENT NUMBER EIGHT.

On page 14, line 14, of the printed bill, as amended, commencing with the word "The", strike out all printed matter down to and including the word "paid" in line 47, page 14, and insert in lieu thereof the following:

"The warrant shall be returned to the superintendent of streets or county surveyor on or after thirty (30) days after the date of recording same, with the written statement of all payments received upon the assessment, signed by the contractor, or his assigns. Thereupon the superintendent of streets or county surveyor shall file the statement so made with the record of the warrant and assessment by attaching or in the same book and immediately following the record of the assessment. Upon such filing the warrant shall be redelivered to the contractor, or his assigns.

The superintendent of streets or county surveyor is authorized at any time to receive the amount due upon any assessment and warrant issued by him and give a good and sufficient discharge therefor; *provided*, a bond has not issued to represent said assessment; *provided, further*, that when suit shall have been brought to collect the amount due upon any assessment as herein provided, the plaintiff shall file with the superintendent of streets or county surveyor a written notice of the pendency of said action showing the particular assessments affected by said action or actions; and after the filing of said notice the said superintendent of streets or county surveyor shall not receive any money on account of said assessment, and thereafter he shall have no authority to cancel said assessment or give a discharge thereof without the written consent of the owner of said assessment until judgment has been rendered in said action or the same has been dismissed and the street superintendent or county surveyor shall omit from the list of properties provided to be sent to the tax collector in section 14 hereof any property upon which the assessment described in said notice is a lien. In case any warrant is lost, upon proof of such loss a duplicate can be issued, upon which collections may be made, with the same effect as on the original. After the filing of the written statement of payments as aforesaid, all amounts remaining due thereon shall draw interest at the rate of one per cent per month until paid, said interest to be computed from the date of the filing of the contractor's statement and if such amount be not paid within six months thereafter, there shall be added thereto a penalty of five per cent of the principal amounts then due thereon."

AMENDMENT NUMBER NINE.

On page 16, line 36, of the printed bill, as amended, following the period after the word "action", insert the following "The provisions hereof shall not be applicable to assessments represented by the issuance of bonds."

AMENDMENT NUMBER TEN.

On page 16, line 45, of the printed bill, as amended, following the period after the word "made", insert the following "Upon the entry of judgment or dismissal

of said suit the county clerk shall forthwith mail to the street superintendent of the city, or county surveyor of the county, having jurisdiction over the proceeding in which said assessment was levied, a certified copy of said judgment or evidence sufficient to advise a street superintendent or county surveyor of the judgment of the court in said action."

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading

Assembly Bill No. 956—An act to amend section 4260 of the Political Code, relating to the salaries, fees and expenses of officers, their clerks, deputies, stenographers and assistants, in counties of the thirty-first class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 956 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, McDonald, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. FRED B. NOYES IN THE CHAIR.

At eleven o'clock and ten minutes a.m., Hon. Fred B. Noyes, member of the Assembly from the Eighth District, in the chair.

Assembly Bill No. 606—An act to amend section 3700 of the Political Code, relating to the State Board of Equalization.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 606 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Jespersen, Jewett, Jost, Keaton, Kline, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1136—An act appropriating money to pay the claim of H. W. Levers against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1136 passed by the following vote:

AYES—Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, McDonough, McGinley, McGinness,

Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1137—An act to provide for the investigation and study of the control of hypericum perforatum by the University of California and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1137 passed by the following vote:

AYES—Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1139—An act to add a new section to the Code of Civil Procedure, to be numbered 1454a, relating to the administration of estates.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1139 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1158—An act to amend section 585 of the Code of Civil Procedure, relating to judgments.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1158 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Clowdsley, Coombs, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Jones, Keaton, Kline, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 850—An act to amend section 2322 of the Political Code, relating to county horticultural commissioners.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Kline:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, strike out the words "three thousand six hundred", and insert "four thousand two hundred".

Amendment adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and thirty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

REPORT OF STANDING COMMITTEE

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1929

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bill, herewith returns the same with the recommendation that the author be permitted to introduce it. The title of said bill is as follows:

By Mr. Snyder (by request): An act to provide for the formation, organization, government, powers, maintenance, change of boundaries and dissolution of airport districts comprising incorporated or unincorporated territory, or both, and providing for the authorization of bonded indebtedness and issuance of bonds thereby.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Enmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jones, Jost, Keaton, Kline, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—66

NOES—None.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Snyder (by request): Assembly Bill No. 1167—An act to provide for the formation, organization, government, powers, maintenance, change of boundaries and dissolution of airport districts comprising incorporated or unincorporated territory, or both, and providing for the authorization of bonded indebtedness and issuance of bonds thereby.

Bill read first time, and referred to Committee on Aviation and Aircraft.

THIRD READING OF SENATE BILLS.

Senate Joint Resolution No. 11—Relating to the working conditions of unclassified civil service employees in veterans' hospitals.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 11 adopted by the following vote

AYES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Coombs, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klue, McGinley, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Wilhamson, Wright, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 11 ordered transmitted to the Senate.

SENATE JOINT RESOLUTION No. 11.

Relating to the working condition of unclassified civil service employees in veterans' hospitals.

WHEREAS, There are located in California veterans' hospitals; and

WHEREAS, The unclassified civil service employees in such hospitals receive less compensation than those employed in a similar capacity in State or private institutions in the State; and

WHEREAS, Bills were introduced and passed both houses of Congress, increasing the compensation of classified employees in veterans' hospitals; now therefore be it

Resolved by the Senate and the Assembly of the State of California, jointly. That the Legislature of California earnestly petitions Congress to enact legislation which will give to the unclassified civil service employees in veterans' hospitals, a compensation for their services equal to that received by those employed in like occupations in State and private institutions in this State, and be it further

Resolved, That the Secretary of State send a copy of this resolution under the Great Seal of the State of California to the President and Vice President of the United States and to each of the Senators and Congressmen representing California in the Congress of the United States.

Senate Bill No. 398—An act to amend section 3714 of the Political Code, relating to levy of taxes.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. West moved that Senate Bill No. 398 be withdrawn from the file, and ordered re-referred to Committee on Revenue and Taxation.

AMENDMENT TO MOTION.

Mr. Scofield moved as an amendment to Mr. West's motion that Senate Bill No. 398 be re-referred to Committee on Education.

Mr. Scofield, with consent of his second, withdrew his amendment.

The question being on the motion of Mr. West to re-refer Senate Bill No. 398 to Committee on Revenue and Taxation.

Motion carried.

Senate Bill No. 398 ordered re-referred to Committee on Revenue and Taxation.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At twelve o'clock and seven minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Byrne.

The roll of absentees was called, and Assembly Bill No. 726 was passed by the following vote.

AYES—Arnold, Bishop, Brock, Byrne, Cloudman, Coombs, Craig, Cronin, Deuel, Dillinger, Easley, Eddy, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Jespersen, Jones, Jost, Keaton, McDonough, McGinley, McGinness, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Seawell, Sewell, West, Williams, Wilhamson, Witter, Woolwine, and Mr. Speaker—45.

NOES—Adams, Anderson, Badham, Bernard, Bliss, Cloudsley, Collier, Crawford, Crittenden, Crowley, DeYoe, Emmett, Feigenbaum, Fisher, Hersinger, Hoffman, Ingels, Jewett, Klme, Meeker, Miller, Eleanor, Patterson, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, and Wight—29.

Title read and approved.

Bill ordered transmitted to the Senate.

RECESS.

At twelve o'clock and ten minutes p.m., on motion of Mr. Fry, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker pro tempore William M. Byrne in the chair.

Assistant Clerk Desch reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON IRRIGATION

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1929.

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 1156—An act to amend the California Irrigation District Act, approved Senate Bill No. 1897, as amended, by amending sections 41, 43, 44, 45 and 46 thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MIXTER, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 227—An act to add a new section to the Political Code to be numbered section 2643, relating to powers and duties of supervisors respecting the abandonment of certain roads and providing the method therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 269—An act to add a new section to the Juvenile Court Law approved June 5, 1915, as amended, to be numbered 19551, relating to the salary of probation officers in counties of the fifty-first class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 618—An act to amend section 4278 of the Political Code, relating to salaries and fees of officials in counties of the forty-ninth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 24, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 363—An act to amend the Street Opening Bond Act of 1911 as amended, by striking out sections 15, 16, 17, 18 and 19 thereof and by amending sections 4, 10, 11, 12, 13 and 14 thereof, relating to default, delinquency

and foreclosure of bonds—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WOOLWINE, Chairman

The above reported bill ordered on file for second reading.

Also:

MR SPEAKER Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 638—An act relating to proceedings for the opening, widening, extending or improving of highways, streets, alleys, lanes, courts or places in any city or county and requiring the filing of a petition therefor by the owners of a portion of the lands affected or the making of provision for payment of a part of the expense of the work or improvement by the city or county—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

(Signed out)

WOOLWINE, Chairman
SEWELL.
JEWETT.
SCOFIELD.
SCUDDER.
BROCK.
JONES.

The above reported bill ordered on file for second reading.

ON CONTINGENT EXPENSES.

ASSEMBLY CHAMBER SACRAMENTO, April 25, 1929

MR SPEAKER Your Committee on Contingent Expenses, to which was referred Assembly Concurrent Resolution No. 34—Relative to the Joint Legislative Committee appointed to study and investigate the regulation and control of the sale of corporate securities within this State—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

SNYDER, Chairman

The above reported concurrent resolution ordered to engrossment.

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1929.

MR SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1144—An act to amend section 30 and section 31 of the Workmen's Compensation, Insurance and Safety Act of 1917, as amended, relating to insurance policies of workmen's compensation insurance:

Also: Assembly Bill No. 1147—An act making an appropriation for printing and binding copies of the report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927, and declaring the urgency of the same:

Also: Assembly Bill No. 222—An act making an appropriation to pay the claim of Lew A. Norton against the State of California, declaring the urgency thereof, and providing that this act shall take effect immediately;
And reports that the same have been correctly engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 27—Providing for the appointment of a Committee on Billboard Regulation and Restriction—and reports that the same has been correctly engrossed

SPALDING, Chairman

MOTION TO RE-REFER.

Mr. Scofield moved that Assembly Concurrent Resolution No. 27 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Concurrent Resolution No. 27 ordered re-referred to Committee on Judiciary.

ON CONTINGENT EXPENSES

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1929.

MR SPEAKER Your Committee on Contingent Expenses, to which was referred the following resolutions:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the persons or firms listed below, and for the amounts of money set opposite their respective names and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same:

Department of Finance—Telephone service.....	\$75 94
Cascade Towel Supply—Towel service.....	47 16
Thompson Diggs Company—Electric fans.....	108 00

Also:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Assembly in favor of Arthur A. Ohnumus, Chief Clerk, and the State Treasurer is hereby directed to pay the same, for the sum of \$100, said amount being for the payment of postage, telegraphing, expressage and incidental expenses of the Chief Clerk's office.
Has had the same under consideration, and respectfully reports the same back, and recommends that they be adopted

SNYDER, Chairman.

Mr. Snyder moved the adoption of the report and resolutions.

The question being on the adoption of the report and resolutions.

The roll was called, and the report and resolutions adopted by the following vote:

AYES—Arnold, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Keaton, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Snyder, Stockwell, West, Williams, Williamson, Witter, and Wright—45.

NOES—None

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 9—An act to amend section 1206 of the Code of Civil Procedure, relating to preferred labor claims filed under attachments, garnishments and executions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 9 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Feigenbaum, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Keaton, McGinley, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Scofield, Stockwell, West, Williams, Williamson, Witter, and Wright—42.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 664—An act making an appropriation for the purpose of purchasing a building site, construction and equipment of a State Armory at the city of Long Beach.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 664 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley,

Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Keaton, McGinley, Meeker, Miller, Eleanor; Mixter, Morgan, Morrison, Noyes, Quigley, Reindollar, Seawell, West, Williams, Williamson, Witter, and Wright—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 146—An act to amend the Code of Civil Procedure by adding a new section numbered 549*a*, providing for the release from attachment of real property owned by any person not a party to the action.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 146 finally passed by the following vote.

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, McGinley, Miller, Eleanor, Mixter, Morgan, Morrison, Nielsen, Noyes, Quigley, Seofield, Seawell, West, Wilhams, Witter, and Wright—41.

NOES—Feigenbaum, Meeker, and Williamson—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 565—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building on the site of the University of California at Los Angeles; providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (*a*) to set aside for sale certain real property in Los Angeles owned by said The Regents; (*b*) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (*c*) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with the approval of the Department of Finance shall fix; (*d*) to pay over to the State Treasury all sums received from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligations have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 565 finally passed by the following vote:

AYES—Adams, Arnold, Bishop, Bliss, Brock, BYrne, Cloudman, Cloudsley, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton,

McGinley, Meeker, Miller, Eleanor; Muller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Seawell, West, Williams, Williamson, Witter, and Wright—42.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 278—An act to amend section 439 of the Political Code, relating to employees in Controller's office.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 278 finally passed by the following vote:

AYES—Adams, Arnold, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, McGinley, Meeker, Miller, Eleanor; Muller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Seawell, West, Williams, Williamson, Witter, and Wright—42

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 186—An act to amend section 2 of an act entitled "An act regulating the payment of wages earned in seasonal labor and prescribing the powers and duties of the Commissioner of the Bureau of Labor Statistics, in relation thereto," approved May 28, 1913, relating to wages earned in seasonal labor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. McDonough moved that Senate Bill No. 186 be withdrawn from the file, and ordered re-referred to Committee on Labor and Capital.

Motion carried.

Senate Bill No. 186 ordered re-referred to Committee on Labor and Capital.

Senate Bill No. 187—An act to regulate employment where the work is to be performed outside of this State by persons hired within this State and prescribing punishment for the violation of the provisions hereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. McDonough moved that Senate Bill No. 187 be withdrawn from the file, and ordered re-referred to Committee on Labor and Capital.

Motion carried.

Senate Bill No. 187 ordered re-referred to Committee on Labor and Capital.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 40—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirtieth class.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Jespersen :

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, after the comma after the word "annum", strike out the remainder of said line and all to and including the word "annum" in line 18, and insert in lieu thereof the following: "*provided, further*, that the clerk shall be allowed such additional assistants as he may require whose salary, in the aggregate, shall not exceed the sum of one thousand five hundred dollars."

AMENDMENT NUMBER TWO.

On page 2, line 24, of the printed bill, strike out the words "six hundred eighty", and insert in lieu thereof the words "eight hundred".

AMENDMENT NUMBER THREE

On page 2, line 26, of the printed bill, strike out the word "six", and insert in lieu thereof the word "eight".

AMENDMENT NUMBER FOUR.

On page 2, line 27, of the printed bill, strike out the word "eighty".

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, strike out all of lines 32 and 33, and insert in lieu thereof the following:

"3. The recorder shall receive as compensation three thousand dollars per annum; *and provided*, that in counties of this class there shall be and there is hereby allowed the recorder a deputy whose compensation shall be one thousand eight hundred dollars per annum; *and provided, further*, that the recorder shall be allowed such additional assistants as may be required and whose compensation shall not in the aggregate exceed one thousand five hundred dollars in any one fiscal year, and that all commissions and fees heretofore or now allowed by law to the recorder shall be paid by him to the county treasurer."

AMENDMENT NUMBER SIX

On page 2, line 48, of the printed bill, strike out the word "two", and insert in lieu thereof the word "five".

AMENDMENT NUMBER SEVEN.

On page 3, line 4, of the printed bill, after the word "annum", strike out the period, and insert a semicolon and the following: "*and provided*, that in counties of this class, the treasurer shall be allowed such additional assistants as may be required whose compensation in the aggregate shall not exceed the sum of five hundred dollars."

AMENDMENT NUMBER EIGHT

On page 3, line 16, of the printed bill, strike out the word "five", and insert in lieu thereof the word "eight".

AMENDMENT NUMBER NINE.

On page 3, line 35, of the printed bill, strike out the words "five thousand", and insert in lieu thereof the words "three thousand five hundred"

AMENDMENT NUMBER TEN.

On page 4, line 6, of the printed bill, strike out the words "two thousand seven hundred fifty", and insert in lieu thereof the following "three thousand three hundred".

AMENDMENT NUMBER ELEVEN

On page 4, line 9, of the printed bill, strike out the words "one thousand six", and insert in lieu thereof the following: "two thousand four".

AMENDMENT NUMBER TWELVE.

On page 4, line 33, of the printed bill, strike out the word "two", and insert in lieu thereof the word "five".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

THE SPEAKER IN THE CHAIR.

At three o'clock and five minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

SENATE MESSAGES.

The following messages from the Senate were taken up and read :

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 156—An act to amend section 12 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, relating to disability indemnity—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 156?

AMENDMENT NUMBER ONE.

On page 5, line 40, of the printed bill, as amended in Assembly March 29, 1929, after the word "cents", insert the following: "*provided, however*, that the maximum limit of three times the average annual earnings referred to in subdivision (c) of section 9 of this act shall be taken at not more than five thousand dollars".

The roll was called and Senate amendment to Assembly Bill No. 156 was concurred in by the following vote:

AYES—Adams, Bernard, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Quigley, Reindollar, Seawell, Williams, Williamson, Witter, Wright, and Mr. Speaker—42.
NOES—None.

The above reported bill ordered to enrollment.

SENATE CHAMBER, SACRAMENTO, April 18, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 495—An act to amend section 7 of the "Workmen's Compensation, Insurance and Safety Act," approved May 26, 1913, as amended, relating to appointees—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 495?

AMENDMENT NUMBER ONE.

On page 2, line 9, of the printed bill, strike out the words "one or more of its assistant secretaries", and insert in lieu thereof the following: "assistant secretary, but not more than one assistant secretary at any one time."

AMENDMENT NUMBER TWO.

On page 2, line 10, of the printed bill, beginning in said line 10, strike out the following: "not exceeding two at any one time".

AMENDMENT NUMBER THREE.

On page 2, line 15, of the printed bill immediately following the comma after the word "however", insert the following: "that not more than two deputy commissioners shall act at any one time and"

AMENDMENT NUMBER FOUR.

On page 2, line 16, of the printed bill, strike out the word "joined", and insert in lieu thereof the word "concurred".

The roll was called and Senate amendment to Assembly Bill No. 495 was concurred in by the following vote:

AYES—Adams, Bernard, Byrne, Cloudman, Cloudsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Quigley, Reindollar, Seawell, Williams, Williamson, Witter, Wright, and Mr. Speaker—42.
NOES—None.

The above reported bill ordered to enrollment.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON CLAIMS

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1929.

MR SPEAKER Your Committee on Claims, to which was referred Assembly Bill No 1166—An act appropriating money to pay the claim of Bridget Gibbons against the State of California—has had the same under consideration, and respectfully reports the same back without recommendation, and be re-referred to Committee on Ways and Means

WILLIAMS, Chairman

The above reported bill ordered re-referred to Committee on Ways and Means.

RECONSIDERATION LAPSED.

The motion of Mr. Hornblower that Senate Bill No. 215 be reconsidered having lapsed, the Speaker ordered Senate Bill No. 215 transmitted to the Senate.

ADJOURNMENT.

At three o'clock and twenty-five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Friday, April 26, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Friday, April 26, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Halper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsersen, Jewett, Jones, Jost, Keaton, Little, McDonough, McGunley, McGuinness, Mecker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr Speaker—58.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Dillinger moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Collier, Mr. Luttrell was granted leave of absence for the day.

On motion of Mr. DeYoe, Mr. Parkman was granted leave of absence for the day.

On motion of Mr. Stockwell, Mr. Baum was granted leave of absence for the day.

On motion of Mr. Quigley, Mr. Young was granted leave of absence for the day.

On motion of Mr. Ingels, Messrs. Crawford and Bliss were granted leave of absence for the day.

On motion of Mr. Brock, Mr. Sewell was granted leave of absence for the day.

On motion of Mr. Miller, Mr. Oliva was granted leave of absence for the day.

On motion of Mr. Byrne, Mr. Kline was granted leave of absence for the day.

On motion of Mr. Jones, Mr. Coombs was granted leave of absence for the day.

On motion of Mr. Fisher, Mr. Seawell was granted leave of absence for the day.

On motion of Mr. Keaton, Mr. Roberts was granted leave of absence for the day.

On motion of Mr. Hoffman, Mr. Roland was granted leave of absence for the day.

On motion of Mr. Mixter, Mr. Scofield was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Morrison, Mr. and Mrs. W. Foster of Rio Vista were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Morrison, Edward M. Kelley of Sacramento, a member of the United States Revenue Service, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, Earl Pollock of Sacramento was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, B. C. Celio of Placerville, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Bernard, Mrs. Bradford S. Crittenden, wife of Assemblyman Crittenden, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Bernard, Helen B. Trange of Lindsay was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

FRESNO, CALIFORNIA, April 25, 1929.

*Hon. Edgar C. Leroy,
State Capitol, Sacramento, California.*

I wish to enter a vigorous protest against the action of the Committee on County Government in passing out two of Heisinger's salary reduction bills affecting Fresno County officials without giving me an opportunity of appearing before the committee after I had made a request that I be informed when these bills would be

brought up for discussion. We are opposed to these reductions and have a right to be heard. We respectfully request that the Assembly grant our people this right and privilege. We can not believe that the Assembly will deny us this request.

LEAMBL.

Also:

RESOLUTION.

WHEREAS, There is now pending before the Assembly of the California Legislature, Assembly Bill No. 120 (S. L. Heisinger) proposing to reduce the salaries of certain public officials and deputies of the county of Fresno; and

WHEREAS, Said measure was reported out of the County Government Committee with a "do pass" recommendation without opportunity for representatives of the Fifty-first Assembly District to be heard; and

WHEREAS, We believe the present salaries of officials and deputies of Fresno County are just and commensurate with the quality of service required and services rendered; and

WHEREAS, We believe it is economically sound to make the salaries of such officers and deputies adequate to attract the services of qualified men for such public work, and the present salaries have produced that result; and

WHEREAS, We do not believe the savings to be made under the proposed salary reductions when considered in relation to the general cost of county operation justifies said reductions from an economic standpoint or would offset the inefficiency of operation which might result due to a lower standard of services; and

WHEREAS, The Fifty-first Assembly District which is not represented in the Assembly at the present time is the largest tax paying district in Fresno County and has the largest individual taxpayers; and

WHEREAS, It is definitely known that the former representative of this district, now resigned, was unalterably opposed to any changes in the existing schedule of county salaries; and

WHEREAS, Under such circumstances it is the duty of the Fresno County Chamber of Commerce to make known by formal resolution its position and the general community view in relation to said proposed Assembly Bill No. 120; and

WHEREAS, The 1928 Fresno County grand jury which was made up of capable representative citizens from all portions of the county fully and carefully checked over the respective offices, the books and records thereon kept and thereafter gave full and competent consideration to this proposal to reduce salaries; and

WHEREAS, Said grand jury advised after said consideration definitely recommended "that no salaries of county officers or their deputies be reduced" and

WHEREAS, The salaries now being paid are in line with the salaries paid in other counties of corresponding size to similar officers having corresponding volumes of business; now, therefore, be it

Resolved, That the board of directors of the Fresno County Chamber of Commerce in special session called for the purpose of considering this subject on Thursday morning, April 25, 1929, do record the Fresno County Chamber of Commerce as in accord with the recommendation of said grand jury and do recommend and request that no reduction in the salaries of any county officer or deputy be made at this time, be it further

Resolved, That copies of this resolution be forwarded to His Excellency, the Governor of the State of California; to the Hon. Edgar C. Levey, Speaker of the Assembly; to the Hon. C. H. Cobb, Senator of the Twenty-sixth Senatorial District; to the Hon. Herbert G. Adams, chairman, County Government Committee of the Assembly; and to the Hon. M. S. Meeker, Assemblyman of the Fiftieth District, and to the Hon. S. L. Heisinger, Assemblyman from the Fifty-second District.

THE FRESNO COUNTY CHAMBER OF COMMERCE
CHESTER H. WARLOW, President

TREFFLE R. LA SENAY, Secretary.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 23, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Bill No. 281—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais Forest Fire District, to prevent and extinguish forest, brush and grass fires therein, and protect persons and property from injury, loss or damage resulting from any such fires; and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein, and the contribution or payment of public funds therefor," approved May 21, 1917, as amended, relating to the reorganization of the Tamalpais Forest Fire District—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1929.

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 34—Relative to the joint legislative committee appointed to study and investigate the regulation and control of the sale of corporate securities within this State—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 1097—An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a Cattle Protection Board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of the meat thereof, to provide for the inspection of cattle and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the cattle protection fund, and to provide penalties for violation of the provisions hereof," approved May 28, 1917; And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 120—An act to amend section 9a4 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary and expenses of the county librarian in counties of the fourth class—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees, and compensation of jurors—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 3 of article IV thereof, relating to the election and term of office of members of the Assembly—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 350—An act making an appropriation to pay the claim of Lew A. Norton against the State of California—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Deuel (by request):

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act authorizing and empowering any municipal corporation to which tide-lands, and submerged lands, situated within the limits thereof, have been, or may hereafter be, granted by the State of California, to grant all or any portion of such lands to the United States for public or governmental (including military or naval) purposes and validating and confirming grants of such lands made by such municipal corporations to the United States.

Referred to Committee on Introduction of Bills

By Mr. Feeley:

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act authorizing the Department of Public Works of the State of California to enter into a contract with the Carquinez Tolt Bridge Company, a corporation, to build and construct a bridge across the waters of the Carquinez Straits and to acquire the necessary lands therefor and to provide for the payment therefor.

Referred to Committee on Introduction of Bills.

By Mr. Morgan:

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 1 of an act entitled "An act granting to the city of Berkeley the salt marsh, tide and submerged lands of the State of California, including the right to wharf out therefrom, to the city of Berkeley, and regulating the management, use and control thereof," approved June 11, 1913, as amended.

Referred to Committee on Introduction of Bills.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1155—An act to repeal an act entitled "An act providing for the supervision and regulation of transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1120—An act to amend sections 4, 6, 8, 9, 12, and to add certain new sections, to be numbered 13½ and 13¾, to an act entitled "An act providing for the incorporation, government and management of metropolitan water districts, authorizing such districts to incur bonded debt and to acquire, construct, operate and manage works and property, providing for the taxation of property therein and the performance of certain functions relating thereto by officers of counties, providing for the addition of area thereto and the exclusion of area therefrom and authorizing municipal corporations to aid and participate in the incorporation of such districts," approved May 10, 1927.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 3, line 7, of the printed bill, strike out the word "ordinances", and insert in lieu thereof the word "ordinance".

AMENDMENT NUMBER TWO.

On page 3, line 48, of the printed bill, following the words "part of", insert the word "the".

AMENDMENT NUMBER THREE

On page 5, line 47, of the printed bill, following the period therein, insert the following: "The affirmative vote of members representing more than fifty (50%) per cent of the total number of votes of all the members shall be necessary, and except as otherwise herein provided, shall be sufficient to carry any order, resolution or ordinance coming before the board of directors. For the purposes of this section, the term "major fractional part" shall be deemed to mean a fractional part larger than one-half. Members of the board of directors so constituted shall convene at the time and place fixed by the chief executive officer of the municipality initiating the proceedings hereunder, and immediately upon convening, such board of directors shall elect from its membership a chairman, a vice chairman, and a secretary, who shall serve for a period of two years, or until their successors shall be elected and qualified."

AMENDMENT NUMBER FOUR.

On page 6, line 4, of the printed bill, strike out the word "this", and insert in lieu thereof the word "the".

AMENDMENT NUMBER FIVE

On page 6, line 25, of the printed bill, commencing with the word "an", strike out all the printed matter down to and including the semicolon following the word "district" in line 28 thereof.

AMENDMENT NUMBER SIX.

On page 13, line 21, of the printed bill, strike out the word "provision", and insert in lieu thereof the word "provisions".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 717—An act to amend the title as amended, to amend section 1 and to add a new section, to be numbered section 1a, to an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, court and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the words "as amended".

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, immediately preceding the word "as", insert the following: "approved March 24, 1903,".

AMENDMENT NUMBER THREE

On page 1, line 15, of the printed bill, following the word "places", insert the following: "within municipalities, or within unincorporated territory and one or more municipalities, or lying within two or more municipalities;".

AMENDMENT NUMBER FOUR

On page 2, line 3, of the printed bill, following the word "from", insert the following: "the county or".

AMENDMENT NUMBER FIVE.

On page 2, commencing with line 8 of the printed bill, strike out all printed matter down to and including the word "county" on page 3, and insert in lieu thereof the following:

"SECTION 1. Whenever the public interest or convenience may require, the city council of any municipality shall have full power and authority to order the laying out, opening, extending, widening or straightening, in whole or in part, of any one or more of any public streets, squares, lanes, alleys, courts or places within such municipality, and to acquire by condemnation any and all property necessary or convenient for that purpose or any interest therein including an easement or easements for the construction and maintenance of any one or more of any public streets or walks, passages or ways upon the surface of the earth or in any designated level or levels or slope or slopes above or below such surface together with a sufficient clearance height thereabove which height shall be conclusively determined and designated by the city council of such municipality and the leaving to the owner or owners the right to maintain or construct and maintain any building or buildings or other structure or structures above or below, or above and below such street or streets, walk or walks, passage or passages, way or ways and the clearance height thereof so acquired by such municipality.

SEC. 3. A new section to be known as Section 1a is hereby added to said act to read as follows:

Sec. 1a. In addition to the power and authority conferred upon the city council of any municipality by section 1 of this act, and when the public interest or convenience so requires, and whenever, in the opinion of the city council initiating the proceedings, the proposed improvement is of such a character that it directly and peculiarly affects property in two or more municipalities, or in one or more municipalities and unincorporated territory, and that the purposes sought to be accomplished by such improvement can best be accomplished by a single, comprehensive scheme of acquisition, there is hereby conferred upon such city council full power and authority to extend such improvement beyond the territorial limits of such municipality, and the city council of any municipality shall have full power and authority to order the laying out, opening, extending, widening or straightening, in whole or in part, of any one or more of any public streets, squares, lanes, alleys, courts, places, roads or highways within the limits of one or more municipalities, or extending through or over one or more municipalities and into unincorporated territory of a county or extending along the exterior boundary between a municipality and unincorporated territory, or along the boundary between two municipalities, whether wholly or partly within or without said boundary, and to acquire by condemnation property necessary or convenient for that purpose, provided that the consent of the legislative body of any territory proposed to be assessed shall first be obtained to the formation of the assessment district and to the improvement described in the resolution of intention prior to the adoption thereof. The proposed resolution of intention together with a copy of the map or plat required by section 2 hereof shall be submitted to such legislative body or bodies as may have jurisdiction over the property into which the proposed improvement or the assessment district therefor may extend. When the resolution of intention is approved and the consent of the legislative bodies whose consent is necessary by the provisions hereof is obtained to said improvement and the formation of the assessment district described therein said resolution of intention may be adopted. In the event the assessment district includes property without the territorial jurisdiction of the city council conducting the proceeding, the legislative body of the city or county having jurisdiction thereover may in its discretion, order by resolution entered upon its minutes, a copy of which shall be transmitted to the city council conducting the proceedings, that any part of the cost or expense of said improvement shall be paid out of the treasury of the municipality or county as the case may be, and a liability for the portion of the costs set forth in said resolution shall thereby be created against said municipality or county. The street superintendent in making up the assessment as provided in section 6 hereof shall deduct from the costs and expenses, in addition to any sum or percentage payable by the city council conducting said proceeding, such part thereof as has been so ordered to be paid out of the treasury of said municipality or county. All notices provided for, to be published by the clerk of the court or the city clerk, shall be published in a daily newspaper published and circulated in the county."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1156—An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending sections 41, 43, 44, 45 and 46 thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 618—An act to amend section 4278 of the Political Code, relating to salaries and fees of officials in counties of the forty-ninth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 4, line 7, of the printed bill, immediately following said line 7, insert the following paragraph:

"16. The county librarian, one thousand eight hundred dollars per annum"

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 363—An act to amend the Street Opening Bond Act of 1911 as amended, by striking out sections 15, 16, 17, 18 and 19 thereof and by amending sections 4, 10, 11, 12, 13 and 14 thereof, relating to default, delinquency and foreclosure of bonds

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 1, of the title of the printed bill, as amended, commencing with the word "the", strike out all printed matter down to and including the word "bonds" in line 5 of the title, and insert in lieu thereof the following: "sections 2, 3 and 4 and to add a new section to be numbered 4a to an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, as amended, relating to street improvement bonds"

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, as amended, following the word "Section", strike out all the printed matter down to and including the word "section" on page 8, line 11, thereof, and insert in lieu thereof the following "2 of an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, as amended, is hereby amended to read as follows:

Sec. 2. The city council of any municipal corporation of the state shall have power in its discretion to determine that serial bonds shall be issued in the manner and form hereinafter provided to represent assessments of fifty dollars or over for the cost of any work or improvement authorized under the street opening act of 1903, park act or any act which may hereafter become a law, providing for the acquiring of property easements and rights of way necessary or convenient for the construction of sewers and drains by municipalities for sanitary or drainage purposes.

Sec. 2. Section 3 of said act is hereby amended to read as follows:

Sec. 3. When said city council shall determine that serial bonds shall be issued to represent assessments it shall so declare in the resolution of intention to do said work or improvement; said resolution shall also contain a notice that a bond will issue to represent each assessment of fifty dollars or over remaining unpaid thirty days after the date of the first publication of notice that the sums assessed are due and payable. Said resolution shall recite the term of said bonds and also the rate of interest said bonds shall bear not to exceed seven per cent per annum. Said city council may in its discretion recite in such resolution a maximum rate of interest, not to exceed seven per cent per annum, to be paid on such indebtedness, which rate when so recited shall not be exceeded in the issuance of such bonds, in which event said city council shall by resolution fix the actual rate of interest prior to the issuance thereof.

Said serial bonds shall extend over a period not to exceed twenty years from the first day of July next succeeding the date of said bonds, and an even annual proportion of the principal sum thereof shall be payable by coupon on the first day of July every year after their date until the whole is paid. It may be provided in said resolution that the first payment of principal shall become due in not to exceed three years from the first day of July next following the date of said bonds in which event an even annual proportion of the principal sum thereof shall be payable on the date so provided and on the first day of July each year thereafter until the whole is paid.

SEC. 3. Section 4 of the said act is hereby amended to read as follows:

Sec. 4. After the full expiration of thirty days from the date of the first publication of notice that the sums assessed are due and payable, the superintendent of streets shall advise the city treasurer in writing as to all assessments amounting to fifty dollars or over remaining unpaid. The city treasurer shall thereupon prepare a separate bond representing each such assessment which bond shall be dated as of the day following the expiration of said thirty-day period, and be in the following or substantially the following form.

IMPROVEMENT BOND.

§----- Series ----- No. -----
 Under and by virtue of and pursuant to the provisions of----- (title of act), I, out of the fund for the above designated improvement bonds, series ----- will pay to bearer the sum of----- (\$-----) dollars with interest at the rate of----- per cent per annum, as is hereinafter specified, at the office of the city treasurer of the city of-----, State of California. This bond is issued to represent an assessment for----- in the city of----- as the same is more fully described in the assessment therefor. Its amount is the amount assessed in said assessment against the lot numbered----- therein and in the diagram attached thereto and which now remains unpaid; but until paid, with accrued interest, is a first lien upon the property affected thereby, as the same is described herein and in said recorded assessment with its diagram, to wit: the lot or parcel of land in the city of-----, county of-----, State of California, described as follows:-----

This bond is payable exclusively from said fund, and neither the city of----- nor any officer thereof is to be holden otherwise for its principal or interest. The term of this bond is----- years from July 1, 19____, and at the expiration of said time the whole sum then unpaid shall be due and payable; but on the first day of July of each year after the date hereof, an even annual proportion of its principal is due and payable upon presentation of the coupon therefor, until the whole is paid, with accrued interest at the rate of----- per cent per annum, or if it is provided in the resolution of intention that the principal payments on said bonds are to be deferred insert in place of the last statement the following: "But on the first day of July of each of the last----- years of the term of this bond an even----- part of the whole amount of the principal of said bond is due and payable upon presentation of the coupon therefor, until the whole is paid, with accrued interest at the rate of----- per cent per annum."

The interest is payable annually on the first day of July in each year hereafter upon presentation of the coupons therefor, the first of which is for the interest from date to the first day of July, 19____, and thereafter the interest coupons are for the annual interest.

This bond may be redeemed by the owner or any person interested in any lot or parcel of land described herein, in the manner provided in said act, at any time before maturity, and before commencement of proceedings for sale, upon payment to the city treasurer, for the holder of this bond, of the amount then unpaid on the principal sum thereof, with interest thereon calculated up to the due date of the next maturing interest coupon, together with interest for six months at the rate of----- per cent per annum.

Should default be made in the first, or any succeeding payment of the principal, or in any payment of interest, by the owner of said lot, or anyone in his behalf, the holder of this bond is entitled to declare the whole unpaid amount to be due and payable, and shall thereupon have a right to collect the same and to enforce all liens which are security therefor as in said act provided.

At said city of-----, this----- day of-----, in the year 19____.

City treasurer of the city of-----

Said bonds shall be payable to the bearer and no mistake or error in the description in the bond of the lot assessed shall affect the validity or lien of the bond, unless the mistake or error is such that the lot can not be identified, and in such event the holder of such bond may have the same corrected upon application to the city treasurer and the officers or board who or which made the assessment to represent which such bond is issued. Said bonds by their issuance shall be conclusive evidence of regularity of all proceedings leading up thereto under said improvement act, and under this act, and of the validity of said bonds.

SEC 4 A new section to be numbered 4a is hereby added to said act to read as follows:

Sec 4a Notwithstanding the provisions of section 3 of said act, as amended by this act, and notwithstanding the provisions of any ordinance or resolution relating to the issuance of improvement bonds, as permitted by said act, passed prior to the date this act becomes effective, the city council of any city shall, at any time prior to the date of the recodation of the assessment roll for any work or improvement for which bonds may be issued under the provisions of said act, have the power to provide by resolution that bonds may be issued under and in accordance with said act as amended by this act for any work or improvement the proceedings for which shall have been commenced prior to the date this act becomes effective. Said resolution shall contain the identical provisions relative to bonds required to be set forth in the resolution of intention as required by section 3 of said act as amended by this act. Bonds issued under this section shall be issued in the manner and form prescribed in section 4 of said act as amended by this act, and such bonds shall be subject to all of the provisions of said act as amended by this act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 658—An act to require the filing of a petition with the legislative body of a city or county of a majority of the property owners fronting on any street, highway, alley, lane, place or court or of lots or lands liable to be assessed, before improvement proceedings can be commenced under any of the street improvement acts of this State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, as amended in Assembly March 29, 1929, strike out the words "opening, widening, extending or".

AMENDMENT NUMBER TWO.

On page 1, lines 1 and 2, of the printed bill, as amended in Assembly March 29, 1929, strike out the words "opening, widening, extending or".

AMENDMENT NUMBER THREE.

On page 2, line 13, of the printed bill, as amended in Assembly March 29, 1929, strike out the words "opening, widening, extending or"

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS

Senate Bill No. 379—An act to amend sections 2, 8 and 10 of an act entitled "An act to provide for the sanitary inspection of slaughtering houses, the inspection of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof," approved June 3, 1921, as amended, relating to the inspection of slaughterhouses and meats by municipalities and the sale of municipally inspected meats.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In lines 7 and 8 of the title of the printed bill, as amended, strike out the words "municipalities and the sale of municipally inspected meats", and insert in lieu thereof the following: "cities, counties or cities and counties and the sale of meats inspected by cities, counties or cities and counties".

AMENDMENT NUMBER TWO

On page 3, line 13, of the printed bill, as amended, after the word "counties", insert a comma and the following: "or counties."

AMENDMENT NUMBER THREE.

On page 3, line 18, of the printed bill, as amended, after the word "counties", insert a comma and the following: "or counties."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 199—An act to amend sections 1, 2, 7, 13, 15, 18, 21 and 23 of an act entitled "An act prescribing the terms upon which licenses or certificates of registration may be issued to practitioners of barbering, creating the State Board of Barber Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith," approved May 31, 1927.

Bill read second time, and ordered to third reading.

Senate Bill No. 227—An act to add a new section to the Political Code to be numbered section 2643, relating to powers and duties of supervisors respecting the abandonment of certain roads, and providing the method therefor.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed bill, strike out the following: "Sec. 2."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 269—An act to add a new section to the Juvenile Court Law, approved June 5, 1915, as amended, to be numbered 19x51, relating to the salary of probation officer in counties of the fifty-first class.

Bill read second time, and ordered to third reading.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER FOUR.

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees and compensation of jurors. Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

MOTION TO RE-REFER.

Mr. Heisinger moved that Assembly Constitutional Amendment No. 4 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Assembly Constitutional Amendment No. 4 ordered re-referred to Committee on Constitutional Amendments

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER
TWENTY-SIX.

Assembly Constitutional Amendment No. 26—Proposed amendment to article II of the constitution, relative to the right of suffrage.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

MOTION TO RE-REFER.

Mr. Stockwell moved that Assembly Constitutional Amendment No. 26 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Assembly Constitutional Amendment No. 26 ordered re-referred to Committee on Constitutional Amendments.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER
THIRTY-FOUR.

Assembly Concurrent Resolution No. 34—Relative to the Joint Legislative Committee appointed to study and investigate the regulation and control of the sale of corporate securities within this State.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 34 adopted by the following vote:

AYES—Arnold, Bishop, Brock, Cloudman, Cloudsley, Collier, Craig, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Little, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Stockwell, West, Williams, Williamson, Woolwine, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 34 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 34.

Relative to the joint legislative committee appointed to study and investigate the regulation and control of the sale of corporate securities within this State

WHEREAS, A legislative committee consisting of three members of the Assembly and three members of the Senate was appointed pursuant to the provisions of Assembly Concurrent Resolution No. 6 of the forty-eighth session of the Legislature filed with the Secretary of State January 18, 1929, and enrolled as chapter 6, and

WHEREAS, Said committee has met, held hearings and reported its findings and submitted its recommendations to the Legislature, all as directed in said Concurrent Resolution No. 6; and

WHEREAS, Said committee has incurred certain expenses in the performance of its duties as prescribed in said Concurrent Resolution No. 6, and

WHEREAS, Said committee has recommended to the Legislature that said committee continue to function until the convening of the forty-ninth session of the Legislature; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That the joint legislative committee, consisting of three members of the Assembly appointed by the Speaker of the Assembly, and three members of the Senate appointed by the President of the Senate, shall continue to meet and function, at such times and places as it may determine, during the session of the present Legislature and during the interim between sessions and until the convening of the forty-ninth session of the Legislature of the State; and said committee shall, upon the convening of the forty-ninth session of the Legislature report its findings and submit its recommendations to said Legislature, based upon the result of the committee's study and investigation made and conducted in the manner hereinafter directed; and be it further

Resolved, That, in case any vacancy occurs in the membership of said committee due to death, inability to act or other cause, such vacancy shall, upon request of a majority of the members of the committee be filled by appointment by the Speaker of the Assembly from the membership of the Assembly, or by the President of the Senate from the membership of the Senate, as the case may be; and be it further

Resolved, That the committee, shall be given such assistance and advice by the corporation commissioner and his deputies as the committee may desire and request, and the committee is hereby authorized and empowered to study and investigate, the present methods of controlling and regulating the sale of corporate securities within this State, and in other states, the control, management and operation of stock and bond exchanges in their connection with the sale of corporate securities in California, the efficacy and advisability of amendment of the present corporate securities act, and the corporation laws, and all conditions and matters necessary in order to enable the committee fully to inform itself and to advise the Legislature at its forty-ninth session of the advisability or necessity of legislation for the regulation or control of the sale of corporate securities within California, and be it further

Resolved, That said joint committee, heretofore appointed and hereby continued in existence, is a committee of the Legislature and as such is hereby authorized and empowered to sit at such places and times as the committee may determine, and in the manner prescribed in article VIII of chapter 2 of title 1 of part III of the Political Code, to take all steps necessary to compel attendance upon the committee of witnesses and to procure evidence and testimony, and to subpoena, summon and examine all witnesses and to require the production of all persons, books, agreements, minutes of meetings, documents, records, papers of every kind, and accounts, which the committee deems necessary in order to fully inform itself of the advisability or necessity of future legislation for the control or regulation of the sale of corporate securities within California, and every member of the committee is hereby authorized to administer oaths, and the committee is fully empowered to do all things necessary to fully accomplish all the purposes of this resolution, and be it further

Resolved, That the sum of \$5,000 or so much thereof as may be necessary, is hereby appropriated for payment of the actual and necessary expenses of said committee heretofore incurred in compliance with the provisions of said Assembly Concurrent Resolution No. 6 and for payment of the actual and necessary expenses of said committee to be incurred in compliance with the provisions of this concurrent resolution, said sum of \$5,000 to be paid from the contingent funds of the Assembly and of the Senate one-half of said amount to be paid from each of said contingent funds upon warrants drawn on the State Treasurer by the Controller to cover vouchers certified to by the chairman of said committee, which warrants the Controller is hereby directed to draw and the State Treasurer to pay.

Assembly Bill No. 350—An act making an appropriation to pay the claim of John R. Huberty against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 350 passed by the following vote:

AYES—Arnold, Bishop, Brock, Cloudman, Cloudsley, Collier, Craig, Cronin, Crowley, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, McDonough, McGunness, Meeker, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Stockwell, Williams, Williamson, Woolwine, Wright, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 120—An act to amend section 9r4 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary and expenses of the county librarian in counties of the fourth class.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Quigley moved that Assembly Bill No. 120 be withdrawn from the file, and ordered re-referred to Committee on County Government.

The question being on the motion to re-refer Assembly Bill No. 120 to Committee on County Government.

REQUEST FOR ROLL CALL.

On request of Messrs. Heisinger, Wright and Fisher, the Speaker ordered a roll call taken on the motion to re-refer.

The roll was called, and the motion to re-refer Assembly Bill No. 120 to Committee on County Government lost by the following vote:

AYES—Arnold, Brock, Cloudman, Craig, Feeley, Fry, Hawes, Keaton, McDonough, McGuinness, Morgan, Morrison, Patterson, Quigley, Reindollar, Stockwell, Williams, Williamson, Witter, and Woolwine—20.

NOES—Bernard, Bishop, Byrne, Cloudsley, Collier, Cronin, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Meeker, Miller, Eleanor; Miller, James A., Mixter, Nielsen, Noyes, Scudder, West, and Wright—30.

Assembly Bill No. 1097—An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a Cattle Protection Board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of the meat thereof, to provide for the inspection of cattle, and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the cattle protection fund, and to provide penalties for the violation of the provisions hereof," approved May 28, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1097 passed by the following vote:

AYES—Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Little, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Scudder, Stockwell, West, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 957—An act to add a new section to the Political Code, to be numbered 594b, relating to burial contracts and certificates.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 957 passed by the following vote:

AYES—Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Little, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Scudder, Stockwell, West, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1144—An act to amend section 30 and section 31 of the Workmen's Compensation, Insurance and Safety Act of 1917, as amended, relating to insurance policies of workmen's compensation insurance.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1144 passed by the following vote:

AYES—Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Scudder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1147—An act making an appropriation for printing and binding copies of the report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927, and declaring the urgency of the same.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Wright moved that Assembly Bill No. 1147 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 1147 ordered re-referred to Committee on Ways and Means.

THIRD READING OF SENATE BILLS.

Senate Bill No. 703—An act to amend section 4071 of the Political Code of the State of California, relating to the incurring of indebtedness by the board of supervisors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 703 finally passed by the following vote:

AYES—Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Scudder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 660—An act authorizing the conveyance to the county of Los Angeles, State of California, of lands and rights of way for road purposes along, in, through or across property of the State known as the Norwalk State Hospital grounds

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 660 finally passed by the following vote:

AYES—Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Scudder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 327—An act to amend section 3666 of the Political Code, relating to the protest by the county assessor as nonoperative of property shown upon the return of operative property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 327 finally passed by the following vote:

AYES—Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Scudder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 562—An act to amend section 3612 of the Political Code, relating to the procedure for claiming exemption from taxation under the provisions of section 1½ of article XIII of the constitution.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 562 finally passed by the following vote:

AYES—Adams, Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Little, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Scudder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 746—An act to amend section 604a of the Civil Code, relating to religious corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 746 finally passed by the following vote:

AYES—Adams, Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Little, McDonough, McGinley, McGuinness, Meeker,

Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Paterson, Quigley, Reindollar, Scudder, Stockwell, West, Williams, Williams, Witter, Wright, and Mr. Speaker—54
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON MEDICAL AND DENTAL LAWS.

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1929.

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Senate Bill No. 523—An act to amend section 13 of the "State Medical Practice Act," approved June 2, 1913, as amended, relating to reciprocity certificates—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Senate Bill No. 214—An act to amend section 9 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to applications for certification under said act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Senate Bill No. 217—An act to amend section 14 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to refusal to issue certificates, suspension and revocation of certificates and probation of certificate holders—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Senate Bill No. 618—An act to add a new section 347½ to the Penal Code, relating to the sale and use of poisons and providing a penalty for the violation thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Senate Bill No. 33—An act to amend sections 18 and 21 of an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Senate Bill No. 550—An act to amend sections 3, 6, 6a, 9, 11, 12 and 15

of an act entitled "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof," approved May 21, 1915, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC UTILITIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1929.

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Senate Bill No. 265—An act to amend section 51 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MILLER, JAMES A., Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Senate Concurrent Resolution No. 22—Relating to radio interference by electrical transmission lines and other electrical equipment—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

MILLER, JAMES A., Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Senate Joint Resolution No. 3—Relating to hours of employment of persons on interstate carriers—has had the same under consideration, and respectfully reports the same back without recommendation, and that it be re-referred to Committee on Federal Relations.

MILLER, JAMES A., Chairman.

The above reported joint resolution ordered re-referred to Committee on Federal Relations.

ON PRISONS AND REFORMATORIES.

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1929.

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Assembly Concurrent Resolution No. 42—Relative to study on prison labor—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

HAWES, Chairman.

The above reported concurrent resolution ordered on file for adoption.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Byrne: Assembly Constitutional Amendment No. 36—Proposed amendment to article VI of the constitution, relative to the compensation of judicial officers.

Introduced, and referred to Committee on Constitutional Amendments.

ADJOURNMENT.

At eleven o'clock and thirty-five minutes a.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until eleven o'clock a.m., Monday, April 29, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Monday April 29, 1929.

At eleven o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson. Arnold. Badham. Bernard. Bishop. Bliss. Brock. Byrne. Cloudman. Cloudsley. Collier. Coombs. Craig. Crawford. Crittenden. Cronin. Crowley. Deuel. DeYoe. Dillinger. Easley. Eddy. Emmett. Feeley. Feigenbaum. Fisher. Flynn. Fry. Gilmore. Harper. Hawes. Heisinger. Hoffman. Hornblower. Ingels. Jespersen. Jewett. Jost. Keaton. Kline. Little. Luttrell. Lyons. McDonough. McGinley. McGuinness. Meeker. Miller. Eleanor: Miller. James A. Mixer. Morgan. Morrison. Nielsen. Noyes. Oliva. Parkman. Patterson. Quigley. Reindollar. Roland. Scofield. Seudder. Seawell. Snyder. Spalding. Stockwell. West. Williams. Wilhamson. Witter. Woolwine. Wright. Young. and Mr. Speaker—75.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Patterson moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Jespersen, Mr. Jones was granted leave of absence for the day.

On motion of Mr. Meeker, Mr. Baum was granted leave of absence for the day.

On motion of Mr. Brock, Mr. Sewell was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Luttrell, P. B. Carrington of Eureka, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Luttrell, John P. Plover, probation officer of Sonoma County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Dillinger, O. H. Hirst, fire chief of Placerville, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Patterson, Fire Chief W. E. Van Meter of Bakersfield was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Patterson, Fire Marshal S. C. Pifer of Bakersfield was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Patterson, Honorary Fire Chief Frank J. Agnew of Alameda was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Bishop, W. T. Steinmetz, chief of the fire department of Alameda, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. McGuinness, J. F. McDill, assistant State Fire Marshal and ex-chief of Dunsmuir, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roland, W. E. Culver, chief of the fire department of Piedmont, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Sam Short, former chief of the fire department of Oakland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Spalding, Wm. Clems, fire chief of Palo Alto, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Anderson, Thomas S. Ward, chief engineer of the Red Bluff fire department and vice president of State Firemen's Association, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Anderson, Edward Steinhauer, fire chief of Redding and president of California State Fire Chiefs Association, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Wright, Chas. A. Plummer, fire chief of San Jose, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of the Speaker, State Fire Chief Jay W. Stevens of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Noyes, George Hazeman, chief of the fire department of Woodland, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Meeker, W. R. Williams, chief of the fire department of Fresno, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Collier, Chief George Wallace of the Modesto fire department was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Parkman, Hugh F. Morris, chief of the fire department of San Mateo, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Parkman, Mark E. Ryan, chief of the fire department of Redwood City and a former president of the Pacific Coast Fire Chiefs Association, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Quigley, Joseph F. Burns, chief of the fire department of Ocean View, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Morgan, George Haggerty, fire chief of Berkeley, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Crowley, Louis Kerner, fire chief of Rio Vista, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Luttrell, Wm. H. Muentner, fire chief of Santa Rosa, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Easley, W. P. Cooper, fire chief of Richmond, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Messrs. West and Nielsen, M. G. Dunphy, fire chief of Sacramento, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Miss Miller, Judge Georgia Bullock of municipal court of Los Angeles was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Miss Bertha Mathiesen of Oakland was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

LOS ANGELES, CALIFORNIA, April 27, 1929.

*Edgar C. Levey, Speaker of Assembly,
Sacramento, California.*

There is much feeling here amongst our most liberal organizations against Senate Bill No. 297 now in Assembly Judiciary Committee. They feel that recent similar legislation should be first tried out and its effects and tendencies fully understood. That this bill is going too fast, has also some dangerous possibilities and that no damage will accrue by postponing to next session, hence our protest its passage at this time.

R HAMBAUGH.

Also:

FRESNO, CALIFORNIA, April 26, 1929.

*Edgar C. Levey, State Assemblyman,
Sacramento, California.*

I desire to protest method of handling Fresno County Government Bill. I was assured of opportunity to be heard in committee before action on bill. No demand in Fresno County for passage of this bill. Protests are being expressed hourly. If committee cannot hold full rehearing on bill I request the Assembly to defeat the measure. Will come to Sacramento at any time for hearing before committee or Assembly.

Z. S. LEYMEL.

Also:

SAN FRANCISCO, CALIFORNIA, April 29, 1929.

*Edgar C. Levey, State Assembly,
Sacramento, California.*

We are unalterably opposed to passage Assembly Bill No. 88.

WESTERN SECURITY BUILDING AND LOAN
ASSOCIATION.

Also:

FRESNO, CALIFORNIA, April 26, 1929.

*Speaker Edgar Levey, State Assembly,
Sacramento, California.*

HONORABLE SIR: The Men's Brotherhood of the Cumberland Presbyterian Church of Fresno, California, in regular monthly session last night voted unanimously to write those in Sacramento interested in the matter saying that we are opposed to any cut in salary of Fresno County officers, and are opposed to the suggestions made in the Heisinger County Government Bill.

We also respectfully request that the same be re-referred to committee handling such, so that those interested might have proper notification that such bill is in committee for discussion and that they might have a fair chance of presenting their side of the question.

It appears in and around Fresno that this matter has not been handled entirely open and above board by Mr. Heisinger and we believe that fair play is always proper.

If you can assist in seeing that proper representation is allowed, it will be appreciated very much.

Respectfully yours,

GEO. BARNHART, Secretary.

Also:

FRESNO, CALIFORNIA, April 26, 1929.

*Honorable Edgar C. Levey, Speaker of Assembly,
Sacramento, California.*

FRIEND EDGAR: I have had numerous requests from different citizens and public officials of Fresno to write to you regarding Bills No 120 and No. 121 introduced by Assemblyman Heisinger which has had a *do pass* from the committee and have also been told that it is going to be brought up on the floor on Tuesday, April 30th. Mr Heisinger has attempted for a number of years to have such a bill passed as the above and it has always met with defeat. It has certainly never been approved by a majority but only a very small minority of that portion of the county which he represents. Unfortunately, the other part of Fresno County in which Fresno City is situated has, at present no representation on account of the resignation of Assemblyman Leymel, who is our present mayor. Mr. Heisinger has taken advantage of this and has gotten the bill through the committee. Before Major Leymel resigned, he had given him his word that if he should ever bring up this bill, before the committee would pass upon it, he would give him due notice so that he could appear as a citizen. Our officials who are involved in the above bill are not getting too large a salary for the work that they perform for the district that they represent. In fact, compared with other counties of a similar size, they are about on a par. Under our present law they must devote their entire time to the affairs of the county. The 1928 grand jury looked into this matter very thoroughly and also former grand juries and they were satisfied, and so gave it as their honest opinion, in making their report that the salaries were not too high. Such prominent men as Attorney O. L. Everts, Chase Osborn, part owner of the Fresno Republican newspaper, and Paul Wilson, foreman of the 1928 grand jury among many others, are of the opinion that this bill will work as a detriment if passed in its present form. The total saving to the county is probably less than \$10,000 and with 50,000 taxpayers, you can readily see that the saving is practically nil. I well realize that the Assembly as a whole do not take much interest in county bills when the Assemblymen representing that certain county are in accord for a reduction or raise or anything that concerns that particular county as they feel that the local Assemblymen are best fitted to know what is good for their county. As stated before, we are unfortunate in not being represented and certainly the Governor is not going to call a special session at this time as the session is about to close.

I am enclosing you two clippings on the above and no doubt had there been time we could have gotten many more resolutions passed against these particular bills. The Chamber of Commerce directors, of which I am one, have looked into this matter thoroughly and they certainly have the welfare of the county at heart and they are also satisfied that things should be left as they are at present. It is not a question of how high our taxes are, but how well they are spent, and to get good capable honest men, you must at least pay them a living wage. A great many of our citizens seem to know of the close friendship that exists between you and me and they have asked me to write you, if I am in accord with their views and explain the situation to you and see what help you can be to us.

It would surprise you to know of the many men here in Fresno who know of you personally and feel that you can give Fresno City a square deal in this matter if any help can be given at all. I am sure if these bills do not pass, our local citizens can realize that you have been of some help in the matter and then you will certainly be one of our favored sons.

Thanking you for anything that you can do for us in this matter for myself as well as many other citizens here, I remain,

Very sincerely,

LEON I. DIAMOND.

Also:

SAN FRANCISCO, CALIFORNIA, April 26, 1929.

*Mr. Edgar C. Levey, Speaker of the Assembly,
State Capitol, Sacramento, California.*

DEAR SIR: Please be advised that accounts in the public press appearing this morning report a committee recommendation "do pass" on Assembly Bill No. 1145, having for its purpose State acquisition of the Carquinez Bridge at a price of \$12,000,000, for which sum "revenue bonds" are to be issued in payment.

This is one of the bills containing "revenue bond" features against which the Civil League earnestly protests.

No bonds of any kind should ever be issued by any department, commission or official of the State without due authorization by two-thirds majority vote of the people.

Further objections against this particular measure are numerous:

First—That other bills before the Legislature permit the acquisition of this and other bridges by the State, which may, if necessary, invoke the right of eminent domain;

Second—That payment may be made for such bridge or bridges out of highway or other funds at the disposal of the Department of Public Works;

Third—This bill (Assembly Bill No. 1145) seems to rather rush matters, whereas the State ought to be given plenty of time to thoroughly investigate all features relative to any bridge it may desire to purchase, including geological surveys, such as were made by the Southern Pacific Company over a period of approximately two years to guide its selection of a site for its railway bridge across Carquinez Straits sufficiently removed from possible earthquake faults in order to guarantee the security of the structure.

Fourth—The possibility of the construction of a salt water barrier near Martinez which would provide a free State highway across the straits in this vicinity. Therefore \$12,000,000 to be spent for a crossing of the straits devoted toward this salt water barrier would serve a double purpose, to the benefit of both the taxpayers of the State and the motoring public;

Fifth—There is no immediate need for the acquisition of this bridge by the State, especially as it will become public property at the termination of its franchise period without cost to the community;

Sixth—The possibilities of improved methods of bridge construction may enable the State to build or acquire a better bridge of greater capacity at a more advantageous location for perhaps half the sum of \$12,000,000.

This bill, for these and other reasons, is directly opposed to public interest and we do not believe that in view of the limited public knowledge concerning this proposal the Legislature can afford to pass this bill, and we therefore ask you to use your utmost efforts and influence in securing its defeat.

Very truly yours,

CIVIC LEAGUE OF IMPROVEMENT CLUBS
AND ASSOCIATIONS.

GEO. W. GERHARD, Secretary.

Also:

LOS ANGELES, CALIFORNIA, April 25, 1929

*Clerk of the Assembly,
Sacramento, California.*

DEAR SIR: At a meeting of the city council of the city of Los Angeles held April 25, 1929, the enclosed resolution was adopted.

Respectfully,

ROBT. DOMINGUEZ, City Clerk.

WHEREAS, The best interests of the school child demand that teachers whose efficiency is impaired due to old age or disability retire from the school system; and
WHEREAS, The present retirement pension is so inadequate that this class of teacher is continuing in the system to the detriment of the school child, and

WHEREAS, Teachers render to the economic world, as well as to the home and State an invaluable service, and therefore should be adequately cared for in their old age and infirmity; now, therefore, be it

Resolved, That this council does hereby endorse Senate Bill No. 673, as approved by the Senate Finance Committee, and does hereby petition the Senate and Assembly to pass Senate Bill No. 673, and respectfully urge Governor Young to sign it to the end that the teachers and children of the schools may benefit thereby, and that a copy of these resolutions be sent to each member of the Legislature, the Clerk of the Senate and of the Assembly, and to Governor Young.

Also :

April 16, 1929.

To the Members of the Assembly of
The California State Legislature.

DEAR SIR: We, the members of the California Chiropractic Association, desire to draw to your attention the fact that an attempt is being made to inflict a very unjust and injurious law upon the chiropractors of California.

The resolution herewith enclosed is self-explanatory. As set forth therein, the people of California, by an initiative vote, decided how the Chiropractic Law was to be administered. We believe that any attempt on the part of the Legislature to amend this act would be declared unconstitutional by the courts. However, we do not contemplate that the fair-minded members of the Legislature will pass this bill when they fully understand that it does not meet with the approval of the chiropractors, and that we are unalterably opposed to such a law.

We do not desire to burden you and take up your valuable time with a long dissertation upon this subject. Suffice it to say that we trust and believe that you will give us a fair and impartial verdict.

Respectfully yours,

CALIFORNIA CHIROPRACTIC ASSOCIATION.
DR. CURTIS O. HUNT, President

DR. LEO J. PARRY, Secretary.

Resolution of the California Chiropractic Association relating to Assembly Bill No. 666

WHEREAS, Assembly Bill No. 666 was introduced in the Assembly on January 17, 1929, and referred to the Committee on Governmental Efficiency and Economy; and has since been referred to the Committee on Medical and Dental Laws; and

WHEREAS, Said bill provides for a Board of "Basic Science" Examiners to consist of five members to be appointed by the Governor from the faculty lists of the University of California, Leland Stanford and the University of Southern California and to be learned in anatomy, physiology, chemistry, pathology and hygiene; and

WHEREAS, Said board is given the power to conduct and assist in conducting examinations of all persons applying for licenses to practice medicine and surgery, osteopathy, chiropractic; and

WHEREAS, Said board shall give an examination in writing in the subjects of anatomy, physiology, chemistry, pathology and hygiene as a prerequisite to any person being eligible to examination by the State Board of Chiropractic Examiners, and makes it a misdemeanor for any person to take an examination for a license to practice chiropractic until he has received a certificate from the Basic Science Board, and

WHEREAS, At an election held November 7, 1922, an act 4811 was submitted to the electors of the State by the initiative and approved by the electors by one of the largest majorities ever received for an initiative act; and

WHEREAS, Said act creates a Board of Chiropractic Examiners consisting of five members, provides for the qualifications of the members of said board, provides for the educational requirements of applicants as a prerequisite before examination as follows

"Each applicant shall be a graduate of an incorporated chiropractic school or college, which teaches a course of not less than 2400 hours extended over a period of three school terms of at least six months each, and must give satisfactory proof of having attended not less than 90 per cent of said 2400 hours, and shall present to the board at the time of making said application, a diploma from a high school"; and

WHEREAS, Under the proposed bill an additional requirement of one year in the universities is added in direct conflict with the initiative act; and

WHEREAS, Among the subject matters for the examination for license to practice are the same subjects in which the proposed bill would give the right to the Basic Science Board to examine applicants to wit: anatomy 600 hours, chemistry 100 hours, physiology 200 hours, hygiene 100 hours, pathology 200 hours; and

WHEREAS, The hours above recited from the Chiropractic Initiative Act together with other subjects covered by the act, makes a total of 2400 hours or 400 hours more than is required by the State Medical Board for examination for a druggist practitioners certificate; and

WHEREAS, The "Initiative Chiropractic Act" was passed by the electors of this State to emancipate the chiropractor from the control of medical examiners whose hostility to chiropractors has been and is now evident; and

WHEREAS, The Basic Science Bill would again place the chiropractor at the mercy of the American Medical Association in manner as follows:

(a) The members of the Basic Science Board are to be selected from the State university (north and south) and from Stanford, these universities carry on and conduct medical schools whose teachings and method of practice have no relation to chiropractic as taught in chiropractic colleges; the members so chosen are then prejudice and opposed to chiropractic.

(b) It becomes at once evident that the chiropractor instead of being examined by men learned in chiropractic are again placed at the mercy of medical men, this proposed bill is then violative of the very purpose for which the electors, believing in fair play, passed the initiative act.

(c) The applicant for a chiropractic license is or may be deprived of the right of examination given him by the initiative act.

(d) The proposed bill is an amendment of the Chiropractic Act by adding a prerequisite requirement.

(e) The proposed bill makes it a misdemeanor for the applicant to take the examination under the Chiropractic Act without first passing an examination in the basic sciences before another board. It thus makes it a misdemeanor for the applicant to qualify under and be examined under the provisions of the initiative law governing chiropractic. It may result in depriving the applicant of all rights guaranteed to him under the Chiropractic Act; and

WHEREAS, Article IV of the State constitution reserves to the people the power to propose laws, and under which power so reserved the Chiropractic Initiative Act was passed without power or right in the Legislature of the State to amend or change, and

WHEREAS, The proposed Basic Science Act is in direct and open conflict with the provisions of the Chiropractic Initiative Act, and

WHEREAS, Its passage would again revive and bring about the same conflict and injustice as existed before the passage of the initiative act; now, therefore, be it

Resolved, That we, the members of the California Chiropractic Association, for the foregoing reasons are opposed to the passage of the proposed Basic Science Bill, and on the ground that it violates the right of the initiative and is therefore unconstitutional, and we respectfully ask the legislators of this State not to undermine and destroy the Chiropractic Initiative Act passed to protect chiropractors in their own profession.

Duly passed this 5th day of March 1929

DR. C. O. HUNT, State President.

DR LEO J. PARRY, State Secretary.

Also:

MAYWOOD, CALIFORNIA, April 24, 1929.

Speaker of the Assembly,
Sacramento, California.

Protest against Assembly Bill No. 666, Basic Science Bill.

(Signed)

SUE AMACK, D. C.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON FEDERAL RELATIONS

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1929.

MR SPEAKER: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 11—Relative to restricted immigration—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

WITTER, Chairman.

The above reported joint resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 7—Relating to memorializing the Congress of the United States for federal aid in making provision for the national forests of the State—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

WITTER, Chairman.

The above reported joint resolution ordered on file for adoption.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 9—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding section 15 to article IX thereof, relating to the Henry E. Huntington Library and Art Gallery—has had the same under consideration, and respectfully reports the same back and recommends that it be adopted as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also :

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 11—A resolution to propose to the people of the State of California that the Constitution of said State be amended by adding to article V thereof a new section to be numbered 21, relating to the executive branch of the State government—has had the same under consideration, and respectfully reports the same back and recommends that it be adopted as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 37—Providing a certain amendment to the charter of the city of San Luis Obispo, ratified by the qualified electors of said city at a general municipal election held on the first day of April, 1929;

Also: Assembly Concurrent Resolution No. 42—Relative to study on prison labor; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported concurrent resolutions ordered on file for adoption.

Also :

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 72—An act to amend section 626 of the Penal Code, relating to the protection of game;

Also: Assembly Bill No. 279—An act to amend section 2322r28 of the Political Code, relating to horticultural commissioners in counties of the twenty-eighth class;

Also: Assembly Bill No. 1119—An act to amend an act entitled "An act to authorize and regulate the possession, use, transportation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared," approved March 17, 1911, as amended by adding thereto a new section to be numbered 13, relating to the stocking of lakes and streams with trout by owners of land bordering thereon;

Also: Assembly Bill No. 1155—An act to repeal an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney buses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended;

Also: Assembly Bill No. 1156—An act to amend the California Irrigation District act, approved March 31, 1897, as amended, by amending sections 41, 43, 44, 45 and 46 thereof;

Also: Assembly Bill No. 1164—An act to amend section 1463 of the Penal Code, relating to disposition of fines and forfeitures collected in municipal courts; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading

Also :

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 850—An act to amend section 2322r15 of the Political Code, relating to county horticultural commissioners—and reports that the same has been correctly re-engrossed

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also :

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 40—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirtieth class;

Also: Assembly Bill No. 310—An act to repeal chapter 9 of title IX of part III of the Political Code and to add a new chapter to title IX of part III of the Political Code to be numbered chapter 9 thereof, embracing sections 3839 to 3856, both

inclusive, providing for the levy and collection of poll taxes on male persons over 21 years of age and under 60 years of age who are ineligible to register to vote;

Also: Assembly Bill No. 395—An act to add a new article to chapter 3 of title I of part III of the Political Code to be numbered article XIo, embracing sections 378 to 378f, inclusive, creating a Bureau of Commerce in the State Department of Finance, defining the powers, duties, jurisdiction and functions thereof and making an appropriation therefor;

Also: Assembly Bill No. 658—An act relating to proceedings for the improving of highways, streets, alleys, lanes, courts or places in any city or county and requiring the filing of a petition therefor by the owners of a portion of the lands affected or the making of provision for the payment of a part of the expense of the work or improvement by the city or county;

Also: Assembly Bill No. 831—An act to amend the title and section 3 of an act entitled "An act to regulate the sale and issuance of licenses to hunt, take, pursue, or kill wild birds or mammals, and/or to angle for, take, catch, or kill game fishes for purposes other than sale or profit in order to provide revenue therefrom for fish and game preservation, protection and restoration; defining game fishes; providing a penalty for the violation of this act and repealing all acts and parts of acts inconsistent or in conflict with this act," approved May 27, 1927; And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, April 26, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Concurrent Resolution No. 27—Relative to convention of Spanish War Veterans for 1931.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

Senate Concurrent Resolution No. 27 read first time, and referred to Committee on Soldiers and Sailors Affairs.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 281—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais Forest Fire District, to prevent and extinguish forest, brush and grass fires therein and to protect persons and property from injury, loss or damage resulting from any such fires; and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein and the contribution or payment of public funds therefor." approved May 21, 1917, as amended, relating to the reorganization of the Tamalpais Forest Fire District.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In lines 9 and 10 of the title of the printed bill, strike out the word "reorganization", and insert in lieu thereof the word "boundaries".

AMENDMENT NUMBER TWO.

In line 10 of the title of the printed bill, strike out the period after the word "district", and insert in lieu thereof a comma and the following: "and declaring the same an urgency measure, necessary for the immediate preservation of the public peace, health and safety and providing for its going into effect immediately."

AMENDMENT NUMBER THREE

On page 1, line 1, following the enacting clause, of the printed bill, after the period in said line, insert the following: "There is hereby organized, created, established and incorporated a forest fire district to be known as "Tamalpais forest fire

district" the boundaries of which are hereby established and determined as follows, to wit:

Commencing at a point where the center line of the state highway intersects the northwesterly boundary line of those certain lands shown and delineated as the lands of the Sausalito Land and Ferry Company, upon that certain map entitled "Official map of the lands of the Sausalito Land and Ferry Company" filed in the office of the county recorder of the county of Marin, State of California, on the twenty-sixth day of April, 1869, said point of beginning being upon the southeasterly banks of Coyote creek at the easterly end of the concrete bridge; running thence southwestwardly and southerly along the northwesterly boundary line of the said lands of the Sausalito Land and Ferry Company, aforesaid, to the common corner of ranches A, E and F as said ranches are shown and delineated on that certain map entitled "Tamalpais Land and Water Company map number three" which said map is recorded in the office of the county recorder of the county of Marin, State of California, in book one of maps, at page one hundred four; thence southerly and following the easterly boundary line of ranches F, G and H as said ranches are shown upon the said Tamalpais Land and Water Company map number three, through Tennessee valley to the northeasterly boundary line of ranch I, as shown upon said last mentioned map; thence along the easterly line of said ranch I to the southeasterly corner of said ranch; and thence southwestwardly along the southerly boundary line of said ranch I to high water mark on the Pacific ocean; thence following the line of ordinary high tide aforesaid of the Pacific ocean northwesterly to the entrance of the channel connecting Bolinas inner bay or lagoon with the Pacific ocean; thence crossing said channel to high water mark on the westerly side of said channel; thence following high water mark in a westerly direction to Duxbury point, thence following said line of high water mark of the Pacific ocean in a northwesterly direction and following the indentations and sinuosities of the coast to Point Reyes, thence following said line of high water mark in a northeasterly and northwesterly direction to Pierce's point at the mouth of Tomales bay; thence following high water mark in a southeasterly direction along the southwestwardly side of Tomales bay to the mouth of Paper Mill creek; thence following up the center of Paper Mill creek to a point where said creek is crossed by the bridge on the county road leading from Point Reyes station to Olema; thence following the center line of the county road leading from Point Reyes station in a southerly direction to its intersection with the Tocaloma road at the village of Olema; running thence easterly along said county road leading to Tocaloma to its intersection with the county road running along the easterly bank of Paper Mill creek, running thence northerly and easterly along said county road running along the easterly bank of Paper Mill creek to the mouth of Nicasio creek; running thence up the county road running up Nicasio creek in an easterly and southerly direction, through the village of Nicasio to the intersection of the Nicasio and San Geronimo county road with the Lucas valley county road; thence easterly and along said Lucas valley county road to a point thereon at the summit near a large boulder known as "Big Rock" on the northwesterly boundary of that certain ranch known as the "Victor Sartori ranch", thence northerly along said last mentioned line, following the northerly boundary of San Rafael township to the line of ordinary high tide in San Pablo bay, thence in a general southerly and westerly direction along the line of ordinary high tide in San Pablo bay and San Francisco bay to the northeasterly corporate limits of the city of San Rafael; thence westerly, northerly and westerly along the northerly corporate limits of the city of San Rafael to the easterly corporate limits of the town of San Anselmo; thence southerly along the easterly corporate limits of the town of San Anselmo to the easterly corporate limits of the town of Ross, thence southerly along the easterly corporate limits of the town of Ross and westerly along the southerly corporate limits of the town of Ross to the intersection thereof with the state highway, thence southerly along the state highway to the northwesterly corporate limits of the town of Larkspur, thence northerly, easterly and southerly along the corporate limits of the town of Larkspur to their intersection with the northerly corporate limits of the town of Corte Madera; thence easterly, southerly and westerly along the corporate limits of the town of Corte Madera to their intersection with the state highway; and thence along the state highway to the point of beginning.

Sec 2 The Legislature hereby declares that it deems it necessary for the immediate preservation of the public peace, health and safety that the land situate within such district be included in the taxable property of the county of Marin on or before the first Monday of July, 1929, and that this act therefore constitutes an urgency measure, which under the provisions of section 1 of article four of the constitution of the State of California shall be put into immediate effect

This act shall take effect immediately."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 523—An act to amend section 13 of the "State Medical Practice Act," approved June 2, 1913, as amended, relating to reciprocity certificates.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 6, of the printed bill, before the semicolon following the word "copy", insert the following: "and that said certificate or certificates (was) were secured by (issued to) said applicant without fraud or misrepresentation".

AMENDMENT NUMBER TWO.

On page 2, line 11, of the printed bill, strike out the word "was" following the word "afflicted", and insert in lieu thereof the word "were".

AMENDMENT NUMBER THREE.

On page 2, line 40, of the printed bill, strike out the letter (d) in parentheses and the balance of the line, all of line 41 and the word "representation" and the semicolon following it on line 42.

AMENDMENT NUMBER FOUR.

On page 2, line 44, of the printed bill, after the word "board", strike out the words "of medical".

AMENDMENT NUMBER FIVE.

On page 2, line 45, of the printed bill, strike out the words "examiners of the State of California", and insert in lieu thereof the words "for a similar certificate, as provided in this act or any prior medical practice act of the State of California".

AMENDMENT NUMBER SIX.

On page 4, line 9, of the printed bill, after the word "have", insert the following: "complied with all the provisions in this section following the letters (a), (b), (c), (d), (e), (f) and (g), and must have".

AMENDMENT NUMBER SEVEN.

On page 4, line 29, of the printed bill, following the word "of", strike out the word "medical".

AMENDMENT NUMBER EIGHT.

On page 4, line 29, of the printed bill, following the word "examiners", insert the following: "as provided in this or any prior medical practice acts".

AMENDMENT NUMBER NINE.

On page 4, line 31, of the printed bill, strike out the word "certificate" and all of lines 32, 33, 34 and the words "application hereunder" and the period in line 35, and insert in lieu thereof "physician and surgeon certificate."

AMENDMENT NUMBER TEN.

On page 4, line 49, of the printed bill, after the semicolon, strike out the balance of the line, all of lines 50, 51, 52, and insert in lieu thereof the following: "provided, that the board of osteopathic examiners of the State of California, in the event that an applicant files a verified application on a form adopted by said board and based on a reciprocity certificate to practice osteopathy issued under the provisions of the medical practice act of California, may in its discretion admit such applicant to an oral, practical, clinical examination for a physician's and surgeon's certificate in the event that such applicant in said application presents satisfactory proof that he has fulfilled all the requirements of section 10 of the medical practice act for a physician's and surgeon's certificate and in addition has fulfilled all the provisions of this section following the letters (a), (b), (c), (d), (e), (f) and (g)."

AMENDMENT NUMBER ELEVEN.

On page 5 of the printed bill, strike out all of lines 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and in line 14 the words "of such certificate" followed by the period.

AMENDMENT NUMBER TWELVE.

On page 5, line 14, of the printed bill, following the comma after the word "practical", strike out the word "or", and insert in lieu thereof the word "and".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 217—An act to amend section 14 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to refusal to issue certificates, suspension and revocation of certificates and probation of certificate holders.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 214—An act to amend section 9 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to applications for certification under said act.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 618—An act to add a new section, to be numbered 8h, to an act entitled "An act to regulate the sale and use of poisons in the State of California, and providing a penalty for the violation thereof," approved March 6, 1907, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 4, of the printed bill, as amended in Senate April 3, 1929, after the word "physician", in said line, insert "and surgeon".

AMENDMENT NUMBER TWO.

On page 2, line 16, of the printed bill, as amended in Senate April 3, 1929, after the word "physicians" and before the comma in said line, insert "and surgeons".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 33—An act to amend section 21 of an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other person in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3 of the printed bill, as amended, between lines 27 and 28, insert the following:

"Sec. 2. Section 18 of said act is hereby amended to read as follows:"

AMENDMENT NUMBER TWO.

On page 4, line 22, of the printed bill, as amended, strike out the word "card".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 550—An act to amend sections 3, 6, 6a, 9, 11, 12 and 15 of an act entitled "An act to insure the better education of dental

surgeons and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof," approved May 21, 1915, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed amended bill, after the numerals "12", insert a comma and the numerals "13".

AMENDMENT NUMBER TWO

On page 7, line 20, of the printed amended bill, following the period in said line 20, insert the following:

"SEC. 7. Section 13 of said act is hereby amended to read as follows:

Sec 13. Revocation of license. Any dentist may have his license revoked or suspended by the board of dental examiners for any of the following causes.

(1) His conviction of a felony or misdemeanor involving moral turpitude in which case the record of conviction or a certified copy thereof, certified by the clerk of the court, or by the judge in whose court the conviction is had, shall be conclusive evidence.

(2) The rendition of a final judgment against any such dentist in a court of competent jurisdiction upon a cause of action alleging grossly unskillful or negligent dental practice.

(3) For unprofessional conduct or for gross ignorance or inefficiency in his profession. Unprofessional conduct is hereby defined to be: The employment of persons known as cappers or steerers, to obtain business; the obtaining of any fee by fraud or misrepresentation; willfully betraying professional secrets; employing directly or indirectly any student or any suspended or unlicensed dentist to perform operations of any kind, or to treat lesions of the human teeth or jaws, or correct malimposed formations thereof; aiding or abetting any unlicensed person to practice dentistry unlawfully; habitual intemperance; gross immorality; the use of any false, assumed or fictitious name, either as an individual, firm, corporation, or otherwise, or any practice, advertise or in any other manner indicate that he is practicing or will practice dentistry; directly or indirectly paying, accepting or receiving any commission or rebate in any form or manner on fees for professional services, radiograms, prescriptions or other services or articles supplied to patients."

AMENDMENT NUMBER THREE.

On page 7, line 21, of the printed amended bill, strike out the words "Sec. 7.", and insert in lieu thereof the words "Sec. 8."

AMENDMENT NUMBER FOUR.

On page 7, line 11, of the printed amended bill, following the word "dollars", insert a comma and the following: "or by imprisonment in the county jail for not to exceed six months, or both".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 265—An act to amend section 51 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act, approved April 23, 1915, as amended."

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER
FORTY-TWO.

Assembly Concurrent Resolution No. 42—Relative to study on prison labor.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 42 adopted by the following vote:

AYES—Anderson, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Easley, Eddy, Feeley, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 42 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 42.

Relative to study on prison labor.

WHEREAS, Men foremost in the study of crime and of criminals and prison reform throughout the country are advocating the employment of every convict during his commitment; and

WHEREAS, Other states in the Union seeing the advantage of the employment of criminals as a means of keeping them more contented mentally and in better condition physically and rendering them better able to cope with the world when they are released and thus going a long way in preventing them from violating the law and again returning to prison; and

WHEREAS, The prison population of California is constantly increasing at a net increase of sixty per month; therefore, be it

Resolved by the Assembly, the Senate concurring, That a committee of five be appointed, consisting of three members of the Assembly and two of the Senate, to be appointed by the Speaker of the Assembly and the President of the Senate, to investigate the advisability of a more extended employment of convicts in all our penal institutions and to report its findings to the Legislature meeting in 1931; and be it further

Resolved, That the sum of \$3,000 or so much thereof as may be necessary, be, and the same is hereby made available for the purpose of defraying the expenses of said committee and said investigation, said sum to be paid equally from the contingent funds of the Senate and Assembly and the State Controller is hereby authorized and directed to draw the warrants in favor of the chairman of said committee for such expenditures as may be certified to him from time to time by the chairman of said committee and the State Treasurer is hereby authorized and directed to pay the same.

Assembly Bill No. 395—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article IIo, embracing sections 378 to 378g, inclusive, creating a State Department of Commerce, defining the jurisdiction, functions, powers and duties thereof and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 395 passed by the following vote:

AYES—Badham, Bernard, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crittenden, Deuel, Easley, Eddy, Feeley, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Jepsen, Jewett, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva,

Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, and Mr. Speaker—51.
 NOES—DeYoe, and Luttrell—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 279—An act to add a new section to the Political Code, to be numbered 4257½, relating to office hours of certain county officers in counties of the twenty-eighth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 279 passed by the following vote:

AYES—Anderson, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 120—An act to amend section 9x4 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary and expenses of the county librarian in counties of the fourth class.

Bill read third time.

The question being on the passage of the bill.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Heisinger moved a call of the House.

Motion carried.

Time, twelve o'clock m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Anderson, Badham, Bernard, Brock, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Kline, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Witter, Wright, Young, and Mr. Speaker—58

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

MOTION FOR SPECIAL ORDER.

Mr. Hornblower moved that the consideration of Senate Constitutional Amendment No. 18 be made a special order for Wednesday, May 1, 1929, at two o'clock and thirty minutes p.m.

The question being on the motion to make Senate Constitutional Amendment No. 18 a special order for Wednesday, May 1, 1929, at the hour of two o'clock and thirty minutes p.m.

SUBSTITUTE MOTION.

Mr. West moved as a substitute motion that Senate Constitutional Amendment No. 18 be re-referred to the Committee on Motor Vehicles.

RULING BY SPEAKER.

The Speaker ruled the substitute motion of Mr. West out of order.

The question being on the motion of Mr. Hornblower that Senate Constitutional Amendment No. 18 be made a special order for Wednesday, May 1, 1929, at the hour of two o'clock and thirty minutes p.m.

REQUEST FOR ROLL CALL.

On request of Messrs. Lyons, West and Jespersen, the Speaker ordered a roll call taken on the motion to have Senate Constitutional Amendment No. 18 made a special order for Wednesday, May 1, 1929, at the hour of two o'clock and thirty minutes p.m.

The roll was called, and the motion to make Senate Constitutional Amendment No. 18 a special order carried by the following vote:

AYES—Adams, Arnold, Bishop, Brock, Byrne, Cloudman, Craig, Cronin, Deuel, DeYoe, Easley, Emmett, Feeley, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Jewett, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Miller, James A., Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, Williams, Young, and Mr. Speaker—46.

NOES—Anderson, Bernard, Cloudsley, Collier, Coombs, Crittenden, Crowley, Eddy, Fisher, Harper, Ingels, Jespersen, Lyons, Meeker, Miller, Eleanor; Mixer, Nielsen, Roland, Spalding, West, Witter, and Wright—22.

Senate Constitutional Amendment No. 18 made special order for Wednesday, May 1, 1929, at the hour of two o'clock and thirty minutes p.m.

MOTION TO WITHDRAW BILL.

Mr. West moved that Senate Bill No. 511 be withdrawn from Committee on Motor Vehicles and placed on file for passage.

The question being on the motion to withdraw Senate Bill No. 511 from committee.

WITHDRAWAL OF MOTION.

Mr. West, with the consent of his second, withdrew his motion to withdraw Senate Bill No. 511 from Committee on Motor Vehicles.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At twelve o'clock and fifty-five minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Heisinger.

The roll of absentees was called, and Assembly Bill No. 120 passed by the following vote:

AYES—Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Fisher, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, McDonough, Meeker, Miller, Eleanor; Mixer, James A., Morrison, Nielsen, Noyes, Oliva, Parkman, Roland, Scudder, Seawell, Snyder, Spalding, West, Williams, Witter, and Wright—48.

NOES—Adams, Arnold, Cloudman, Cronin, Emmett, Feeley, Flynn, Fry, Gilmore, Hawes, Luttrell, Lyons, McGinley, McGuinness, Morgan, Patterson, Quigley, Rein-dollar, Scofield, Stockwell, Young, and Mr. Speaker—22.

Title read and approved.

Bill ordered transmitted to the Senate.

RECESS.

At twelve o'clock and fifty-five minutes p.m., on motion of Mr. Fry, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Wright:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 16r6 of the "Weights and Measures Act," approved June 16, 1913, as amended, relating to the salaries of the sealer of weights and measures and his deputies in counties of the sixth class.

Referred to Committee on Introduction of Bills.

By Mr. Luttrell:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to provide for the transferring of moneys in the contingent fund of the State Fire Marshal to the clothes cleaning establishment fund; abolishing the contingent fund of the State Fire Marshal; and providing for support of the Division of Industrial Fire Safety, in the Department of Industrial Relations.

Referred to Committee on Introduction of Bills.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 797—An act providing for the formation, government and operation of harbor districts, for the creation, improvement and development of harbors, for the acquisition and improvement, government and operation of lands and works in connection therewith or appurtenant thereto, whether lying entirely within unincorporated territory of a county or wholly or partially including territory of one or more municipalities within such county or lying within unincorporated territory of said county and one or more municipalities therein; providing for the classification of such harbors and lands into commercial or recreational or commercial and recreational harbors, and providing generally what may and may not be done in such harbors so classified and authorizing the governing body of such harbor district to adopt rules and regulations in relation to said harbor, and to adopt and enforce ordinances restricting and governing the said harbor and its use, violation of any said ordinance being punishable as misdemeanors by fine or imprisonment, or both fine and imprisonment; providing a means for defraying the cost and expense of forming, constructing, improving, governing and operating such harbor district and harbors, and authorizing counties and cities, jointly and separately, to defray or contribute out of their general funds to such costs and expenses of such harbor districts, and authorizing the incurring of indebtedness, the issuance of bonds and the levy and collection of taxes within such district and the enforcement of such bonds and taxes; providing for the levy of special assessments within such district to defray such costs and expenses, either wholly or partially, and authorizing the governing body of such harbor district to determine what zones, if any, within the

harbor district are benefited to a greater or less extent than other zones, and to define said zones within such district and assess the cost of the said harbor works and improvements within said district zones in accordance with the benefits so found to be enjoyed by the several zones therein delineated; providing and empowering such districts to accept financial or other aid for improvements and operations from the United States of America, the State of California, and from any person or persons; and providing for the appointment and election within any such harbor district formed under this act of a Board of Harbor Governors and fixing the qualifications, tenure of office, powers, duties and manner of election of such board of governors—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

HORNBLOWER, Chairman.
 PARKMAN.
 OLIVA.
 MORRISON.
 BYRNE.
 MCGINLEY.
 SCOFIELD.
 KEATON.

The above reported bill ordered on file for second reading.

ON SOLDIERS AND SAILORS AFFAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929.

MR SPEAKER: Your Committee on Soldiers and Sailors Affairs, to which was referred Assembly Bill No. 1128—An act to provide for the organization and government of community or memorial hall districts and to provide for the acquisition or construction and maintenance of community or memorial halls for the use of the inhabitants of the district for recreational, educational and related activities—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

KEATON, Chairman.
 KLINE
 MCGINLEY.
 MORGAN
 SCUDDER.
 NIELSEN.
 MILLER, JAMES A.

The above reported bill ordered on file for second reading.

ON SOCIAL SERVICE AND WELFARE

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929

MR SPEAKER: Your Committee on Social Service and Welfare, to which was referred Senate Bill No. 844—An act to amend section 2210 of the Political Code, relating to the Woman's Relief Corps Home of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

CRITTENDEN, Chairman.
 STOCKWELL.
 EDDY.
 HORNBLOWER.
 OLIVA
 ANDERSON.
 JESPERSEN
 SEAWELL.

The above reported bill ordered on file for second reading.

ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929.

MR SPEAKER: Your Committee on Attaches respectfully begs leave to report that it has carefully considered the applications for the position hereinafter set forth and desires to submit the following resolution:

Resolved. That the following named persons be and they are hereby appointed and employed for the position and at the per diem as set opposite their names, the same to date from and to include April 29, 1929:

Bertram Snyder, Page.....	\$2 50
F. C. Cloudsley, Jr., Page.....	2 50

The said per diem to be paid out of the fund for the payment of officers and employees of the Assembly and the Controller is hereby authorized and directed to

draw warrants from such fund in favor of the above named persons at the said per diem and the State Treasurer is hereby authorized to pay the same.

Respectfully submitted.

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Mixer, Nielsen, Patterson, Reindollar, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—54.

NOES—None.

SPECIAL ORDER.

The hour of two o'clock p.m. having arrived, the special order heretofore set for this hour was taken up for consideration.

CONSIDERATION OF ASSEMBLY BILL NUMBER EIGHTY-EIGHT.

Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Williamson:

AMENDMENT NUMBER ONE

On page 2, line 7, of the printed bill, after the word "encumbrance", insert "any part of the consideration for which is executory".

AMENDMENT NUMBER TWO.

On page 2, line 7, of the printed bill, after the word "shall", insert "cause the same to be recorded prior to the time when such structure or work of improvement was commenced and shall also".

AMENDMENT NUMBER THREE

On page 2, lines 27 to 31, inclusive, of the printed bill, strike out the following: "such mortgage, trust deed or other incumbrance attached before or after the time when the work of improvement was commenced and irrespective of".

AMENDMENT NUMBER FOUR.

On page 2, line 31, of the printed bill, strike out the word "when".

AMENDMENT NUMBER FIVE.

On page 2, line 31, of the printed bill, strike out the period, and insert in lieu thereof the following: "Wholly or in part before or after the time when the work of improvement commenced".

AMENDMENT NUMBER SIX

On page 2, line 35, of the printed bill, after the word "than", insert the words "fifty per cent of".

AMENDMENT NUMBER SEVEN.

On page 2, line 46, of the printed bill, strike out the words "time of".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 72—An act to amend section 626 of the Penal Code, relating to the protection of game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 72 passed by the following vote :

AYES—Adams, Anderson, Badham, Bishop, Bliss, Brock, Collier, Coombs, Craig, Crowley, Deuel, DeYoe, Dillinger, Easley, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Jespersen, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Quigley, Reindollar, Roland, Scofield, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—49.

NOES—Harper—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 222—An act to appropriate money to pay the claims of corporations, arising from the erroneous assessment and payment under protest of taxes, under the Corporation License Act approved May 10, 1915, and the return of corporation license taxes erroneously collected.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote :

AYES—Adams, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—55.

NOES—None.

Assembly Bill No. 222—An act making an appropriation to pay the claim of Lew A. Norton against the State of California, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 222 passed by the following vote :

AYES—Adams, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1119—An act to amend an act entitled "An act to authorize and regulate the possession, use, transportation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared," approved March 17, 1911, as amended, by adding thereto a new section, to be numbered 13, relating

to the stocking of lakes and streams with trout by owners of land bordering thereon.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1119 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jost, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Patterson, Quigley, Reindollar, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 480—An act to add a new section to the Penal Code, to be numbered 6287, relating to the protection of fresh water crayfish

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 480 passed by the following vote:

AYES—Adams, Arnold, Anderson, Badham, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jost, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Patterson, Quigley, Reindollar, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1164—An act to amend section 1463 of the Penal Code, relating to disposition of fines and forfeitures collected in municipal courts

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1164 passed by the following vote:

AYES—Adams, Anderson, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Edly, Feigenbaum, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Patterson, Quigley, Reindollar, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1007—An act to amend section 3611 of the Political Code, relating to the exemption of buildings and real property used exclusively for religious worship.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Arnold, Badham, Bliss, Brock, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Feeley, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noves, Oliva, Patterson, Quigley, Reindollar, Roland, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—Clowdsley, DeYoe, Emmett, Feigenbaum, Jost, Scudder, and Williamson—7.

Assembly Bill No. 1007—An act to amend section 3611 of the Political Code, relating to the exemption of buildings and real property used exclusively for religious worship.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1007 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bliss, Byrne, Cloudman, Clowdsley, Collier, Coombs, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jost, Kline, Little, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Morrison, Noves, Oliva, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Woolwine, Wright and Mr. Speaker—57.

NOES—Miller, Eleanor—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 310—An act to repeal chapter 9 of title IX of part III of the Political Code and to add a new chapter to title IX of part III of the Political Code, to be numbered chapter 9 thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes on persons over 21 years of age and under 60 years of age who are ineligible to become a qualified elector in this State.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Stockwell moved that Assembly Bill No. 310 be withdrawn from the file, and ordered re-referred to Committee on Revenue and Taxation.

Motion carried.

Assembly Bill No. 310 ordered re-referred to Committee on Revenue and Taxation

Assembly Bill No. 1155—An act to repeal an act entitled "An act providing for the supervision and regulation of transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jost moved that Assembly Bill No. 1155 be withdrawn from the file, and ordered re-referred to Committee on Public Utilities.

Motion carried.

Assembly Bill No. 1155 ordered re-referred to Committee on Public Utilities.

Assembly Bill No. 1156—An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending sections 41, 43, 44, 45 and 46 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1156 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jost, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Patterson, Qugley, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Woolwine, Wright, and Mr. Speaker—64.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Collier moved to amend the title as follows:

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out the period in said line 3, and insert in lieu thereof a comma and the following: "relating to the delinquency of assessments, the sale and resale of property therefor, and the keeping of a record of such property sold thereunder."

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER

THIRTY-SEVEN.

Assembly Concurrent Resolution No. 37—Relative to the charter of the city of San Luis Obispo ratified by the qualified electors of said city at a general municipal election held on the first day of April, 1929.

Concurrent resolution read.

FLOOR AMENDMENTS.

During reading of the concurrent resolution, the following amendments were submitted by Mr. Jespersen:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed resolution, strike out the word "Providing", and insert in lieu thereof the word "Approving".

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed resolution, strike out the words "taken for the proposal", and insert in lieu thereof the following: "duly had and taken for the proposal, submission,".

AMENDMENT NUMBER THREE.

On page 3, line 52, of the printed resolution, immediately following said line 52, insert the following paragraphs:

"And,

WHEREAS, The said proposed amendment so ratified as hereinabove set forth is now duly presented and submitted to the Legislature of the State of California for

approval or rejection without power of alteration, in accordance with section 8, article eleven of the constitution of the State of California; now, therefore, be it

Resolved by the Assembly, the Senate concurring, a majority of all of the members elected to each house voting therefor and concurring therein, That said amendment to the said charter of the city of San Luis Obispo herein set forth as presented to and ratified by the qualified electors of said city be, and the same is hereby approved as a whole, without amendment or alteration, for and as an amendment to, and as part of the charter of said city of San Luis Obispo."

Amendments adopted.

Assembly Concurrent Resolution No. 37 ordered to reprint, engrossment, and on file for adoption.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Deuel (by request): An act authorizing and empowering any municipal corporation to which tidelands, and submerged lands, situated within the limits thereof, have been, or may hereafter be, granted by the State of California, to grant all or any portion of such lands to the United States for public or governmental (including military or naval) purposes and validating and confirming grants of such lands made by such municipal corporations to the United States.

By Mr. Feeley: An act authorizing the Department of Public Works of the State of California to enter into a contract with the Carquinez Toll Bridge Company, a corporation, to build and construct a bridge across the waters of the Carquinez Straits and to acquire the necessary lands therefor and to provide for the payment therefor.

By Mr. Morgan: An act to amend section 1 of an act entitled "An act granting to the city of Berkeley the salt marsh, tide and submerged lands of the State of California, including the right to wharf out therefrom to the city of Berkeley, and regulating the management, use and control thereof," approved June 11, 1913, as amended.

By Mr. Wright: An act to amend section 16.6 of the "Weights and Measures Act," approved June 16, 1913, as amended, relating to the salaries of the scaler of weights and measures and his deputies in counties of the sixth class.

By Mr. Luttrell: An act to provide for the transferring of moneys in the contingent fund of the State Fire Marshal to the clothes cleaning establishment fund; abolishing the contingent fund of the State Fire Marshal; and providing for support of the Division of Industrial Fire Safety, in the Department of Industrial Relations.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jost, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Patterson, Quigley, Reindollar, Roland, Seudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Woolwine, Wright, and Mr. Speaker—64.

NOES—None.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Assembly Bill No. 222—An act making an appropriation to pay the claim of Lew A. Norton against the State of California, declaring the urgency thereof, and providing that this act shall take effect immediately.

J. A. BEEK, Secretary of Senate

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The above reported bill ordered to enrollment.

HON. S. L. HEISINGER IN THE CHAIR.

At three o'clock and twenty-seven minutes p.m., Hon. S. L. Heisinger, member of the Assembly from the Fifty-second District, in the chair.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER SIX.

Senate Constitutional Amendment No. 6—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article XIII thereof a new section, to be numbered 1 $\frac{5}{8}$, relating to the taxation of hospitals and sanatoriums conducted not for private profit.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 6 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—56.

NOES—DeYoe, and Dillinger—2.

Title read and approved.

Senate Constitutional Amendment No. 6 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 6.

A resolution to propose to the people of the State of California, an amendment to the constitution of said State, by adding to article XIII thereof, a new section to be numbered 1 $\frac{5}{8}$, relating to the taxation of hospitals and sanatoriums conducted not for private profit

Resolved by the Senate, the Assembly concurring. That the Legislature of the State of California at its regular session commencing on the seventh day of January, A. D. 1929, two-thirds of all the members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes to the people of the State of California, that the constitution of said State be amended by adding to article XIII thereof, a new section to be numbered 1 $\frac{5}{8}$ and to read as follows:

Sec 1 $\frac{5}{8}$. Any hospital or sanatorium, charitable or otherwise, within the State of California, not organized or conducted for private profit, shall take and hold exempt from taxation, its property and income, when such property and income are used exclusively for hospital or sanatorium purposes. The Legislature shall prescribe the method of determining from time to time the tax exempt status of all hospitals and sanatoriums.

THE SPEAKER IN THE CHAIR.

At four o'clock and eight minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 25—An act to amend an act entitled "An act to restrict the running of dogs at large; to protect live stock from depredations of dogs; to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this act a misdemeanor, and providing penalties therefor and providing for collection of damages by owners of live stock injured by dogs." approved June 3, 1921, as amended, by amending sections 1 and 4 of said act and adding sections 4a, 4b and 4c to said act, relating to the running of dogs at large and the killing or injuring of live stock or poultry by dogs.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 25 finally passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Coombs, Craig, Crittenden, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Heisinger, Hornblower, Ingels, Jepsersen, Jewett, Jost, Keaton, Luttrell, McDonough, McGuinness, Meeker, Mixer, Morgan, Nielsen, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Witter, and Wright—45.

NOES—Adams, Anderson, Cloudman, Collier, Cronin, Deuel, Dillinger, Feigenbaum, Fry, Gilmore, Harper, Hawes, Hoffman, Little, Lyons, McGinley, Miller, Eleanor; Morrison, Roland, West, Williamson, Woolwine, and Mr. Speaker—23.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Byrne gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 25 was this day passed.

Senate Bill No. 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702 and 703, relating to the Division of Exhibits within the Department of Finance.

Bill read third time

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Jepsersen:

AMENDMENT NUMBER ONE.

On page 4, line 3 of the printed bill, as amended in Assembly April 17, 1929, after the period following the word "effective", in said line, insert the following: "The governor shall not appoint more than one such member from any one congressional district nor more than one from any one county; nor shall he appoint more than one such member from, nor as a representative of, any one branch of the agricultural industry."

Amendment adopted.

Bill ordered to reprint, and on file for third reading.

Senate Bill No. 280—An act to amend section 227 of the Civil Code, relating to the filing of papers in adoption proceedings.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Feigenbaum:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, after the comma following the word "adopted", insert the following: "and in case there has been no relinquishment for adoption as provided in section 224 of this code".

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, after the word "person", insert the words "or persons".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 843—An act authorizing and directing the Governor of the State of California to grant to the United States of America easements, the nature of which are described hereinafter, in and over

certain parcels of real property, heretofore acquired by the State of California in connection with the rectification of the San Joaquin River, which said parcels of real property are more particularly described hereinafter, said easements to be used by the United States in connection with the deepening, widening and rectification of the channel of the San Joaquin River, in accordance with an act of Congress entitled "An act authorizing the construction, repair and preservation of certain public works on rivers and harbors, and for other purposes," approved by the President on January 21, 1927.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Cloudsley :

AMENDMENT NUMBER ONE.

On page 7 of the printed bill, strike out all of lines 41 and 42, down to and including the word "records".

AMENDMENT NUMBER TWO.

On page 12, line 37, of the printed bill, strike out the word "northern", and insert in lieu thereof the word "northerly".

AMENDMENT NUMBER THREE.

On page 22, line 44, of the printed bill, strike out the figures "204½", and insert in place thereof the figures "202½".

AMENDMENT NUMBER FOUR

On page 24, line 44, of the printed bill, after the word "point", insert a semicolon.

AMENDMENT NUMBER FIVE.

On page 25, line 41, of the printed bill, after the word "point", insert a semicolon.

AMENDMENT NUMBER SIX.

On page 34, line 26, of the printed bill, strike out the word "of", before the letter "C".

AMENDMENT NUMBER SEVEN.

On page 42, line 10, of the printed bill, strike out the word "twenty", and insert in lieu thereof the figures "20".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated :

By Mr. Wright: Assembly Bill No. 1168—An act to amend section 1626 of the "Weights and Measures Act," approved June 16, 1913, as amended, relating to the salaries of the sealer of weights and measures and his deputies in counties of the sixth class.

Bill read first time, and referred to Committee on County Government.

By Mr. Morgan: Assembly Bill No. 1169—An act to amend section 1 of an act entitled "An act granting to the city of Berkeley the salt marsh, tide and submerged lands of the State of California including the right to wharf out therefrom to the city of Berkeley, and regulating the management, use and control thereof," approved June 11, 1913, as amended.

Bill read first time, and referred to Committee on Commerce and Navigation

By Mr. Deuel (by request) : Assembly Bill No. 1170—An act authorizing and empowering any municipal corporation to which tidelands, and submerged lands, situated within the limits thereof, have been, or may hereafter be, granted by the State of California, to grant all or any portion of such lands to the United States for public or governmental (including military or naval) purposes and validating and confirming grants of such lands made by such municipal corporations to the United States.

Bill read first time, and referred to Committee on Municipal Corporations.

By Mr. Luttrell : Assembly Bill No. 1171—An act to provide for the transferring of moneys in the contingent fund of the State Fire Marshal to the clothes cleaning establishment fund; abolishing the contingent fund of the State Fire Marshal; and providing for support of the Division of Industrial Fire Safety, in the Department of Industrial Relations.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

RESOLUTION.

The following resolution was offered :

By Messrs. Little, Byrne, McGinley, Keaton, Woolwine, Badham, Lyons and Stockwell, and Miss Miller :

WHEREAS, The Assembly has heard with profound regret of the death of the father of Assemblyman Harry F. Sewell; and

WHEREAS, Each and every member of this House realizes the loss sustained by our fellow member in the passing of his father, thus depriving him of the loving companionship of a parent; therefore, be it

Resolved, That the members of the Assembly extend to Hon. Harry F. Sewell their deepest sympathy in this hour of his great bereavement; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to cause these resolutions to be suitably engrossed and transmitted to Assemblyman Sewell for expression to his family.

Resolution read, and unanimously adopted.

MOTION FOR SPECIAL ORDER.

Mr. Jewett moved that consideration of Senate Bill No. 379 be made a special order for Tuesday, April 30, 1929, at eleven o'clock a.m.

Motion carried.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 493—An act making an appropriation to be expended by the State Director of Agriculture in the performance of his powers and duties in relation to land settlement and land settlement projects;

Also: Senate Bill No. 732—An act to amend sections 373a and 373b of the Political Code, relating to the Department of Natural Resources;

Also: Senate Bill No. 787—An act to amend section 456 of the Political Code, relating to employees in the office of the State Treasurer and fixing their salaries; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass, and be re-referred to Committee on Ways and Means.

FEIGENBAUM, Chairman.

The above reported bills ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 741—An act to amend section 363a of the Political Code, relating to the Department of Public Works—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

FEIGENBAUM, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 225—An act to add three new sections to the Political Code to be numbered 541, 542 and 543, relating to State Printing and the preparation of copy therefor:

Also: Senate Bill No. 836—An act authorizing the Department of Finance to sell certain property belonging to the State of California, situated in San Bernardino County, State of California, and providing for the expenditure of any moneys received therefrom.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

FEIGENBAUM, Chairman.

The above reported bills ordered on file for second reading.

ON SOLDIERS AND SAILORS AFFAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929

MR. SPEAKER: Your Committee on Soldiers and Sailors Affairs, to which was referred Senate Concurrent Resolution No. 27—Relative to Convention of Spanish War Veterans for 1931—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

KEATON, Chairman.
QUIGLEY.
CLOUDSLEY.
MILLER.
KLINE.
SCUDDER.
PATTERSON.
MORGAN.
ADAMS.

The above reported concurrent resolution ordered on file for adoption.

ADJOURNMENT.

At four o'clock and fifty-five minutes p.m., on motion of Mr. Fry, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Tuesday, April 30, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER.

SACRAMENTO, Tuesday, April 30, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuin-

ness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Ohva, Parkman, Patterson, Quigley, Rendollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—76.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Jespersen, Mr. Jones was granted leave of absence for the day.

On motion of Mr. Brock, Mr. Sewell was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Crowley, Mr. J. J. Finney, principal of Crystal School; Mrs. W. U. Goodman, Mr. and Mrs. W. C. Hale, Asa Scarlett, Mr. P. O'Neil, Mrs. Jennie Clayton, Mrs. D. E. Clayton, Mrs. J. J. Finney and the following students of the eighth grade: Willie Walton, Sam Scarlett, Minnie Leonardy, Edward Hopkins, Anthony Tamba, Dorothy Meinart, Anthony Valine, Verna Hampson, George Eichler, Leland Bessette, Morris Buck, Henry Dreith, Burt Goodman, Marie Buzzini, Dickson Hale, Arthur Wong, James Messenger, John Melgar, John Pollard, Dorothy Clayton and George Simonian, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Noyes, Homer H. Cornick, principal of Davis Grammar School; Mrs. Deming MacLise, Mrs. Ben D. Moses, Mrs. Frank Hall and the following students: Ethel Shierloh, Deming MacLise, Jr., Lucille Jacobsen, Myrtle Hamblin, Andrea Pena, Dorothy Watson, Laura Ezell, Kathryn Irwin, Kathryn Veihmeyer, Allen Moses, Edward Samsel, Alberta Brady, Kiyoshi Morisaki, Jean Lillard, Walter Hopkins, Ernest Sevier, John McBride, Britton Schrodessa, Philip Wray, Fred Jacobsen and Dorothy McCully, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mrs. Morteret of Oakland was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Brock, Mr. A. E. Allen, county assessor of San Bernardino, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Easley, Mr. and Mrs. R. H. Mowbray of Oakland were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Miss Miller, Mrs. Grace S. Dorris of Bakersfield, a former member of the Assembly, was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Mr. Speaker:

SACRAMENTO, CALIFORNIA, April 29, 1929.

*To the Members of the Assembly of the State of California,
State Capitol, Sacramento, California.*

The members of the Assembly are courteously invited to attend the reception and memorial meeting which will mark the opening of the Twenty-sixth Encampment, United Spanish War Veterans of the Department of California.

This meeting will be held in the Memorial Auditorium, Sacramento, at 8 o'clock, Sunday evening, May 12, 1929, and will be open to the public.

An interesting patriotic program is being arranged. We are assured of the attendance of the Commandier-in-Chief of the United Spanish War Veterans, William L. Grayson of Georgia, and Honorable C. C. Young, Governor of California, has promised to attend if other engagements permit.

There will be approximately 1200 delegates to the Encampment who will be present at this meeting. In addition there will be in attendance veterans of the Civil War and various other patriotic organizations.

The presence of the members of the Assembly will be greatly appreciated by all.

Respectfully,

F. F. ATKINSON,
Chairman, Encampment Committee.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 7—Relating to memorializing the Congress of the United States for federal aid in making provision for the national forests of the State—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported joint resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 618—An act to amend section 4278 of the Political Code, relating to salaries and fees of officials in counties of the forty-ninth class;

Also: Assembly Bill No. 646—An act to create a fish and game refuge; relating to the propagation, conservation and protection of fish and game and providing penalties for violations of the act;

Also: Assembly Bill No. 717—An act to amend the title, to amend section 1 and to add a new section to be numbered section 1a, to an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assessment of property thereon to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements;

Also: Assembly Bill No. 1152—An act to amend section 1614 of the Penal Code, relating to prisoners in city jails;

Also: Assembly Bill No. 121—An act to amend section 4233 of the Political Code, relating to the salaries and expenses of officers of counties of the fourth class; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also :

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No 363—An act to amend sections 2, 3, and 4 and to add a new section to be numbered 4a to an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, as amended, relating to street improvement bonds—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also :

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 367—An act to amend sections 3, 10, 19, 20, 21, 25, 27, 40, 41 and 79b and to add certain new sections thereto to be numbered 20a, 20b, 20c, 20d, 20e, 20f, 20g, 20h, 20i and 20j to an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to street improvements—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

ON OIL INDUSTRIES

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating and licensing the distribution or sale of such products, prescribing penalties for violation of the provisions hereof and repealing acts and parts of acts inconsistent therewith—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SCOFIELD, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Senate Bill No 560—An act to amend the title and sections 1, 3, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48, 50, 51 and 53, to repeal sections 2, 25 and 31, and to add seven new sections to be numbered 8a, 8b, 8c, 14a, 16a and 17a of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production, providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers, fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, relating to the regulation, control, operation and abandonment of oil and gas producing wells; relating to taxation of oil and gas and oil and gas producing lands; conferring certain powers on the Department of Natural Resources, its agents and employees; abolishing the jurisdiction of the State Mining Bureau and the State Mineralogist over the natural resources of petroleum and gas and providing for the protection of the natural resources of petroleum and gas from waste and destruction—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SCOFIELD, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 656—An act to amend section 4248 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the nineteenth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 219—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 35—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending sections 2, 3, 15, 23 and 23a of article IV thereof, relating to the legislative department—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Bill No. 1055—An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act," approved June 12, 1915, as amended, relating to powers of the district—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 373—An act granting to the city of Los Angeles the tidelands and submerged lands of the State within the boundaries of said city—has had the same under consideration, and respectfully reports the same back, and recommends that it pass as amended.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.

ON REVISION AND PRINTING.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER: Your Committee on Revision and Printing, to which was referred Assembly Bill No. 1020—An act to amend section 410 of the Political Code, relating to the distribution of the laws, resolutions and Journals of Legislature; of reports of Supreme Court—has had the same under consideration and respectfully reports the same back, and recommends that it do pass as amended.

HEISINGER, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 852—An act to amend section 1 of an act entitled "An act to provide a stenographer and typist for judges of the superior courts, and providing for their

salaries and the payments thereof," approved May 31, 1927, relating to stenographers for judges of the superior court in and for the counties of the fifteenth class—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WILLIAMSON, Vice Chairman.

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR SPEAKER Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 1171—An act to provide for the transferring of moneys in the contingent fund of the State Fire Marshal to the clothes cleaning establishment fund; abolishing the contingent fund of the State Fire Marshal; and providing for support of the Division of Industrial Fire Safety, in the Department of Industrial Relations—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 26, 1929.

MR SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day adopted as amended, Assembly Concurrent Resolution No. 36—Relative to adjournment—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Concurrent Resolution No. 36?

AMENDMENT NUMBER ONE.

On page 1, in lines 3 and 4, of the printed resolution, strike out the following: "Friday, May 10, 1929", and in lieu thereof insert "Wednesday, May 15, 1929."

The roll was called, and Senate amendment to Assembly Concurrent Resolution No. 36 was concurred in by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Cronin, Crowley, Deuel, Eddy, Emmett, Feigenbaum, Fisher, Fix, Harper, Hawes, Heisinger, Jost, Khne, Lattle, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Quigley, Remdollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—54.

NOES—Snyder—1.

The above reported concurrent resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 30, 1929.

MR SPEAKER I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 9—An act to amend section 1206 of the Code of Civil Procedure, relating to preferred labor claims filed under attachments, garnishments and executions;

Also Senate Bill No. 35—An act relating to the unencumbered balance of the appropriation for the seventy-ninth and eightieth fiscal years for the improvement of navigation and flood control of the Sacramento, San Joaquin, and Feather rivers, in accordance with the provisions of chapter 303, page 498, Statutes of 1925, \$400,000 and chapter 304, page 499, Statutes of 1925, \$400,000, as contained in chapter 142 of the California Statutes of 1927, releasing said balance from such restriction on expenditures, prescribing how said balance shall be expended, and reappropriating said balance;

Also Senate Bill No. 660—An act authorizing the conveyance to the county of Los Angeles, State of California, of lands and rights of way for road purposes along, in, through or across property of the State known as the Norwalk State Hospital grounds.

Also: Senate Bill No. 841—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III, embracing sections 375 to 375*d*, inclusive, relating to a Department of Investment for purposes of representation in the Governor's Council.

J. A. BEEK, Secretary of Senate.

By CHARLES A. McLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 29, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 205—An act to amend section 524 of the Penal Code, relating to attempts to extort money or property by means of verbal threats;

Also: Senate Bill No. 218—An act to amend section 4262 of the Political Code, relating to the salaries of county officers of counties of the thirty-third class;

Also: Senate Bill No. 761—An act to amend an act entitled "An act to authorize the issuance and sale of bonds of the Sacramento and San Joaquin Drainage District based upon assessments levied by the Reclamation Board upon lands in said district," approved May 27, 1919, as amended, by amending section 34, providing for the disposition of proceeds of bond sales, and section 42, relating to installments to pay the interest and principal on bonds and by repealing section 36 thereof;

Also: Senate Bill No. 762—An act to amend "Sacramento and San Joaquin Drainage District Refunding Act," approved May 26, 1927, by repealing sections 4, 5, 6, 7, 8, 9, 11 and 12 of said act and by amending section 2 thereof, relating to the operation and maintenance of certain flood control project works, by amending section 3 thereof, relating to the cancellation of bonds and providing for the disposition of moneys now in the bond fund or bond interest fund, by amending section 10 thereof, relating to the calling of installments for the collection of Sutter-Butte By-pass Assessment No. 6, and by amending section 13 thereof, relating to payment of assessments in warrants and to the crediting of installment payments;

Also: Senate Bill No. 763—An act to amend sections 14, 15 and 19 of the "Reclamation Board Act," approved December 24, 1911, as amended, and adding two new sections thereto to be numbered 15*a* and 37*a*, respectively, relating to the auditing of canceled warrants and providing for the application of moneys released, reimbursed, or appropriated under and pursuant to chapter 176, California Statutes of 1925 and the War Department Appropriations Act of Congress of the United States for the fiscal year ending June 30, 1930, being Public Law No. 943, seventieth Congress, approved February 28, 1929, and providing for the repeal of all laws in conflict herewith.

J. A. BEEK, Secretary of Senate.

By CHARLES A. McLEAN, JR., Assistant Secretary.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1128—An act to provide for the organization and government of community or memorial hall districts and to provide for the acquisition or construction and maintenance of community or memorial halls for the use of the inhabitants of the district for recreational, educational and related activities.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 852—An act to amend section 1 of an act entitled "An act to provide a stenographer and typist for judges of the superior courts, and providing for their salaries and the payments thereof," approved May 31, 1927, relating to stenographers for judges of the superior court in and for the counties of the fifteenth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out all of said line 5, and insert in lieu thereof the following:

"SECTION 1. In counties of the fifteenth class having more than one judge there shall be appointed for each judge of the superior court, one competent stenographer and secretary skilled in such work, whose duties shall be to render such services as such judge may require each day; the salary of such stenographer and secretary shall be not to exceed one hundred and twenty-five dollars per month; the amount to

be fixed by the superior court judge by whom said stenographer and secretary is appointed."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating and licensing the distribution or sale of such products; prescribing penalties for violation of the provisions hereof and repealing acts and parts of acts inconsistent therewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 4 of the title of the printed bill, after the semicolon, insert the following: "providing for the payment and collection of certain license fees; defining the powers and duties of the division of weights and measures, superintendent of weights and measures, department of agriculture and the officers and employees thereof in relation thereto;".

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out lines 1 to 24, inclusive; also strike out pages 2 to 8, inclusive, and insert in lieu thereof the following:

"SECTION 1. (a) Every person, firm, association, or corporation engaged in or operating in the business of selling at retail lubricating oil for internal combustion engines or gasoline or distillate as fuel for internal combustion engines shall obtain annually from the division of weights and measures of the state department of agriculture a license for which the licensee shall pay annually a fee of-----for each motor vehicle fuel pump installed and used by the licensee in said business; *provided*, that if no such pump be so installed or used the annual license fee shall be----- Such license fee or fees for the fiscal year ending June 30, 1930, shall be paid within thirty days from and after the date upon which this act takes effect, and thereafter in advance on or before the first day of the fiscal year.

(b) All moneys collected under the provisions of this act shall be paid into the state treasury and credited to the "division of weights and measures fund" and shall be held subject to the uses of the division of weights and measures for the purpose of carrying out the provisions of this act.

SEC 2. It shall be unlawful for any person, firm or corporation to sell, attempt to sell, offer for sale or assist in the sale of any gasoline, distillate or lubricating oil for internal combustion engines, and wilfully and falsely represent such gasoline, distillate or lubricating oil to be gasoline, distillate or lubricating oil of any dealer, manufacturer or producer other than the true dealer, manufacturer, or producer thereof, and it shall be unlawful for any member of a firm, or any officer of a corporation knowingly to permit any employee of such firm or corporation to sell, offer for sale or assist in the sale of any gasoline, distillate or lubricating oil for internal combustion engines, and to falsely represent such gasoline, distillate or lubricating oil to be the gasoline, distillate or lubricating oil of any dealer, manufacturer or producer, other than the true dealer, manufacturer or producer thereof; *provided*, *however*, that this section shall not apply to any person who sells or offers for sale, under his own name or brand, the produce or output of another manufacturer or producer, with the written consent of such manufacturer or producer.

SEC 3 It shall be unlawful for any person, firm or corporation to sell, offer for sale or delivery, or to cause or permit to be sold, offered for sale or delivery, any gasoline, distillate or oil represented as lubricating oil for internal combustion engines, unless there shall be firmly attached to or painted at or near the point of outlet from which said gasoline, distillate or oil represented as lubricating oil for internal combustion engines is drawn or poured out for sale or delivery, a sign or label consisting of the word or words, in letters not less than one-half ($\frac{1}{2}$) inch in height, comprising the brand or trade name of said gasoline, distillate or lubricating oil. *provided*, that when said sign or label is attached to the faucet or valve of a tank-truck or tank-wagon, the letters shall be not less than three-fourths ($\frac{3}{4}$) inch in height, and provided that if any said gasoline shall have no brand or trade name, the above sign or label shall consist of the words, in letters not less than three (3) inches high, "gasoline, no brand," and if any said distillate shall have no brand or trade name, the above required sign or label shall consist of the words, in letters not less than three (3) inches high, "distillate, no brand," and if any said lubricating oil shall have no brand or trade name, the above required sign or label shall consist

of the words, in letters not less than three (3) inches high, "lubricating oil, no brand."

SEC. 4. It shall be unlawful for any person, firm, association or corporation engaged in or operating in the business of selling at retail any gasoline or distillate as fuel for internal combustion engines, or lubricating oil for internal combustion engines, to display any signs or other designating mark at or near the place of business of such person, firm, association or corporation, which describes or designates a brand or trade name of a gasoline, distillate or lubricating oil for internal combustion engines not actually sold or offered for sale or delivered at the place of business where the sign or other designating mark is displayed.

SEC. 5. It shall be unlawful for any person, firm, or corporation to mix or adulterate any gasoline, distillate or lubricating oil and to sell, attempt to sell, offer for sale or assist in the sale of any of the products resulting from the mixture or adulteration, and to represent such product as the gasoline, distillate or lubricating oil of a brand or trade name in general use by any other marketer or producer of gasoline, distillate or lubricating oil.

SEC. 6. It shall be unlawful for any person, firm, association or corporation to deposit or deliver into any tank, receptacle or other container, any gasoline, distillate or lubricating oil other than the gasoline, distillate or lubricating oil intended to be stored in such tank, receptacle or container and distributed therefrom, as indicated by the name of the producer, manufacturer or distributor or the trade name of the product displayed on the container itself, or on the pump or other distributing device used in connection therewith; *provided, however*, that this section shall not apply to any person, firm or corporation who sells or offers for sale under his or its own name or brand, the product or output of another manufacturer or producer, with the consent of such manufacturer or producer.

SEC. 7. The state superintendent of weights and measures, department of agriculture, and any person authorized by him and each county sealer and each deputy of a county sealer in the State of California, is hereby authorized and empowered to take such sample or samples, as he may deem necessary of any petroleum or any product thereof, when the same is kept or stored within the State of California. It shall be unlawful for any person, firm or corporation to refuse to permit the state superintendent of weights and measures or any person authorized by him, or any county sealer or any deputy of a county sealer in the State of California, to take such sample or samples, or to prevent or to attempt to prevent said state superintendent of weights and measures or any person authorized by him, or any county sealer or deputy of a county sealer from taking the same; *provided, however*, that if the person, firm or corporation from which said sample is taken, shall at the time of said taking demand it, then the said person taking such sample shall pay therefor the reasonable market price for the quantity and commodity so taken.

SEC. 8. Any person, firm or corporation who violates any of the provisions of this act is guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine of not more than five hundred dollars, or by imprisonment in the county jail for a period of not more than six months, or by both such fine and imprisonment. Each such person, firm or corporation shall be deemed guilty of a separate offense, for each day during any portion of which any violation of any provision of this act is committed, continued or permitted by such person, firm, or corporation, and shall be punishable therefor as provided in this act.

SEC. 9. It shall be the duty of the division of weights and measures, department of agriculture, to enforce the provisions of this act, and of all other acts of the State of California, regulating the delivery and sale of gasoline, distillate or lubricating oils of said state, and to appoint and employ such state inspectors as may be necessary therefor. The state director of agriculture is authorized and empowered to employ and fix the compensation of such legal counsel as may be deemed necessary in the administration or enforcement of the provisions of this act by the division of weights and measures.

SEC. 10. The state superintendent of weights and measures shall have power to suspend or revoke the license of any person, firm, association or corporation, refusing or neglecting to comply with the provisions of this act.

SEC. 11. All acts or parts of acts in conflict with the provisions of this act are hereby repealed."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1171—An act to provide for the transferring of moneys in the contingent fund of the State Fire Marshal to the clothes cleaning establishment fund, abolishing the contingent fund of the State Fire Marshal; and providing for support of the Division of Industrial Fire Safety in the Department of Industrial Relations

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No 797—An act providing for the formation, government, and operation of harbor districts, for the improvement and development of harbors, for the acquisition and improvement, government and operation of lands and works in connection therewith or appurtenant thereto, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying within such unincorporated territory and/or one or more municipalities; providing for the classification of such harbors and lands into a commercial or recreational or commercial and recreational harbors, and providing what may and may not be done in such harbors so classified and making it a misdemeanor to violate the restrictions thus imposed upon the harbors classified and providing for a penalty and punishment to be imposed upon such violation or violations; providing a means for defraying the cost and expense of forming, constructing, improving, governing and operating such harbor districts and harbors and authorizing counties and cities jointly and separately to defray or contribute out of their general funds to such costs and expenses of such harbor districts, and authorizing the incurring of indebtedness, the issuance of bonds and the levy and collection of taxes within such district and the enforcement of such bonds and taxes; providing for the levy of special assessments within such district to defray such costs and expenses either wholly or partially and authorizing differential special assessments within such district; and providing and empowering such districts to accept financial or other aid for improvements and operations from the United States of America, the State of California and from any person or persons; and providing for the election within any such harbor districts formed under this act of a Board of Harbor Governors and fixing the qualifications, tenure of office, powers, duties, and manner of election of such Board of Governors.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 844—An act to amend section 2210 of the Political Code, relating to the Woman's Relief Corps Home of California

Bill read second time and ordered on file for third reading.

Senate Bill No. 228—An act to add three new sections to the Political Code, to be numbered 541, 542 and 543, relating to State printing and the preparation of copy therefor.

Bill read second time, and ordered on file for third reading.

Senate Bill No 836—An act authorizing the Department of Finance to sell certain property belonging to the State of California, situated in San Bernardino County, State of California, and providing for the expenditure of any moneys received therefrom.

Bill read second time, and ordered on file for third reading

Senate Bill No. 560—An act to amend the title and sections 1, 3, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48, 50, 51 and 53, to repeal sections 2, 25 and 31, and to add seven new sections to be numbered 8*a*, 8*b*, 8*c*, 8*d*, 14*a*, 16*a* and 17*a* of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper opera-

tions in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for abitation of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act." approved June 10, 1915, as amended, relating to the regulation, control, operation and abandonment of oil and gas producing wells; relating to taxation of oil and gas and oil and gas producing lands; conferring certain powers on the Department of Natural Resources, its agents and employees; abolishing the jurisdiction of the State Mining Bureau and the State Mineralogist over the natural resources of petroleum and gas and providing for the protection of the natural resources of petroleum and gas from waste and destruction.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, as amended in the Senate April 5, 1929, strike out lines 3, 4 and 5, and insert in lieu thereof the following: "41, 43, 44, 46, 48, 50, 51 and 53 and to repeal sections 2, 25 and 31 of an act entitled "An act estab-".

AMENDMENT NUMBER TWO.

In the title of the printed bill, as amended in the Senate April 5, 1929, strike out lines 21 to 29, inclusive, and insert in lieu thereof the following: "June 10, 1915, as amended, and to add eight new sections thereto to be numbered Sa, Sb, Sc, Sd, 14a, 14b, 16a and 17a, relating to a division in the department of natural resources for the supervision of petroleum and gas, relating to the appointment of agents for service of orders and notices, declaring the unreasonable waste of natural gas to be opposed to the public interest, permitting and authorizing agreements in the interests of conservation and providing for their specific enforcement, relating to the filing and the hearing of complaints concerning the waste of gas, relating to proceedings instituted by the director of the department of natural resources to prevent the unreasonable waste of gas, relating to certain requirements concerning removal of operating structures and casing from wells, and relating to certain requirements concerning the sale, exchange or other transfer of wells and land, creating a fund for the purposes of the act, providing for assessment of charges to be paid by operators and providing for the collection thereof, making an appropriation for the purposes of this act and generally providing for the protection of the natural resources of petroleum and gas from waste and destruction, and declaring the same to be an urgency measure to take effect immediately."

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, as amended in the Senate April 5, 1929, strike out lines 18 and 19, and insert in lieu thereof the following: "gas from waste and destruction, relating to the creation of a division in the department of natural resources for the prevention".

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, as amended in the Senate April 5, 1929, strike out lines 26 to 30, inclusive, and insert in lieu thereof the following: "reports; permitting and authorizing agreements in the interests of conservation providing for suits by the director of the department of natural resources in the name of the people of the State of California; providing procedure for abitation of departmental rulings, creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act".

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, as amended in the Senate April 5, 1929, strike out lines 33 to 36, inclusive, and insert in lieu thereof the following:

"SECTION 1. The division of the department of natural resources now or hereafter created for the supervision of petroleum and gas shall be in charge of a chief to be known as "state oil and gas supervisor.""

AMENDMENT NUMBER SIX

On page 3 of the printed bill, as amended in the Senate April 5, 1929, strike out lines 11 to 14, inclusive, and insert in lieu thereof the following: "serve during the pleasure of the supervisor. The director of natural resources shall have power to appoint two attorneys: one attorney so appointed shall receive a salary to be fixed by the director not exceeding three thousand dollars per annum and the other shall receive a salary to be fixed by the director of natural resources subject to the approval of the governor. The supervisor, the deputies and the attorneys shall not be subject to".

AMENDMENT NUMBER SEVEN.

On page 7 of the printed bill, as amended in the Senate April 5, 1929, strike out lines 28 to 30, inclusive, and insert in lieu thereof the following: "resources. The director, unless said order is complied with voluntarily, shall have proceedings instituted in the name of the".

AMENDMENT NUMBER EIGHT.

On page 7 of the printed bill, as amended in the Senate April 5, 1929, strike out lines 41 to 44, inclusive, and insert in lieu thereof the following: "prospective oil or gas field. In such suits".

AMENDMENT NUMBER NINE.

On page 8 of the printed bill, as amended in the Senate April 5, 1929, strike out line 7, and insert in lieu thereof the following:

"SEC. 14. A new section, to be numbered 14b, is hereby added to said act, to read as follows:

Sec. 14b. Whenever it appears to the director of the department of natural resources that the owners, lessors, lessees or operators of any well or wells producing oil and gas or oil or gas are causing or permitting an unreasonable waste of gas, he may institute, or have proceedings instituted, in the name of the people of the State of California, to enjoin such unreasonable waste of gas regardless of whether proceedings have or have not been instituted under section 8 hereof, and regardless of whether an order has or has not been made therein. Such proceedings shall be instituted in the superior court for the county in which the well or wells from which the unreasonable waste of gas is occurring or any thereof are situated. The owners, lessors, lessees or operators causing or permitting an unreasonable waste of gas in the same oil or gas field, although their properties and interests may be separately owned and their unreasonable waste separate and distinct, may be made parties to said action. In such suits no restraining order shall be issued ex parte, but otherwise the procedure shall be governed by the provisions of chapter three, title seven, part two of the Code of Civil Procedure of the State of California and no temporary or permanent injunction issued in such proceedings shall be refused or dissolved or stayed pending appeal upon the giving of any bond or undertaking, or otherwise.

SEC. 15. Section 16 of said act is hereby amended to read".

AMENDMENT NUMBER TEN.

On page 8, line 14, of the printed bill, as amended in the Senate April 5, 1929, strike out the period following the word "well", and insert the following: ", and protect any underground water suitable for irrigation from infiltration of any detrimental substances."

AMENDMENT NUMBER ELEVEN.

On page 9, line 8, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "15", and insert in lieu thereof the numerals "16".

AMENDMENT NUMBER TWELVE.

On page 9, line 36, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "16", and insert in lieu thereof the numerals "17".

AMENDMENT NUMBER THIRTEEN.

On page 10, line 13, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "17", and insert in lieu thereof the numerals "18".

AMENDMENT NUMBER FOURTEEN.

On page 11, line 21, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "18", and insert in lieu thereof the numerals "19".

AMENDMENT NUMBER FIFTEEN.

On page 11, line 44, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "19", and insert in lieu thereof the numerals "20".

AMENDMENT NUMBER SIXTEEN.

On page 12, line 15, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "20", and insert in lieu thereof the numerals "21".

AMENDMENT NUMBER SEVENTEEN.

On page 12, line 33, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "21", and insert in lieu thereof the numerals "22".

AMENDMENT NUMBER EIGHTEEN.

On page 12 of the printed bill, as amended in the Senate April 5, 1929, strike out lines 43 and 44, and insert in lieu thereof the following: "for the support and maintenance of the division of the department of natural resources charged with the supervision of petroleum and gas, and shall be assessed and".

AMENDMENT NUMBER NINETEEN.

On page 12 line 47, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "22", and insert in lieu thereof the numerals "23".

AMENDMENT NUMBER TWENTY.

On page 13, line 11, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "23", and insert in lieu thereof the numerals "24".

AMENDMENT NUMBER TWENTY-ONE.

On page 13, line 19, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "24", and insert in lieu thereof the numerals "25".

AMENDMENT NUMBER TWENTY-TWO

On page 13, line 30, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "25", and insert in lieu thereof the numerals "26".

AMENDMENT NUMBER TWENTY-THREE.

On page 14, line 3, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "26", and insert in lieu thereof the numerals "27".

AMENDMENT NUMBER TWENTY-FOUR

On page 14, line 9, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "27", and insert in lieu thereof the numerals "28".

AMENDMENT NUMBER TWENTY-FIVE.

On page 14, line 20, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "28", and insert in lieu thereof the numerals "29".

AMENDMENT NUMBER TWENTY-SIX.

On page 14 of the printed bill, as amended in the Senate April 5, 1929, strike out lines 37 to 40, inclusive, and insert in lieu thereof the following:

"SEC 30. Section 35 of said act is hereby amended to read as follows:

Sec. 35. The director of the department of natural resources and the director of the department of finance and the chairman".

AMENDMENT NUMBER TWENTY-SEVEN.

On page 15, line 1, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "30", and insert in lieu thereof the numerals "31".

AMENDMENT NUMBER TWENTY-EIGHT

On page 15, line 33, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "31", and insert in lieu thereof the numerals "32".

AMENDMENT NUMBER TWENTY-NINE

On page 15, line 45 of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "32", and insert in lieu thereof the numerals "33".

AMENDMENT NUMBER THIRTY

On page 16, line 17, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "33", and insert in lieu thereof the numerals "34".

AMENDMENT NUMBER THIRTY-ONE

On page 16, line 51, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "34", and insert in lieu thereof the numerals "35".

AMENDMENT NUMBER THIRTY-TWO

On page 17, line 12, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "35", and insert in lieu thereof the numerals "36".

AMENDMENT NUMBER THIRTY-THREE.

On page 17 of the printed bill, as amended in the Senate April 5, 1929, strike out lines 36 and 37, and insert in lieu thereof the following: "attorneys employed by the director of the department of natural resources must defend such action; *provided, however,* the director of the department of natural resources upon the application of the supervisor may".

AMENDMENT NUMBER THIRTY-FOUR

On page 17, line 49, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "36", and insert in lieu thereof the numerals "37".

AMENDMENT NUMBER THIRTY-FIVE

On page 18 of the printed bill, as amended in the Senate April 5, 1929, strike out lines 9 to 14, inclusive, and insert in lieu thereof the following:

"The attorneys for the state oil and gas supervisor shall commence and prosecute such action to final judgment and the provisions of the Code of Civil Procedure relating to service of summons, pleadings, proofs, trials and appeals are applicable to the proceedings herein provided for. The director of the department of natural resources, upon the application of the state oil and gas supervisor, may employ additional counsel and the".

AMENDMENT NUMBER THIRTY-SIX.

On page 18, line 31, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "37", and insert in lieu thereof the numerals "38".

AMENDMENT NUMBER THIRTY-SEVEN.

On page 18, line 46, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "38", and insert in lieu thereof the numerals "39".

AMENDMENT NUMBER THIRTY-EIGHT.

On page 19, line 15, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "39", and insert in lieu thereof the numerals "40".

AMENDMENT NUMBER THIRTY-NINE.

On page 19 of the printed bill, as amended in the Senate April 5, 1929, strike out lines 50 and 51, and on page 20 strike out lines 1 to 18, inclusive, and insert in lieu thereof the following:

"SEC. 41. Section 51 of said act is hereby amended to read as follows:

Sec. 51. Out of any moneys in the state treasury, not otherwise appropriated, there is hereby appropriated the sum of thirty thousand dollars, which said sum shall be immediately transferred by the state controller on the books of his office from the general fund to the "petroleum and gas fund" created by section 46 of this act.

The above mentioned fund shall be expended by the department of natural resources in carrying out the provisions of this act and for the necessary expenses of the controller in carrying out the provisions of this act.

On or before July 1, 1930, the sum of thirty thousand dollars shall be returned into the general fund from moneys in the "petroleum and gas fund". All the moneys in the petroleum and gas fund at any time and from time to time are hereby appropriated and made available for the purpose of carrying out the provisions of this act.

SEC. 42. Section 53 of said act is hereby amended to read".

AMENDMENT NUMBER FORTY.

On page 20, line 21, of the printed bill, as amended in the Senate April 5, 1929, after the word "the", insert the following "director of the department of natural resources and the".

AMENDMENT NUMBER FORTY-ONE.

On page 20 line 28, of the printed bill, as amended in the Senate April 5, 1929, strike out the numerals "42", and insert in lieu thereof the numerals "43".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER ELEVEN.

Assembly Joint Resolution No. 11—Relative to restricted immigration. Resolution read.

COMMITTEE AMENDMENT.

During reading of the resolution, the following amendment was submitted by the committee.

AMENDMENT NUMBER ONE

In the line relating to the Assemblyman introducing Assembly Joint Resolution No. 11, strike out the word "and", and insert in lieu thereof a comma, and in line 2

of the introduction immediately following the comma after the word "Bernard", insert the following: "Adams and Fisher."

Amendment adopted.

Assembly Joint Resolution No. 11 ordered to reprint, engrossment, and on file for adoption.

Assembly Bill No. 850—An act to amend section 2322x15 of the Political Code, relating to county horticultural commissioners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 850 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Eddy, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jost, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 646—An act to create a fish and game refuge; relating to the propagation, conservation and protection of fish and game and providing penalties for violations of the act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 646 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Eddy, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roland, Scudder, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 40—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirtieth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 40 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Eddy, Emmett, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 121—An act to amend section 4232 of the Political Code, relating to the salaries and expenses of officers of counties of the fourth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 121 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Kenton, Klme, Little, Meeker, Miller, Eleanor; Mixer, Noyes, Roland, Scudder, Seawell, Snyder, Spalding, West, Witter, and Wright—43.

NOES—Adams, Cloudman, Cronin, Flynn, Fry, Gilmore, Hawes, Hornblower, Jost, Luttrell, Lyons, McGinley, McGuinness, Morgan, Nielsen, Quigley, Reindollar, Williams, Woolwine, Young, and Mr. Speaker—21

Title read and approved.

Bill ordered transmitted to the Senate.

STATEMENT IN FAVOR OF ASSEMBLY BILL NUMBER ONE HUNDRED
TWENTY-ONE.

The following statement in favor of Assembly Bill No. 121 was ordered printed in the Journal, on request of Mr. Heisinger:

April 29, 1929.

Mr. Speaker and Members of the Assembly.

In explanation of these Fresno County government bills and of my vote upon them, I desire to say briefly that my campaign was conducted largely upon tax reduction in general and a reduction of county salaries to compare with other counties. Our supervisors receive each \$400 per month together with transportation, which is very high compared with other counties.

The bills were introduced early in the session but because Mr. Leymel, many weeks ago, announced himself as a candidate for mayor of Fresno it was thought any action of his on this legislation might hinder his election. Therefore, Mr. Leymel, Mr. Meeker and myself on several occasions discussed these matters and it was our mutual understanding that these bills should not be taken up until the Fresno election was over.

I considered his suggestions on the bills and accepted one to Assembly Bill No. 121, namely, a maximum of \$3,600 for the public administrator.

As soon as the amendments were ready, I went before the committee and told the members of the opposition of Mr. Leymel and mentioned the organizations which were also opposed. I, also, presented the fact of many organizations which were favorable to the bills. Mr. Meeker was present at the committee and asked that the bills be sent out. The committee discussed the matter and acted as usual in a county government matter, recommending the bills as requested by a majority of the county delegation.

Now, Mayor Leymel protests in telegram excerpts as follows:

"I desire to protest method of handling Fresno County Government Bill."

"No demand in Fresno County for passage of this bill"

Evidently the mayor is overlooking the many resolutions and telegrams that we Assemblymen received on these bills before they were favorably reported by the committee

A mass meeting at Fowler took action as follows:

"FOWLER, FRESNO COUNTY, February 26, 1929.

Resolved. That this mass meeting of Fowler taxpayers place themselves on record as commending Assemblymen S. L. Heisinger and M. S. Meeker in efforts to reduce county expenses and thereby county taxes through the different measures they have introduced before the State Legislature.

A. R. BROWN, Chairman.

CHARLES A. FOSTER, Secretary "

Similar actions were taken at mass meetings at Selma, February 12, 1929, at a farm bureau meeting, at Clovis, February 27, 1929, and at mass meeting at Riverdale. The following is a resolution passed by the Conejo Farm Bureau:

"SELMA, March 8, 1929.

Hon. S. L. Heisinger.

At meeting of the Conejo Farm Bureau, March 1, a resolution was passed approving your Assembly Bills Nos. 120 and 121, relating to the salaries of and

expenses of county librarian and other county officers. We request that these bills be passed to revive the morale of our taxpayers.

Yours sincerely,

(Signed)

W. O. MORGAN,
Secretary Conejo Farm Bureau."

The following telegrams were received:

"April 23, 1929.

S. L. Heisinger, Sacramento.

Caruther Farm Bureau Center demands passage your bill reducing county officers' salaries.

(Signed)

A. L. SHOOK, President."
"SACRAMENTO, CALIFORNIA, April 22.

E. G. Adams, Chairman, County Government Committee.

The Easton-Oleander Fresno County Farm Bureau Center passed a resolution supporting the Heisinger County Salary Reduction Bill

(Signed)

M. A. AKEY, President "

Also, a similar telegram was received from the Meeker campaign committee, signed by A. J. Quist, chairman, and Herman W. Dansted, secretary.

Lastly, the mayor should not overlook the fact that two Assemblymen representing two of the districts of Fresno County with a large proportion of the population and the taxable property of the county are asking for the passage of these bills. Therefore, the statement of Mr. Leymel that there is no demand in Fresno County falls flat before these resolutions and telegrams from such reliable sources.

S. L. HEISINGER.

RECESS.

At this time the Speaker declared the Assembly at recess for the purpose of being addressed by Hon. Buron Fitts, district attorney of Los Angeles County and former Lieutenant Governor of the State of California.

REASSEMBLED.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Oliva:

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 13 of an act entitled "An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes," approved March 1, 1929.

Referred to Committee on Introduction of Bills.

By Mr. Young:

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 4246 of the Political Code, relating to the salaries, fees, and expenses, of officers and their deputies and assistants in counties of the seventeenth class.

Referred to Committee on Introduction of Bills.

By Mr. Crittenden:

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act providing for a Water Commission, defining its duties and making an appropriation therefor.

Referred to Committee on Introduction of Bills.

SPECIAL ORDER.

The hour of eleven o'clock a m. having arrived, the special order heretofore set for this hour was taken up for consideration.

CONSIDERATION OF SENATE BILL NUMBER THREE HUNDRED SEVENTY-NINE.

Senate Bill No. 379—An act to amend sections 2, 8 and 10 of an act entitled "An act to provide for the sanitary inspection of slaughtering houses, the inspection of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof," approved June 3, 1921, as amended, relating to the inspection of slaughterhouses and meats by cities, counties or cities and counties and the sale of meats inspected by cities, counties or cities and counties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 379 finally passed by the following vote:

AYES—Arnold, Baum, Bernard, Bishop, Byrne, Cloudman, Coombs, Crittenden, Cronin, Easley, Eddy, Feigenbaum, Flynn Fry, Gilmore, Hawes, Hoffman, Hornblower, Jost, Little, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Millet, James A. Morgan, Morrison, Nielsen, Oliva, Parkman, Qingley, Reindollar, Roland, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—44.

NOES—Bliss, Brock, Cloudslev, Collier, Craig, Crowley, Deuel, Dillinger, Emmett, Fisher, Harper, Ingels, Jepsersen, Jewett, Keaton, Kline, Luttrell, Meeker, Mixer, Patterson, Seofield, Scudder, and Wright—23.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Stockwell gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No 379 was this day passed.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 156—An act to amend section 12 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, relating to disability indemnity;

Also: Assembly Bill No. 176—An act to amend section 29 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended, by providing a penalty of ten per cent but not exceeding \$1,000 to be added to any payment of compensation awarded to employees for the failure of their employers to secure the payment of compensation as provided in said act;

Also: Assembly Bill No. 222—An act making an appropriation to pay the claim of Lew A. Norton against the State of California declaring the urgency thereof, and providing that this act shall take effect immediately;

Also: Assembly Bill No. 489—An act to amend section 46 of the "Workmen's Compensation, Insurance and Safety Act," approved May 26, 1913, as amended, relating to securing the payment of compensation and to insurance against liability for compensation by the State, and certain political subdivisions, districts, State agencies and corporations, therein enumerated;

Also: Assembly Bill No. 495—An act to amend section 7 of the "Workmen's Compensation, Insurance and Safety Act," approved May 26, 1913, as amended, relating to appointees;

Also: Assembly Bill No. 592—An act to amend sections 51, 66, 72 and 73 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the issuance, revocation and suspension of licenses and registration of motor vehicles;

Also: Assembly Bill No. 593—An act to add two new sections to the "California Vehicle Act," approved May 30, 1923, as amended, to be numbered 36½ and 36¾, relating to registration of motor vehicles;

Also: Assembly Bill No. 594—An act to amend section 36 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the applications for registrations of motor vehicles;

Also: Assembly Bill No. 595—An act to add a new section to the Civil Code to be numbered 17144, relating to negligence upon the part of officers, agents and employees of the State, counties, cities and counties, municipal corporations, school districts, irrigation districts, districts established by law and political subdivisions of the State and authorizing the issuance of insurance covering such liability;

Also: Assembly Bill No. 596—An act to add a new section to the Civil Code to be numbered 17144, relating to imputed negligence;

Also: Assembly Bill No. 597—An act to amend section 61 of the California Vehicle Act approved May 30, 1923, as amended, relating to applications for operators and chauffeurs licenses;

Also: Assembly Bill No. 599—An act to amend section 142 of the California Vehicle Act, approved May 30, 1923, as amended, relating to the creation of a Traffic and Safety Bureau in the Division of Motor Vehicles, prescribing its powers and duties; and to accident reports;

Also: Assembly Bill No. 600—An act to amend section 74 of the California Vehicle Act, approved May 30, 1923, as amended, relating to penalties for driving motor vehicles while license is suspended or revoked;

Also: Assembly Bill No. 981—An act to provide for the protection of certain employees of cities, city and counties, incorporated or unincorporated cities, towns or districts, against personal liability incurred while acting within the course of their duty;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirtieth day of April, at eleven o'clock a.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 32—Approving the charter of the city of Redwood City, county of San Mateo, State of California, voted on and ratified by the qualified electors of said city of Redwood City at a special municipal election held therein on the ninth day of April, 1929;

Also: Assembly Concurrent Resolution No. 40—Approving an amendment to the charter of the city of Oakland, a municipal corporation in the county of Alameda, State of California, voted for and ratified by the qualified electors of said city at a nominating municipal election held therein on the sixteenth day of April, 1929; And reports that the same have been correctly enrolled, and presented to the Governor on the thirtieth day of April, 1929, at eleven o'clock a.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 953—An act to amend section 3664a of the Political Code, relating to taxation of public service and other corporations for the benefit of the State;

Also: Assembly Bill No. 1128—An act to provide for the organization and government of community or memorial hall districts and to provide for the acquisition or construction and maintenance of community or memorial halls for the use of the inhabitants of the district for recreational, educational and related activities; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Oliva: An act to amend section 13 of an act entitled "An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes," approved March 1, 1929.

By Mr. Young: An act to amend section 4246 of the Political Code, relating to the salaries, fees, and expenses of officers and their deputies and assistants in counties of the seventeenth class.

By Mr. Crittenden: An act providing for a Water Commission, defining its duties and making an appropriation therefor.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Oliva: Assembly Bill No. 1172—An act to amend section 13 of an act entitled "An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes," approved March 1, 1929.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Young: Assembly Bill No. 1173—An act to amend section 4246 of the Political Code, relating to the salaries, fees, and expenses of officers and their deputies and assistants in counties of the seventh class.

Bill read first time, and referred to Committee on County Government.

By Mr. Crittenden: Assembly Bill No. 1174—An act providing for a Water Commission, defining its duties and making an appropriation therefor.

Bill read first time, and referred to Committee on Ways and Means.

RECESS.

At twelve o'clock and fifty-five minutes p.m., on motion of Mr. Fry, the Assembly was declared at recess until two o'clock and fifteen minutes p.m. of this day.

REASSEMBLED.

At two o'clock and fifteen minutes p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 91—An act to amend section 831*b* of Code of Civil Procedure, relating to changing place of trial in municipal courts;

Also: Senate Bill No. 93—An act to amend sections 631, 1312, 1330 and 1636 of the Code of Civil Procedure, relating to waiver of trial by jury;

Also: Senate Bill No. 94—An act to add a new section to Code of Civil Procedure, to be numbered 167, relating to powers of a judge of the superior court when absent from his county;

Also: Senate Bill No. 96—An act to amend sections 1327, 1491, 1616 and 1664, of the Code of Civil Procedure, relating to the administration of estates;

Also: Senate Bill No. 97—An act to amend section 2009 of the Code of Civil Procedure, relating to the purposes for which an affidavit may be used;

Also: Senate Bill No. 98—An act to add a new section to be numbered 1179*a* to chapter 4 of title III of part III of the Code of Civil Procedure, relating to summary judgments;

Also: Senate Bill No. 99—An act to amend sections 831*c*, 831*d*, 988*a*, 988*b* and 988*c* of the Code of Civil Procedure, relating to practice and procedure with respect to civil actions in municipal courts and appeals from said courts;

Also: Senate Bill No 733—An act to amend section 922 of the Code of Civil Procedure, relating to authority of one justice of the peace to sit for another;

Also. Senate Bill No. 734—An act to amend section 1425 of the Penal Code, relating to the criminal jurisdiction of justices' courts.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bills Nos. 91, 93, 94, 96, 97, 98, 99, 733 and 734 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 84—An act to amend the Code of Civil Procedure by amending section 204e thereof, relating to jury commissioners in counties, or cities and counties, where there is a secretary of the judges of the superior court.

Also: Senate Bill No. 85—An act to amend an act entitled "An act providing for the manner of payment of the extra compensation of justices, judges and justices of the peace, sitting in courts other than their own, under assignment thereto by the chairman of the Judicial Council, and for the manner of payment of the necessary expenses for travel, board and lodging of such justices and judges incurred in the discharge of such assignments," approved May 20, 1927, by amending section 1, relating to the compensation of justices and judges.

Also: Senate Bill No. 86—An act to amend sections 258 and 259 of the Code of Civil Procedure, relating to court commissioners;

Also: Senate Bill No. 87—An act to amend section 166 of the Code of Civil Procedure, relating to the powers of superior judges at chambers.

Also: Senate Bill No. 88—An act to amend section 2031 of the Code of Civil Procedure, relating to depositions,

Also: Senate Bill No. 89—An act to amend sections 447 and 448 of the Code of Civil Procedure, relating to the pleading of written instruments;

Also: Senate Bill No. 90—An act to amend section 396 of the Code of Civil Procedure, relating to changing place of trial

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bills Nos. 84, 85, 86, 87, 88, 89 and 90 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 74—An act to amend section 1013 of the Code of Civil Procedure, relating to service of notices and other papers by mail and effect thereof;

Also: Senate Bill No. 72—An act to amend section 4014 of the Political Code, relating to judicial townships, the population and the officers thereof,

Also: Senate Bill No. 78—An act to add a new section to the Code of Civil Procedure, to be numbered 607a, relating to instructions in jury trials;

Also: Senate Bill No. 79—An act to amend sections 1022, 1025 and 1033 of the Code of Civil Procedure, relating to costs.

Also: Senate Bill No. 80—An act to add a new section to be numbered 722 to chapter 2 of title IX of part II of the Code of Civil Procedure, relating to proceedings supplemental to execution;

Also: Senate Bill No. 81—An act to amend section 591 of the Code of Civil Procedure, relating to trials,

Also: Senate Bill No. 82—An act to amend section 681a of the Code of Civil Procedure, relating to stay of executions.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bills Nos. 74, 72, 78, 79, 80, 81 and 82 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 62—An act to add a new section to be numbered 982a, to chapter 3 of title XIII of part II, of the Code of Civil Procedure, relating to appeals to superior courts;

Also: Senate Bill No. 63—An act to add a new section, to be numbered 927g, to chapter 12 of title XI of part II of the Code of Civil Procedure, relating to costs in small claims courts and executions upon judgments thereof;

Also: Senate Bill No. 64—An act to amend the Code of Civil Procedure, by amending section 112 thereof, and to repeal sections 113 and 114 of the same code, relating to jurisdiction of justices' courts.

Also: Senate Bill No. 65—An act to amend sections 2006 and 2032 of the Code of Civil Procedure, relating to depositions;

Also: Senate Bill No. 67—An act to add new sections to the Code of Civil Procedure to be numbered 77*a* and 77*b*, relating to the establishment of appellate departments of the superior court in counties or cities and counties wherein any municipal court is established, and to the constitution, regulation, jurisdiction, government and procedure thereof;

Also: Senate Bill No. 68—An act to amend section 1462 of the Penal Code, relating to the criminal jurisdiction of municipal courts.

Also: Senate Bill No. 69—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the election of jurors therein," approved May 23, 1925, as amended, by amending sections 28 and 29 thereof, relating to the jurisdiction of said courts

J. A. BEFK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

Senate Bills Nos. 62, 63, 64, 65, 67, 68 and 69 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, April 30, 1929.

MR SPEAKER, I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 53—An act to amend an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended, by amending sections 691, 693, 806, 882 and 883 thereof, relating to the jurisdiction of courts, in municipal corporations of fourth, fifth and sixth classes;

Also: Senate Bill No. 55—An act to amend sections 76 and 77 of the Code of Civil Procedure, relating to jurisdiction of superior courts;

Also: Senate Bill No. 56—An act to add a new section to be numbered 933½ to title XII of part II of the Code of Civil Procedure, relating to police courts;

Also: Senate Bill No. 57—An act to repeal sections 4427 and 4432 of the Political Code, relating to civil jurisdiction of police courts;

Also: Senate Bill No. 59—An act to amend section 274*c* of the Code of Civil Procedure, relating to phonographic reporters;

Also: Senate Bill No. 60—An act to add a new section to the Code of Civil Procedure to be numbered 900*b*, relating to new trials in justices' courts;

Also: Senate Bill No. 61—An act to add new sections to be numbered 831*b* and 835*a*, to chapter 1 of title XI of part II of the Code of Civil Procedure, relating to practice and procedure in the justices' courts

J. A. BEFK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

Senate Bills Nos. 53, 55, 56, 57, 59, 60 and 61 read first time, and referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON MUNICIPAL CORPORATIONS

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929

MR SPEAKER, Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 3—An act to amend sections 851 and 863 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class;

Also: Assembly Bill No. 232—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in municipal corporations of the sixth class.

Has had the same under consideration, and respectfully reports the same back without recommendation, as amended

WOOLWINE, Chairman.

The above reported bills ordered on file for second reading.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 498—An act to provide for an appropriation to complete the investigation authorized by an act entitled "An act to provide for the investigation by the State of California of the possibilities of coordinating the development of the water resources of the State for public protection and to the end that they may be put to the greatest beneficial use, and making an appropriation for said purpose," approved May 23, 1925, and to provide for the expenditure thereof;

Also: Assembly Bill No. 741—An act to amend section 363a of the Political Code, relating to the Department of Public Works;

Also: Assembly Bill No. 1147—An act making an appropriation for printing and binding copies of the report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927, and declaring the urgency of the same;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 1161—An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the lands and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings," approved May 22, 1925, relating to the San Diego State Teachers College building and improvement fund and an appropriation for construction and equipment for said school—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 493—An act making an appropriation to be expended by the State Director of Agriculture in the performance of his powers and duties in relation to land settlement and land settlement projects;

Also: Senate Bill No. 665—An act making an appropriation for the construction and the equipment on the campus of the University of California at Berkeley of a building to be known as the John M. Eshleman Memorial;

Also: Senate Bill No. 732—An act to amend sections 373a and 373b of the Political Code, relating to the Department of Natural Resources;

Also: Senate Bill No. 787—An act to amend section 456 of the Political Code, relating to employees in the office of the State Treasurer and fixing their salaries;

Also: Senate Bill No. 850—An act making an appropriation to pay the claim of Fred F. Freitas against the State of California;

Also: Senate Bill No. 855—An act to provide for the sale and conveyance of certain lands within the abandoned channel of the Guadalupe River lying in the county of Santa Clara, State of California;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 994—An act to provide for the investigation of the economic problems of agriculture, and the appointment of a commission and the making of an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO. April 30, 1929.

MR. SPEAKER. Your Committee on Judiciary, to which was referred Assembly Bill No. 851—An act to amend section 737gg of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Riverside;

Also Assembly Bill No. 1013—An act to amend section 8 of an act entitled "An act to define the duties of and to license land surveyors, and to repeal an act entitled 'An act to define the duties of and to license land surveyors,' approved March 31, 1891." approved March 16, 1907 (Statutes 1907, page 310), relating to duty of surveyors;

Also Assembly Bill No. 1138—An act to add new sections to chapter 2 of title III of part I of the Code of Civil Procedure, to be numbered 261, 261a and 261b, relating to superior courts in and for counties and cities and counties having a population of 900,000 or more; providing for the appointment and prescribing the powers, duties, qualification and compensation of court commissioners, stenographers and other attaches of such court;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WILLIAMSON, Vice Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 503—An act to amend section 767 of the Political Code of the State of California, relating to reporters' salaries—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

WILLIAMSON, Vice Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 141—An act to amend section 685 of the Code of Civil Procedure, relating to the issuance of execution and enforcement of judgment after the lapse of five years from date of its entry;

Also Assembly Bill No. 153—An act to amend section 69 of the Civil Code, relating to issuance of licenses to marry;

Also Assembly Bill No. 154—An act to add a new section to the Code of Civil Procedure to be numbered 1186i, relating to the filing of statements of ownership of real property preceding the construction of any building thereon;

Also Assembly Bill No. 292—An act to add a new section to the Code of Civil Procedure, to be numbered 831i, relating to the record of civil actions and recording and entry of judgment and satisfaction of judgment in civil actions in municipal courts;

Also Assembly Bill No. 1159—An act to amend section 3336 of the Civil Code, relating to damages for the wrongful conversion of personal property;

Also Assembly Bill No. 1165—An act to add a new section numbered 1677, to the Civil Code, declaring void certain provisions as to contingent maturity of indebtedness secured by real property, contained in certain written instruments therein specified;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WILLIAMSON, Vice Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 323—An act to add a new section to the Civil Code, to be numbered 322a, relating to the liability of stockholders in limited corporations;

Also Senate Bill No. 614—An act requiring the recording of maps of subdivisions of land in certain cases; prescribing the conditions on which such maps may be recorded; authorizing the execution of contracts secured by bond for the placing of improvements on streets, highways, and ways dedicated thereby; prohibiting any attempt to place other requirements for the recording of such maps and providing a penalty against any city, county and county, or county illegally delaying the recording of any such map; prohibiting the selling, or offering or contracting to sell any subdivision or portion thereof except by reference to a recorded map; making certain acts misdemeanors; and repealing earlier acts in conflict therewith;

Also: Senate Bill No. 615—An act to provide for the establishment of official master plans and the appointment of planning commissions in cities, cities and counties, and counties; prescribing the manner of adoption of such plans, portions thereof, amendments thereto and composition thereof; prescribing the powers and duties of such commissions; providing for the transfer thereto of the powers and duties of other planning commissions; providing for the preparation, adoption and recordation of precise street plans; providing for the control of the construction of buildings within the lines of streets shown on such precise street plans; providing for the levy of a special tax for the support of a planning commission and other acts pursuant to this act and making certain expenditures legal charges against the funds of cities, cities and counties, and counties and regional planning commissions; providing for the establishment by cities, cities and counties, and counties, of regional planning commissions, including two or more cities, cities and counties, or counties, and/or a portion or portions thereof, or both; making certain acts misdemeanors; and repealing other acts in conflict herewith; Has had the same under consideration, and respectfully reports the same back and recommends that they do pass as amended.

WILLIAMSON, Vice Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 556—An act to amend the Political Code by adding thereto a new section to be numbered 2168a, providing for the arrest, without a warrant upon probable cause, of alleged insane persons;

Also: Senate Bill No. 680—An act to repeal chapter 1 and articles I to VI, inclusive, of chapter 2 of title X of part IV, division III, of Civil Code, and to add a new chapter 1 of title X of part IV, division III, in place thereof, and to declare title XI of part III of the Code of Civil Procedure in certain respects limited by said new chapter 1, and to amend article VII of chapter 2 of title X of part IV, division III, of the Civil Code, by making said article VII, chapter 2 of title X of part IV, division III, of the Civil Code, all relating to partnerships; and to make the partnership law of the State of California uniform with the law of other states;

Also: Senate Bill No. 681—An act to repeal chapter 3 of title X of part IV, division III of the Civil Code, and to add a new chapter 3 of part IV, division III, in place thereof, all relating to limited partnerships, and to make the law relating to limited partnerships uniform with the law of other states;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WILLIAMSON, Vice Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 341—An act to amend sections 850, 851 and 855 of the Code of Civil Procedure, relating to pleadings and practice in justices' courts;

Also: Senate Bill No. 347—An act to amend section 1491 of the Code of Civil Procedure, relating to publication of notice to creditors in probate proceedings;

Also: Senate Bill No. 479—An act to amend section 737q of the Political Code, relating to the salary of the judge of the superior court in and for the county of Lake;

Also: Senate Bill No. 659—An act to add new sections to the Code of Civil Procedure, being numbers 1468a, 1468b, 1468c and 1468d, relating to the administration of estates having a net value of less than \$2,500;

Also: Senate Bill No. 686—An act to release whatever easements the people of the State of California have in fishing and navigation, and any and all other uses of the waters of Clear Lake upon those certain lands referred to in an act entitled "An act to provide for the sale of the sovereign lands of the State of California, lying within the United States meander lines of Clear Lake, Lake County, that are susceptible of reclamation," approved May 19, 1925;

Also: Senate Bill No. 738—An act creating a commission to codify, consolidate, revise or compile the Statutes of California and to report thereon to the Legislature at the forty-ninth session thereof;

Also: Senate Bill No. 857—An act authorizing suits against the State of California concerning the use and occupation of and the title to the real property described in an act entitled "An act to provide for the disposition of certain property of the State of California," passed March 26, 1851, and purchased under the provisions of an act entitled "An act to provide for the sale of the interest of the State of California within the water line front of the city of San Francisco, as defined in and by the act entitled 'An act to provide for the disposition of certain property of the State of California, passed March 26, 1851,' passed May 18, 1853," and of an act entitled "An act supplementary to and amendatory of 'An act to provide for the

sale of the interests of the State of California, within the water line front of the city of San Francisco, as defined in and by the act entitled "An act to provide for the disposition of certain property of the State of California," passed March 26, 1851, passed May 18, 1853," approved May 1, 1855, or any of the acts supplementary thereto and amendatory thereof, and regulating procedure therein; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WILLIAMSON, Vice Chairman.

The above reported bills ordered on file for second reading.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, April 29, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 128—An act to amend an act entitled, "An act creating a State Bureau of Criminal Identification and Investigation, providing for its organization and defining its powers and duties and making an appropriation to carry out the provisions hereof, and repealing an act entitled 'An act to create a State Bureau of Criminal Identification, and providing for the appointment of a director of said bureau, defining his duties and qualifications and powers; providing for the appointment of a clerk of said bureau and fixing his qualifications; fixing compensation of said director and clerk, providing for the manner of paying the same and providing for the expense of conducting the office,' approved March 20, 1905," approved May 31, 1917, as amended, by amending sections 3, 8 and 9 thereof and adding a new section thereto, to be numbered 9a, relating to the powers and duties of the bureau, providing for the training of peace officers and requiring that certain crimes and criminal statistics and information be reported to the bureau;

Also; Senate Bill No. 132—An act requiring the reporting of personal injuries and prescribing penalties for the violation of the provisions thereof;

Also; Senate Bill No. 133—An act to amend section 2 of an act entitled "An act to establish free employment bureaus under the control and management of the Commissioner of the Bureau of Labor Statistics, and making an appropriation therefor," approved May 17, 1915, and to add a new section thereto to be numbered 2a, further defining the purposes of such employment bureaus and the powers and duties of the Commissioner of the Bureau of Labor Statistics in the conduct thereof;

Also; Senate Bill No. 139—An act to add a new section to the Penal Code to be numbered 1127a, relating to instructions on indirect evidence;

Also; Senate Bill No. 141—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime, after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation or the imposition of jail sentence or fine or both or other conditions to fit the crime in connection with probation, and the disposition of such accusation after full compliance with the terms of probation and providing for the creation of offices of adult probation officer, assistant adult probation officer and deputy adult probation officer and fixing their compensation and duties and providing for adult probation boards in said counties and cities and counties;

Also; Senate Bill No. 322—An act to regulate and prevent the transportation of persons to gambling ships; to prevent the solicitation of persons to visit gambling ships; and to provide penalties for such transportation or solicitation.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bills Nos. 128, 132, 139 and 141 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 133 read first time, and referred to Committee on Labor and Capital.

Senate Bill No. 322 read first time, and referred to Committee on Public Morals.

COMMUNICATION.

The following communication was received, read, and ordered printed in the Journal:

SACRAMENTO, CALIFORNIA, April 29, 1929.

The California Legislative Ball Committee.

State Capitol, Sacramento, California

DEAR SIRS: I am in receipt today of a check for \$483.59 handed by Hon. J. M. Inman to us, and in his letter he asks that we forward this to the Shrmers Hospital for Crippled Children at San Francisco, which we will do at once.

It was a wonderful and a thoughtful act by the legislative committee who had charge of the dance in sending the proceeds of that dance, which was held in the Memorial Auditorium recently, for the laudable purpose of helping the crippled child. We desire to express to you our appreciation and thank you for this very fine donation.

Very sincerely yours,

ARTHUR W. GLUCKMAN, Potentate.

HON. ROSCOE J. ANDERSON IN THE CHAIR.

At two o'clock and fifty minutes p.m., Hon. Roscoe J. Anderson, member of the Assembly from the Third District, in the chair.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Nielsen: Assembly Joint Resolution No. 13—Relative to the California State Fair and the Western States Exposition.

Introduced.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Nielsen asked for and was granted unanimous consent to take up Assembly Joint Resolution No. 13, at this time, without reference to printer, committee, or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER THIRTEEN.

Assembly Joint Resolution No. 13—Relative to the California State Fair and the Western States Exposition.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 13 adopted by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Fisher, Fry, Harper, Heisinger, Hoffman, Jewett, Jost, Keaton, Little, Luttrell, Lyons, McGinley, Miller, Eleanor, Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roland, Seefeld, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 13 ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION No. 13.

Relative to the California State Fair and the Western States Exposition.

WHEREAS, The seventy-fifth anniversary of the State Fair of California is to be celebrated at Sacramento between the dates of August 31 and September 9, 1929, both dates inclusive; and

WHEREAS, Said annual State Fair is to be held at Sacramento between said dates in conjunction with the Western States Exposition, now, therefore, be it

Resolved by the Assembly and Senate of the State of California, jointly, That President Herbert Hoover and Mrs. Hoover be, and they are, hereby invited and most respectfully urged to attend the California State Fair and Western States Exposition at Sacramento, upon some convenient date or dates during the continuance thereof; and, be it further

Resolved, That a suitably engrossed copy of this resolution be delivered to President and Mrs. Hoover and to each Senator and Representative in Congress from California.

THE SPEAKER IN THE CHAIR.

At two o'clock and fifty-five minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

SPECIAL ORDER.

The hour having arrived, the special order heretofore set was taken up for consideration.

CONSIDERATION OF ASSEMBLY BILL NUMBER SIX HUNDRED FIFTY.

Assembly Bill No. 650—An act appropriating money to be used for the purchase of dam sites and other necessary land to restrain tailings from hydraulic mining operations and for engineering investigation in connection therewith.

Bill read third time.

The question being on the passage of the bill.

HON. CHARLES F. REINDOLLAR IN THE CHAIR.

At three o'clock and ten minutes p.m., Hon. Charles F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

THE SPEAKER IN THE CHAIR.

At three o'clock and twenty-five minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

FURTHER CONSIDERATION OF ASSEMBLY BILL NUMBER SIX HUNDRED FIFTY.

Assembly Bill No. 650—An act appropriating money to be used for the purchase of dam sites and other necessary land to restrain tailings from hydraulic mining operations and for engineering investigation in connection therewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Seawell moved a call of the House.

Motion carried.

Time, four o'clock and fifteen minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdslev, Collier, Coombs, Craig, Crawford, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Klme, Little, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Qungley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—74

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No 1152—An act to amend section 1617 of the Penal Code, relating to prisoners in city jails.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. McGinley:

AMENDMENT NUMBER ONE

In the title of the printed bill, as amended in Assembly April 25, 1929, beginning at line 1 of the title, strike out lines 1 and 2, and insert in lieu thereof the following:

"An act to amend section 1 of an act entitled "An act to provide for the creation of a board of parole commissioners for each county in this state, for the paroling of prisoners confined in county jails, and authorizing and empowering such boards to make rules and regulations in relation thereto," approved March 25, 1909, relating to a board of parole commissioners."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, as amended in Assembly April 25, 1929, strike out lines 22 to 27, inclusive, and all of page 2, and insert in lieu thereof the following:

"SECTION 1. Section 1 of an act entitled "An act to provide for the creation of a board of parole commissioners for each county in this state, for the paroling of prisoners confined in county jails, and authorizing and empowering such boards to make rules and regulations in relation thereto " approved March 25, 1909, is amended to read as follows:

Section 1. A board of three parole commissioners for each county in this state, consisting of the sheriff and the district attorney of each said county and the chief of police (or other chief or sole peace officer) of every city which now is or hereafter may be the county seat of any such county, is hereby created for each such county, which board shall and must act as a board of parole commissioners for and in each county, and make and establish rules and regulations under which any prisoner who is now or hereafter may be imprisoned in the county jail of said county, or in the city jail of any city in any county, or in any jail as the prisoner of any city, or in any other jail in any such county, after judgment of conviction for the commission of a misdemeanor, may be allowed to go upon parole outside of any jail in which he is or may be hereafter imprisoned, but to remain, while on parole, in the legal custody and under the control of the board of parole commissioners establishing the rules and regulations for his parole, and subject, at any time to be taken back within the inclosure of any such jail. The board of parole commissioners may for the purpose of considering applications for parole of prisoners from city or county jails, designate such person or persons to serve as temporary commissioners in the place and stead of any member or members of the board of parole commissioners when the members of said board are unable to serve. Full power to make, establish and enforce such rules and regulations, and to retake and imprison any prisoner so upon parole, is hereby conferred upon each such board of parole commissioners, and its written order shall be a sufficient warrant for all officers named in such order to authorize them, or any of them, to return to actual custody any conditionally released or paroled prisoner. It shall be and is hereby made the duty of all chiefs of police, marshals of cities and villages, sheriffs of counties, constables, and all other police and peace officers of this state to execute any such order in like manner as ordinary criminal process. If any prisoner so paroled shall leave the county in which he was or is or hereafter may be so imprisoned without permission from the board of parole commissioners granting his parole, he shall be arrested as an escaped prisoner and held as such."

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 60—An act to amend section 628f of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. McGinley:

AMENDMENT NUMBER ONE

On page 1, line 25, of the printed bill, as amended in the Assembly April 22, 1929, after the word "meat", insert the following: "or abalone shells, excepting articles manufactured from abalone shells, as a finished product."

The question being on the adoption of the amendment.

REQUEST FOR ROLL CALL.

On request of Messrs. Fisher, Wright and Spalding, the Speaker ordered a roll call taken on the motion to adopt amendment by Mr. McGinley to Assembly Bill No. 60.

The roll was called, and the motion to adopt amendment to Assembly Bill No. 60 carried by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Eddy, Emmett, Harper, Hawes, Heisinger, Jewett, Keaton, Kline, Little, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Mixer, Morgan, Noyes, Patterson, Roberts, Scofield, Stockwell, West, Williams, Williamson and Woolwine—38.

NOES—Anderson, Bliss, Cronin, Deuel, DeYoe, Dillinger, Easley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hoffman, Jespersen, Jost, Luttrell, McGinness, Miller, James A. Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Scudder, Snyder, Spalding, Wright, Young, and Mr. Speaker—30.

NOTICE OF RECONSIDERATION.

Mr. Williamson gave notice that on the next legislative day he would move to reconsider the vote whereby the amendment to Assembly Bill No. 60 was this day adopted.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At four o'clock and forty-five minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Seawell.

The roll of absentees was called, and Assembly Bill No. 650 was refused passage by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Cloudman, Craig, Cronin, Dillinger, Eddy, Emmett, Fisher, Flynn, Fry, Hoffman, Hornblower, Ingels, Jost, Lyons, McDonough, McGinley, McGinness, Mixer, Morrison, Oliva, Parkman, Patterson, Quigley, Roberts, Stockwell, Williams, Williamson, Young, and Mr. Speaker—34.

NOES—Adams, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Feigenbaum, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jewett, Keaton, Kline, Little, Luttrell, Meeker, Miller, Eleanor; Miller, James A. Morgan, Nielsen, Noyes, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Witter, Woolwine, and Wright—42.

NOTICE OF RECONSIDERATION.

Mr. Seawell gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 650 was this day refused passage.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER TWENTY-SEVEN.

Senate Concurrent Resolution No. 27—Relative to Spanish War Veterans' convention.

Resolution read.

The question being on the adoption of the resolution.

Senate Concurrent Resolution No. 27 adopted.

Title read and approved.

Senate Concurrent Resolution No. 27 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 27.

Relative to convention of Spanish War Veterans for 1931.

WHEREAS, There are at the present time more Spanish War Veterans living in California than in any other State of the Union, and

WHEREAS, Such number of veterans is made up of former citizens of other states, comprising nearly every state in the Union, and

WHEREAS, The 1929 national convention of the United Spanish War Veterans is to meet in the city of Denver, Colorado, in the month of September of this year, and
 WHEREAS, It is the desire of the members of this organization that the 1931 convention be held in California; therefore, be it

Resolved, That the Legislature of the State of California hereby directs the Secretary of State to extend to the United Spanish War Veterans, through their commander-in-chief, William L. Grayson an invitation to hold the 1931 convention of their organization within the State of California.

RESOLUTION.

The following resolution was offered:

By Messrs. Adams, Williams, McGuinness and Scudder:

WHEREAS, This Assembly appointed and directed five of its members to represent this body as a Board of Managers before the Senate in impeachment proceedings, which were voted overwhelmingly by this branch of the Legislature; and

WHEREAS, These five members, at great inconvenience and at considerable sacrifice with reference to their own legislative matters in the Legislature, devoted almost their full time for more than one month to the important duties assigned to them, and

WHEREAS, Their presentation of the facts and their general conduct of the case in question have received general acclaim as to efficiency, thoroughness and sincerity, thus reflecting credit upon this entire body, therefore be it

Resolved, That the Assembly hereby express to the Honorable Walter J. Little, Honorable William B. Hornblower, Honorable Harry F. Sewell, Honorable Melvyn I. Crown and Honorable Clare Woolwine its admiration and appreciation of their services to this body and to the State of California as a whole.

The above resolution was unanimously adopted.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 1145—An act relating to the acquisition of Carquinez Bridge; creating a public corporation to be known as Carquinez Bridge Authority and providing for the appointment of the Carquinez Bridge Commission; defining the powers and duties of said commission and providing for the acquisition of said bridge and its operation as a publicly owned utility and as part of the highway system of the State of California; providing also for the issuance and sale of revenue bonds of said corporation for the purchase of said bridge and for the payment of interest on said bonds and the amortization thereof; providing for tolls of said bridge for the operation and maintenance thereof and payment of interest on and the amortization of said bonds; creating a district known as Carquinez Bridge District, defining the boundaries of the same and abrogating the right of counties to grant competitive franchises therein; providing for and creating a fund to carry out the purposes of this act; and providing for appropriations to meet any deficit in the operation and financing of said bridge and for the printing and sale of said bonds—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Concurrent Resolution No. 31—Relating to an investigation of the ways and means of the construction of a tube and approaches between San Pedro and Wilmington—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

HORNBLOWER, Chairman.

The above reported concurrent resolution ordered on file for adoption.

ON STATE GROUNDS AND PARKS.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: Your Committee on State Grounds and Parks, to which was referred Assembly Bill No. 1160—An act to transfer and set over certain State land from the jurisdiction of the Park Commission, the Department of Institutions and

the Division of Highways to the jurisdiction of the Surveyor General and providing for the use thereof;

Also: Assembly Bill No. 1131—An act authorizing the Department of Natural Resources to receive in the name of the State of California gifts of lands and contributions for the purchase or maintenance of such lands for forestry purposes; providing for the acceptance thereof; and repealing an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California gifts or donations of lands for forest and watershed purposes," approved April 5, 1927; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

(Signed out)

CRAWFORD, Chairman.
WOOLWINE.
OLIVA.
GILMORE.
WEST.
INGELS.
LUTTRELL.

The above reported bills ordered on file for second reading.

ON AVIATION AND AIRCRAFT.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929

MR. SPEAKER: Your Committee on Aviation and Aircraft, to which was referred Assembly Bill No. 1167—An act to provide for the formation, organization, government, powers, maintenance, change of boundaries and dissolution of airport districts comprising incorporated or unincorporated territory, or both, and providing for the authorization of bonded indebtedness and issuance of bonds thereby—has had the same under consideration and respectfully reports the same back, and recommends that it do pass as amended.

BISHOP, Chairman.

The above reported bill ordered on file for second reading.

ON ELECTIONS.

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: Your Committee on Elections, to which was referred Senate Bill No. 43—An act to amend section 24 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal an act approved April 7, 1911, known as the Direct Primary Law, and also to repeal an act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended, relating to party conventions, membership and organization of State central committees and county central committees—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BLISS, Chairman

The above reported bill ordered on file for second reading.

RECONSIDERATION LAPSED.

The motion of Mr. Byrne that Senate Bill No. 25 be reconsidered having lapsed, the Speaker ordered Senate Bill No. 25 transmitted to the Senate.

ADJOURNMENT.

At four o'clock and fifty-five minutes p. m., on motion of Mr. Fry, the Speaker declared the Assembly adjourned this day until ten o'clock a. m., Wednesday, May 1, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Wednesday, May 1, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVE OF ABSENCE.

On motion of Mr. Brock, Mr. Sewell was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Patterson, Mr. Franklyn W. Oatman of Berkeley was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Flynn, Mr. Geo. J. McLaughlin of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Oliva, Messrs. Julius A. Delucchi, Wm. Finnigan, August Figone, W. J. Benan, Joseph Parente and Louis Strohl were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Nielsen, Mr. Dan H. Reese, principal of the Elk Grove Union Grammar School, and the following pupils: Henry Urrietia, Julian Banila, George Zarzano, Victor Stassi, James Keapakos, Bruce Sweet and Dorothy Lim, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Nielsen, Mrs. C. A. Logan, teacher of the McKinley School, and the following pupils of the low eighth grade: Annie Riolo, Audrey Haris, Berna Carlson, Esther Wong, Noreen Livingston, Dorothy Son, Vivian Kent, Alice Hellman, Billie Comstock,

Ralph Hilton, George Weston, Earl Osborn, Donald Wertman, Yasuji Matsui, Philip Huston, Manuel Cisnaroes, John Munoz and Joe Muslomi, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mr. W. H. Graham of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Brock, Hon. Jesse W. Curtis, justice of the Supreme Court of California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Wright, Judge John E. Richards of the Supreme Court, San Jose; Mrs. John E. Richards, wife of Justice Richards; Mrs. John W. Shenk, wife of Justice Sheuk; Master Samuel Shenk, John Shenk, Jr., and Mrs. Jesse W. Curtis, wife of Justice Curtis, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITIONS

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

SAN FRANCISCO, CALIFORNIA, April 26, 1929.

Honorable Edgar C. Levey, Speaker,

California State Assembly, Sacramento, California.

Re Senate Bill No. 392.

SIR: You are urged to give favorable consideration and vote to the above mentioned bill which will furnish sadly needed protection to retail merchants. The necessity for this legislation should be obvious, since most merchants have had **unfortunate experience** in the cashing of checks, a service now demanded of stores by the public at large.

This is a merchant owned organization comprising some 600 retail establishments and professional men of San Francisco, and we sponsor and endorse this legislation, and respectfully ask that you give it favorable attention.

Respectfully yours,

R. S. MARTIN.

Managing Director of Retailers Credit Association of San Francisco.

Also:

SAN FRANCISCO, CALIFORNIA, April 26, 1929.

Honorable Edgar C. Levey, Speaker,

California State Assembly, Sacramento, California

Re Senate Bill No. 392

SIR. You are urged to give favorable consideration and vote to the above mentioned bill which will furnish sadly needed protection to retail merchants. The necessity for this legislation should be obvious, since most merchants have had **unfortunate experience** in the cashing of checks, a service now demanded of stores by the public at large.

This association comprises 80 credit bureaus, representing some 15,000 retail merchants and professional men throughout California. We sponsor and endorse this legislation, and respectfully ask that you give it favorable attention.

Respectfully yours,

R. S. MARTIN.

President of California Association of Retail Credit Bureaus.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, April 30, 1929

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No 942—An act to increase the number of judges of

the superior court of the county of Sonoma, and for the appointment of such additional judge.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bill ordered to enrollment.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Live Stock and Dairies, to which was referred Senate Bill No. 481—An act to be known as the "Bovine Tuberculosis Law" of California; to provide for the eradication of bovine tuberculosis; to regulate the sale, possession and/or disposition and restrict the use of tuberculin; to provide for the approval of veterinarians; to regulate the sale of milk and products thereof for live stock or poultry feeding; to regulate the importation, transportation and exhibition of cattle; to provide for the identification, branding and disposal of tuberculous animals; to provide for the establishment of tuberculosis control areas and the tuberculin testing of cattle therein; to provide for the slaughter of cattle which positively react to said test, and for the payment by the State for such reacting cattle; to provide for the care and feeding of the off-pring of certain cattle, the tuberculin testing thereof and the branding and slaughter of positive reactors to the tuberculin test, to prescribe the powers and duties of the Director of Agriculture in relation to this act, and for the making of rules and regulations to carry out the provisions thereof; to provide an appropriation for purposes of this act; to prescribe penalties for violation of the provisions hereof; and to repeal all acts and parts of acts in conflict herewith—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

BERNARD, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON SOCIAL SERVICE AND WELFARE.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Social Service and Welfare, to which was referred Senate Bill No. 357—An act amending section 2333 of the Political Code, relating to the Department of Social Welfare and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CRITTENDEN, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 31—Relating to an investigation of the ways and means of the construction of a tube and approaches between San Pedro and Wilmington—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1171—An act to provide for the transferring of moneys in the contingent fund of the State Fire Marshal to the clothes cleaning establishment fund; abolishing the contingent fund of the State Fire Marshal; and providing for support of the Division of Industrial Fire Safety, in the Department of Industrial Relations;

Also Assembly Bill No. 281—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais Forest Fire District, to prevent and extinguish forest, brush and grass fires therein and protect persons and property from injury, loss or damage resulting from any such fires; and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein, and the contribution or payment of public funds therefor," approved May 21, 1917, as amended, relating to the boundaries of the Tamalpais Forest Fire District and declaring the same an urgency measure,

necessary for the immediate preservation of the public peace, health and safety and providing for its going into effect immediately;
And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 37—Approving a certain amendment to the charter of the city of San Luis Obispo, ratified by the qualified electors of said city at a general municipal election held on the first day of April, 1929—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens and relating to bonds for benefit of mechanics—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvements; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Fry:

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the general government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor, and the manner of payment thereof.

Referred to Committee on Introduction of Bills.

By Mr. Roland:

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years.

declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Introduction of Bills.

By Mr. Coombs:

ASSEMBLY CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 9a31 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary of the county librarian in counties of the thirty-first class.

Referred to Committee on Introduction of Bills.

By Mr. Seawell:

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend sections 10 and 14 of the "State Housing Act," approved June 15, 1923, as amended, relating to definitions of terms used therein and to rear yards of apartment houses.

Referred to Committee on Introduction of Bills.

By Mr. Adams:

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act requiring all employers who accept tips or gratuities given to employees by others to post notice of such policy or practice in a conspicuous place in the establishment in which the business or enterprise is carried on and keep accurate records of all such tips or gratuities; giving the Department of Industrial Relations power to enforce the provisions thereof, providing penalties for violation of its provisions; and repealing all acts or parts of acts in conflict therewith.

Referred to Committee on Introduction of Bills.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No 656—An act to amend section 4248 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the nineteenth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, strike out the word "one", and insert in lieu thereof the word "four".

AMENDMENT NUMBER TWO.

On page 1, line 19, of the printed bill, strike out the word "five", and insert in lieu thereof the word "eight".

AMENDMENT NUMBER THREE.

On page 2, line 11, of the printed bill, strike out the word "eight", and insert in lieu thereof the word "five".

AMENDMENT NUMBER FOUR.

On page 2, line 45, of the printed bill, strike out the word "one", and insert in lieu thereof the word "four".

AMENDMENT NUMBER FIVE.

On page 3, line 8, of the printed bill, strike out the word "one", and insert in lieu thereof the word "four".

AMENDMENT NUMBER SIX.

On page 3, line 18, of the printed bill, strike out the word "one", and insert in lieu thereof the word "four".

AMENDMENT NUMBER SEVEN.

On page 3, line 36, of the printed bill, strike out the word "one", and insert in lieu thereof the word "four".

AMENDMENT NUMBER EIGHT.

On page 6, line 1, of the printed bill, add this section:
 "SEC. 3. This act shall become effective January 1, 1930."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1055—An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act." approved June 12, 1915, as amended, relating to powers of the district.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 52, of the printed bill, as amended, following the word "reservoir", insert the words "space or storage capacity".

AMENDMENT NUMBER TWO

On page 3, line 1, of the printed bill, as amended, beginning with the word "or" the second time said word is used in said line, strike out all the printed matter down to and including the word "same", and insert in lieu thereof the word "therein."

AMENDMENT NUMBER THREE

On page 3, line 23, of the printed bill, as amended, beginning with the word "Said", strike out all the printed matter down to and including the period on page 3, line 45, and insert in lieu thereof the following: "Said board of supervisors of said district shall have full power and authority to contract with any municipality, irrigation district, or metropolitan water district, for the construction by such municipality, irrigation district, or metropolitan water district, at its own expense under plans approved by said flood control district, of works for the enlargement and increase of storage capacity of any reservoir, work, or structure used or to be used for the controlling and conservation of flood or storm waters of said flood control district, and to authorize by contract, or otherwise, the use by any such municipality, irrigation district or metropolitan water district of said enlarged and increased storage capacity or space thereby created, of such reservoir, work, or structure in excess of that now designed and approved for controlling and conserving the flood or storm waters, of said Los Angeles county flood control district, and for the storage and release of waters coming entirely from points outside of said flood control district; *provided, however,* such use of such enlarged and increased space or storage capacity shall at all times be subject to the use and control of said Los Angeles county flood control district for the controlling or conservation of such flood or storm waters by the said flood control district."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 373—An act granting to the city of Los Angeles the tidelands and submerged lands of the State within the boundaries of said city

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 40, of the printed bill, as amended in Assembly March 15, 1929, strike out the period after the figures "1925", and insert in lieu thereof a comma and the following: "or the Venice addition acquired by the city of Los Angeles by consolidation on November 25, 1925."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1020—An act to amend section 410 of the Political Code, relating to the distribution of the laws, resolutions and Journals of the Legislature; of reports of Supreme Court.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out the title of the printed bill, and insert in lieu thereof the following: "An act to amend sections 409 and 410 of the Political Code, relating, respectively, to the fees to be collected by the secretary of state and to the distribution by the secretary of state of the laws, resolutions and journals of the Legislature and of decisions of the supreme court and of the district courts of appeal."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 1 and 2, and insert in lieu thereof the following:

"SECTION 1. Section 409 of the Political Code is hereby amended to read as follows:

409. The secretary of state, for services performed in his office, must charge and collect the following fees:

1. For preparing a first copy, other than a carbon copy, of any law, resolution, record, or other document on file in his office, twelve cents per folio.

2. For preparing a carbon copy of any law, resolution, record, or other document on file in his office, made at the time of preparing the first copy thereof, five cents per folio.

3. For comparing a copy of any law, resolution, record, or other document or paper with the original, or the certified copy of the original, on file in his office, five cents per folio.

4. For affixing certificate and seal of state, unless otherwise provided for, two dollars.

5. For filing articles of incorporation, if the capital stock amounts to twenty-five thousand dollars or less, fifteen dollars; if the capital stock amounts to over twenty-five thousand dollars, and not over seventy-five thousand dollars, twenty-five dollars; if the capital stock amounts to over seventy-five thousand dollars and not over two hundred thousand dollars, fifty dollars; if the capital stock amounts to over two hundred thousand dollars and not over five hundred thousand dollars, seventy-five dollars; if the capital stock is over five hundred thousand dollars and not over one million dollars, one hundred dollars; if the capital stock is over one million dollars, fifty dollars additional for every five hundred thousand dollars or fraction thereof of capital stock over and above one million dollars; for filing articles of incorporation not providing for a capital stock, unless otherwise provided for, five dollars, for filing articles of incorporation provided for in sections 653d, 653o, 653v and 653hh of the Civil Code, fifteen dollars.

6. For recording articles of incorporation, twelve cents per folio.

7. For filing amended articles of incorporation, except as otherwise provided for, five dollars; for filing amended articles of incorporation which provide for additional shares having no nominal or par value, five dollars for each five thousand additional shares, or fraction thereof, but in no case less than fifteen dollars; for filing amended articles of incorporation changing the stock of a corporation from shares having a par value to shares having no nominal or par value, five dollars for each five thousand shares, or fraction thereof, therein provided for, but in no case less than fifteen dollars; for filing amended articles of incorporation changing the stock of a corporation from shares having no nominal or par value to shares having a par value, or amended articles of incorporation authorizing a corporation which has no capital stock to issue shares of capital stock having a par value, five dollars for each fifty thousand dollars of capital stock so authorized, or fraction thereof, but in no case less than fifteen dollars; for filing amended articles of incorporation authorizing an increase in the aggregate par value of the shares, five dollars for each fifty thousand dollars of such increase, or fraction thereof.

8. For filing certificate of election to continue existence under the Civil Code, provided for in section 287 of the Civil Code, five dollars.

9. For filing claim to trademark, and issuing certificate of filing, five dollars.

10. For issuing certificate of filing of any document, not otherwise provided for, three dollars.

11. For receiving and recording each official bond, five dollars.

12. For filing notice of appointment of agent for service of process, five dollars.

13. For each commission, passport, or other document signed by the governor and attested by the secretary of state (pardons, military commissions, commissions issued to non-salaried state officers, and extradition papers excepted) five dollars.

14. For each patent for land issued by the governor, if for one hundred and sixty acres, or less, one dollar, and for each additional one hundred and sixty acres, or fraction thereof, one dollar.

15. For issuing certificate of official character, two dollars.
 16. For recording miscellaneous documents or papers, twelve cents per folio.
 17. For filing certified copy of order and decree of court, changing name, or certified copy of order and decree of court, dissolving a corporation, five dollars.
 18. For filing and indexing certificate of mortgage or assignment or discharge of mortgage of live stock, vehicles (other than motor vehicles) and other migratory property, fifty cents.
 19. For each notary public commission signed by the governor and attested by the secretary of state, five dollars.
 20. For filing a certified copy of a permit issued by the commissioner of corporations pursuant to section 3093, Civil Code, five dollars.
- No member of the Legislature or state officer shall be charged for any search relative to matters appertaining to the duties of his office, nor shall he be charged any fee for a certified copy of any law or resolution passed by the Legislature relative to his official duties.
- All fees collected by the secretary of state must, at least once each week, be paid into the state treasury.

SEC. 2. Section 410 of the Political Code is hereby amended so as to read as follows: "

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, strike out all of line 16, following the period, and all of line 17, and insert in lieu thereof the following: "To each administrative department of the state government, as many copies as the chief officer or head thereof states, in writing, are necessary in carrying out the duties of the department."

AMENDMENT NUMBER FOUR

On page 2, line 12, of the printed bill, insert the word "library" before the comma.

AMENDMENT NUMBER FIVE.

On page 2, after line 21, of the printed bill, add the following:
 "7. To each county library of this state, one copy."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 3—An act to amend sections 851 and 863 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out all of lines 1 to 4, inclusive, and insert in lieu thereof the following:

"An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to proceedings for the incorporation of unincorporated territory."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of lines 1 to 26, inclusive, and also strike out all of page 2, and insert in lieu thereof the following:

"SECTION 1. Section 2 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, is hereby amended to read as follows.

SEC. 2. A petition shall first be presented to the board of supervisors of such county, signed by at least fifty of the qualified electors of the county, residents within the limits of such proposed corporation, and the affidavit of three qualified electors residing within the proposed limits, certifying to the genuineness of the said signatures, filed with the petition, shall be prima facie evidence of the requisite number of signers. The petition shall set forth and particularly describe the proposed boundaries of such corporation, and state the number of inhabitants therein, as nearly as may be, and shall pray that the same may be incorporated under the provisions of this act. Such petition shall be presented at a regular meeting of such board, and shall be published for at least two weeks before the time at which the same is to be presented, in some newspaper printed and published in such county, together with a notice stating the time of the meeting at which the same will be presented.

When such petition is presented, the board of supervisors shall hear the same, and may adjourn such hearing from time to time, not exceeding two months in all, and on the final hearing, shall make such changes in the proposed boundaries as they may find to be proper and shall establish and define such boundaries, and shall ascertain and determine how many inhabitants reside within such boundaries; *provided*, that any changes made by said board of supervisors shall not include any territory outside of the boundaries described in such petition. The boundaries so established by the board of supervisors shall be the boundaries of such municipal corporation until by action, authorized by law for the annexation of additional territory to, or the taking of territory from, said municipal corporation, such boundaries shall be changed; *provided*, whenever it shall appear to the board of supervisors that the boundaries of any municipal corporation have been incorrectly described, the board shall direct the county surveyor to ascertain and report a description of the boundaries. The board of supervisors, shall at their first regular meeting after the filing of the report of the county surveyor, cause notice to be published in some newspaper published in the county, that the report will be acted upon at the next regular meeting of the board, and at said meeting the board shall ratify the report of the county surveyor, with such modifications as they shall deem necessary and the boundaries so established shall be the legal boundaries of said municipal corporation.

They shall then give notice of an election to be held in such proposed corporation for the purpose of determining whether the same shall become incorporated, and shall provide for the election of such officers as shall be required in such city of the class to which the same may belong, as hereinafter provided. Such notice shall particularly describe the boundaries so established, and shall state the name of such proposed corporation, and the number of inhabitants so ascertained to reside therein, and the same shall be published for at least two weeks prior to such election, in a newspaper printed and published within such boundaries, or posted for the same period in at least four public places herein. Such notice shall require the voters to cast ballots, which shall contain the words "for incorporation," or "against incorporation," or words equivalent thereto, and also the names of persons voted for to fill the various elective municipal offices prescribed by law for municipal corporations of the class to which such proposed corporation will belong."

Amendments adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 232—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in municipal corporations of the sixth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 3, line 16, of the printed bill, after the comma following the word "lines", insert the following: "ferries,".

AMENDMENT NUMBER TWO.

On page 3, line 20, of the printed bill, after the word "utilities", insert the following: "and to enter into agreements with individual or corporate owners of any such utilities for the operation of any such utilities jointly with such owner, or to purchase or lease the same or acquire such other interest therein on such terms".

AMENDMENT NUMBER THREE

On page 3, line 20, of the printed bill, after the word "proper", strike out the comma, and insert in lieu thereof a semicolon.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 498—An act to provide for an appropriation to complete the investigation authorized by an act entitled "An act to provide for the investigation by the State of California of the possibilities of coordinating the development of the water resources of the

State for public protection and to the end that they may be put to the greatest beneficial use, and making an appropriation for said purpose," approved May 23, 1925, and to provide for the expenditure thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 741—An act to amend section 363a of the Political Code, relating to the Department of Public Works.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1147—An act making an appropriation for printing and binding copies of the report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927, and declaring the urgency of the same.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 994—An act to provide for the investigation of the economic problems of agriculture, and the appointment of a commission and the making of an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, strike out everything following the comma in said line, and insert in lieu thereof the following: "by the University of California."

AMENDMENT NUMBER TWO

On page 1, line 4 of the printed bill, strike out the words "commission hereinafter provided for", and in lieu thereof insert the following. "University of California".

AMENDMENT NUMBER THREE.

On page 1, line 8, of the printed bill, strike out the words "said commission", and insert in lieu thereof the following "agricultural department of the University of California".

AMENDMENT NUMBER FOUR.

On page 1, line 21, of the printed bill, after the period following the word "security", insert a new subsection as follows:

"(d) To determine the burden of taxes now borne by agricultural lands throughout the state according to its value and also to determine how this burden compares with that borne by each of the other classes of property and to determine further on a fair equalization of taxes on land with each of the other classes of property".

AMENDMENT NUMBER FIVE.

On page 1, line 22, of the printed bill, strike out the letter "d" in the parenthesis, and insert in lieu thereof the letter "c"; also, strike out the word "commission" in said line, and insert in its place the word "university".

AMENDMENT NUMBER SIX.

On page 1, line 25, of the printed bill, strike out the word "commission", and insert in lieu thereof the word "university".

AMENDMENT NUMBER SEVEN.

On page 1, line 26, of the printed bill, after the word "report", insert the following: "to the governor on or before December 1, 1930, and".

AMENDMENT NUMBER EIGHT

On page 2, line 1, of the printed bill, strike out the numerals "1929", and insert in lieu thereof the numerals "1931". Also on said line and page, strike out the word "commission's", and insert in lieu thereof the words "said university's".

AMENDMENT NUMBER NINE.

On page 2, line 5, of the printed bill, strike out the word "commission", and insert in lieu thereof the word "university".

AMENDMENT NUMBER TEN.

On page 2, line 6, of the printed bill, after the period following the word "act", insert the following. "The university shall have in mind particularly the owners of

agricultural and farm lands and also those who grow and produce live stock and farm products."

AMENDMENT NUMBER ELEVEN

On page 2, lines 7, 8, 9, 10, of the printed bill, strike out all of these lines.

AMENDMENT NUMBER TWELVE.

On page 2, line 11, of the printed bill, strike out the numeral "6", and insert in lieu thereof the numeral "5".

AMENDMENT NUMBER THIRTEEN.

On page 2, line 14, of the printed bill, strike out the word "commission", and insert in lieu thereof the word "university".

AMENDMENT NUMBER FOURTEEN.

On page 2, line 15, of the printed bill, strike out the numeral "7", and insert in lieu thereof the numeral "6". Also on said line and page, strike out the word "commission", and insert in lieu thereof the word "university".

AMENDMENT NUMBER FIFTEEN

On page 2 of the printed bill, strike out all of section 8.

AMENDMENT NUMBER SIXTEEN.

On page 2, line 33, of the printed bill, strike out the numeral "9", and insert in lieu thereof the numeral "7".

AMENDMENT NUMBER SEVENTEEN.

On page 2, line 34, of the printed bill, strike out the word "ten", and insert in lieu thereof the word "twenty".

AMENDMENT NUMBER EIGHTEEN.

On page 2, line 37, of the printed bill, strike out the numerals "10", and insert in lieu thereof the numeral "8".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1161—An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the lands and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings," approved May 22, 1925, relating to the San Diego State Teachers College building and improvement fund and an appropriation for construction and equipment for said school.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 851—An act to amend section 737gg of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Riverside.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out all of said line 3, and insert in lieu thereof the following:

"737gg. The annual salary of each of the judges of the superior court in and for the county of Riverside is seven thousand dollars."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1013—An act to amend section 8 of an act entitled “An act to define the duties of and to license land surveyors, and to repeal an act entitled ‘An act to define the duties of and to license land surveyors.’ approved March 31, 1919.” approved March 16, 1907 (Statutes 1907, page 310), relating to duty of surveyors.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed bill, strike out the word “filed” where it appears in said line, and insert in lieu thereof the word “recorded”.

AMENDMENT NUMBER TWO.

On page 1, line 19, of the printed bill, strike out all following the word “in”, and strike out all of lines 20, 21, 22 and 23; on page 2 strike out line 1, and in line 2 strike out “hundred ninety”, and insert in lieu thereof the following: “any act, now or hereafter effective, regulating or requiring the recordation of maps of subdivisions of land into lots”.

AMENDMENT NUMBER THREE

On page 2, line 3, of the printed bill, strike out the words “the above mentioned”, and insert in lieu thereof the words “any such”.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1138—An act to add new sections to chapter 2 of title III of part I of the Code of Civil Procedure, to be numbered 261, 261a and 261b, relating to superior courts in and for counties and cities and counties having a population of 900,000 or more; providing for the appointment and prescribing the powers, duties, qualification and compensation of court commissioners, stenographers and other attaches of such courts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out the following: “and 261b”.

AMENDMENT NUMBER TWO.

In line 6 of the title of the printed bill, strike out the words “and prescribing the powers, duties, qualification”.

AMENDMENT NUMBER THREE.

On page 1, line 4, of the printed bill, beginning with the word “In”, strike out all the printed matter down to and including the word “annum” in line 14, and insert in lieu thereof the following “Any county or city and county having a population of nine hundred thousand or over in which the superior court shall appoint court commissioners, two of such court commissioners shall receive a salary of five thousand four hundred dollars each per annum, two of such court commissioners shall receive a salary of four thousand eight hundred dollars each per annum, two of such commissioners shall receive a salary of three thousand six hundred dollars each per annum.”

AMENDMENT NUMBER FOUR.

On page 1, line 21, of the printed bill, beginning with the word “Each”, strike out all the printed matter down to and including the period on page 3, line 13.

AMENDMENT NUMBER FIVE.

On page 3, line 14, of the printed bill, strike out numeral “3”, and insert in lieu thereof the numeral “2”.

AMENDMENT NUMBER SIX.

On page 3, line 15, of the printed bill, strike out the numerals “261b”, and insert in lieu thereof the numerals “261a”.

AMENDMENT NUMBER SEVEN.

On page 3, line 16, of the printed bill, strike out the numerals "2617", and insert in lieu thereof the numerals "261a".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 141—An act to repeal section 685 of the Code of Civil Procedure, relating to enforcement of judgments.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 153—An act to amend section 69 of the Civil Code, relating to issuance of licenses to marry.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 154—An act to add a new section to the Penal Code to be numbered 653 $\frac{3}{4}$, relating to the filing of statements of ownership of real property preceding the construction of any building thereon.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 292—An act to add a new section to the Code of Civil Procedure, to be numbered 831 $\frac{1}{2}$, relating to the record of civil actions and the recording and entry of judgment and satisfaction of judgment in civil actions in municipal courts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1159—An act to amend section 3336 of the Civil Code, relating to damages for the wrongful conversion of personal property.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1165—An act to add a new section, numbered 1677, to the Civil Code, declaring void certain provisions as to contingent maturity of indebtedness secured by real property, contained in certain written instruments therein specified.

Bill read second time, ordered to engrossment, and third reading.

HON. CLARE WOOLWINE IN THE CHAIR.

At ten o'clock and twenty-five minutes a.m., Hon. Clare Woolwine, member of the Assembly from the Sixty-third District, in the chair.

Assembly Bill No. 1145—An act relating to the acquisition of Carquinez Bridge; creating a public corporation to be known as Carquinez Bridge Authority and providing for the appointment of the Carquinez Bridge Commission; defining the powers and duties of said commission and providing for the acquisition of said bridge and its operation as a publicly owned utility and as part of the highway system of the State of California; providing also for the issuance and sale of revenue bonds of said corporation for the purchase of said bridge and for the payment of interest on said bonds and the amortization thereof; providing for tolls of said bridge for the operation and maintenance thereof and payment of interest on and the amortization of said bonds: creating a district known as Carquinez Bridge District, defining the boundaries of the same and abrogating the right of counties to grant competitive franchises therein; providing for and creating a fund to carry out the

purposes of this act; and providing for appropriations to meet any deficit in the operation and financing of said bridge and for the printing and sale of said bonds.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 18 to 20, inclusive, and insert in lieu thereof the following: "for a revolving fund to meet any deficiency in the operation and financing of said bridge and providing for a method for the payment of the costs of the printing and sale of said bonds."

AMENDMENT NUMBER TWO.

On page 6, line 29, of the printed bill, strike out lines 29 to 35, inclusive, and insert in lieu thereof the following:

"SEC. 8. The cost incurred by the Carquinez bridge authorities in the printing and lithographing of said bonds and in its organization and by the state treasurer in the sale of said bonds shall be paid by the person, group of persons, firm or corporation selling and transferring the Carquinez bridge to the Carquinez bridge authorities under the provisions of this act."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading

Assembly Bill No. 1160—An act to transfer and set over certain State land from the jurisdiction of the Park Commission, the Department of Institutions, and the Division of Highways to the jurisdiction of the Surveyor General, and providing for the use thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No 1131—An act authorizing the Department of Natural Resources to receive in the name of the State of California gifts of lands and contributions for the purchase or maintenance of such lands for forestry purposes; providing for the acceptance thereof; and repealing an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California gifts or donations of lands for forest and watershed purposes," approved April 5, 1927.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No 1167—An act to provide for the formation, organization, government, powers, maintenance, change of boundaries and dissolution of airport districts comprising incorporated and unincorporated territory, or both, and providing for the authorization of bonded indebtedness and issuance of bonds thereby.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 4, line 19, of the printed bill, strike out beginning in said line 19, all of lines 19 to 22, inclusive, and insert in lieu thereof the following: "ness. Each member of the board shall be allowed, with the approval of the board, all traveling".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 219—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 32, of the printed bill, as amended in Assembly April 17, 1929, strike out lines 32 to 35, inclusive, and insert in lieu thereof the following: "duty of the auditor to compile, and he is hereby allowed one deputy, to be appointed by him, to receive one thousand five hundred dollars per annum, said salary shall be paid".

AMENDMENT NUMBER TWO.

On page 3, line 18, of the printed bill, as amended in Assembly April 17, 1929, strike out lines 18 and 19, and insert in lieu thereof the following: "hundred dollars per annum."

AMENDMENT NUMBER THREE.

On page 3, line 38, of the printed bill, as amended in Assembly April 17, 1929, strike out lines 38 to 41, inclusive, and insert in lieu thereof the following: "annum, which salary shall be in lieu of all fees and per diem heretofore allowed by law; *provided, however,* that the surveyor shall be".

Amendments adopted

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 493—An act to amend section 361e of the Political Code, and to add a new section to said code, to be numbered 361h, relating to the Department of Agriculture and the Division of Land Settlement thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 665—An act making an appropriation for the construction and the equipment on the campus of the University of California at Berkeley of a building to be known as the John M. Eshleman Memorial.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 732—An act to amend sections 373a, 373b, 373c, 373d, 373e, 373f, 373g and 373h of the Political Code, relating to the Department of Natural Resources.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 787—An act to amend section 456 of the Political Code, relating to employees in the office of the State Treasurer and fixing their salaries.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 850—An act making an appropriation to pay the claim of Fred F. Freitas against the State of California

Bill read second time, and ordered on file for third reading.

Senate Bill No. 855—An act to provide for the sale and conveyance of certain lands within the abandoned channel of the Guadalupe River lying in the county of Santa Clara, State of California.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 323—An act to add a new section to the Civil Code, to be numbered 322a, relating to the liability of stockholders in limited corporations.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 4, of the printed bill, as amended, strike out the word "shall", and all of lines 5, 6, 7 and 8, and insert in lieu thereof the following: "adopts and uses as the last word of its corporation name the word "Limited" or its abbreviation "Ltd." nor to the stockholders or members thereof, but any stockholders liability for debts or liabilities incurred prior to the adoption of this section or prior to the adoption and use of such name shall not be affected."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 614—An act requiring the recording of maps of subdivisions of land in certain cases; prescribing the conditions on which such maps may be recorded; authorizing the execution of contracts secured by bond for the placing of improvements on streets, highways, and ways dedicated thereby; prohibiting any attempt to place other requirements for the recording of such maps and providing a penalty against any city, city and county, or county illegally delaying the recording of any such map; prohibiting the selling or offering or contracting to sell any subdivision or portion thereof except by reference to a recorded map; making certain acts misdemeanors; and repealing earlier acts in conflict therewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 7 of the title of the printed bill, strike out the words "and provided," the remainder of said line, all of line 8 and the words "of any such map" in line 9.

AMENDMENT NUMBER TWO.

In line 11 of the title of the printed bill, after the word "to", insert the words "any map other than".

AMENDMENT NUMBER THREE.

On page 1, line 14, of the printed bill, strike out the word "filing", and insert the word "recording".

AMENDMENT NUMBER FOUR.

On page 2, line 12, of the printed bill, after the word "thereof", strike out the comma and insert a period. Strike out the remainder of said line and all of line 13.

AMENDMENT NUMBER FIVE.

On page 2, line 43, of the printed bill, after the word "recorder", insert the words "of the county".

AMENDMENT NUMBER SIX.

On page 3, line 21, of the printed bill, strike out the words "or must cause to be recorded", and insert the words "or until he shall have recorded".

AMENDMENT NUMBER SEVEN

On page 3, line 28, of the printed bill, strike out the period where it appears after the word "bounds", and insert the words "description only." Then insert the word "otherwise", strike out the capital "I" in the word "It", and insert in lieu thereof a small "i".

AMENDMENT NUMBER EIGHT.

On page 3, line 29, of the printed bill, strike out the words "any lot or", and in line 30 strike out the words "parcel of land", and insert in lieu thereof the words "subdivision or any part thereof".

AMENDMENT NUMBER NINE.

On page 3, line 33, of the printed bill, insert a comma after the word "act", and then strike out the remainder of said line, all of line 34 and the word "recorded" in line 35.

AMENDMENT NUMBER TEN.

On page 3, line 38, of the printed bill, strike out the word "act", and insert in lieu thereof the word "sale".

AMENDMENT NUMBER ELEVEN.

On page 3, line 38, of the printed bill, strike out the words "section 3", and insert in lieu thereof the words "sections 2 and 3".

AMENDMENT NUMBER TWELVE.

On page 4, line 4, of the printed bill, strike out the word "such", and insert the word "subdivision".

AMENDMENT NUMBER THIRTEEN.

On page 4, line 33, of the printed bill, strike out the words "if within a city".

AMENDMENT NUMBER FOURTEEN.

On page 4, line 35, of the printed bill, after the comma, insert the words "or the city engineer".

AMENDMENT NUMBER FIFTEEN.

On page 4, line 36, of the printed bill, strike out the words "and the city", and on page 4, line 37, of the printed bill, strike out the words "engineer, if within a city,".

AMENDMENT NUMBER SIXTEEN.

On page 4, line 45, of the printed bill, strike out the words "if within a city".

AMENDMENT NUMBER SEVENTEEN.

On page 4, line 50, of the printed bill, after the word "hereof", insert a comma.

AMENDMENT NUMBER EIGHTEEN.

On page 4, line 51, of the printed bill, after the word "respectively", insert a comma.

AMENDMENT NUMBER NINETEEN.

On page 4, line 52, of the printed bill, after the word "herein", insert a comma.

AMENDMENT NUMBER TWENTY.

On page 5, line 12, of the printed bill, after the word "taken", insert the words "by said commission, officer or body charged with the duty of approving such tentative maps".

AMENDMENT NUMBER TWENTY-ONE.

On page 5, line 18, of the printed bill, strike out the words "The foregoing provisions", all of said line, all of lines 19 to 25, inclusive, and insert in lieu thereof the following: "Nothing contained herein shall prevent the governing body from requiring by its subdivision regulations that the tentative map shall be submitted to the city engineer, or county surveyor, or legislative body in addition to being submitted to the planning commission, provided that the total time elapsing between the submission of said map to the planning commission, city engineer, county surveyor or legislative body, unless such time is extended by agreement with the subdivider, or his agent, shall not exceed thirty days".

AMENDMENT NUMBER TWENTY-TWO.

On page 6, line 13, of the printed bill, strike out the words "a two-thirds", the remainder of said line, and the suffix "ing" in line 14, and insert in lieu thereof "a majority vote of its members".

AMENDMENT NUMBER TWENTY-THREE.

On page 6, line 17, of the printed bill, after the word "copies", insert the words "of said".

AMENDMENT NUMBER TWENTY-FOUR.

On page 7, line 3, of the printed bill, after the word "prepared", strike out the period and insert a comma and then insert the words "failure to prepare such final subdivision map within one year, unless by mutual agreement between the planning commission, officer or body charged with approving such map and the subdivider, extending the time of filing, shall automatically terminate all proceedings and the subdivider shall be required to submit a tentative map and recommencement proceedings".

AMENDMENT NUMBER TWENTY-FIVE.

On page 7, line 31, of the printed bill, strike out the comma where it appears after the word "act", and insert a period. Thereafter strike out the remainder of said line and all of lines 32, 33, 34, and 35.

AMENDMENT NUMBER TWENTY-SIX.

On page 8, line 16, of the printed bill, apparently the printer has made an error in striking out this line. Said line should remain exactly as it is found in the original bill.

AMENDMENT NUMBER TWENTY-SEVEN.

On page 8, line 18, of the printed bill, strike out the word "himself", and insert the word "itself".

AMENDMENT NUMBER TWENTY-EIGHT.

On page 9, line 30, of the printed bill, insert the words "title to property so dedicated shall not pass until the map is recorded in the office of the county recorder".

AMENDMENT NUMBER TWENTY-NINE

On page 11, line 14, of the printed bill, after the word "initiative", insert a comma.

AMENDMENT NUMBER THIRTY.

On page 11, line 36, of the printed bill, place a comma after the word "initiative", and then strike out the words "in absence thereof."

AMENDMENT NUMBER THIRTY-ONE

On page 11, line 43, of the printed bill, strike out the word "regulation", and insert in lieu thereof the word "regulations".

AMENDMENT NUMBER THIRTY-TWO

On page 11, line 47, of the printed bill, strike out the word "Such", strike out the remainder of said line, all of line 48 and all of line 49.

AMENDMENT NUMBER THIRTY-THREE

On page 12, line 25, of the printed bill, strike out the word "each", and insert in lieu thereof the word "which".

AMENDMENT NUMBER THIRTY-FOUR

On page 13, line 8, of the printed bill, strike out the word "sizes", and insert the word "dimensions".

AMENDMENT NUMBER THIRTY-FIVE

On page 13, line 37, of the printed bill, strike out the words "Such regulations" and the remainder of said line and lines 38 to 42, inclusive, and insert in lieu thereof the following: "Nothing contained herein shall prevent the governing body from requiring by its subdivision regulations that the tentative map shall be submitted to the city engineer, or county surveyor, in addition to the city planning commission, provided that the total time elapsing between the submission of said map and its return to the planning commission of the county shall not exceed fifteen days."

AMENDMENT NUMBER THIRTY-SIX.

On page 14, line 3, of the printed bill, strike out the period, and insert in lieu thereof a semicolon, and then insert the words "*provided, however,* that the provisions of this paragraph shall be subject to the right of the city, city and county, or county, to require the dedication of streets by local regulations as provided in subsection (j) of section 30 hereof".

AMENDMENT NUMBER THIRTY-SEVEN.

On page 15, line 23, of the printed bill, strike out this entire line; then strike out lines 24 to 40, inclusive.

AMENDMENT NUMBER THIRTY-EIGHT.

On page 15, line 41, of the printed bill, strike out the figures "36", and insert the figures "35".

AMENDMENT NUMBER THIRTY-NINE.

On page 15, line 49, of the printed bill, strike out the words "in the", and in line 50 of the printed bill, strike out the words "absence of actual fraud".

AMENDMENT NUMBER FORTY.

On page 16, line 1, of the printed bill, strike out the figures "37", and insert in lieu thereof the figures "36".

AMENDMENT NUMBER FORTY-ONE.

On page 16, line 15, of the printed bill, strike out the figures "38", and insert the figures "37".

AMENDMENT NUMBER FORTY-TWO

On page 16, line 27, of the printed bill, strike out the figures "39", and insert the figures "38".

AMENDMENT NUMBER FORTY-THREE

On page 16, line 46, of the printed bill, strike out the figures "40", and insert the figures "39".

AMENDMENT NUMBER FORTY-FOUR.

On page 17, line 1, of the printed bill, strike out the figures "41", and insert in lieu thereof the figures "40".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 615—An act to provide for the establishment of official master plans and the appointment of planning commissions in cities, cities and counties, and counties; prescribing the manner of adoption of such plans, portions thereof, amendments thereto and composition thereof; prescribing the powers and duties of such commissions; providing for the transfer thereto of the powers and duties of other planning commissions; providing for the preparation, adoption and recordation of precise street plans; providing for the control of the construction of buildings within the lines of streets shown on such precise street plans; providing for the levy of a special tax for the support of a planning commission and other acts pursuant to this act and making certain expenditures legal charges against the funds of cities, cities and counties, and counties and regional planning commissions; providing for the establishment by cities, cities and counties, and counties, of regional planning commissions, including two or more cities, cities and counties, or counties, and/or a portion or portions thereof, or both; making certain acts misdemeanors; and repealing other acts in conflict herewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 7, line 16, of the printed bill, strike out the words "and/or", and insert in lieu thereof the word "or".

AMENDMENT NUMBER TWO

On page 11, line 5, of the printed bill, after the word "record", in said line, insert the following: "with the county recorder of the county in which said street is located".

AMENDMENT NUMBER THREE.

On page 13, line 39, of the printed bill, strike out the word "one", in said line, and insert in lieu thereof the word "five".

AMENDMENT NUMBER FOUR

On page 17, line 25, of the printed bill, following the period in said line 25, insert the following: "The petition must be verified by affidavit of at least one of the petitioners, and the text thereof must be published once a week for at least two weeks preceding the hearing thereupon in some newspaper of general circulation published in the proposed district, together with the notice stating the time and place when and where said petition will be considered by the board of supervisors having jurisdiction thereover, and that all persons interested therein may appear and be heard. At such time the board of supervisors shall hear the petition and may modify the boundaries of the proposed district as set forth in said petition to exclude therefrom any voting precinct, the lands in which, in their judgment, would not be benefited by the formation of such district."

AMENDMENT NUMBER FIVE

On page 17, line 33, of the printed bill, after the words "shall be", insert the word "as".

AMENDMENT NUMBER SIX

On page 17, line 39, of the printed bill, after the words "newspaper or", strike out the word "newspaper", and insert in lieu thereof the word "newspapers".

AMENDMENT NUMBER SEVEN.

On page 18, line 10, of the printed bill, after the words "following the", in said line, insert the word "first".

AMENDMENT NUMBER EIGHT

On page 18, line 13, of the printed bill, after the words "following the", in said line, insert the word "first".

AMENDMENT NUMBER NINE

On page 19, line 21, of the printed bill, strike out lines 21 to 24, inclusive.

AMENDMENT NUMBER TEN.

On page 19, line 35, of the printed bill, strike out lines 35 and 36, and insert in lieu thereof the following: "them over to the county treasurer of the county in which

said regional planning district is situate or to the treasurer of the county embracing the larger part of the district”

AMENDMENT NUMBER ELEVEN.

On page 20, line 24, of the printed bill, strike out lines 24 to 32, inclusive, and insert in lieu thereof the word “ways”.

AMENDMENT NUMBER TWELVE

On page 20, line 26, of the printed bill strike out said line 26, and insert in lieu thereof the following “divisions of land of one acre or less in area for the purpose”.

AMENDMENT NUMBER THIRTEEN.

On page 8, line 1, of the printed bill, strike out the word “rules” in both places where it appears in said line, and in each place insert in lieu thereof the word “regulations”.

AMENDMENT NUMBER FOURTEEN.

On page 8, line 7, of the printed bill, after the word “street,” insert the following words: “or lay or authorize sewers or connections to be laid in any street or right of way”.

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 556—An act to amend the Political Code by adding thereto a new section, to be numbered 2168*a*, providing for the arrest, without a warrant upon probable cause, of alleged insane persons.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 680—An act to repeal chapter 1 and articles I to VI inclusive of chapter 2 of title X of part IV, division III, of Civil Code, and to add a new chapter 1 of title X of part IV, division III, in place thereof, and to declare title XI of part III of the Code of Civil Procedure in certain respects limited by said new chapter 1, and to amend article VII of chapter 2 of title X of part IV, division III, of the Civil Code, by making said article VII, chapter 2 of title X of part IV, division III, of the Civil Code, all relating to partnerships; and to make the Partnership Law of the State of California uniform with the law of other states.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 681—An act to repeal chapter 3 of title X of part IV, division III of the Civil Code, and to add a new chapter 3 of part IV, division III, in place thereof, all relating to limited partnerships, and to make the law relating to limited partnerships uniform with the law of other states.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 341—An act to amend sections 850, 851 and 855 of the Code of Civil Procedure, relating to pleadings and practice in justices' courts.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 347—An act to amend section 1491 of the Code of Civil Procedure, relating to publication of notice to creditors in probate proceedings.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 479—An act to amend section 737*q* of the Political Code, relating to the salary of the judge of the superior court in and for the county of Lake.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 659—An act to add new sections to the Code of Civil Procedure, being numbers 1468*a*, 1468*b*, 1468*c* and 1468*d*, relating to the administration of estates having a net value of less than \$2,500.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 686—An act to release whatever easements the people of the State of California have in fishing and navigation, and any and all other uses of the waters of Clear Lake upon those certain lands referred to in an act entitled "An act to provide for the sale of the sovereign lands of the State of California, lying within the United States meander lines of Clear Lake, Lake County, that are susceptible of reclamation," approved May 19, 1925.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 738—An act to create a commission to codify the laws of the State, and make a report to the Legislature thereof, and making an appropriation therefor

Bill read second time, and ordered on file for third reading.

Senate Bill No. 857—An act authorizing suits against the State of California concerning the use and occupation of and the title to the real property described in an act entitled "An act to provide for the disposition of certain property of the State of California," passed March 26, 1851, and purchased under the provisions of an act entitled "An act to provide for the sale of the interest of the State of California within the water line front of the city of San Francisco, as defined in and by the act entitled 'An act to provide for the disposition of certain property of the State of California, passed March 26, 1851,' passed May 18, 1853," and of an act entitled "An act supplementary to and amendatory of an act to provide for the sale of the interests of the State of California, within the water line front of the city of San Francisco, as defined in and by the act entitled 'An act to provide for the disposition of certain property of the State of California, passed March 26, 1851,' passed May 18, 1853," approved May 1, 1855, or any of the acts supplementary thereto and amendatory thereof, and regulating procedure therein.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 43—An act to amend section 24 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal an act approved April 7, 1911, known as the Direct Primary Law, and also to repeal an act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended, relating to party conventions, membership and organization of State central committees and county central committees.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 8, line 42, of the printed bill, strike out the words "thirty-five hundred", and insert in lieu thereof the words "one thousand".

AMENDMENT NUMBER TWO.

On page 8, line 46, of the printed bill, strike out the word "seven", and insert in lieu thereof the word "ten".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 511—An act to amend section 44 of the "California Vehicle Act," relating to renewal of registration of vehicles.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

Strike out all of the title to the said bill, and insert in lieu thereof the following: "An act to amend section 44 of the California vehicle act, relating to the renewal and regulation of vehicles."

AMENDMENT NUMBER TWO

On line 2 of the printed bill, strike out all of lines 2, 3, and 4, and insert in lieu thereof the following:

"Section 44 of the California vehicle act is hereby amended to read as follows:"

AMENDMENT NUMBER THREE.

On page 2, line 29, of the printed bill, strike out all of line 29 up to and including line 14 on page 3 of the printed bill, and insert in lieu thereof the following:

"SEC. 44. Renewal of registration. (a) Every vehicle registration under this act shall expire at midnight on the thirty-first day of December of each year, and shall be renewed annually upon application by the registered owner by presentation of the certification of registration for the current year and by payment of the same fees as provided for original registration, and such renewal shall take effect on the first day of January of each year. The certificates of registration issued hereunder shall be valid during the registration year only for which issued, and the certificates of ownership shall remain valid until canceled by the division upon a transfer of any interest shown therein and need not be renewed annually. Upon annual renewal whenever the legal owner of a vehicle is other than the registered owner the division shall immediately notify such legal owner by mail of the registration number assigned to such vehicle for the ensuing year.

(b) The owner of a vehicle registered under the provisions of this act who has duly applied for the annual renewal of registration of such vehicle within fifteen days after annual expiration of license, accompanying such application with the proper fee for such registration, shall be entitled to operate such vehicle until midnight of January thirty-first without displaying the registration certificate of the current year, on condition that such owner shall, during said time display upon such vehicle the number plates or plate assigned thereto for the previous year.

(c) No motor vehicle shall be registered as provided in this act, or certificate of registration issued by the motor vehicle department, unless application therefor shall be accompanied by a certificate in such form as the division of motor vehicles shall prescribe, issued by the county assessor of the county or city and county in which such applicant may reside, showing that such motor vehicle is or has been assessed for personal property taxes thereon which accrued or became due and payable on the last preceding first Monday in March prior to making such application; and it is hereby declared to be the duty of the assessor of each such county or city and county to issue such certificate showing such assessment; *provided further*, that the presentation of such a certificate from the county assessor shall not be necessary in applying for the original or renewal of registration of a motor vehicle, which, as shown by evidence of title satisfactory to such division, was not subject to such personal property tax on said last preceding first Monday in March."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON MOTOR VEHICLES.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 1153—An act to define and to provide for the regulation, supervision and licensing of automobile loan brokers, defining the powers and duties of the Division of Motor Vehicles in respect thereto, providing for the enforcement of the act and prescribing penalties for violation thereof—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Senate Bill No. 450—An act to add a new section to be known as section 77a to the "California Vehicle Act," approved May 30, 1923, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Senate Bill No. 264—An act to regulate the display of red lights on or in view of public highways and granting to boards of supervisors authority for the zoning of public highways, relative to the display of red lights—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 216—An act to amend section 113 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to speed limits—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Senate Bill No. 23—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section to be numbered 141½, relating to the liability of an owner or driver or person responsible for the operation of a vehicle for the injury or death of a guest—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

Also :

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Senate Bill No. 511—An act to add a new section to be numbered 44½ to the California Vehicle Act, relating to cancellation of registration for nonpayment of personal property tax on motor vehicles—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, as amended.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

ON LABOR AND CAPITAL.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Senate Bill No. 820—An act to provide for the labeling, disinfecting and advertising

of convict-made goods, wares and merchandise, and requiring that notice that such articles are on sale shall be conspicuously posted in places where such articles are offered for sale—has had the same under consideration, and respectfully reports the same back, and recommends that same do pass.

MCDONOUGH, Chairman.

The above reported bill ordered on file for second reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 7—An act to amend section 628f of the Penal Code, relating to the protection of fish and game:

Also: Senate Bill No. 14—An act to amend sections 1 and 2 of an act entitled "An act regulating the hours of employment in underground mines, underground workings, whether for the purpose of tunneling, making excavations or to accomplish any other purpose or design, or in smelting and reduction works," approved May 30, 1913, relating to the keeping of records of the hours worked, providing penalties for violation of the act, providing for the enforcement of the act by the Department of Industrial Relations and extending the benefits of the act to workers employed in sheds or buildings in lime, cement and other reduction plants where dust is created:

Also: Senate Bill No. 353—An act relating to the passage of ordinances by cities, and authorizing cities to adopt ordinances relating to the regulation of traffic upon public highways by reference to printed codes or copies on such subjects; *provided*, not less than three printed copies of such code or codes, or any amendments thereto in book or pamphlet form, have been filed with the city clerk:

Also: Senate Bill No. 695—An act to amend section III of the Penal Code, relating to trial of convicts

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 7 read first time, and referred to Committee on Fish and Game

Senate Bill No. 14 read first time, and referred to Committee on Labor and Capital.

Senate Bill No. 353 read first time, and referred to Committee on Municipal Corporations.

Senate Bill No. 695 read first time, and referred to Committee on Crime Problems.

Also:

SENATE CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 262—An act to repeal an act entitled "An act to empower the Director of Agriculture to regulate and control the business of buying and selling fresh fish; to regulate the destruction of food fish; to create a State Fish Exchange; to license those engaged in marketing fish; to create a State Fish Exchange fund and a revolving fund; to provide penalties for violations of this act; to investigate and report on the fish industry; and to promote the sale of fish," approved June 1, 1917, as amended;

Also: Senate Bill No. 466—An act to amend the "American River Flood Control District Act," approved May 28, 1927, by amending sections 1, 2, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, by repealing section 26, and by adding five new sections thereto as follows: A new section to be numbered section 5, relating to the filling of vacancies in the board of trustees, a new section to be numbered 10a, relating to contracts for the payment of charges assessed within municipalities and political subdivisions, a new section to be numbered section 11a, providing for a bond validation proceeding, a new section to be numbered section 18a, making an appropriation in the sum of \$25,000 to defray the expense of the district and providing that said appropriation shall be returned to the State and relating to the manner of said repayment, a new section to be numbered section 26, defining the term "incidental expense"; and containing a provision declaring this act to be an emergency

measure, stating the facts constituting such emergency and providing that this act shall take effect immediately upon its passage.

J. A. BEEK, Secretary of Senate.

By FRANCIS A. DALIN, Assistant Secretary.

Senate Bill No. 262 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 466 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also:

SENATE CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 737—An act to add a new section to the Civil Code, to be numbered 48a, relative to libel.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 737 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 788—An act to amend section 22 of an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property not within the territory of incorporated cities or towns; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property inside of incorporated cities, whenever necessary or proper to complete or connect with any work outside thereof, for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property forming the exterior boundaries of any municipality where such municipality joins unincorporated territory of a county, whether partly or wholly within or without the boundary of such municipality; for the incidental establishment, change of separation of grades thereof, and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of such work; for the payment of such bonds by special assessment taxes raised in assessment districts established for the purpose; for the inclusion of the territory of any incorporated city or cities within such assessment district; and for county aid in such work," approved March 21, 1907, as amended, relating to form and manner of issuance of bonds.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 788 read first time, and referred to Committee on Municipal Corporations.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER THIRTY-FIVE.

Assembly Constitutional Amendment No. 35—Proposed amendment to article IV of the constitution, relative to the Legislative Department. Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 4 of the title of the printed measure, after the comma following the numeral "3", in said line, insert the numerals "15."

AMENDMENT NUMBER TWO

On page 1, line 6, of the printed measure, after the comma following the numeral "3", in said line, insert the numerals "15."

AMENDMENT NUMBER THREE.

On page 1, line 22, of the printed measure, after the period following the word "years", in said line, insert the following paragraph:

"SEC. 15. No law shall be passed except by bill. Neither house shall place any bill upon final passage until the same, with the amendments thereto, have been printed for the use of the members and thirty days have elapsed from the date of its introduction, unless in case of urgency, two-thirds of the members of the house of origin, by a vote of yeas and nays, dispense with this provision. Nor shall any bill become a law unless the same be read on three several days in each house, unless, in case of urgency, two-thirds of the house where such bill may be pending, shall, by a vote of yeas and nays, dispense with this provision. Any bill may originate in either house, but may be amended or rejected by the other; and on the final passage of all bills they shall be read at length, and the vote shall be by yeas and nays upon each bill separately, and shall be entered on the Journal, and no bill shall become a law without the concurrence of a majority of the members elected to each house."

AMENDMENT NUMBER FOUR

On page 2 of the printed measure, strike out all of lines 4 and 5, and insert in lieu thereof the following:

"SEC. 23a. Each house of the Legislature may, by resolution, provide for the employment of help, prescribe the duties, and fix the compensation thereof; but in no case shall the total expense for officers."

AMENDMENT NUMBER FIVE.

On page 2 of the printed measure, strike out all of lines 14 to 21, inclusive, and insert in lieu thereof the following: "the chief clerk of the Assembly. Except as herein otherwise specified, the provisions of this section shall be self-executing."

Amendments adopted.

Assembly Constitutional Amendment No. 35 ordered to reprint, engrossment, and on file for adoption.

THE SPEAKER IN THE CHAIR.

At ten o'clock and thirty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER THIRTY-SEVEN.

Assembly Concurrent Resolution No. 37—Relative to the charter of the city of San Luis Obispo ratified by the qualified electors of said city at a general municipal election held on the first day of April, 1929.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 37 adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Mecker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Quigley, Scofield, Scudder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, Young and Mr. Speaker—59.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 37 ordered transmitted to the Senate.

Assembly Bill No. 367—An act to amend sections 3, 5, 10, 19 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, property or rights of way, and provid-

ing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, relating to street improvements.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 367 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Quigley, Scofield, Scudder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwme, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37 of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvement; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 451 passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Noyes, Oliva, Quigley, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwme, Wright, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 831—An act to amend the title and section 3 of an act entitled "An act to regulate the sale and issuance of licenses to hunt, take, pursue, or kill wild birds or mammals and/or to angle for, take, catch, or kill game fishes for purposes other than sale or profit in order to provide revenue therefrom for fish and game preservation, protection and restoration; defining game fishes; providing a penalty for the viola-

tion of this act and repealing all acts and parts of acts inconsistent or in conflict with this act," approved May 27, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 831 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Seofield, Seudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—61.

NOES—Fisher—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 953—An act to amend section 3664a of the Political Code, relating to taxation of public service and other corporations for the benefit of the State.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Keaton moved that Assembly Bill No. 953 be withdrawn from the file, and ordered re-referred to Committee on Revenue and Taxation.

Motion carried.

Assembly Bill No. 953 ordered re-referred to Committee on Revenue and Taxation.

HON. CHESTER N. KLINE IN THE CHAIR.

At ten o'clock and fifty-five minutes a m., Hon. Chester N. Kline, member of the Assembly from the Seventy-seventh District, in the chair.

Assembly Bill No. 717—An act to amend the title as amended, to amend section 1 and to add a new section, to be numbered section 1a, to an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 717 passed by the following vote:

AYES—Adams, Arnold, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland,

Scotfield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Young—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 618—An act to amend section 4278 of the Political Code, relating to salaries and fees of officials in counties of the forty-ninth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 618 passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Quigley, Remdollar, Roland, Scotfield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Young—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 363—An act to amend the Street Opening Bond Act of 1911 as amended, by striking out sections 15, 16, 17, 18 and 19 thereof and by amending sections 4, 10, 11, 12, 13 and 14 thereof, relating to default, delinquency and foreclosure of bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 363 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Remdollar, Scotfield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Young—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 658—An act to require the filing of a petition with the legislative body of a city or county of a majority of the property owners fronting on any street, highway, alley, lane, place or court or of lots or lands liable to be assessed, before improvement proceedings can be commenced under any of the street improvement acts of this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 658 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Kline, Meeker, Miller, Eleanor, Miller, James A., Mixer, Nielsen, Noyes, Olva, Parkman, Remdollar, Roland, Scotfield,

Scudder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—55.

NOES—Deuel, McDonough, and McGuinness—3.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and forty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 281—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais Forest Fire District, to prevent and extinguish forest, brush and grass fires therein and to protect persons and property from injury, loss or damage resulting from any such fires; and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein and the contribution or payment of public funds therefor," approved May 21, 1917, as amended, relating to the reorganization of the Tamalpais Forest Fire District.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hornblower, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Reindollar, Roland, Scofield, Scudder, Spalding, Stockwell, Williamson, Witter, Woolwine, Young, and Mr. Speaker—51.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER TWO HUNDRED EIGHTY-ONE.

Assembly Bill No. 281—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais Forest Fire District, to prevent and extinguish forest, brush and grass fires therein and to protect persons and property from injury, loss or damage resulting from any such fires; and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein and the contribution or payment of public funds therefor," approved May 21, 1917, as amended, relating to the reorganization of the Tamalpais Forest Fire District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 281 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hornblower, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Reindollar, Roland,

Scoufield, Scudder, Spalding, Stockwell, Williamson, Witter, Woolwine, Young, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1128—An act to provide for the organization and government of community or memorial hall districts and to provide for the acquisition or construction and maintenance of community or memorial halls for the use of the inhabitants of the district for recreational, educational and related activities.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1128 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Jost, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Reindollar, Roland, Scudder, Spalding, Stockwell, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1171—An act to provide for the transferring of moneys in the contingent fund of the State Fire Marshal to the clothes cleaning establishment fund; abolishing the contingent fund of the State Fire Marshal; and providing for the support of the Division of Industrial Fire Safety in the Department of Industrial Relations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1171 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Jost, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Reindollar, Roland, Scudder, Spalding, Stockwell, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

MOTION TO WITHDRAW BILL FROM COMMITTEE.

Mr. Bernard moved that Assembly Bill No. 410 be withdrawn from Committee on Governmental Efficiency and Economy and placed upon the file for passage.

The question being on the motion to withdraw Assembly Bill No. 410 from Committee on Governmental Efficiency and Economy.

Motion lost.

CASE OF URGENCY.

RESOLUTION.

The following resolution was offered:

By Mr. Hornblower:

Resolved, That Senate Bill No. 511 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Hornblower moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Remdollar, Roland, Scudder, Seawell, Snyder, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—58.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 511.

CONSIDERATION OF SENATE BILL NUMBER FIVE HUNDRED ELEVEN.

Senate Bill No. 511—An act to amend section 44 of the "California Vehicle Act," relating to renewal of registration of vehicles.

Bill read third time.

SPECIAL ORDER SET.

On motion of Mr. Hornblower, the further consideration of Senate Bill No. 511 was made a special order for two o'clock and thirty minutes p.m. today, May 1, 1929.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 11—Relative to restricted immigration—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported joint resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 107—An act to amend section 4235 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the sixth class—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 292—An act to add a new section to the Code of Civil Procedure, to be numbered 381i, relating to the record of civil actions and recording and entry of judgment and satisfaction of judgment in civil actions in municipal courts;

Also: Assembly Bill No. 113j—An act authorizing the Department of Natural Resources to receive in the name of the State of California gifts of lands and contributions for the purchase or maintenance of such lands for forestry purposes; providing for the acceptance thereof; and repealing an act entitled "An act author-

izing the State Board of Forestry to receive in the name of the State of California gifts or donations of lands for forest and watershed purposes," approved April 5, 1927;

Also: Assembly Bill No. 1160—An act to transfer and set over certain State land from the jurisdiction of the Park Commission, the Department of Institutions and the Division of Highways to the jurisdiction of the Surveyor General and providing for the use thereof;

Also: Assembly Bill No. 1161—An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the lands and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings," approved May 22, 1925, relating to the San Diego State Teachers College building and improvement fund and an appropriation for construction and equipment for said school.

Also: Assembly Bill No. 1165—An act to add a new section numbered 1677, to the Civil Code, declaring void certain provisions as to contingent maturity of indebtedness secured by real property, contained in certain written instruments therein specified;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

RECESS.

At twelve o'clock and fifty-five minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock and thirty minutes p.m. of this day.

REASSEMBLED.

At two o'clock and thirty minutes p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON MEDICAL AND DENTAL LAWS.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Assembly Bill No. 394—An act to amend section 52 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to sale of poisons—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

ON HOSPITALS AND ASYLUMS.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Hospitals and Asylums, to which was referred Senate Bill No. 782—An act to amend section 2186 of the Political Code—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

OLIVA, Chairman.
LUTTRELL.
FEIGENBAUM.
BADHAM.
KEATON.
CLOUDMAN.
MILLER, ELEANOR.
BAUM.
ROLAND.
ARNOLD.
HARPER.

The above reported bill ordered on file for second reading.

ON CRIME PROBLEMS

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 128—An act to amend an act entitled, "An act creating a State Bureau of Criminal Identification and Investigation, providing for its organization and defining its powers and duties and making an appropriation to carry out the provisions hereof, and repealing an act entitled 'An act to create a State Bureau of Criminal Identification, and providing for the appointment of a director of said bureau, defining his duties and qualifications and powers; providing for the appointment of a clerk of said bureau and fixing his qualifications; fixing compensation of said director and clerk, providing for the manner of paying the same and providing for the expense of conducting the office,' approved March 20, 1905." approved May 31, 1917, as amended, by amending sections 3, 8 and 9 thereof and adding a new section thereto, to be numbered 9a, relating to the powers and duties of the bureau, providing for the training of peace officers and requiring that certain crimes and criminal statistics and information be reported to the bureau—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

KLINE, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 841—An act relating to the powers and duties of the governing boards of school districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

(Signed out)

BYRNE, Chairman.
WRIGHT.
ADAMS.
DEUEL.
MCDONOUGH.
MILLER, ELEANOR.
KLINE.

The above reported bill ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 306—An act making an appropriation to be expended by and under the direction of the Department of Public Works for the purpose of rectifying, improving, and protecting the channel of the Pajaro River—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

EASLEY, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON ATTACHES.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Attaches respectfully begs leave to report as follows:

Resolved, That the following named persons be stricken from the roll of Attaches of the Assembly as of the dates hereinafter set forth, to wit:

F. C. Cloudsley, Jr., Page, May 1, 1929.

Bertram Snyder, Page, May 3, 1929.

Respectfully submitted.

REINDOLLAR, Chairman.

Mr. Reindollar moved the adoption of the report and resolution. The question being on the adoption of the report and resolution. Report and resolution adopted.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Jespersen · Assembly Concurrent Resolution No. 43—Relative to automobile taxation
Introduced.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jespersen asked for unanimous consent to take up Assembly Concurrent Resolution No. 43 at this time, without reference to printer, committee, or file, and that same be considered engrossed.

OBJECTION TO UNANIMOUS CONSENT.

Mr. Hornblower objected to the unanimous consent to take up Assembly Concurrent Resolution No. 43 at this time, without reference to committee.

The question being on the motion of Mr. Jespersen for unanimous consent to take up Assembly Concurrent Resolution No. 43 at this time.

SUBSTITUTE MOTION.

Mr. Feigenbaum moved as a substitute motion that Assembly Concurrent Resolution No. 43 be referred to Committee on Motor Vehicles.

Motion carried.

Assembly Concurrent Resolution No. 43 ordered referred to Committee on Motor Vehicles.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Joint Resolution No. 13—Relative to the California State Fair and the Western States Exposition

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The above reported joint resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 25—An act to amend an act entitled "An act to restrict the running of dogs at large; to protect live stock from depredations of dogs; to provide for the issuance of dog license tags by counties; and the disposition of funds received as fees therefor; making the violation of the provisions of this act a misdemeanor, and providing penalties therefor and providing for collection of damages by owners of live stock injured by dogs," approved June 3, 1921, as amended, by amending sections 1 and 4 of said act and adding sections 4a, 4b and 4c to said act, relating to the running of dogs at large and the killing or injuring of live stock or poultry by dogs.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 853—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class;

Also: Senate Bill No. 854—An act to amend section 737aa of the Political Code, relating to the salary of the superior judge in and for the county of Monterey;

Also: Senate Bill No. 856—An act making an appropriation to pay the claim of Pietro Cadie against the State of California.

Also: Senate Bill No. 860—An act to amend section 44 of an act entitled "An act authorizing the creation, government, maintenance and dissolution of county sanitation districts, the annexation of contiguous territory to such districts, the

issuance of bonds by such districts and the powers thereof," approved May 29, 1923, as amended.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 853 read first time, and referred to Committee on County Government.

Senate Bill No. 854 read first time, and referred to Committee on Judiciary.

Senate Bill No. 856 read first time, and referred to Committee on Claims.

Senate Bill No. 860 read first time, and referred to Committee on Municipal Corporations.

Also:

SENATE CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 137—An act to add a new section to the Penal Code to be numbered 496c, relating to buying, receiving, concealing or withholding stolen property, and prescribing penalties for violation of the provisions thereof;

Also: Senate Bill No. 394—An act to amend section 623f of the Penal Code, relating to the protection of fish and game;

Also: Senate Bill No. 579—An act amending section 1 of an act entitled "An act to regulate contracts on behalf of the State in relation to the erection, construction, alteration, repair or improvement of any State structure, building, road or other State improvement of any kind, and to repeal an act entitled 'An act to regulate contracts on behalf of the State in relation to erections and buildings,' approved March 28, 1876," approved March 22, 1909, as amended,

Also: Senate Bill No. 723—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor,

Also: Senate Bill No. 789—An act to amend sections 7 and 8 of an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property not within the territory of incorporated cities or towns, for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property inside of incorporated cities, whenever necessary or proper to complete or connect with any work outside thereof, for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property forming the exterior boundaries of any municipality where such municipality joins unincorporated territory of a county, whether partly or wholly within or without the boundary of such municipality, for the incidental establishment, change of separation of grades thereof, and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of such work; for the payment of such bonds by special assessment taxes raised in assessment districts established for the purpose; for the inclusion of the territory of any incorporated city or cities within such assessment district; and for county aid in such work," approved March 21, 1907, as amended relating to protest.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 137 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 394 read first time, and referred to Committee on Fish and Game.

Senate Bill No. 579 read first time, and referred to Committee on Roads and Highways.

Senate Bill No. 723 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 789 read first time, and referred to Committee on Municipal Corporations.

SPECIAL ORDER.

The hour of two o'clock and thirty minutes p.m., having arrived, the special order heretofore set for this hour was taken up for consideration.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER
EIGHTEEN.

Senate Constitutional Amendment No. 18—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by amending section 9a of article XIII thereof, relative to revenue and taxation.

Constitutional amendment read

The question being on the adoption of the constitutional amendment.

FLOOR AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by Mr. Jespersen :

AMENDMENT NUMBER ONE

On page 2, line 10, of the printed bill, as amended in the Senate March 28, 1929, after the word "law", insert the following: "including motor vehicles and trailers new or used stored in warehouses, storerooms or elsewhere".

AMENDMENT NUMBER TWO

On page 2 of the printed bill, at the end of line 19 and before line 20 insert the following: "Any manufacturer or dealer in motor vehicles paying the tax provided for herein upon a new or used motor vehicle or trailer shall obtain a tax receipt showing such payment and deliver the same to any person who may purchase such motor vehicle from such manufacturer or dealer."

The question being on the adoption of the amendments.

REQUEST FOR ROLL CALL.

On request of Messrs West, Jespersen and Spalding, the Speaker ordered a roll call taken on the adoption of amendments to Senate Constitutional Amendment No. 18.

The roll was called, and the amendments to Senate Constitutional Amendment No. 18 were refused adoption by the following vote:

AYES—Badham, Cloudsley, Collier, Coombs, Cittenden, Deuel, Eddy, Harper, Heisinger, Jespersen, Jones, Klue, Meeker, Miller, Eleanor, Noyes, Snyder, Spalding, West, Witter, and Wright—29

NOES—Adams, Arnold, Baum, Bernard, Bishop, Brock, Cloudman, Craig, Cronin, Crowley, Dillinger, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Little, Luttrell, McDonough, McGuinness, Miller, James A., Mixer, Morrison, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seudder, Seawell, Williams, Williamson, Woolwine, Young, and Mr. Speaker—46.

HON. WALTER J. LITTLE IN THE CHAIR.

At three o'clock and forty minutes p.m., Hon. Walter J. Little, member of the Assembly from the Sixty-second District, in the chair.

THE SPEAKER IN THE CHAIR.

At four o'clock p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

COMMUNICATION.

During consideration of Senate Constitutional Amendment No. 18 Mr. Hornblower presented the following communication and asked for and was granted the privilege of having the same printed in the Journal:

STATE OF CALIFORNIA, LEGAL DEPARTMENT, April 30, 1929.

Honorable Roscoe J. Anderson,

Member of the Assembly, State Capitol, Sacramento, California.

DEAR SIR: This office has been requested to advise whether the term "political subdivision" appearing in the pending Senate Constitutional Amendment No. 18 comprehends a municipality.

It is our opinion that it does. (People vs. California Fish Co., 166 Cal. 606; Payne vs. Treadwell, 16 Cal. 233; San Francisco vs. Canavan, 42 Cal. 557; Chico vs. Supervisors, 118 Cal. 120.)

In the case first cited the court said:

"A municipal corporation is a public institution, created for public purposes; the municipality is a political subdivision or department of the State, governed and regulated, and constituted by public law; the original power to control, as well as to create them, therefore, is in the Legislature." (Payne vs. Treadwell, 16 Cal. 233.)

We expressed the same view to Senator Nelson under date of September 5, 1928, with reference to the term "political subdivisions" now appearing in section 16, article XIII of the State constitution.

Very truly yours,

U. S. WEBB, Attorney General.
By FRANK L. GUERENA, Deputy

FURTHER CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT
NUMBER EIGHTEEN.

Senate Constitutional Amendment No. 18—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by amending section 9a of article XIII thereof, relative to revenue and taxation.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

FLOOR AMENDMENTS.

During the reading of the constitutional amendment, the following amendments were submitted by Mr. Cloudsley:

AMENDMENT NUMBER ONE

On page 2, line 7, of the printed bill, strike out the word "shall", and insert in lieu thereof the word "may".

AMENDMENT NUMBER TWO.

On page 2, line 11, of the printed bill, strike out the word "shall", and insert in lieu thereof the word "may".

The question being on the adoption of the amendments to Senate Constitutional Amendment No. 18.

Amendments refused adoption.

The question being on the adoption of Senate Constitutional Amendment No. 18.

The roll was called, and Senate Constitutional Amendment No. 18 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hersinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Seudder, Seawell, Snyder, Spalding, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—Deuel, Jespersen, McGinness, Noyes, and West—5.

Title read and approved.

Senate Constitutional Amendment No. 18 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 18.

A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article XIII thereof a new section to be numbered section 1c, relative to revenue and taxation.

Resolved by the Senate, the Assembly concurring. That the Legislature of the State of California in regular session commencing on the seventh day of January, 1929, two-thirds of all the members elected to each of the two houses voting in favor thereof, hereby proposes to the people of the State of California that the constitution of the State of California be amended by adding to article XIII thereof a new section to be numbered section 1c and to read as follows:

Sec. 1c. The Legislature shall provide for the collection, by the Department of the State charged with responsibility of registering motor vehicles, of a tax on motor vehicles and trailers as defined by law, in lieu of all personal property taxes thereon and shall establish the basis and method of fixing the amount of said tax including the establishment of a minimum and maximum tax; *provided, however*, that nothing in this section shall be construed to apply to properties taxed under the provisions of sections 14 and 15 or of subdivision 1 of section 16 of this article; *provided, further*, that if taxation upon all personal property is subsequently abolished by vote of the people of the State of California the tax authorized by this section shall without further action be abolished.

All moneys collected as taxes on motor vehicles and trailers in lieu of personal property taxes thereon shall be credited to a special fund to be known as the "county motor vehicle tax fund" and no other moneys shall be so credited; not less than 95 per cent of the moneys credited to said fund shall be paid at least once each year by the State to the respective county or city and county from which motor vehicles and trailers are registered, under any act providing for the registration of motor vehicles by the State, to be distributed between such county, or city and county, and such political subdivisions as may exist within each county, or city and county, as may be prescribed by law. Nothing in this section shall be construed to apply in any way to or affect the fixing, collection or distribution of any fee for registration now or hereafter fixed, collected and distributed under the provisions of the California Vehicle Act. The Legislature shall pass all laws necessary to carry out the provisions of this section and the acts of the forty-ninth session of the Legislature passed pursuant to this section shall be effective immediately upon their passage. The Legislature, two-thirds of all the members elected to each of the two houses voting in favor thereof, may change the method or rate of any tax fixed under this section.

THIRD READING OF SENATE BILLS.

Senate Bill No. 511—An act to amend section 44 of the "California Vehicle Act," relating to renewal of registration of vehicles.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 511 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Oliva, Parkman, Reindollar, Roland, Seefeld, Seudder, Seawell, Snyder, Spalding, West, Witter, Woolwine, Young, and Mr. Speaker—60

NOES—Cronin, Deuel, McGinness, Noves, Patterson, Quigley, Williamson, and Wright—8.

Title read and approved

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER. Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Roland: An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc. for the seventy-ninth and eightieth fiscal years, declaring the urgency thereof, and providing that this act shall take effect immediately.

By Mr. Fry: An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the general government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor, and the manner of payment thereof.

By Mr. Seawell: An act to amend sections 10 and 14 of the "State Housing Act," approved June 15, 1923, as amended relating to definitions of terms used therein and to rear yards of apartment houses

By Mr. Coombs: An act to amend section 9a31 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary of the county librarian in counties of the thirty-first class.

By Mr. Adams: An act requiring all employers who accept tips or gratuities given to employees by others to post notice of such policy or practice in a conspicuous place in the establishment in which the business or enterprise is carried on, and keep accurate records of all such tips or gratuities; giving the Department of Industrial Relations power to enforce the provisions thereof; providing penalties for violation of its provisions; and repealing all acts or parts of acts in conflict therewith

BADHAM, Chairman.

Mr Badham moved the adoption of the report

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig Crawford, Crittenden Cronin Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer Morgan, Morrison, Nielsen, Noves, Oliva, Patterson, Quigley, Reindollar, Scofield, Seawell, Snyder, Spalding, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—62

NOES—None.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated.

By Mr. Fry: Assembly Bill No. 1175—An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the general government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor, and the manner of payment thereof.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Roland: Assembly Bill No. 1176—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc. for the 79th and 80th fiscal years, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Seawell: Assembly Bill No. 1177—An act to amend sections 10 and 14 of the "State Housing Act," approved June 15, 1923, as amended, relating to definitions of terms used therein and to rear yards of apartment houses

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Mr. Coombs: Assembly Bill No. 1178—An act to amend section 9a31 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act,"

approved February 25, 1911, as amended, relating to the salary of the county librarian in counties of the thirty-first class.

Bill read first time, and referred to Committee on County Government.

By Mr. Adams—Assembly Bill No. 1179—An act requiring all employers who accept tips or gratuities given to employees by others to post notice of such policy or practice in a conspicuous place in the establishment in which the business or enterprise is carried on, and keep accurate records of all such tips or gratuities; giving the Department of Industrial Relations power to enforce the provisions thereof; providing penalties for violation of its provisions; and repealing all acts or parts of acts in conflict therewith.

Bill read first time, and referred to Committee on Judiciary.

MOTION TO RECONSIDER.

Mr. Seawell moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 650 was refused passage, be continued and made a special order for Tuesday, May 7, 1929, at the hour of two o'clock p.m.

Motion carried.

SPECIAL ORDER SET.

On motion of Mr. Seawell the consideration of Assembly Bill No. 650 was made a special order for Tuesday, May 7, 1929, at two o'clock p.m.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Williamson moved that the vote whereby amendments to Assembly Bill No. 60 were adopted be reconsidered.

The roll was called, and the same was refused reconsideration by the following vote:

AYES—Bishop, Brock, Cloudman, Coombs, Cronin, Deuel, DeYoe, Fisher, Flynn, Fry, Gilmore, Hornblower, Jost, Luttrell, McGuinness, Miller, James A., Morrison, Noyes, Oliva, Parkman, Quigley, Rendollar, Scudder, Williamson, and Mr. Speaker—25.

NOES—Arnold, Badham, Bernard, Byrne, Cloudsley, Craig, Crawford, Crittenden, Crowley, Dillinger, Easley, Eddy, Emmett, Harper, Heisinger, Hoffman, Jewett, Jones, Keaton, Kline, Little, McDonough, Meeker, Miller, Eleanor, Mixer, Morgan, Roberts, Roland, Scofield, Snyder, Spalding, West, Witter, Woolwine, Wright, and Young—36.

Bill ordered to reprint, engrossment, and third reading.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 125—An act to add a new section to the Penal Code, to be numbered 1308, relating to bail bonds.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Kline:

AMENDMENT NUMBER ONE

On page 1, line 13, of the printed bill, as amended in Assembly April 25, 1929, strike out the words "motion, writ or other", and insert in lieu thereof the words "action or".

Amendment adopted.

Bill ordered to reprint, engrossment, and third reading.

Senate Bill No. 560—An act to amend sections 1, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48, 50, 51 and 53, to repeal sections 2, 25 and 31, and to add three new sections to be numbered *Sa*, 16*a* and 17*a* of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, relating to the regulation, control, operation and abandonment of oil and gas producing wells; relating to taxation of oil and gas and oil and gas producing lands; conferring certain powers on the Department of Natural Resources, its agents and employees; and abolishing the jurisdiction of the State Mining Bureau and the State Mineralogist over the natural resources of petroleum and gas.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER

Mr. Craig moved that Senate Bill No. 560 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Senate Bill No. 560 ordered re-referred to Committee on Ways and Means.

SECOND READING OF ASSEMBLY BILL—(OUT OF ORDER).

Assembly Bill No. 315—An act relating to the tenure of employment of persons engaged in the public school service of the State.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 1, of the printed bill, as amended, strike out all of lines 1 to 25, inclusive, and insert in lieu thereof the following:

"SECTION 1 The provisions of section 5,500 of this act shall supersede the provisions of section 5,500 of the School Code as adopted at the forty-eighth session of the Legislature and shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of article one, chapter three, part three of division five of said School Code.

Sec. 5500 Boards of school trustees, and city, and city and county boards of education shall have power and it shall be their duty to classify as permanent employees all persons who shall have been successfully employed by the district for three complete consecutive school years at the time of classification, in positions requiring certification qualifications; *provided*, that the three years of successful service shall have been performed in a district employing at least fifteen teachers under a principal who shall have devoted at least two hours per day to supervision in the school or schools under his control. Such classification shall be made at the end of the three years of such employment."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 399—An act to amend section 602 of the Penal Code, relating to malicious injury to real property;

Also: Senate Bill No. 400—An act to amend section 627 of the Penal Code, relating to trespass;

Has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 179—An act to amend section 1420 of the Penal Code, relating to pardons, and to prescribe certain procedure in respect to applications for pardon or commutation of sentence;

Also: Senate Bill No. 180—An act to amend section 1596 of the Penal Code, relating to pardons, and to prescribe certain rules with respect to commutations of sentence and paroles;

Also: Senate Bill No. 141—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime, after plea of verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation or the imposition of jail sentence or fine or both or other conditions to fit the crime in connection with probation, and the disposition of such accusation after full compliance with the terms of probation and providing for the creation of offices of adult probation officer, assistant adult probation officer and deputy adult probation officer and fixing their compensation and duties and providing for adult probation boards in said counties and cities and counties;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

KLINE, Chairman.

The above reported bills ordered on file for second reading.

ON MANUFACTURES.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Manufactures, to which was referred Assembly Bill No. 767—An act to revise an act entitled "An act to regulate the manufacture, repair and sale of upholstered furniture; providing for the labeling of same; requiring that materials used be correctly described, and the percentage of materials used in each article stated; providing for the licensing of persons manufacturing, selling, or repairing upholstered furniture; making the violation of any of the provisions of this act a misdemeanor; and creating the upholstered furniture inspection fund," approved May 9, 1927—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

MORRISON, Chairman.

The above reported bill ordered on file for second reading.

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 258—An act permitting counties, municipalities, school districts, irrigation districts, reclamation districts, conservation districts, mosquito districts, levy districts, public utility districts, fire districts, cemetery districts or any other political subdivision of this State to carry insurance upon transportation equipment—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 836—An act relating to cafeterias in the public schools—has had the same

under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

(Signed out)

BYRNE, Chairman.
MILLER, ELEANOR.
ADAMS.
DEUEL.
WRIGHT.
McDONOUGH.
ROLAND.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 428—An act providing for the board and lodging of high school pupils in lieu of transportation to and from schools—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 48—An act to provide for the creation of a Commission for the Study of the Problem of Public Education in California and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 986—An act providing for the allowance of traveling expenses of members of the State Curriculum Commission;

Also: Assembly Bill No. 1050—An act to add a new section to the Political Code, to be numbered 1617c, relating to dedication of real property for street or highway purposes by governing bodies of school districts;

Also: Assembly Bill No. 1133—An act to allow the establishment of an emergency cash fund by the governing board of any school district, high school district, or junior college district, of any kind or class, and providing also for the reduction or discontinuance of such fund;

Also: Assembly Bill No. 1154—An act providing for the membership of public schools in organizations for the promotion and advancement of public education, and for the listing of such organizations by the State Board of Education; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 315—An act relating to the tenure of employment of persons engaged in the public school service of the State—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 36—A resolution to propose to the people of the State of California an amendment to section 17 of article VI of the constitution of the State of California, relating to the compensation of judicial

officers—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted

(Signed out)

ANDERSON, Chairman.
FISHER.
SNYDER.
HORNBLOWER.
WEST.
COOMBS.
BISHOP.
ARNOLD.

The above reported constitutional amendment ordered on file for adoption.

RECONSIDERATION LAPSED.

The motion of Mr. Stockwell that Senate Bill No. 379 be reconsidered having lapsed, the Speaker ordered Senate Bill No. 379 transmitted to the Senate.

ADJOURNMENT.

At five o'clock and twenty minutes p m, on motion of Mr. Crittenden, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, May 2, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Thursday, May 2, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harpel, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klue, Little, Luttell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Qualey, Reindollar, Roberts, Roland, Scofield, Seudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—74.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL

During the reading of the Journal, on motion of Mr. Williamson, its further reading was dispensed with.

MOTION TO SUSPEND RULE

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Brock, Messrs. Baum, Stockwell, McGinley and Sewell were granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Fisher, Fred R. Fisher, nephew of Assemblyman Fisher, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Hoffman, Mr. Enoch Soderberg of Los Angeles, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Miller, James A. McPherson of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Collier, Mrs. Ida M. Stratton, principal of Waterford Grammar School; Mrs. Haupt, Mrs. George Miller, Mr. C. C. Nielson, Mrs. Gatzman, Mrs. William Lehmkuhl and the following students of the Waterford Grammar School: Ethel Bowman, Lewis Jones, Kenneth Kirkpatrick, Inga Nielson, James Riddle, Carl Rader, Ardys Rash, Charles Sesser, Edward Schaupt, Adolph Shuttera, Jean Strong, Helen Shields, Stanley Turpen, Galen Weaver, Donald Walker, Lorrin Booth, David Fickel, Walter Gammion, Opal Kennedy, Minerva Lean, Marion Lehmkuhl, Evelyn Nielson, Donald Odell, Otis Rash, Erma Smith, Edwina Smith, Margaret Schaupt, Frank Shuttera, Evelyn Walthers and Cecilia Welsh, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Noyes, Mrs. Minnie M. Gray, superintendent of schools of Sutter County, and the following principals and teachers: Miss Alice Carroll, rural supervisor; Mr. and Mrs. Marshall Kelly, Mrs. M. R. Brady, Mrs. Allen E. Gray, H. H. Stohlman, Frank Willard, Mrs. E. Walsh, Mrs. Mary Kelly, Ed Purington, Wm. R. Dawson, Mrs. Mary E. Stohlman, Mary K. Ford, G. F. Alger, Mrs. Irene Pickler, Blanche Tharp and Mrs. Russell, representing the following schools of Sutter County: Yuba City Union High School, Yuba City Grammar School, Live Oak Union High School, Sutter Union High School, Mareum-Illinois, Barry Union, Vernon, Wilson, Central-Gaither, Yuba City, Nicolaus, North Butte, Hedger, Pleasant Grove Union, Salem, Brittan, Rome and Franbleio, and the following pupils: Leora Brady, Buddy McMurtry, Kathryn McMurtry, Eugene McMurtry, Burton Brady, Forest Hammons, Dayrel Rowen, Erma Rowen, Mildred Kelley, Virginia Haynes, Glen Wilson, James Hammons, Titus Kelley, Margaret Hall, Frank Garcia, Charles Hansen, Delmo Siler, Tom Chikaraishi, Sammie Chikaraishi, Ruth Hansen, Esther Bolton, Kathleen Ford, Walter Woodard, Nicholas Orr, Jack Spencer, Arthur Hewitt, Sidney Westlund, George Sanderson, James Woodard, Thelma Toss, Robert Meist, Fred Jericoff, Billy Lancaster, Chester Sunny, Charles Hewitt, Don Rodolf, June Spear, Carrie Harrison, Beverly Epperson, James McFarland, Verdi Zregenmeyer, Nadine Lemenager, Joyce Dixon, Robert McDaniels, Mary Nelson, Minnie Meischke, Alice Stewart, Grace DeWitt, John Meischke, Frieda Zregenmeyer, Clarence Pease, Eva Correll, Anita Karstens, Lucile Weaver, Robert Close, Anthony Correll, Fayne Haynes, Sidney Westlund, George Sanderson, Walter Woodard, F. E. Young, Florence White, Helen White, Elizabeth DeMott, Margaret Moyes, Marcia Essex, Jack Carpenter, Velma Henson, Aubrey Schuler, Lucille

Walton, Margaret Brown, Barbara Kirk, Harriet Thomas, Louise Macee, Stella Johnson. Elleta Gray, Chas. L. Neary. Frank Bremer, Leland Bryant, James Purington, Edgar Nelson, Herman Schmidt, Glenn Burks, Wilma Brown, John Senfert, Ramona Senfert, Verna Buckingham, Mabel Ensign, Byron Davis, Gordon Harter, Ernest Kunde, Wright McReynolds, Neil Bonelli, Elvera Barber, Violet Verley, Fern Wood, Ward Green, Gertrude Low, Alfred Low, Edgar Nelson, Lucile Nelson, La Verne Nelson, Margaret Newman, Clair Senfert, Harold Senfert. Edgar Nelson, Andrew Newton, Beth Picton, Elisabeth Mason, Verna B. Mason, Ellen B. Mason, Hatsuy Mason, Fred M. Mason, Cora Thompson, Johnnie Saunders, Jimmie Wada, Laura Johnson, Dorothy Johnson, Ruth Thoma, Lavange Thoma, Kenneth Thoma, Norman Johnson, Leota Johnson, Ruth Johnson, Edwin Hess, Henry Covert, Philip Spencer, Virginia Goetz, Joe Holzbach, Verte Carlisle, Lex Murray, James Addy, Adeline Addy, Lorain Addy, Francis Paubeck. Elvin Loy, Gwynne Sargent, Raymond Weser, Aubrey Schuler, Charles Ott. Palmer Harting, Harold Dodson, Margaret Schroeder, Mildred Schroeder, George Trowbridge, Johnnie Adams, Gertrude Perlette, Lucille Powell, Vernon Powell, Verne Carpenter, Elisabeth Harting, Vivian Edsinger, Joseph Serger, Virginia Goetz, Alice Shannon, Joe Holzbock, Philip Spencer, Frances Willard, Frances McCollum, Betty Hartwig, Lucile Nelson, Wilma Brown, Vivian Edsinger, James E. Hammons, Hobert Corliss, Thelma Kirkman, Eleanor Corliss, Ines Brutti, Bernadette Campbell, Elleta Wilson, Billie Meyer, Margaret Righero, Dorothy Childs, Gorda Ott, Hazel Perry, Beth Adams, Charles Vantress, Jack Purdue, Ivan Farlee, Clay Heilman, Herbert Roulsten, Thelma Michel, Loreine Addy, Melvin Johnson, John Backman, Lee Dodson, Walter Queen, Harvey Schmidt, Neen Fairlee, John Hutchingson, Evelyn Marshall, Florence Marshall, Ena Cook, Ludia Lake, Leona Lake, Cleo Holmes, Blanche Adams, Frances Adams, Ellen McMahon, Robert Sitten, Jack Sitten, Marie Shintaffer, Raymond Armstrong, Howard Fuller, Kevanichi Saito, William Anderson, Ralph Mitchell, Robert Queen, Clarence Silva, Forrest Gelbke, Herbert Thornton, Laurence Thornton, Marian Engasser, Gregoria Domingez, Leslie Scheiber, John May, Melvin Engasser, Adel Rudan, Margaret Michel, Lorraine Minden, Clara Bailey, Hermina Peter, Pearl Miles, Louise Schwall, Norma Howsley, Evelyn Scheiber, Thomas Glenn, Charlotte Cathlett, Elmer Davis, Lorraine Trevethan, Stanley Coppin, Stanley Anderson, Mike Elorduy, Margaret Azevedo, Louise Trevethan, Isabel Inman, Marie Slight, James Keys, Julian Elorduy, Winona Johnson, Daryl Van Dyke, Lawrence Davis, Lawrence Howsley, Ellen Coppin, Belle Azevedo, Ernest Azevedo, Carrie Medlin, Orlin Van Dyke, Neal Catlett, Stanley Trevethan, Dean Van Dyke, Helen Richardson, Jeanne Andross, Beth Lazear, Ellen Millar, Georgia Belle Holmes, James Trowbridge, Billy Da Cosse, Harry Karnegos, Gus Garnegis, Walter Dietrich, David Andross, Ethel Gardner, Eve Keeler, Edith Armstrong, Helen Krehe, Gladys Buckingham, Doris Buckingham, Clare Stevenson, Thelma Mitchell, Andrew Newton, Elvin Lay, Joseph Serger, Raymond Weser, Edwin Storm, Palmer Hartwig, Dora Buschman, Ward Greene, Lucile Powell, Henry Covert, Gertrude Parletto, Ellen Buckingham, Margaret Schroeder, Ruth Johnson, Alice Shannon, Mildred Schroeder, George Trowbridge, Fred Meyers, Francis Brubek, Verne Carpenter, Wilma Brown, Aubrey Schuler, Elizabeth Hartwin, Harold Schroeder, Lucile Nelson and Frances McCalloun,

were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Noyes, the following guests accompanying the various pupils of Sutter County: Mrs. Ruth L. Corliss, Mr. F. M. Lazier, Mrs. E. Da Cose, Dr. and Mrs. N. E. Richardson, Mrs. Armstrong, Mrs. E. L. Adams, Mrs. Frank Willard, Mrs. L. Hess, Verto Carlile, Geo. Murray, Mrs. Laramore, Mr. and Mrs. J. Hansen, Mrs. F. W. Bolten, R. S. Ford, Mrs. Clark Van Dyke, Mrs. Lettie Van Dyke, Mrs. Frances Trevathan, Mrs. Lillian Keys, Mrs. Anna Catlett, Mr. and Mrs. Dan Woodard, Claud Hart and Mrs. J. D. Rodolf, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 24—A resolution to propose to the people of the State of California, an amendment to the constitution of said State by adding a new article thereto to be known as article XIII½, relating to revenue and taxation—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

(Signed out)

ANDERSON, Chairman.
SNYDER.
HORNBLOWER.
BISHOP.
COOMBS.
FISHER.
LYONS.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees, and compensation of jurors—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

(Signed out)

ANDERSON, Chairman.
COOMBS.
WEST.
BISHOP.
SNYDER.
FISHER.
ARNOLD.

The above reported constitutional amendment ordered on file for adoption.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1120—An act to amend sections 4, 6, 8, 9, 12 and to add certain new sections to be numbered 13½ and 13¾ to an act entitled "An act providing for the incorporation, government and management of metropolitan water districts, authorizing such districts to incur bonded debt and to acquire, construct, operate and manage works and property, providing for the taxation of property therein and the performance of certain functions relating thereto by officers of counties, providing for the addition of area thereto and the exclusion of area therefrom and authorizing municipal corporations to aid and participate in the incorporation of such districts," approved May 10, 1927—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 36—A resolution to propose to the people of the State of California an amendment to section 17 of article VI of the constitution of the State of California, relating to the compensation of judicial officers—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported constitutional amendment ordered on file for adoption.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1153—An act to define and provide for the regulation, supervision and licensing of automobile loan brokers; defining the powers and duties of the Division of Motor Vehicles in respect thereto; providing for the enforcement of the act and prescribing penalties for violation thereof

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 2, of the printed bill, strike out the following: "or act in the capacity".

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, strike out said line, and insert in lieu thereof the following: "tion who, for a compensation, engages in the business of loaning or advancing money and takes."

AMENDMENT NUMBER THREE.

On page 1, line 13, of the printed bill, strike out lines 13 to 17, inclusive, and insert in lieu thereof the following:

"(b) The term "automobile" means and includes every vehicle registered or required to be registered with the division of motor vehicles under the provisions of the California vehicle act."

AMENDMENT NUMBER FOUR.

On page 3, line 12, of the printed bill, strike out lines 12 to 21, inclusive, and insert in lieu thereof the following:

"Every automobile loan broker licensed hereunder shall keep such accounts, records and memoranda as may be necessary to enable the division of motor vehicles to ascertain the amount of money advanced as loans on automobiles and the extent and character of the security given for such loans. All accounts, records, registers, books, memoranda and other papers required by this act to be kept by".

AMENDMENT NUMBER FIVE.

On page 1, line 8, of the printed bill, after the syllable "tion" (being the last syllable of the last word in line 7 of the bill), insert a comma and the following: "other than a bank".

AMENDMENT NUMBER SIX.

On page 3, line 47, of the printed bill, after the word "corporation", insert a comma and the following: "other than a bank".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading

Assembly Bill No. 216—An act to amend section 113 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to speed limits.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 841—An act to amend section 604a of the Civil Code, relating to corporations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 29, of the printed bill, as amended, following the word "code", insert the following: "as adopted at the forty-eighth session of the Legislature".

AMENDMENT NUMBER TWO

On page 2, line 30, of the printed bill, as amended, insert a new paragraph to read as follows:

"Article four of this act, embracing sections 4.980a to 4.984a hereof, inclusive, reads as follows:".

AMENDMENT NUMBER THREE.

On page 2, line 31, of the printed bill, as amended, strike out "article four", and insert in lieu thereof: "article four—diversion of bond moneys".

AMENDMENT NUMBER FOUR.

On page 2, line 33, of the printed bill, as amended, strike out the numerals "4.982", and insert in lieu thereof "4.980a".

AMENDMENT NUMBER FIVE.

On page 2, line 48, of the printed bill, as amended, strike out the numerals "4.983", and insert in lieu thereof "4.981a".

AMENDMENT NUMBER SIX.

On page 3, line 1, of the printed bill, as amended, strike out the numerals "4.984", and insert in lieu thereof "4.982a".

AMENDMENT NUMBER SEVEN.

On page 3, line 5, of the printed bill, as amended, strike out the numerals "4.985", and insert in lieu thereof "4.983a".

AMENDMENT NUMBER EIGHT

On page 3, line 18, of the printed bill, as amended, strike out the numerals "4.986", and insert in lieu thereof "4.984a".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 394—An act to amend section 5a of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved April 5, 1927, relating to sale of poisons.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out said line 1, and insert in lieu thereof the following:

"An act to add a new section to be numbered 5b to an act entitled "An act to regu-".

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out lines 1 to 25, inclusive; also strike out all of page 2, and insert in lieu thereof the following:

"SECTION 1. A new section to be numbered 5b is hereby added to an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, which section shall read as follows:

Sec. 5b None of the provisions of section 5a of this act shall be construed to prohibit the sale at cost of any economic poisons by a county through such officers as may be authorized to handle the same by the board of supervisors when such economic poisons are to be used for the purpose of controlling insect or other animal pests or noxious weeds or plant diseases."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 767—An act to revise an act entitled “An act to regulate the manufacture, repair and sale of upholstered furniture; providing for the labeling of same; requiring that materials used be correctly described, and the percentage of materials used in each article stated; providing for the licensing of persons manufacturing, selling, or repairing upholstered furniture; making the violation of any of the provisions of this act a misdemeanor; and creating the upholstered furniture inspection fund,” approved May 9, 1927.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 1 to 9, inclusive, of the title, and insert in lieu thereof the following:

“An act to revise an act entitled “An act to regulate the manufacture and sale of upholstered furniture; providing for the labeling of the same, providing for the licensing of persons manufacturing, selling, or repairing upholstered furniture; and creating the upholstered furniture inspection fund,” approved May 9, 1927.”

AMENDMENT NUMBER TWO.

On page 1, line 3, of the printed bill, strike out lines 3 to 21, also strike out pages 2 to 4, inclusive, and insert in lieu thereof the following:

“SECTION 1. No person shall, at wholesale, or retail, or otherwise, directly or indirectly, make, sell, offer or expose for sale, deliver, rent, consign, lease or otherwise dispose of commercially, or have in his possession with such intent any article of new upholstered furniture, including pillows or cushions belonging to or forming part thereof, for use in any household or place of abode, or which can be used by human beings, that is made of any new material which is hidden or concealed by fabric or any other covering, unless such article is plainly and indelibly stamped or tagged with a tag prescribed and approved by the division of weights and measures, where it may be conveniently examined, which tag shall be securely attached to the article at the factory setting forth in the English language the name of the vendor, which name may be stamped or written on the tag by either the factory or the vendor, together with the serial number of the manufacturer, which serial number shall be assigned by the division of weights and measures, together with a statement that the concealed materials are in whole new materials, with the words as a heading on the tag “all new material”, setting forth the filling contents, grades, and percentages of material so used; *provided*, that nothing in this act shall apply to pillows as defined by section 402f of the Penal Code, and provided also, that nothing in this act shall apply to mattresses as defined by an act approved June 7, 1915, as amended, chapter 641, statutes 1915.

SEC. 2. No person shall at wholesale, or retail or otherwise, directly or indirectly, make, sell, offer or expose for sale, deliver, rent, consign, lease or otherwise dispose of commercially, or have in his possession with such intent, any article of new upholstered furniture, including pillows or cushions belonging to or forming part thereof, that contains in whole or in part any used or second-hand materials, cast off clothing, rags, jute, used burlap, sweepings, shoddy, used webbing, refuse or damaged material, or any material previously used for any purpose whatsoever, that is hidden or concealed by fabric or any other covering unless such article is plainly and indelibly stamped or tagged with a tag prescribed and approved by the division of weights and measures, where it may be conveniently examined, which tag shall be securely attached to the article at the factory, setting forth in the English language the name of the vendor which name may be stamped or written on the tag by either the factory or the vendor, together with the serial number of the manufacturer, which serial number shall be assigned by the division of weights and measures, and setting forth description of the kind or kinds of used or second-hand materials concealed therein, together with the percentage of each, with the words as a heading on the tag “second-hand material” and a statement that said used or second-hand materials have been sterilized in accordance with the requirements of the state board of health.

SEC. 3. No person shall, directly or indirectly, sell, expose, or offer for sale, deliver, rent, consign, lease or otherwise dispose of commercially, or have in his possession with such intent, in this state, any article of upholstered furniture manufactured out of this state unless labeled in accordance with the provisions of this act, and who has fully complied with all requirements of this act.

SEC. 4. Any person who shall remove, deface, alter, or in any manner attempt the same or shall cause to be removed, defaced, or altered, any mark or statement

placed upon any upholstered furniture under the provisions of this act shall be guilty of a violation of this act.

SEC. 5. The state superintendent of weights and measures shall have the authority to approve and/or adopt standard designations for labeling and grading of materials under this act, and these standard designations will be enforced by all inspectors, deputies, or dealers of the division of weights and measures.

SEC. 6. Every person, firm or corporation manufacturing or selling at wholesale upholstered furniture shall obtain annually from the division of weights and measures a license for which the annual fee shall be thirty dollars. Each and every branch house shall likewise be amenable to this license provision.

Every person, firm or corporation repairing upholstered furniture, unless licensed under the preceding paragraph of this section, shall obtain annually from the division of weights and measures a license for which the annual fee shall be twenty dollars. Each and every branch house shall likewise be amenable to this license provision.

Every person, firm or corporation selling or offering for sale at retail any upholstered furniture, unless licensed under one of the preceding paragraphs of this section, shall obtain annually from the division of weights and measures a license for which the annual fee shall be five dollars. Each and every branch house shall likewise be amenable to this license provision.

SEC. 7. All moneys collected under the provisions of this act shall be credited to the upholstered furniture inspection fund, which fund is hereby created, and shall be held subject to the uses of the division of weights and measures for the purpose of carrying out the provisions of this act.

SEC. 8. The state superintendent of weights and measures or any deputy or inspector authorized by him, shall have access to any premises, or to any records held by any person containing any information pertaining to the article or material in question.

SEC. 9. Statements as headings required under sections 1, 2 and 3 of this act shall be in the following forms: "all new material" twenty-four point condensed gothic type, on white linen. "owner's own material" twenty-four point condensed gothic type, on green linen: "second-hand material" twenty-four point condensed gothic type, on red linen. The form and wording of labels or deviation therefrom shall be discretionary with the state superintendent of weights and measures.

SEC. 10. Second-hand upholstered furniture including pillows or cushions belonging to or forming part thereof, which has been or could be used for sleeping or reclining purposes or any article of such upholstered furniture that is infested with vermin or disease or may have become contaminated in any way shall be sterilized by a process approved by the state board of public health, which board is invested with the power to make regulations covering the processes and methods used in sterilization.

Filthy or soiled articles of such upholstered furniture shall not be considered sterilized unless the fabric covering such upholstered furniture be replaced by clean and new covering and then subjected to sterilization.

SEC. 11. The right to condemn and/or seize any upholstered furniture found to be in violation of this act shall be vested in the division of weights and measures. The right to destroy any upholstered furniture found in violation of any of the sanitary provisions of this act, shall be vested in the state department of public health.

SEC. 12. Any person who removes any tag or device placed upon any upholstered furniture by an inspector shall be guilty of a misdemeanor.

SEC. 13. Any person violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be punished for each separate offense by a fine of not less than fifty dollars or more than five hundred dollars or by imprisonment in the county jail of not less than three months and not exceeding six months, or by both such fine and imprisonment. The unit for a separate and distinct offense in violation of this act shall be each and every article of upholstered furniture manufactured, repaired, exposed, sold, offered for sale, delivered, consigned, rented, or possessed with intent to sell, deliver or consign, in violation of this act.

SEC. 14. The word "person" as used in this act, shall be deemed to include person, copartnership, association, firm or corporation.

SEC. 15. The enforcement of the provisions of this act shall be under the supervision of the state superintendent of weights and measures.

SEC. 16. If any section, subsection, sentence, clause, or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase

thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional

SEC 17. All acts or parts of acts inconsistent herewith are hereby repealed."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 258—An act permitting counties, municipalities, school districts, irrigation districts, reclamation districts, conservation districts, mosquito districts, levy districts, public utility districts, fire districts, cemetery districts or any other political subdivision of this State to carry insurance upon transportation equipment.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In the title of the printed bill, strike out all of lines 1 to 6, inclusive, and insert in lieu thereof the following:

"An act to add a new section to the Civil Code to be numbered 1714½, relating to negligence upon the part of state officers, agents and employees of the state, counties, cities and counties, municipal corporations, school districts, irrigation districts, districts established by law, political subdivisions of the state and state agencies, and authorizing the issuance of insurance covering such liability."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 1 to 16, inclusive, and insert in lieu thereof the following:

"SECTION 1. A new section is hereby added to the Civil Code, to be numbered 1714½, and to read as follows:

1714½. Hereafter the state, and every county, city and county, municipal corporation, irrigation district, school district, district established by law, political subdivision of the state and state agency, shall be responsible to every person who sustains any damage by reason of death, or injury to person or property as a result of the negligence of any officer, agent, or employee of said county, city and county, municipal corporation, irrigation district, school district, district established by law, political subdivision of the state and state agency, when acting within the scope of his office, agency or employment; and such person may sue the state, county, city and county, municipal corporation, irrigation district, school district, district established by law, political subdivision of the state and state agency, as the case may be in any court of competent jurisdiction in this state in the manner directed by law. In every case where a recovery is had under the provisions of this section against the state, any county, city and county, municipal corporation, irrigation district, school district, district established by law, political subdivision of the state and state agency, then the state or the county, or city and county, municipal corporation, irrigation district, school district, district established by law, political subdivision of the state, and state agency shall be subrogated to all of the rights of the person injured, against the officer, agent or employee, as the case may be, and may recover from such officer, agent or employee the total amount of any judgment and costs recovered against the state, county, city and county, municipal corporation, irrigation district, school district, district established by law, political subdivision of the state and state agency in such case, together with costs therein.

And the state, county, city and county, municipal corporation, irrigation district, school district, district established by law, political subdivision of the state and state agency may insure their liability in any insurance company authorized to transact the business of such insurance in the State of California, and the premium for such insurance shall be a proper charge against the respective general fund of the state, county, city and county, municipal corporation, irrigation district, school district, district established by law, political subdivision of the state and state agency, as the case may be."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 836—An act to amend section 1607e of the Political Code, relating to cafeterias in schools.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, as amended, strike out the following: "and 6.732", and insert in lieu thereof a comma and the following: "6.732 and 6.733".

AMENDMENT NUMBER TWO.

On page 1, line 19, of the printed bill, as amended, strike out the comma and the following: "equipping and managing", and insert in lieu thereof the following: "and equipping".

AMENDMENT NUMBER THREE.

On page 1, line 21, of the printed bill, as amended, after said line 21, insert the following:

"Sec. 6.732. Said boards may at their discretion provide for the supervision and management of such cafeterias and the cost of such supervision and management shall be a charge against the funds of the school district."

AMENDMENT NUMBER FOUR.

On page 1, line 22, of the printed bill, as amended, strike out the number "6.732", and insert in lieu thereof the number "6.733".

AMENDMENT NUMBER FIVE.

On page 1, line 24, of the printed bill, as amended, after the second word "of", insert "supervision and".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 986—An act providing for the allowance of traveling expenses of members of the State Curriculum Commission.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1050—An act to add a new section to the Political Code, to be numbered 1617c, relating to dedication of real property for street or highway purposes by governing bodies of school districts.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1133—An act to allow the establishment of an emergency cash fund by the governing board of any school district, high school district, or junior college district, of any kind or class, and providing also for the reduction or discontinuance of such fund.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1154—An act providing for the membership of public schools in organizations for the promotion and advancement of public education, and for the listing of such organizations by the State Board of Education.

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 357—An act amending section 2333 of the Political Code, relating to the Department of Social Welfare and making an appropriation therefor.

Bill read second time.

MOTION TO RE-REFER.

Mr. Wright moved that Senate Bill No. 357 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Senate Bill No. 357 ordered re-referred to Committee on Ways and Means.

Senate Bill No. 450—An act to add a new section to be known as section 77a to the "California Vehicle Act," approved May 30, 1923, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, as amended in Senate March 12, 1929, strike out all of lines 1 to 3, inclusive, and insert in lieu thereof the following:
"An act to add a new section to the Penal Code to be numbered 537k, relating to motor vehicle number plates and registration certificates."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, as amended in Senate March 12, 1929, strike out all of lines 1 to 4, inclusive, and insert in lieu thereof the following:
"SECTION 1. A new section to be numbered 537k is hereby added to the Penal Code to read as follows:
537k. Any person, firm, partnership, association or corpora-".

AMENDMENT NUMBER THREE.

On page 1, line 9, of the printed bill, as amended in Senate March 12, 1929, strike out the period after the word "misdemeanor", and insert in lieu thereof a comma and the following: "punishable by imprisonment in the county jail not exceeding six months or by a fine of not less than one hundred dollars or more than five hundred dollars or by both such fine and imprisonment."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 264—An act to add a new section to the Penal Code, to be numbered 588d, relating to the display of red lights on or near public highways.

Bill read second time, and ordered on file for third reading

Senate Bill No. 23—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section, to be numbered 141½, relating to the liability of an owner or driver of a motor vehicle for the injury or death of a guest.

Bill read second time, and ordered on file for third reading

Senate Bill No. 820—An act to provide for the labeling, disinfecting and advertising of convict-made goods, wares and merchandise, and requiring that notice that such articles are on sale shall be conspicuously posted in places where such articles are offered for sale.

Bill read second time, and ordered on file for third reading

Senate Bill No. 782—An act to amend section 2186 of the Political Code.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 399—An act to amend section 602 of the Penal Code, relating to malicious injury to real property.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 27, of the printed bill, as amended in Senate April 4, 1929, following the word "trails", strike out the words "passing through", and insert in lieu thereof the word "entering".

AMENDMENT NUMBER TWO.

On page 2, line 31, of the printed bill, as amended in Senate April 4, 1929, strike out the words "where such lands are inclosed or".

AMENDMENT NUMBER THREE.

On page 2, line 33, of the printed bill, as amended in Senate April 4, 1929, following the word "and", strike out the word "along", and insert in lieu thereof the word "at".

AMENDMENT NUMBER FOUR.

On page 2, line 34, of the printed bill, as amended in Senate April 4, 1929, strike out the words "passing through", and insert in lieu thereof the word "entering".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 400—An act to amend section 627 of the Penal Code, relating to trespass.

COMMITTEE AMENDMENTS

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 5, of the printed bill, as amended in Senate April 4, 1929, following the word "lands", strike out the words "inclosed by a fence or upon".

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, as amended in Senate April 4, 1929, strike out the words "any uninclosed lands".

AMENDMENT NUMBER THREE.

On page 1, line 7, of the printed bill, as amended in Senate April 4, 1929, following the word "and", strike out the word "along", and insert in lieu thereof the word "at".

AMENDMENT NUMBER FOUR.

On page 1, line 8, of the printed bill, as amended in Senate April 4, 1929, following the word "trails", strike out the words "passing through such uninclosed", and insert in lieu thereof "entering such".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No 428—An act providing for the board and lodging of high school pupils in lieu of transportation to and from schools.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out first word "one", and insert in lieu thereof the word "two".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 48—An act to provide for the creation of a commission for the study of the problem of public education in California and making an appropriation therefor.

Bill read second time.

MOTION TO RE-REFER

Mr. Wright moved that Senate Bill No. 48 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Senate Bill No. 48 ordered re-referred to Committee on Ways and Means.

Senate Bill No. 179—An act to amend section 1420 of the Penal Code, relating to pardons, and to prescribe certain procedure in respect to applications for pardon or commutation of sentence.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 180—An act to amend section 1596 of the Penal Code, relating to pardons, and to prescribe certain rules with respect to commutations of sentence and paroles.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 141—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime, after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation or the imposition of jail sentence or fine or both, or other conditions to fit the crime in connection with probation, and the disposition of such accusation after full compliance with the terms of probation, and providing for the creation of offices of adult probation officer, assistant adult probation officer and deputy adult probation officer, and fixing their compensation and duties, and providing for adult probation boards in said counties, and cities and counties.

Bill read second time, and ordered on file for third reading.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, April 30, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 435—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or construction work on electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two men who have had sufficient experience to do the work properly and understand necessary safety measures in protecting each other in case of accident in the doing of such work; and providing a penalty for the violation thereof.

Also: Senate Bill No. 666—An act to add a new section to the Penal Code, to be numbered 1104a, prescribing what evidence of confessions and admissions may be admitted upon the trial of criminal prosecutions for felony or misdemeanors, and regulating the manner of obtaining such evidence and presenting the same to the trial court;

Also: Senate Bill No. 735—An act to amend section 1 of an act of the Legislature of the State of California, entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property not within the territory of incorporated cities or towns; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property inside of incorporated cities, whenever necessary or proper to complete or connect with any work outside thereof; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property forming the exterior boundaries of any municipality where such municipality joins unincorporated territory of a county, whether partly or wholly within or without the boundary of such municipality; for the incidental establishment, change of separation of grades thereof, and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of such work; for the payment of such bonds by special assessment taxes raised in assessment districts established for the purpose; for the inclusion of the territory of any incorporated city or cities within such assessment district; and for county aid in such work," approved March 21, 1907 as amended, relating to types of improvement authorized.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN JR., Assistant Secretary.

Senate Bill No. 435 read first time, and referred to Committee on Public Utilities.

Senate Bill No. 666 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 735 read first time, and referred to Committee on Municipal Corporations.

EXPLANATION OF VOTE.

The following explanation of vote on Senate Constitutional Amendment No. 18, adopted by the Assembly on Tuesday, May 1, 1929, was received and ordered printed in the Journal.

We believe that Senate Constitutional Amendment No. 18, if adopted by the people, will have the effect of exempting from taxation all unregistered automobiles.

Furthermore, there is to be a legislative tax committee to study the entire taxation system of the State and its political subdivisions and report back to the forty-ninth session of the Legislature. In the interim Senate Bill No. 511 takes care of the situation.

For these reasons we voted against Senate Constitutional Amendment No. 18

P. G. WEST
CHRIS N. JESPERSEN.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS.

The following requests for permission to introduce bills were presented:

By Mr. Hawes:

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act relating to certain funds and property of inmates of State reformatories, hospitals and prisons and the expenditure thereof.

Referred to Committee on Introduction of Bills.

By Mr. Kline:

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act authorizing and empowering any county or city and county to donate and grant to the State for inclusion in the State park system any real property owned by it or which it may hereafter acquire; also authorizing any of the same to donate county moneys to the State and make the same available for the acquisition of real property for inclusion in the State park system; also authorizing the levy and collection of taxes and the incurring of indebtedness for any such purposes.

Referred to Committee on Introduction of Bills.

By Mr. Luttrell:

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to reappropriate the unexpended balance of an appropriation made to augment, develop and improve the water supply and the water system of the Whittier State School.

Referred to Committee on Introduction of Bills.

By Mr. Young:

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows.

An act to amend the title and sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 20, of an act entitled "An act to create a flood control district to be called 'Los Angeles County Flood Control District'; to provide for the control and conservation of flood and storm waters, and for the protection of harbors, waterways, public highways and property in said district from damage from such waters, and for the construction of works and the acquisition of property therefor; to authorize the incurring of indebtedness, and the voting, issuing and selling of bonds and the levying and collecting of taxes by said district; to provide for the government and control of said district, and to define the powers and duties of the officers thereof," approved June 12, 1915, as amended, and by adding four new sections to said act, to be numbered sections 1a, 3a, 3b and 3c, relating to and providing for the government and control of said district by a board of directors, defining the powers and duties of said board and for the appointment of certain officers by said board, and dividing said district into five divisions for the election of a director from each of

such divisions, and providing for the performance of certain duties by Los Angeles County officers for said district.

Referred to Committee on Introduction of Bills.

By Mr. Jones:

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to add a new section to the Penal Code, to be numbered 369c, providing for the regulation of traffic within cities, cities and counties, counties, and towns, and providing penalties for the violation thereof.

Referred to Committee on Introduction of Bills.

By Mr. Jewett:

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to authorize the State Board of Agriculture to acquire property by gift, devise or bequest.

Referred to Committee on Introduction of Bills.

By Mr. McGuinness:

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to validate bonds of school districts, high school districts, union high school districts and junior college districts of every kind and class and providing for the levy of a tax to pay the same, and declaring the urgency of the same, the act to take effect immediately.

Referred to Committee on Introduction of Bills.

By Mr. Easley:

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 737g of the Political Code, relating to the salaries of superior court judges in and for the county of Contra Costa.

Referred to Committee on Introduction of Bills.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 107—An act to amend section 4235 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 107 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Clowdsley, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Harper, Hawes, Hoffman, Ingels, Jespersen, Jost, Kenton, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Patterson, Qungley, Remdollar, Roland, Scofield, Seawell, Snyder, Spalding, Williams, Williamson, Witter, Wright, and Mr. Speaker—48.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 498—An act to provide for an appropriation to complete the investigation authorized by an act entitled "An act to provide for the investigation by the State of California of the possibilities of coordinating the development of the water resources of the State for public protection and to the end that they may be put to the

greatest beneficial use, and making an appropriation for said purpose," approved May 23, 1925, and to provide for the expenditure thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 498 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Patterson, Quigley, Reindollar, Seawell, Snyder, Spalding, West, Williams, Williamson, Wright, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 741—An act to amend section 363a of the Political Code, relating to the Department of Public Works.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 741 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Patterson, Quigley, Reindollar, Seawell, Snyder, Spalding, West, Williams, Williamson, Wright, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate. .

Assembly Bill No. 141—An act to repeal section 685 of the Code of Civil Procedure, relating to enforcement of judgments.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 141 passed by the following vote:

AYES—Adams, Badham, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Harper, Hawes, Ingels, Jespersen, Jewett, Jost, Keaton, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Oliva, Parkman, Quigley, Reindollar, Seofield, Seawell, Snyder, Spalding, Williams, Williamson, and Mr. Speaker—43.

NOES—Anderson, Cloudman, Crowley, Eddy, Hoffman, Jones, Little, Luttrell, Patterson, Roland, Scudder, West, and Young—13.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 292—An act to add a new section to the Code of Civil Procedure, to be numbered 831i, relating to the record of civil actions and the recording and entry of judgment and satisfaction of judgment in civil actions in municipal courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 292 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fry, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Klue, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Snyder, Spalding, West, Williamson, Wright, and Mr. Speaker—51
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1160—An act to transfer and set over certain State land from the jurisdiction of the Park Commission, the Department of Institutions, and the Division of Highways to the jurisdiction of the Surveyor General, and providing for the use thereof.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 1160 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Eddy, Emmett, Feigenbaum, Fry, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Klue, Little, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Witter, Wright, and Mr. Speaker—55.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1131—An act authorizing the Department of Natural Resources to receive in the name of the State of California gifts of lands and contributions for the purchase or maintenance of such lands for forestry purposes; providing for the acceptance thereof; and repealing an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California gifts or donations of lands for forest and watershed purposes," approved April 5, 1927.

Bill read third time.

The question being on the passage of the bill,

The roll was called, and Assembly Bill No. 1131 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Eddy, Emmett, Feigenbaum, Fry, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Keaton, Klue, Little, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Witter, and Mr. Speaker—55.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER

TWENTY-SEVEN.

Senate Constitutional Amendment No. 27—A resolution to propose to the people of the State of California an amendment to the constitu-

tion of said State by adding a new section thereto to be known as and numbered section 19 of article XIII, relating to revenue and taxation.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 27 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, Easley, Eddy, Feeley, Feigenbaum, Fry, Harper, Hawes, Hoffman, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Miller, James A. Mixer, Morrison, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—54

NOES—Deuel, DeYoe, Fisher, Ingels, Jespersen, Jones, and Meeker.—7.

Title read and approved.

Senate Constitutional Amendment No. 27 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 27.

A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section thereto to be known as and numbered section 19 of article XIII, relating to revenue and taxation.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its regular session commencing on the seventh day of January, 1929, two-thirds of the members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes to the people of the State of California that a new section to be known as and numbered section 19 be added to article XIII of the constitution of this State and to read as follows:

19 Notwithstanding any other provision of this constitution the Legislature shall biennially set aside and provide for the distribution among the various firemen's pension, relief, health, life and accident insurance funds of any county, city and county, municipality or other political subdivision of a sum not to exceed one-half the revenues accruing from the taxation of premiums of fire insurance companies and associations for fire insurance premiums under the provision of subdivision (b) of section 14 of this article. The manner and amount of the moneys distributed under this section shall be determined by the Legislature but must be based upon the proportion that each particular pension, relief, health, life and accident insurance fund bears to the aggregate of all such funds existing in the State at the time the biennial distribution is made: *provided, however,* that the Legislature may provide for the distribution of a portion of such fund to counties, cities and counties, municipalities or other political subdivisions maintaining a paid or volunteer fire department where no provision has been made for the creation of a pension, relief, health, life or accident insurance fund in such political subdivision.

The Legislature shall enact all laws necessary to carry out the provisions of this section and may grant authority to local boards and commissions to use and apply any moneys distributed under the provisions of this section for the procuring of firemen's relief, health, life and accident insurance and for the payment of pensions of firemen.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER NINE.

Senate Constitutional Amendment No. 9—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding section 15 to article IX thereof, relating to the Henry E. Huntington Library and Art Gallery.

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 6, of the printed bill, strike out the words "now or here".

AMENDMENT NUMBER TWO.

On page 2, line 7, of the printed bill, strike out the word "after," and insert in lieu thereof the words "as of July 1, 1929."

AMENDMENT NUMBER THREE.

On page 2, line 9, of the printed bill, after the letters "lery", insert the following: "and the increments thereof and all personal property received in exchange therefor."

Amendments adopted.

Senate Constitutional Amendment No. 9 ordered to reprint, and on file for adoption.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER ELEVEN.

Senate Constitutional Amendment No. 11—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article V thereof a new section to be numbered 21, relating to the executive branch of the State government.

Constitutional amendment read.

COMMITTEE AMENDMENT.

During reading of the constitutional amendment, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out all of line 18 of the printed bill, after the word "to". Strike out all of line 19, and the words "of the railroad commission" in line 20, and insert in lieu thereof the following: "officers and boards which under the provisions of this constitution are filled through elections by the people".

Amendment adopted.

Senate Constitutional Amendment No. 11 ordered to reprint, and on file for adoption.

HON. JERROLD L. SEAWELL IN THE CHAIR.

At eleven o'clock and seven minutes a.m., Hon. Jerrold L. Seawell, member of the Assembly from the Ninth District, in the chair.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER

TWENTY-TWO.

Senate Concurrent Resolution No. 22—Relative to radio interference by electrical transmission lines and other electrical equipment.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 22 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Qungley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 22 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 22.

Relating to radio interference by electrical transmission lines and other electrical equipment.

WHEREAS, Radio broadcast reception is subject to interference by high voltage transmission lines and other electrical equipment; and

WHEREAS, Under the laws of this State the operation of the lines, plants, or systems of electrical, telephone and telegraph corporations are subject to control and regulation by the Railroad Commission of the State of California; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly concurring, That the Railroad Commission of the State of California be and it is hereby requested

and directed to make a complete study of the interference with radio broadcast reception in the State of California caused by the operation of high voltage transmission lines and other electrical lines, equipment and devices, and shall report its investigation, conclusion and recommendation for eliminating or mitigating such radio interference in a report which it shall file with the Governor of the State of California not later than December 1, 1930.

Senate Bill No. 392—An act to amend section 476*a* of the Penal Code, relating to checks, orders and drafts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 392 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Deuel, DeYoe, Easley, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Jespersen, Jewett, Keaton, Lattle, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Snyder, Spalding, Williams, Witter, Wright, Young, and Mr. Speaker—53.

NOES—Anderson, Crowley, Fisher, Hoffman, Ingels, Jones, and West—7.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Coombs gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 392 was this day passed.

Senate Bill No. 626—An act to add new sections to the Civil Code of the State of California, to be known as sections 452*b*, 452*c*, 452*d*, 452*e* and 452*f*, and to amend section 453 of the Civil Code, relative to mutual benefit associations transacting business upon the assessment plan; regulating their method of organization, requiring a bond to be filed with the Insurance Commissioner providing for the repayment of moneys paid by applicants if any association fails to qualify within one year; fixing the minimum number of applicants necessary to qualify; requiring such associations, whether heretofore or hereafter organized, to maintain a certain membership or to submit to revocation of certificate of authority; permitting merger or reinsurance with other insurance companies; limiting applicants to the age of fifty-five years; exempting associations of employees or other persons which do not pay, directly or indirectly, compensation for solicitation of applicants or members from laws regulating transaction of insurance except sections 452*a* and 453 of the Civil Code; and providing for and limiting assessments and annual dues.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Patterson.

AMENDMENT NUMBER ONE.

On page 2, line 41, of the printed bill, as amended March 11, 1929, after the word "until", strike out "December 31, 1929", and insert in lieu thereof "June 30, 1930".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 250—An act to increase the number of judges of the superior court of the State of California in and for the county of Alameda; to provide for the appointment of an additional judge and the manner of payment of his compensation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 250 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, West, Williams, Williamson, Wright, and Young—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 389—An act to amend section 2533 of the Political Code, relating to the San Francisco harbor improvement fund.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 389 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, West, Williams, Williamson, Wright, and Young—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 280—An act to amend section 227 of the Civil Code, relating to the filing of papers in adoption proceedings.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 280 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bliss, Brock, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, West, Williams, Williamson, Wright, and Young—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 227—An act to add a new section to the Political Code to be numbered section 2643, relating to powers and duties of supervisors respecting the abandonment of certain roads, and providing the method therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 227 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, Deuel, DeYoe, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—52

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 199—An act to amend sections 1, 2, 7, 13, 15, 18, 21 and 23 of an act entitled “An act prescribing the terms upon which licenses or certificates of registration may be issued to practitioners of barbering, creating the State Board of Barber Examiners and declaring its powers and duties, prescribing penalties for violation hereof, and repealing all acts and parts of acts inconsistent herewith,” approved May 31, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 199 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, Deuel, DeYoe, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—52

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 269—An act to add a new section to the Juvenile Court Law, approved June 5, 1915, as amended, to be numbered 19æ51, relating to the salary of probation officer in counties of the fifty-first class

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 269 finally passed by the following vote

AYES—Anderson, Arnold, Badham, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crowley, Deuel, DeYoe, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—52

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 523—An act to amend section 13 of the “State Medical Practice Act,” approved June 2, 1913, as amended, relating to reciprocity certificates.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 523 finally passed by the following vote :

AYES—Badham, Bliss, Brock, Byrne, Cloudman, Cloudslev, Coombs, Crawford, Cronin, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hoffman, Jespersen, Jones, Jost, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Noves, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, and Young—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 217—An act to amend section 14 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to refusal to issue certificates, suspension and revocation of certificates and probation of certificate holders.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 217 finally passed by the following vote :

AYES—Badham, Bliss, Brock, Byrne, Cloudman, Cloudslev, Coombs, Crawford, Cronin, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hoffman, Jespersen, Jones, Jost, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Noves, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, and Young—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and forty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 214—An act to amend section 9 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to applications for certification under said act.

Bill read third time.

The question being on the passage of the bill.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Williamson moved a call of the House.

Motion lost.

The roll was called, and Senate Bill No. 214 refused passage by the following vote :

AYES—Arnold, Brock, Cloudslev, Coombs, Crawford, Cronin, Dillinger, Feigenbaum, Flynn, Fry, Heisinger, Luttrell, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Roberts, Scofield, Spalding, West, Williams, Wright, and Mr. Speaker—27.

NOES—Anderson, Badham, Byrne, Cloudman, Crowley, Deuel, DeYoe, Easley, Eddy, Fisher, Gilmore, Harper, Hoffman, Hornblower, Jespersen, Jones, Jost, Little, Lyons, Meeker, Noves, Parkman, Reindollar, Roland, Seawell, Williamson, Witter, and Young—28.

NOTICE OF RECONSIDERATION.

Mr. Williamson gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 214 was this day refused passage.

Senate Bill No. 618—An act to add a new section, to be numbered 8*h*, to an act entitled "An act to regulate the sale and use of poisons in the State of California, and providing a penalty for the violation thereof," approved March 6, 1907, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 618 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jones, Jost, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 33—An act to amend section 21 of an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 33 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bliss, Brock, Byrne, Cloudman, Cloudsley, Coombs, Craig, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jones, Jost, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Senate Bill No. 550—An act to amend sections 3, 6, 6*a*, 9, 11, 12 and 15 of an act entitled "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof," approved May 21, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 550 finally passed by the following vote:

AYES—Badham, Bliss, Brock, Cludman, Clowdsley, Coombs, Craig, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Seawell, West, Williams, Williamson, Witter, Wright, Young, and Mr Speaker—52
NOES—Arnold, and Crowley—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No 839—An act relating to powers and duties of city prosecutors of cities, or cities and counties, operating under a freeholders' charter.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS

During reading of the bill, the following amendments were submitted by Mr. Keaton:

AMENDMENT NUMBER ONE

Strike out all of lines 1 to 3, inclusive, of the title of the printed bill, and insert in lieu thereof the following:

"An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitutions, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, by adding a new section numbered 24½ to said act, relating to the powers of city prosecutors in cities of the second and one-half class operating under a freeholders charter."

AMENDMENT NUMBER TWO

On pages 1 and 2 of the printed bill, strike out all of lines 1 to 27, inclusive, of page 1; also strike out all of lines 1 to 8, inclusive, of page 2, and insert in lieu thereof the following:

"SECTION 1. A new section numbered 24½ is hereby added to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, said section to read as follows:

Sec. 24½. Whenever the charter, of any city of the second and one-half class operating under a freeholders charter, creates the office of city prosecutor and charges said prosecutor with the duty, when authorized by law, of prosecuting misdemeanor offenses arising upon violations of the laws of the state, said city prosecutor is hereby authorized to exercise, and shall have, the following powers in connection therewith:

(a) He shall prosecute all such misdemeanor offenses, committed within said city, which are within the jurisdiction of the municipal court of such city, and all appeals arising therefrom. He shall draw complaints for such misdemeanors, prosecute all recognizances or bail bond forfeitures in said misdemeanor cases and prosecute all actions for the recovery of fines, penalties, and forfeitures, arising or resulting from the commission of such offenses

(b) Whenever any person applying for a writ of habeas corpus, is held in custody by any peace officer of such city, charged with having committed within said city any criminal offense in which the municipal court of the city has jurisdiction, a copy of the application for such writ must be served upon such city prosecutor at the time and in the manner provided by law for the service of writs of habeas corpus upon district attorneys; and such prosecutor shall, on behalf of the people, conduct all proceedings connected with or relating to such application. If the constitutionality of any law is questioned in any such habeas corpus proceeding the city prosecutor shall immediately notify the city attorney of such fact, whereupon the city attorney may, in his discretion, take charge of the proceeding on behalf of the people, or become associated with the city prosecutor therein."

Amendments adopted

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No 665—An act making an appropriation for the construction and the equipment on the campus of the University of California at Berkeley of a building to be known as the John M. Eshleman Memorial.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Witter:

AMENDMENT NUMBER ONE

On page 2, line 1, of the printed bill, as amended in Senate March 27, 1929, after the word "regents", insert a comma.

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1133—An act to allow the establishment of an emergency cash fund by the governing board of any school district, high school district, or junior college district, of any kind or class, and providing also for the reduction or discontinuance of such fund;

Also: Assembly Bill No. 1154—An act providing for the membership of public schools in organizations for the promotion and advancement of public education, and for the listing of such organizations by the State Board of Education; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

RESOLUTION.

The following resolution was offered:

By Mr Jones:

WHEREAS, The approach of adjournment of the Legislature sine die requires the time of the Legislature be conserved to the utmost; therefore be it

Resolved, That from and after this date, speeches on the floor of the Assembly be limited to ten minutes in length for opening speeches and five minutes for all other speeches. Extensions of time beyond said periods may be granted only by unanimous consent

Dated: May 2, 1929.

Resolution read, and on motion adopted.

REQUEST TO PRINT OPINION.

Mr Coombs asked for and was granted permission to have the following opinion by Mr. A. L. Cowell printed in the Journal:

SAN FRANCISCO, CALIFORNIA, April 11, 1929.

Subject: Assembly Bill No. 855.

To the Members of the Assembly Committee on Judiciary.

At the request of its sponsor, Mr A. L. Cowell, I respectfully submit the following in support of the above named measure

1. Upon the subject of its constitutional validity, a pronouncement of considerable importance by the Supreme Court of California said in 1886

"Whether, in any supposable instance, the public has such interest in a use which can be directly enjoyed only by an individual for his profit, and without any concomitant duty from him to the public, as that the government may be justified in employing the eminent domain power for the use as for a public use is a question somewhat startling, but which is not involved in the decision of the present action. In case further legislation shall be deemed expedient for the distribution of waters to

public uses, we leave its validity to be determined after its enactment, if its invalidity shall then be asserted." And: "It may be that, under the physical conditions existing in some portions of the State, irrigation is not, theoretically, a 'natural want,' in the sense that living creatures can not exist without it; but its importance as a means of producing food from the soil makes it less necessary, in a scarcely appreciable degree, from the use of water by drinking it. The government would seem to have not only a distant and consequential, but a direct, interest in the use; therefore a public use." (*Lux vs. Haggin*, 69 Cal. 255.)

This would seem to have intimated a favorable disposition toward such legislation as Assembly Bill No. 855; and in 1905 the Supreme Court of the United States established that a favorable ruling of the State courts thereon would not be disturbed *Clark vs. Nash*, 198 U. S. 361. This has been repeatedly affirmed.

Strickley vs. Highland Boy Gold Min. Co., 200 U. S. 527, 531; *Mt. Vernon Co. vs. Alabama Company*, 36 U. S. Sup. Ct. Rep. 235, saying: "The inadequacy of use by the general public as a universal test is established"; *Tanner vs. Canal and Irrigation Co.*, 239 U. S. 323; *Noble State Bank vs. Haskell*, 219 U. S. 104 and 575; *Eastern Oregon Land Co. vs. Willow River etc. Co.* (Ore.), 204 Fed. 516, saying: "The legislatures of several of the states in the arid regions have made the individual use of water for irrigation purposes a public use, and such laws have been sustained by the courts."

Upon this foundation, legislation such as Assembly Bill No. 855 has been upheld outside of California for mining and logging as well as for irrigation.

Goldfield Co. vs. Old Sandstrom Co. (Nev.), 150 Pac. 313; *Young vs. Dugger* (New Mex.), 170 Pac. 61; *Monetaire etc. Co. vs. Columbus etc. Co.* (Utah), 174 Pac. 172; *Alcorn vs. Reading* (Utah), 243 Pac. 922 at 926; *State ex rel. Kirkendall vs. Superior Court* (Wash.), 228 Pac. 695; *Grover etc. Co. vs. Lovella etc. Co.* (Wyo.), 131 Pac. 43 at 57-58. (Earlier like rulings are cited in several of these cases.)

In 1918 the Supreme Court of California again reserved the question for consideration. In a case where the District Court of Appeal had taken an unfavorable view of it, the Supreme Court said:

"This portion of the opinion is not in any way essential to the decision, and in denying the application for a hearing in this court we deem it proper to say that we express no opinion thereon." *Gravelly Ford Canal Co. vs. Pope & Talbot Land Co.*, 36 Cal. App. 556 at 566.

With this open attitude of the Supreme Court of California in mind, there is to be noted the 1928 amendment to article XIV, of the California constitution. This declares:

"That because of the conditions prevailing in this State the general welfare requires that the water resources of the State be put to beneficial use to the fullest extent of which they are capable, and * * * that the conservation of such waters is to be exercised with a view to the reasonable and beneficial use thereof in the interest of the people and for the public welfare."

Some belief is current that this does not intend compensation. If so, no assistance could be had from it here (nor, in my belief, anywhere; it would be a dead letter). But the better view, in my opinion, is that compensation for any damage attendant upon the changes of which it speaks will be implied into it. Upon this assumption, the object sought by Assembly Bill No. 855 would be a furtherance and development of the new constitutional provision.

There is therefore a fair opportunity, in my belief, that the legislation in Assembly Bill No. 855 may be held constitutional.

2. Upon the subject of its desirability and policy, I had occasion to express the following a number of years ago:

"In practical results this system of acquiring rights on or over private land for private irrigation by taking another's property on notice, hearing and compensation, seems to the writer one of the most important developments in the Water Law." and "the principle of *Clark vs. Nash* becomes important as opening a practical way, by extending the right of eminent domain to the solution of this difficulty which has existed throughout the history of the Water Law." *Water Rights in the Western States* (1911), Vol. I, Section 612

Transfer of water supplies, upon compensation for any attendant damage, from lesser uses such as grazing lands to higher uses such as orchards or dwellings, meets a sense of fitness even though the higher be a personal and individual use in which no one else directly shares. This sentiment is so marked that in the absence of legal authority for compensated expropriation of the lesser user, the tendency has been to criticize the courts for standing in the way of dispossessing him by force.

Forcible dispossession is not defensible. I venture to believe, therefore, that your committee will recommend the disposition of the matter in the way by which compensation is assured. Assembly Bill No. 855, authorizing the transfer with compensation provided, would meet the sense of fitness in this way.

By enabling transfer from lesser to higher uses wherever compensation is made, there seems reason to suggest that it could be a substantial item toward reconciling the current contentions over our water law in the right way and to mutual satisfaction.

3. In order to reach this end, the measure very evidently should be available (as its present form reads) for any higher type of use that offers compensation, and not irrigation alone. Domestic or household use is usually held in higher esteem. It would reasonably seem that irrigation should not get special immunity from yielding to this upon due compensation, or to mining or to private water power or to any other use whose higher benefit is found by the court in the case before it. The theory invokes the higher quality of use rather than a special industry.

It aims, by extending the right to tender compensation, to relieve the pressure for dispossession by force. I respectfully suggest that your committee will be justified in reaching the conclusion that this relief should be without favor. Uniformity in its operation is important for its practical value, as well as also to escape entanglement with the constitutional prohibition against special legislation.

Respectfully yours,

SAMUEL C. WIEL.

RECESS.

At twelve o'clock and ten minutes p. m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p. m. of this day.

REASSEMBLED.

At two o'clock p. m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Concurrent Resolution No. 38—Providing for the appointment of a joint committee to investigate the water problems of the State and to recommend some method of procedure therewith—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted and be re-referred to Committee on Contingent Expenses.

(Signed out)

NOYES, Chairman.
MIXTER.
DEYOE.
BLISS.
COLLIER.

The above reported concurrent resolution ordered on file for adoption.

ON ROADS AND HIGHWAYS.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 1149—An act to amend section 514 of the Civil Code, relating to the construction by wagon road corporations of roads, ferries, bridges, tunnels and tubes across, in and under streams, bays and inlets, tidal or otherwise, on or intersected by the line of such corporations' roads; providing for the collection and rates of tolls for the use thereof by the public, and providing penalties for charging or demanding unlawful tolls—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Senate Bill No. 388—An act to amend sections 6, 7 and 29 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, relating to the creation, organization and government of joint highway districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JESPERSEN, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Assembly Concurrent Resolution No. 41—Providing for the creation of a joint committee of the Senate and Assembly to study joint highway district laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work—has had the same under consideration, and respectfully reports the same back and recommends that it be adopted as amended.

JESPERSEN, Chairman

The above reported concurrent resolution ordered on file for adoption.

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 1169—An act to amend section 1 of an act entitled "An act granting to the city of Berkeley the salt marsh, tide and submerged lands of the State of California, including the right to wharf out therefrom to the city of Berkeley, and regulating the management, use and control thereof," approved June 11, 1913, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

HORNBLOWER, Chairman.
KEATON.
SCOFIELD.
BYRNE
OLIVA.
PARKMAN.
MORRISON
WILLIAMSON.

The above reported bill ordered on file for second reading
Also:

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 350—An act making an appropriation to clear and straighten the channel of the Mokelumne River from Woodbridge to the Galt-New Hope Bridge for protection of State and county bridges and highways—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

(Signed out)

HORNBLOWER, Chairman.
PARKMAN
SCOFIELD
MORRISON.
BYRNE
KEATON.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON CONTINGENT EXPENSES.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Contingent Expenses, to which was referred Assembly Concurrent Resolution No. 38—Providing for the appointment of a joint committee to investigate the water problems of the State and to recommend some method of procedure therewith—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

(Signed out)

SNYDER, Chairman.
COLLIER.
WILLIAMS.
NIELSEN.

The above reported concurrent resolution ordered on file for adoption.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 217—An act to amend section 4241 of the Political Code, relating to salaries of officers and employees of counties of the twelfth class;

Also: Assembly Bill No. 229—An act to amend section 4258 of the Political Code, relating to salaries of officers of counties of the twenty-ninth class,

Also Assembly Bill No. 853—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 1168—An act to amend section 1676 of the "Weights and Measures Act," approved June 16, 1913, as amended, relating to the salaries of the sealer of weights and measures and his deputies in counties of the sixth class;

Also: Assembly Bill No. 1173—An act to amend section 4246 of the Political Code, relating to the salaries, fees, and expenses, of officers and their deputies and assistants in counties of the seventeenth class;

Also: Assembly Bill No. 530—An act to amend section 19731 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes, and repealing the Juvenile Court Law approved March 8, 1909, as amended, said section relating to the salaries of probation officers," and assistant;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR SPEAKER: Your Committee on Ways and Means to which was referred Senate Bill No. 503—An act to amend section 767 of the Political Code of the State of California, relating to reporters' salaries.

Also: Senate Bill No. 560—An act to amend the title and sections 1, 3, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48, 50, 51 and 53 to repeal sections 2, 25 and 31, and to add seven new sections to be numbered Sr, 8b, Sc, Sd, 14a, 16a and 17a of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production, providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof, and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, relating to the regulation, control, operation and abandonment of oil and gas producing wells; relating to taxation of oil and gas and oil and gas producing lands; conferring certain powers on the Department of Natural Resources, its agents and employees; abolishing the jurisdiction of the State Mining Bureau and the State Mineralogist over the natural resources of petroleum and gas and providing for the protection of the natural resources of petroleum and gas from waste and destruction;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 70—An act to amend section 67 of the Code of Civil Procedure, relating to the superior court of the city and county of San Francisco, increasing the number of judges thereof, and providing for their compensation—has had the

same under consideration, and respectfully reports the same back, and recommends that it do pass.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 826—An act to amend sections 1 and 6 of an act entitled "An act authorizing municipal corporations to discontinue the use of land for park purposes when the fee thereof is vested in the municipal corporation and authorizing the sale or other disposition of such lands," approved May 12, 1927, relating to the conveyance, exchange, sale or other disposition of lands—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 567—An act to amend sections 2, 3, 4 and 19 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 668—An act to amend section 41 of the Acquisition and Improvement Act of 1925, relating to the interest and sinking fund—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 973—An act to amend an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department and to assess and collect taxes, from time to time, for such purpose, and to create a board of fire commissioners," approved March 4, 1881, as amended, by adding certain new sections thereto to be numbered 27, 28, 29 and 30, providing for the organization and reorganization of districts to be formed thereunder—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 425—An act to amend section 22 of an act entitled "An act to provide for the incorporation and organization and management of county water districts, and to provide for the acquisition of water rights or construction thereby of waterworks and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved June 10, 1913 (Statutes 1913, page 1049), as amended by Statutes 1925, page 990, relating to collection of taxes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 359—An act to amend section 76 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, and to add a new section to said act to be numbered 76a, relating to the foreclosure of bonds—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 898—An act to amend an act entitled "An act to provide for the apportionment and assessment upon the district or districts benefited of the cost or a portion of the cost of the separation of the crossing of a railroad or street railroad by a street, highway or public way and for the letting of contracts for the said work and for the enforcement and collection of such assessments, and providing for the issuance and effect of bonds therefor, whether said street or highway or the district to be benefited, lies entirely within the unincorporated territory of a county or entirely within a municipality, or within such unincorporated territory and one or more municipalities, or within two or more municipalities, or where such highway or street forms a portion of the boundary of a municipality; and providing for the payment of a portion of the expenses for such improvement by counties or municipalities at their election," approved May 21, 1927, by adding thereto a new section to be known as section 13a, authorizing the inclusion in one proceeding for the separation of grades under the provisions of said act the separation or elimination of two or more grade crossings—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 406—An act to amend sections 2, 4, 7, 8, 11, 12, and 46 of an act entitled "An act to provide for the establishment and change of public streets, lanes, alleys, courts, places and rights of way, and of any of the following avenues of public travel, namely, tunnels, subways, viaducts, bridges or independent subterranean ways in municipalities and providing for the construction or improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 504—An act to amend sections 1, 2, 4, 5, 7, 9, 15, and 19 of an act entitled "An act to provide for the maintenance by municipalities of lighting systems along public streets, alleys, and other public places and for the lighting thereof by electric current, gas or other illuminating agent; and for the assessment of the cost and expense thereof upon the property benefited and the manner of collecting such assessments," approved May 16, 1919—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Bill No. 687—An act to amend section 632 of the Penal Code, relating to the protection of fish, and to repeal section 633 of the Penal Code, relating to the protection of fish—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 315—An act relating to the tenure of employment of persons engaged in the public school service of the State—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1152—An act to amend section 1 of an act entitled "An act to provide for the creation of a Board of Parole Commissioners for each county in this State, for the paroling of prisoners confined in county jails, and authorizing and empowering such boards to make rules and regulations in relation thereto," approved March 25, 1909, relating to a Board of Parole Commissioners—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 852—An act to amend section 1 of an act entitled "An act to provide a stenographer and typist for judges of the superior courts, and providing for their salaries and the payments thereof," approved May 31, 1927, relating to stenographers for judges of the superior court in and for the counties of the fifteenth class—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating and licensing the distribution or sale of such products, providing for the payment and collection of certain license fees; defining the powers and duties of the Division of Weights and Measures, Superintendent of Weights and Measures, Department of Agriculture and the officers and employees thereof in relation thereto; prescribing penalties for violation of the provisions hereof and repealing acts and parts of acts inconsistent therewith—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

ON CLAIMS.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Claims, to which was referred Senate Bill No. 856—An act making an appropriation to pay the claim of Pietro Cadie against the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

WILLIAMS, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 2, 1929

MR SPEAKER I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 551—An act to permit governing boards of school districts to provide for the payment of retirement salaries to the teachers and other employees thereof in the manner prescribed by this act.

J. A. BEEK, Secretary of Senate.
By C. A. MCLEAN, JR., Assistant Secretary.

Senate Bill No. 551 read first time, and referred to Committee on Education.

Also:

SENATE CHAMBER, SACRAMENTO, May 1, 1929.

MR SPEAKER I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 37—Approving a certain amendment to the charter of the city of San Luis Obispo, ratified by the qualified electors of said city at a general municipal election held on the first day of April, 1929.

J. A. BEEK, Secretary of Senate
By C. A. MCLEAN, JR., Assistant Secretary.

The above reported concurrent resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929

MR SPEAKER I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 673—An act relating to the ages of retirement and to the payment of retirement salaries to teachers employed in the public schools of this State;

Also: Senate Bill No. 684—An act relating to the maintenance of the professorship of nursing education at the University of California at Berkeley, defining the powers and duties of the State Director of Finance in relation thereto, and making an appropriation therefor.

Also: Senate Bill No. 739—An act to amend section 51 of the State Housing Act approved June 15, 1923, as amended, relating to fire and smoke towers and stairways combined, and enclosed stairways terminating in fireproof passageway.

Also: Senate Bill No. 752—An act to amend the Improvement Act of 1911, approved April 7, 1911, by repealing section 10½, relating to alternative specifications for sewer construction.

J. A. BEEK, Secretary of Senate
By C. A. MCLEAN, JR., Assistant Secretary.

Senate Bill No. 673 read first time, and referred to Committee on Education

Senate Bill No. 684 read first time, and referred to Committee on Medical and Dental Laws.

Senate Bill No. 739 read first time, and referred to Committee on Judiciary.

Senate Bill No. 752 read first time, and referred to Committee on Municipal Corporations.

Also:

SENATE CHAMBER, SACRAMENTO, May 1, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 693—An act to prohibit the possession of machine rifles, machine guns and submachine guns capable of automatically and continuously discharging loaded ammunition of any caliber in which the ammunition is fed to such guns from or by means of clips, disks, drums, belts, or other separable mechanical device and providing a penalty for violation thereof," approved May 16, 1927, and to add a new section thereto to be numbered 3, said new section relating to the repeal of acts and parts of acts in conflict therewith;

Also: Senate Bill No. 754—An act to regulate contracts on behalf of the State in relation to the erection, construction, alteration, repair or improvement of any State structure, building, road or other State improvement of any kind, and to repeal an act entitled 'An act to regulate contracts on behalf of the State in relation to erections and buildings,' approved March 28, 1876," approved March 22, 1909, as

amended, relating to information concerning bidders on public works under the jurisdiction and control of the Department of Public Works;

Also: Senate Bill No. 859—An act granting to the city of Pacific Grove the title to the water front of said city together with certain submerged lands in the bay of Monterey contiguous thereto.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 693 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 754 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 859 read first time, and referred to Committee on Commerce and Navigation.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 524—An act to provide procedure for determining whether or not a reclamation district to be known as "South Basin-South Basin Canal Reclamation District" should be created; fixing the boundaries thereof in the event of the creation thereof; providing for the management and control thereof; vesting certain powers therein, and authorizing a method for the reclamation of the lands of said district in the event of its creation; granting to the city and county of San Francisco and its successors any title of the State in or to any public highways lying in said district with certain reservations; and dissolving any reclamation district wholly situate within the boundaries of said South Basin-South Basin Canal Reclamation District;

Also: Senate Bill No. 258—An act to amend sections 2, 3, 4, 6, 7, 8, 12, 14, 16, 17, 18, 19, 20, and 23 of an act entitled "An act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing penalties for the violation of the provisions of this act," approved May 31, 1927, and to add new sections thereto to be numbered sections 3a, 14a and 20a, relating to the regulation of the occupation and practices of hairdressers, cosmeticians, and cosmetologists;

Also: Senate Bill No. 268—An act to amend section 4280 of the Political Code, relating to the compensation of officers in counties of the fifty-first class.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 524 read first time, and referred to Committee on Commerce and Navigation.

Senate Bill No. 258 read first time, and referred to Committee on Public Health and Quarantine.

Senate Bill No. 268 read first time, and referred to Committee on County Government.

Also:

SENATE CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 221—An act to amend sections 2 and 20 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended, relating to fees;

Also: Senate Bill No. 373—An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money;

Also: Senate Bill No. 662—An act to amend section 67a of the Code of Civil Procedure, relating to judges in counties of the first class.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 221 read first time, and referred to Committee on Corporations.

Senate Bill No. 373 read first time, and referred to Committee on Banking.

Senate Bill No. 662 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 378—An act to amend section 3700a of the Political Code, relating to the salary of the Secretary of the State Board of Equalization;

Also: Senate Bill No. 487—An act to provide for the establishment and maintenance of preventoria for the treatment of persons susceptible to tuberculosis; providing for the granting of State aid to cities, counties, cities and counties, and groups of counties, for the care and treatment of such persons; defining the powers and duties of the Department of Public Health and Bureau of Tuberculosis in relation thereto, and making an appropriation therefor;

Also: Senate Bill No. 639—An act to provide for the purchase of school supplies for school district by superintendents of schools of counties,

Also: Senate Bill No. 842—An act to create a State Medical Library, to provide for the establishment and maintenance of said library as a part of the State Library, to transfer and to set over to the State Medical Library fund certain moneys

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

Senate Bills Nos. 378 and 842 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 487 read first time, and referred to Committee on Public Health and Quarantine.

Senate Bill No. 639 read first time, and referred to Committee on Education.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 748—An act providing for the organization, operation and maintenance of transportation districts, whether said districts lie entirely within unincorporated territory of a county or the territory of a municipality, or lie within such unincorporated territory and one or more municipalities, or lie within two or more municipalities; for the acquisition, construction and operation of any transportation facility within the district, the use of existing state acquisition and improvement statutes for such acquisition, construction and operation, for the dissolution of such districts, for the appointment and powers of an advisory board, for the disposition of any property or transportation facility, for the handling of the moneys of the district, for the use for its purposes by the district of lands dedicated to public uses, and defining the powers and duties of legislative bodies of municipalities and counties in connection with the use of this act;

Also: Senate Bill No. 858—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Senate for the seventy-ninth and eightieth fiscal years,

Also: Senate Bill No. 418—An act to amend section 2 of the "County Improvement Act of 1921," approved June 3, 1921, as amended

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

Senate Bill No. 748 read first time, and referred to Committee on County Government.

Senate Bill No. 858 read first time, and referred to Committee on Ways and Means.

Senate Bill No. 418 read first time, and referred to Committee on Municipal Corporations.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 265—An act to amend section 51 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies

of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act, approved April 23, 1915, as amended."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 265 finally passed by the following vote:

AYES—Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fry, Gilmore, Harper, Heisinger, Hoffman, Jones, Kline, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Morgan, Morrison, Nielsen, Noyes, Patterson, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 228—An act to add three new sections to the Political Code, to be numbered 541, 542 and 543, relating to State printing and the preparation of copy therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 228 finally passed by the following vote:

AYES—Anderson, Arnold, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hoffman, Jones, Jost, Keaton, Kline, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Morgan, Morrison, Nielsen, Noyes, Patterson, Qungley, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 836—An act authorizing the Department of Finance to sell certain property belonging to the State of California, situated in San Bernardino County, State of California, and providing for the expenditure of any moneys received therefrom.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 836 finally passed by the following vote:

AYES—Anderson, Arnold, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hoffman, Jones, Jost, Keaton, Kline, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Morgan, Morrison, Nielsen, Noyes, Patterson, Qungley, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—48.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 127—An act to amend section 1306 of the Penal Code, relating to forfeiture of bail bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 127 finally passed by the following vote:

AYES—Anderson, Arnold, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hoffman, Jones, Jost, Keaton, Kline, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—48.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 493—An act to amend section 361*e* of the Political Code, and to add a new section to said code, to be numbered 361*h*, relating to the Department of Agriculture and the Division of Land Settlement thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 493 finally passed by the following vote:

AYES—Anderson, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Jones, Jost, Keaton, Kline, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 732—An act to amend sections 373*a*, 373*b*, 373*c*, 373*d*, 373*e*, 373*f*, 373*g* and 373*h* of the Political Code, relating to the Department of Natural Resources.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 732 finally passed by the following vote:

AYES—Anderson, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Jones, Jost, Keaton, Kline, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—49.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 787—An act to amend section 456 of the Political Code, relating to employees in the office of the State Treasurer and fixing their salaries.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 787 finally passed by the following vote:

AYES—Anderson, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Jones, Jost, Keaton, Kline, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—49.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 323—An act to add a new section to the Civil Code, to be numbered 322a, relating to the liability of stockholders in limited corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 323 finally passed by the following vote:

AYES—Anderson, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Jones, Jost, Keaton, Kline, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—48.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 855—An act to provide for the sale and conveyance of certain lands within the abandoned channel of the Guadalupe River lying in the county of Santa Clara, State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 855 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—56.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 614—An act requiring the recording of maps of subdivisions of land in certain cases; prescribing the conditions on which such maps may be recorded; authorizing the execution of contracts secured by bond for the placing of improvements on streets, highways, and ways dedicated thereby; prohibiting any attempt to place other requirements for the recording of such maps and providing a penalty against any city, county and county, or county illegally delaying the recording of any such map; prohibiting the selling or offering or contracting to sell any subdivision or portion thereof except by reference

to a recorded map; making certain acts misdemeanors; and repealing earlier acts in conflict therewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 614 finally passed by the following vote:

AYES—Anderson, Arnold Badham, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Remdollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 615—An act to provide for the establishment of official master plans and the appointment of planning commissions in cities, cities and counties, and counties; prescribing the manner of adoption of such plans, portions thereof, amendments thereto and composition thereof; prescribing the powers and duties of such commissions; providing for the transfer thereto of the powers and duties of other planning commissions; providing for the preparation, adoption and recordation of precise street plans; providing for the control of the construction of buildings within the lines of streets shown on such precise street plans; providing for the levy of a special tax for the support of a planning commission and other acts pursuant to this act and making certain expenditures legal charges against the funds of cities, cities and counties, and counties and regional planning commissions; providing for the establishment by cities, cities and counties, and counties, of regional planning commissions, including two or more cities, cities and counties, or counties, and/or a portion or portions thereof, or both; making certain acts misdemeanors; and repealing other acts in conflict herewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 615 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crowley, Deuel, DeYoe, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Remdollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—56.

NOES—None

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Hoffman moved to amend the title as follows:

AMENDMENT NUMBER ONE

In line 19 of the title of the printed bill, as amended in Senate April 8, 1929, strike out the words "and/or", and insert in lieu thereof the word "or".

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 556—An act to amend the Political Code by adding thereto a new section, to be numbered 2168a, providing for the arrest, without a warrant upon probable cause, of alleged insane persons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 556 finally passed by the following vote:

AYES—Anderson, Badham, Bliss, Brock, Cloudman, Cloudsley, Colher, Coombs, Craig, Crawford, Crowley, Deuel, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Kline, Little, Luttrell, McDonough, McGuinness, Miller, Eleanor, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Seofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—51

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. MAURICE S. MEEKER IN THE CHAIR

At two o'clock and fifty-five minutes p m, Hon. Maurice S. Meeker, member of the Assembly from the Fiftieth District, in the chair.

Senate Bill No. 341—An act to amend sections 850, 851 and 855 of the Code of Civil Procedure, relating to pleadings and practice in justices' courts.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 341 finally passed by the following vote:

AYES—Arnold, Badham, Bliss, Brock, Cloudman, Cloudsley, Colher, Craig, Crawford, Crowley, Deuel, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Morgan, Morrison, Nielsen, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Spalding, West, Williams, Witter, Wright, and Young—46

NOES—Coombs—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 347—An act to amend section 1491 of the Code of Civil Procedure, relating to publication of notice to creditors in probate proceedings.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 347 finally passed by the following vote:

AYES—Badham, Bliss, Brock, Cloudman, Colher, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Kline, Little, McDonough, McGuinness, Meeker, Miller, Eleanor, Morgan, Morrison, Noyes, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, and Young—45.

NOES—Cloudsley—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 479—An act to amend section 737*q* of the Political Code, relating to the salary of the judge of the superior court in and for the county of Lake.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 479 finally passed by the following vote:

AYES—Badham, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Jones, Jost, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Young—47.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 659—An act to add new sections to the Code of Civil Procedure, being numbers 1468*a*, 1468*b*, 1468*c* and 1468*d*, relating to the administration of estates having a net value of less than \$2,500.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 659 finally passed by the following vote:

AYES—Badham, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Jones, Jost, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Young—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 686—An act to release whatever easements the people of the State of California have in fishing and navigation, and any and all other uses of the waters of Clear Lake upon those certain lands referred to in an act entitled "An act to provide for the sale of the sovereign lands of the State of California, lying within the United States meander lines of Clear Lake, Lake County, that are susceptible of reclamation," approved May 19, 1925.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 686 finally passed by the following vote:

AYES—Badham, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Jones, Jost, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Young—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 738—An act to create a commission to codify the laws of the State, and make a report to the Legislature thereof, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 738 finally passed by the following vote:

AYES—Badham, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Jones, Jost, Klue, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Young—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 857—An act authorizing suits against the State of California concerning the use and occupation of and the title to the real property described in an act entitled "An act to provide for the disposition of certain property of the State of California," passed March 26, 1851, and purchased under the provisions of an act entitled "An act to provide for the sale of the interest of the State of California within the water line front of the city of San Francisco, as defined in and by the act entitled 'An act to provide for the disposition of certain property of the State of California, passed March 26, 1851,' passed May 18, 1853," and of an act entitled "An act supplementary to and amendatory of an act to provide for the sale of the interests of the State of California, within the water line front of the city of San Francisco, as defined in and by the act entitled 'An act to provide for the disposition of certain property of the State of California, passed March 26, 1851,' passed May 18, 1853," approved May 1, 1855, or any of the acts supplementary thereto and amendatory thereof, and regulating procedure therein.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 857 finally passed by the following vote:

AYES—Arnold, Badham, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Klue, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 203—An act to add a new section to the Penal Code, to be numbered 653f, relating to the soliciting of the commission of a crime and the evidence upon which conviction may be had.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 203 finally passed by the following vote:

AYES—Arnold, Badham, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Morgan, James A., Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—53.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At three o'clock and fifteen minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 126—An act to add a new section to the Penal Code, to be numbered 1269*a*, relating to bail in criminal cases.

Bill read third time.

The question being on the passage of the bill.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Feigenbaum moved a call of the House.

Motion carried.

Time, three o'clock and twenty minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Anderson, Arnold, Badham, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Morgan, Morrison, Nielsen, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—54.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At three o'clock and twenty-five minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Feigenbaum.

The roll of absentees was called, and Senate Bill No. 126 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bliss, Brock, Cloudman, Cloudsley, Coombs, Craig, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Meeker, Miller, Eleanor; Morgan, Nielsen, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—46.

NOES—Flynn, Gilmore, Hornblower, McDonough, McGuinness, Morrison, Patterson, and Quigley—8.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

Mr. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Kline: An act authorizing and empowering any county or city and county to donate and grant to the State for inclusion in the State park system any real property owned by it or which it may hereafter acquire; also authorizing any of the same to donate county moneys to the State and make the same available for the acquisition of real property for inclusion in the State park system; also authorizing the levy and collection of taxes and the incurring of indebtedness for any such purposes.

By Mr. Jones: An act to add a new section to the Penal Code to be numbered 269c providing for the regulation of traffic within cities, cities and counties, counties, and towns, and providing penalties for the violation thereof.

By Mr. Hawes: An act relating to certain funds of inmates of State reformatories, hospitals and prisons and the expenditure thereof.

By Mr. Jewett: An act to authorize the State Board of Agriculture to acquire property by gift, devise or bequest.

By Mr. McGuinness: An act to validate bonds of school districts, high school districts, union high school districts and junior college districts of every kind and class and providing for the levy of a tax to pay the same, and declaring the urgency of the same, the act to take effect immediately.

By Mr. Luttrell: An act to reappropriate the unexpended balance of an appropriation made to augment, develop and improve the water supply and the water system of the Whittier State School.

By Mr. Young: An act to amend the title and sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20, of an act entitled "An act to create a flood control district to be called 'Los Angeles County Flood Control District'; to provide for the control and conservation of flood and storm waters, and for the protection of harbors, waterways, public highways and property in said district from damage from such waters, and for the construction of works and the acquisition of property therefor; to authorize the incurring of indebtedness, and the voting, issuing and selling of bonds and the levying and collecting of taxes by said district; to provide for the government and control of said district, and to define the powers and duties of the officers thereof," approved June 12, 1915, as amended, and by adding four new sections to said act to be numbered sections 1a, 3a, 3b, and 3c, relating to and providing for the government and control of said district by a board of directors, defining the powers and duties of said board and for the appointment of certain officers by said board, and dividing said district into five divisions for the election of a director from each of such divisions, and providing for the performance of certain duties by Los Angeles County officers for said district.

By Mr. Easley: An act to amend section 737g of the Political Code, relating to the salaries of superior court judges in and for the county of Contra Costa.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report

The roll was called, and the report adopted by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Seudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1161—An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the lands and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so

purchased buildings and other structures and improvements necessary and proper for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings," approved May 22, 1925, relating to the San Diego State Teachers College building and improvement fund and an appropriation for construction and equipment for said school.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No 1161 passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cuttenden, Cronin, Crowley, Deuel, Easley, Eddy, Feeley, Flynn, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGunness, Meeker, Morgan, Nielsen, Noyes, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Spalding, West, Williamson, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 315—An act relating to the tenure of employment of persons engaged in public school service of the State.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Heisinger moved that Assembly Bill No. 315 be withdrawn from the file, and ordered re-referred to Committee on Education.

Motion carried.

Assembly Bill No. 315 ordered re-referred to Committee on Education.

Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Reindollar moved that Assembly Bill No. 553 be withdrawn from the file, and ordered re-referred to Committee on Pensions.

Motion carried.

Assembly Bill No. 553 ordered re-referred to Committee on Pensions.

Assembly Bill No 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS

During reading of the bill, the following amendments were submitted by Mr. Collier.

AMENDMENT NUMBER ONE

On page 2, line 5, of the printed bill, as amended in Assembly April 24, 1929, immediately following the words "taken with", insert the following: "spear and".

AMENDMENT NUMBER TWO.

On page 2, line 7, of the printed bill, as amended in Assembly April 24, 1929, strike out all of lines 7 to 9, inclusive, and insert in lieu thereof the following: "of October, both dates inclusive. Not more than two salmon may".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating and licensing the distribution or sale of such products; providing for the payment and collection of certain license fees; defining the powers and duties of the Division of Weights and Measures, Superintendent of Weights and Measures, Department of Agriculture and the officers and employees thereof in relation thereto; prescribing penalties for violation of the provisions hereof and repealing acts and parts of acts inconsistent therewith.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Scofield moved that Assembly Bill No 1130 be withdrawn from the file, and ordered re-referred to Committee on Oil Industries.

Motion carried.

Assembly Bill No. 1130 ordered re-referred to Committee on Oil Industries.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER TWENTY-ONE.

Assembly Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new paragraph to section 14 of article XIII thereof to be numbered (h), relating to revenue and taxation.

Amendments read.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Kline.

AMENDMENT NUMBER ONE.

In the title of the printed measure, as amended in Assembly April 8, 1929, strike out lines 4 to 8, inclusive thereof, and insert in lieu thereof the following: "adding a new section to article thirteen to be known as section 17, relating to revenue and taxation and reimbursement to counties and to a city and county for losses sustained as a result of the withdrawal of property from local taxation."

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed measure, as amended in Assembly April 8, 1929, strike out lines 8 to 23, inclusive; also strike out pages 2 to 6, inclusive, and insert in lieu thereof the following: "by adding a new section to article thirteen, to be known as section 17, to read as follows:

Sec. 17. The loss in revenue sustained by any county or by a city and county by the withdrawal from local taxation of the property taxed for state purposes under the provisions of this constitution, shall be ascertained and determined by the department of finance, and said department shall report to the Legislature the loss sustained by each such county and city and county from such cause, during the biennium next preceding the making of such report; *provided*, that loss to a city and county shall be based on removal of such property from taxation for county purposes and shall not include loss for removal of such property from taxation for municipal purposes. The Legislature shall, immediately after the adoption and approval of the budget bill, provide for the reimbursement of such loss from any unappropriated money in the general fund in the state treasury; *and provided, further*, that no such

reimbursement shall reduce the unappropriated money in the general fund in the state treasury to a sum less than ten million dollars."

Amendments adopted.

Assembly Constitutional Amendment No. 21 ordered to reprint, engrossment, and on file for adoption

HON. CHARLES F. REINDOLLAR IN THE CHAIR.

At three o'clock and thirty-eight minutes p.m., Hon. Charles F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Messrs. Jespersen, Young, Seawell, Anderson, Dillinger, Fisher, McGuinness, Deuel and Bernard: Assembly Joint Resolution No. 14—Relative to memorializing Congress to give favorable consideration to Senate Bill No. 121.

Introduced, and referred to Committee on Federal Relations.

By Messrs. Williamson, Scofield, Coombs, Bernard, West, Quigley, Wright, Spalding, McDonough and Reindollar: Assembly Constitutional Amendment No. 37—Proposed amendment to article IV of the constitution, relative to retirement salaries for State employees.

Introduced, and referred to Committee on Constitutional Amendments.

By Mr. Young: Assembly Bill No. 1180—An act to amend the title and sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 20, of an act entitled "An act to create a flood control district to be called 'Los Angeles County Flood Control District'; to provide for the control and conservation of flood and storm waters, and for the protection of harbors, waterways, public highways and property in said district from damage from such waters, and for the construction of works and the acquisition of property therefor; to authorize the incurring of indebtedness, and the voting, issuing and selling of bonds and the levying and collecting of taxes by said district; to provide for the government and control of said district, and to define the powers and duties of the officers thereof," approved June 12, 1915, as amended, and by adding four new sections to said act to be numbered sections 1a, 3a, 3b, and 3c, relating to and providing for the government and control of said district by a board of directors, defining the powers and duties of said board and for the appointment of certain officers by said board, and dividing said district into five divisions for the election of a director from each of such divisions, and providing for the performance of certain duties by Los Angeles County officers for said district.

Bill read first time, and referred to Committee on Conservation.

By Mr. Luttrell: Assembly Bill No. 1181—An act to reappropriate the unexpended balance of an appropriation made to augment, develop and improve the water supply and the water system of the Whittier State School.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Easley: Assembly Bill No. 1182—An act to amend section 737g of the Political Code relating to the salaries of superior court judges in and for the county of Contra Costa.

Bill read first time, and referred to Committee on Judiciary.

By Mr. McGuinness: Assembly Bill No. 1183—An act to validate bonds of school districts, high school districts, union high school districts, and junior college districts of every kind and class and providing for the levy of a tax to pay the same, and declaring the urgency of the same, the act to take effect immediately.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Jewett: Assembly Bill No. 1184—An act to authorize the State Board of Agriculture to acquire property by gift, devise or bequest.

Bill read first time, and referred to Committee on Governmental Efficiency and Economy.

By Mr. Hawes: Assembly Bill No. 1185—An act relating to certain funds of inmates of State reformatories, hospitals and prisons and the expenditure thereof.

Bill read first time, and referred to Committee on Prisons and Reformatories.

By Mr. Jones: Assembly Bill No. 1186—An act to add a new section to the Penal Code to be numbered 369c providing for the regulation of traffic within cities, cities and counties, counties, and towns, and providing penalties for the violation thereof.

Bill read first time, and referred to Committee on Public Utilities.

By Mr. Kline: Assembly Bill No. 1187—An act authorizing and empowering any county or city and county to donate and grant to the State for inclusion in the State park system real property owned by it or which it may hereafter acquire; also authorizing any of the same to donate county moneys to the State and make the same available for the acquisition of real property for inclusion in the State park system; also authorizing the levy and collection of taxes and the incurring of indebtedness for any such purposes.

Bill read first time, and referred to Committee on State Grounds and Parks.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON PUBLIC MORALS.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Public Morals, to which was referred Senate Bill No. 322—An act to regulate and prevent the transportation of persons to gambling ships; to prevent the solicitation of persons to visit gambling ships; and to provide penalties for such transportation or solicitation—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

MILLER, ELEANOR, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 827—An act to amend sections 3, 8, 11, 14, 16a and 20 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the

establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes, and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WILLIAMSON, Vice Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 282—An act to amend section 736b of the Political Code, relating to the salaries of judges in the superior courts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

WILLIAMSON, Vice Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 346—An act to amend an act entitled "An act to create a public corporation to be known as 'The State Bar of California,' to provide for its organization, government, membership and powers, to regulate the practice of law, and to provide penalties for violation of said act," approved March 31, 1927, by amending sections 9, 15, 26, 29, 30, 32 and 34 thereof;

Also: Senate Bill No. 553—An act to amend section 537 of the Code of Civil Procedure, relating to attachment; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass

WILLIAMSON, Vice Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Concurrent Resolution No. 27—Providing for the appointment of a Committee on Billboard Regulation and Restriction—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended

WILLIAMSON, Vice Chairman.

The above reported concurrent resolution ordered on file for adoption.

ON LABOR AND CAPITAL

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Senate Bill No. 133—An act to amend section 2 of an act entitled "An act to establish free employment bureaus under the control and management of the Commissioner of the Bureau of Labor Statistics, and making an appropriation therefor," approved May 17, 1915, and to add a new section thereto to be numbered 2a, further defining the purposes of such employment bureaus and the powers and duties of the Commissioner of the Bureau of Labor Statistics in the conduct thereof—has had the same under consideration, and respectfully reports the same back, and recommends that same do pass.

McDONOUGH, Chairman.

The above reported bill ordered on file for second reading.

THE SPEAKER IN THE CHAIR.

At three o'clock and forty-five minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

ON CRIME PROBLEMS

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 207—An act to add a new section numbered 1027 to the Penal Code, relating to alienists in cases where a plea of not guilty by reason of insanity is entered—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

KLINE, Chairman.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new article to be numbered XXIV thereto, relating to the construction, maintenance and operation of a dam and reservoir and incidental works on the Sacramento River at Kennett, California; and of dams, pumping plants and canals for the transportation of water from near the mouth of the San Joaquin River into the San Joaquin Valley for domestic and irrigation uses; and for the construction of dams and other works on the Santa Ana River for flood control and water conservation; and relating to the conservation, control, development, utilization and regulation of certain of the water resources of the State for the purpose of flood control, navigation, river flow control, domestic use, irrigation, reclamation, salinity control, power development and other public uses, and conferring upon the Department of Public Works certain additional duties; and relating to the issuance and sale of State bonds providing for and creating a fund for the carrying out of the purposes of this article; authorizing the expenditure of the moneys in said fund for the said purposes; creating an interest and sinking fund for the payment of interest on said bonds and the redemption of same; and making an appropriation therefor; and providing for the application on the interest and principal of said bonds of all moneys received by the State under the terms of this article, and making an appropriation of \$35,000 for the expense of printing, lithographing and selling of said bonds—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

(Signed out)

ANDERSON, Chairman.
FISHER.
WEST.
COOMBS.
BISHOP.
LYONS.
SNYDER.
HORNBLOWER.

The above reported constitutional amendment ordered on file for adoption.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 268—An act to amend section 4312 of the Political Code, relating to officers having offices at county seat—has had the same under consideration, and respectfully reports the same back without recommendation, as amended

(Signed out)

ARNOLD.
MCGUINNESS.
MORGAN.
FEELEY.
BROCK.
SEAWELL.
CROWLEY.
QUIGLEY.

The above reported bill ordered on file for second reading.

ON OIL INDUSTRIES.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No. 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating and licensing the distribution or sale of such products; providing for the payment and collection of certain license fees; defining the powers and duties of the Division of Weights and Measures,

Superintendent of Weights and Measures, Department of Agriculture and the officers and employees thereof in relation thereto; prescribing penalties for violation of the provisions hereof and repealing acts and parts of acts inconsistent therewith—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SCOFIELD, Chairman.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 184—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41 and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add new sections to said act to be numbered 2a, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds; and providing for the proceedings which shall be affected by the foregoing amendments—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

SECOND READING OF ASSEMBLY BILLS—(OUT OF ORDER). *

Assembly Bill No 268—An act to amend section 4312 of the Political Code, relating to officers having offices at county seat.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

Strike out all of line 2 of the title of the printed bill, and insert in lieu thereof the following: "the maintenance by certain county officers of offices at county seats and in certain other cities and the duties of such officers and of the boards of supervisors in connection therewith."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 4 and 5, and insert in lieu thereof the following: "must have their".

AMENDMENT NUMBER THREE

On page 1, line 11, of the printed bill, strike out the period following the word "days", in said line and insert in lieu thereof a semicolon and the following: "provided, that in each city containing a population of not less than fifty thousand as ascertained by the last preceding census taken under the authority of the congress of the United States, or the Legislature of the State of California, wherein the city hall of said city is not less than fifteen miles distant from the site of the county courthouse, sheriffs and clerks must also have offices in each such city at a place provided by the county through the board of supervisors and keep them open for the transaction of business continuously from nine o'clock a.m. until five o'clock p.m. every day in the year except Sundays and holidays."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 973—An act to amend an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department and to assess and collect taxes, from time to time, for such purpose, and to create a Board of Fire Commissioners," approved March 4, 1881, as amended, by adding certain new sections thereto to be numbered 27, 28, 29 and 30, providing for the organization and reorganization of districts to be formed thereunder.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 12, of the printed bill, strike out the words "twenty-five residents and freeholders", and insert in lieu thereof the words "fifty or more taxpayers and residents".

AMENDMENT NUMBER TWO.

On page 2, line 11, of the printed bill, following the word "district", strike out the period, and insert in lieu thereof the following: "; provided, however, that the board of supervisors of said county shall not include within the fire limits of the unincorporated town or village any areas of land not subdivided or any lots or parcels of property containing more than five acres of land each, if the owners of said property that is not subdivided or the owners of said lots containing five acres or more of land shall in writing object to have such property included within the proposed fire limits of such unincorporated town or village."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating and licensing the distribution or sale of such products; providing for the payment and collection of certain license fees; defining the powers and duties of the Division of Weights and Measures, Superintendent of Weights and Measures, Department of Agriculture and the officers and employees thereof in relation thereto; prescribing penalties for violation of the provisions hereof and repealing acts and parts of acts inconsistent therewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out lines 3 to 5, inclusive, of the title of the printed bill and insert in lieu thereof the following: "lating the distribution or sale of such products; defining".

AMENDMENT NUMBER TWO.

Strike out lines 11 and 12 of the title of the printed bill, and insert in lieu thereof the following: "scribing penalties for the violation of the provisions hereof; repealing acts and parts of acts inconsistent therewith and making an appropriation to carry out the provisions of the act."

AMENDMENT NUMBER THREE

On page 8 of the printed bill, strike out lines 45 to 52, inclusive.

AMENDMENT NUMBER FOUR.

On page 9 of the printed bill, strike out lines 1 to 12, inclusive, and insert in lieu thereof the following:

"SECTION 1. It shall be unlawful for any person, firm or".

AMENDMENT NUMBER FIVE

On page 9, line 32, of the printed bill, strike out the numeral "3", in said line, and insert in lieu thereof the numeral "2".

AMENDMENT NUMBER SIX.

On page 10, line 5, of the printed bill, strike out the numeral "4", in said line, and insert in lieu thereof the numeral "3".

AMENDMENT NUMBER SEVEN.

On page 10, line 16, of the printed bill, strike out the numeral "5", in said line, and insert in lieu thereof the numeral "4".

AMENDMENT NUMBER EIGHT.

On page 10, line 24, of the printed bill, strike out the numeral "6", in said line, and insert in lieu thereof the numeral "5".

AMENDMENT NUMBER NINE.

On page 10, line 38, of the printed bill, strike out the numeral "7", in said line, and insert in lieu thereof the numeral "6".

AMENDMENT NUMBER TEN.

On page 11, line 5, of the printed bill, strike out the numeral "8", in said line, and insert in lieu thereof the numeral "7".

AMENDMENT NUMBER ELEVEN.

On page 11, line 16, of the printed bill, strike out the numeral "9", in said line, and insert in lieu thereof the numeral "8".

AMENDMENT NUMBER TWELVE.

On page 11 of the printed bill, strike out lines 26 to 29, inclusive, and insert in lieu thereof the following:

"SEC 9 There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, the sum of fifty thousand dollars, or so much thereof as may be necessary, to be expended by the division of weights and measures of the department of agriculture during the eighty-first and eighty-second fiscal years in carrying out the provisions of this act."

AMENDMENT NUMBER THIRTEEN.

On page 11, line 30, of the printed bill, strike out the numerals "11", in said line, and insert in lieu thereof the numerals "10".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS—(OUT OF ORDER).

Senate Bill No. 687—An act to amend section 632 of the Penal Code, relating to the protection of fish; and to repeal section 633 of the Penal Code, relating to the protection of fish

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 22, of the printed bill, strike out the words "four and one-half,".

AMENDMENT NUMBER TWO.

On page 2, line 13, of the printed bill, immediately following the comma after the word "two", insert the following: "two and one-half,".

AMENDMENT NUMBER THREE.

On page 2, line 15, of the printed bill, immediately following the word "trout", insert the following: "taken with hook and line or spear,".

AMENDMENT NUMBER FOUR.

On page 3, line 12, of the printed bill, immediately following the word "spear", insert the following: "gaff or other such contrivance,".

AMENDMENT NUMBER FIVE.

On page 3, line 14, of the printed bill, strike out the period after the word "stream", and insert in lieu thereof a semicolon and the following: "provided, that this provision shall not apply to the possession of gaff or such appliance carried as accessory to the landing of a fish already taken with hook and line in the manner commonly known as angling."

AMENDMENT NUMBER SIX.

On page 3, line 25, of the printed bill, strike out the words "ship or transport", and insert in lieu thereof the word "carry."

AMENDMENT NUMBER SEVEN.

On page 3, line 27, of the printed bill, strike out the words "county in which the trout are caught," and insert in lieu thereof the following: "district in which the trout were caught or legally possessed,".

AMENDMENT NUMBER EIGHT.

On page 3, line 30, of the printed bill, strike out the word "consignee", and insert in lieu thereof the word "consignor".

AMENDMENT NUMBER NINE.

On page 3, line 33, of the printed bill, immediately following the semicolon after the word "made", insert the following: "provided, that trout lawfully taken and

possessed may be shipped into a closed district when such shipment is accompanied by a written statement signed by the person taking said trout and countersigned by the agent of the express company to whom said trout are offered for shipment, stating that the trout were legally taken and setting forth the address of the person possessing same;"

AMENDMENT NUMBER TEN.

On page 3, line 42, of the printed bill, strike out the period after the word "commission", and insert in lieu thereof a semicolon and the following: "provided, that steelhead trout are not to be sold, offered or exposed for sale or held in possession in excess of the daily limit provided for in subdivision (a) and (f) hereof, at any time in fish and game district one and one-half."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 827—An act to amend sections 3, 8, 11, 14, 16a and 20 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 3, line 48, of the printed bill, following the word "out", strike out the remainder of the line, and all of lines 49, 50 and 51, and insert in lieu thereof the following: "in any boarding place other than a boarding place licensed by the department of social welfare".

AMENDMENT NUMBER TWO.

On page 7, line 30, of the printed bill, after the semicolon following the word "felony", strike out the remainder of the line, and all of lines 31, 32, 33, 34, 35, and the word "and" in line 36.

AMENDMENT NUMBER THREE.

On page 7, line 37, of the printed bill, after the word "of", strike out the word "eighteen", and in lieu thereof insert the word "sixteen".

AMENDMENT NUMBER FOUR.

On page 8, line 48, of the printed bill, after the word "ordered", insert a period and strike out the remainder of the line, and all of lines 44 and 45.

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

THIRD READING OF ASSEMBLY BILLS—(OUT OF ORDER).

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER THIRTY-THREE.

Assembly Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the

constitution of said State by adding a new article to be numbered XXIV thereto, relating to the construction, maintenance and operation of a dam and reservoir and incidental works on the Sacramento River at Kennett, California; and of dams, pumping plants and canals for the transportation of water from near the mouth of the San Joaquin River into the San Joaquin Valley for domestic and irrigation uses; and for the construction of dams and other works on the Santa Ana River for flood control and water conservation; and relating to the conservation, control, development, utilization and regulation of certain of the water resources of the State for the purpose of flood control, navigation, river flow control, domestic use, irrigation, reclamation, salinity control, power development and other public uses; and conferring upon the Department of Public Works certain additional duties; and relating to the issuance and sale of State bonds providing for and creating a fund for the carrying out of the purposes of this article; authorizing the expenditure of the moneys in said fund for the said purposes; creating an interest and sinking fund for the payment of interest on said bonds and the redemption of same; and making an appropriation therefor; and providing for the application on the interest and principal of said bonds of all moneys received by the State under the terms of this article; and making an appropriation of \$35,000 for the expense of printing, lithographing and selling of said bonds

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE

On page 1, line 6, of the title of the printed measure, strike out the words "on the Sacramento river at", and insert in lieu thereof the words "for the storage and control of the waters of the Sacramento river at or near", in line 7, strike out the words "dams, pumping plants and canals", and insert in lieu thereof the words "necessary works", in line 9 insert a comma after the word "domestic"; in line 10, strike out the word "and", the first word in the line, and after the word "irrigation", insert the words "and other beneficial"

AMENDMENT NUMBER TWO.

On page 1, line 12 of the title of the printed measure, after the semicolon following the word "conservation", insert the following "and for the construction of a salt water barrier or a combination of a salt water barrier or hudge or other works at or near Carquinez straits, for salinity control, flood control, navigation, domestic use, irrigation and other public uses;".

AMENDMENT NUMBER THREE.

On page 1, lines 17 and 18, of the title of the printed measure, strike out the following: "and conferring upon the department of public works certain additional duties,".

AMENDMENT NUMBER FOUR.

On page 2, line 26, of the printed measure, after the word "construction", insert a comma and the word "operation"; in line 41, after the word "storage", insert the words "and control".

AMENDMENT NUMBER FIVE

On page 2, line 37, of the printed measure, strike out the period at the end of said line, and insert in lieu thereof a semicolon and the following: "and no grant of power, specific or general, hereinafter set forth or declared, shall in any way violate or limit this declaration, neither shall the usage of water for any period of time be construed to be any limitation whatsoever upon this said declaration "

AMENDMENT NUMBER SIX.

On page 2, line 38, of the printed measure, strike out all of lines 38 and 39, and insert in lieu thereof the following:

"Sec 2. The units to be first constructed under this article shall include the following:".

AMENDMENT NUMBER SEVEN.

On page 2, line 41, of the printed measure, after the words "plant or power plants", insert the following: "and a tunnel connecting said Kennett reservoir through the southerly bank of the Pit river with Chikapudi and Dry creek canyons, or such other tunnels, canals and pumping works as may be necessary for the irrigation of lands in Shasta county lying below elevation nine hundred feet."

AMENDMENT NUMBER EIGHT.

On page 2, line 47, of the printed measure, beginning with the word "maximum", strike out down to and including the word "thousand" in line 49, and insert in lieu thereof the words "storage capacity of approximately three million acre feet and may in the future be enlarged to a capacity of approximately six million".

AMENDMENT NUMBER NINE.

On page 3, line 3, of the printed measure, beginning with the word "dams", strike out all to and including the word "or" in line 7, and insert in lieu thereof the following: "all works and structures necessary for the transportation of water from"; in line 11, beginning with the word "dams", strike out all to and including the word "canal" in line 12, and insert in lieu thereof the words "works and structures".

AMENDMENT NUMBER TEN

On page 3 of the printed measure strike out lines 10 and 11, and insert in lieu thereof the following: "the Kings river and a canal from the Kings river beginning at an elevation as high as is economically and physically feasible and continuing southerly on the highest possible economic location as far south as the four hundred foot elevation on the Kern river in Kern county, or as far south as is economically feasible, said canals to include pumping plants if found advisable; said dams,".

AMENDMENT NUMBER ELEVEN.

On page 3, line 19, of the printed measure, beginning with the word "there", strike out the remainder of section 2, and insert in lieu thereof the following: "the total combined flow of the Sacramento, San Joaquin and Mokelumne rivers and other rivers, streams and channels tributary to the delta channels, is less than five thousand cubic feet of water per second. Measurement of the flow of said rivers, streams and channels shall be made at the nearest suitable points above tidal action in said rivers, streams and channels. Such diversion into the San Joaquin valley shall be made only at such times and in such manner as will not reduce or diminish the total combined flow of water of said rivers, streams and channels tributary to the delta channels to an amount less than five thousand cubic feet of water per second, measured at the nearest suitable points above tidal action in said rivers, streams and channels."

AMENDMENT NUMBER TWELVE.

On page 3, line 27, of the printed measure, beginning after the figure "3", strike out all to and including line 49, and insert in lieu thereof the following. "The Santa Ana river project, consisting of dams, reservoirs, aqueducts, barriers and other structures necessary to be constructed on the Santa Ana river and its tributaries for protection against storm damage by said river and its tributaries, and/or the waters thereof, and for the conservation of flood and other waters of said river and its tributaries for beneficial uses. Bonds herein provided for such Santa Ana river project not to exceed fifteen million dollars in the aggregate, shall be sold and disposed of in such amounts and at such times as shall be necessary to carry out the development of such project as herein provided, and the money derived from the sale of such bonds shall be paid to the district or districts now or that may hereafter be organized for the purpose of carrying out such project or unit or units thereof, when and if the counties of San Bernardino, Riverside and Orange shall have jointly prepared a general plan for the entire Santa Ana project and such general plan shall have been approved by the department of public works, and when and if such district or districts now or that may hereafter be organized for the purpose of carrying out such project or unit or units thereof shall have prepared detailed plans in conformity with such approved general plan for one or more of the several units of such general plan and the detailed plans for the unit or units then to be constructed shall have been approved by the department of public works, and the district or districts so submitting such detailed plans shall have provided or made available at least one-half of the cost of the unit or units then proposed to be constructed. Not to exceed one-third of said total bond issue shall be available for the construction of a unit or units on such Santa Ana river project situated within the county of Orange."

AMENDMENT NUMBER THIRTEEN

On page 3, line 50, of the printed measure, after the word "such", insert the word "detailed"; on page 4, line 2, after the word "such", insert the word "detailed"; on page 4, line 8, after the word "which", insert the word "detailed".

AMENDMENT NUMBER FOURTEEN

On page 4, between lines 14 and 15, of the printed measure, and following the word "aggregate", add the following

"4 The Carquinez barrier unit, consisting of a salt water barrier, or a combination of a salt water barrier and bridge or other works and structures as may be desirable or necessary thereto at a point in or near the Carquinez straits to be determined by the department of public works with the approval of the water finance committee as hereinafter provided for the primary purpose of controlling and regulating the salinity of water above such barrier, and for the secondary purpose of the distribution and use of water for flood control, navigation, domestic use and irrigation. One-third of the entire cost of said project in this subsection referred to, not to exceed the sum of fifteen million dollars, shall be assumed by the state. *Provided*, that, the federal government approving, said barrier, or other works hereinbefore set forth, shall be constructed at a point so as to control said waters in a manner to conserve the waters fresh in the Napa river for irrigation and domestic use for the Napa and other valleys, and for the use of the city of Vallejo and Mare Island navy yard. Bonds not to exceed in amount the sum of fifteen million dollars for such salt water barrier shall be issued, sold and disposed of in such amounts and at such times as shall be necessary to carry out the development of such project as herein provided and said salt water barrier shall be constructed, operated and maintained by the state when the provisions and conditions herein specified relating thereto have been complied with."

AMENDMENT NUMBER FIFTEEN.

On page 4, line 18, of the printed measure, strike out the colon at the end of said line, and insert in lieu thereof a semicolon and add the following: "*provided, however*, that the Legislature may provide by law for the administration of this article by any agency it may deem best, and provide the rules and regulations thereof."

AMENDMENT NUMBER SIXTEEN.

On page 4, line 46, of the printed measure, after the period in said line, insert the following: "It is hereby declared that in the event it becomes necessary to manufacture electrical energy in order to bring about the fullest economic development in connection with water storage or conservation herein contemplated, that the manufacture of such electrical energy is a by-product and not the primary purpose in this development."

AMENDMENT NUMBER SEVENTEEN.

On page 5, lines 21 and 22, of the printed measure, strike out the words "director of public works and state engineer", and insert in lieu thereof the words "water finance committee".

AMENDMENT NUMBER EIGHTEEN

On page 5, line 33, of the printed measure, strike out lines 33 and 34, and insert in lieu thereof the following: "of all bonds issued hereunder up to one hundred twenty-nine million dollars (\$129,000,000) together with the interest."

AMENDMENT NUMBER NINETEEN

On page 5 of the printed measure, beginning with the words "The water", in line 36, strike out all of said line 36 and lines 37 and 38 and all of line 39 to the word "which", and insert in lieu thereof the following: "The first two thousand second-feet of the water supplied to the San Joaquin valley by means of the canal from the San Joaquin river to the Kings river shall to the maximum extent physically possible be allocated by the department of public works to areas lying south and east of the Kings river. All waters supplied to the San Joaquin valley by the San Joaquin valley units or any of them, shall be allocated by the department of public works to those areas in the San Joaquin valley".

AMENDMENT NUMBER TWENTY.

On page 5, line 49, of the printed measure, strike out the words "such department", and insert in lieu thereof the words "water finance committee".

AMENDMENT NUMBER TWENTY-ONE

On page 6, line 24, of the printed measure, strike out the words "for the enlarge"; also strike out all of lines 25 and 26 on said page 6, and insert in lieu thereof the following: "for the delivery to them of such water upon payment to the state of such sum or sums for the use of the water so made available as the water finance committee shall determine to be fair and just."

AMENDMENT NUMBER TWENTY-TWO

On page 6 line 42, of the printed measure, strike out line 42, and insert in lieu thereof the following: "exceeding one hundred twenty-nine million dollars, which is the"

AMENDMENT NUMBER TWENTY-THREE

On page 6, line 45, of the printed measure, after the word "river", strike out the word "unit", and insert in lieu thereof the following: "and Carquinez barrier units".

AMENDMENT NUMBER TWENTY-FOUR.

On page 6, line 48, of the printed measure, beginning with the word "may", strike out all of the remainder of the said line and all of lines 49 and 50, and insert in lieu thereof the following: "the federal government shall have authorized the appropriation of for the development of the water resources, flood control or navigation in the State of California."

AMENDMENT NUMBER TWENTY-FIVE

On page 7, line 3, of the printed measure, strike out line 3, and insert in lieu thereof the following "shall not exceed the sum of one hundred twenty-nine million dollars".

AMENDMENT NUMBER TWENTY-SIX

On page 10 of the printed measure, strike out all of lines 11 and 12 and all of line 13 down to and including the semicolon, and insert in lieu thereof the following: "authorized the appropriation of the sum of not less than twenty-five million dollars for the development of the water resources, flood control or navigation in the State of California, which will aid in the general plan of conservation and utilization of the water resources of the state."

AMENDMENT NUMBER TWENTY-SEVEN.

On page 10 of the printed measure, strike out all of lines 41 to 45, inclusive, and insert in lieu thereof the following: "article, and (2) that contracts have been entered into by the department of public works providing for the payment to the state of such sum or sums for the use of the water made available as provided in section 6 hereof."

AMENDMENT NUMBER TWENTY-EIGHT

On page 10, line 47, of the printed measure, strike out the word "unit", and insert the following: "project, in the amounts, at the times and in the manner provided in subdivision (3) of section 2 hereof."

AMENDMENT NUMBER TWENTY-NINE

On page 10, after line 51, of the printed measure, add the following:
 "(d) Bonds in an amount not to exceed fifteen million dollars for the development, construction and maintenance of the salt water barrier shall be offered for sale when and if (1) the state treasurer shall have sold bonds for the development, construction and maintenance of the San Joaquin valley units as in this article provided, and (2) the director of public works and the water finance committee shall have determined that the construction thereof is necessary to provide and maintain an adequate supply of water for the San Joaquin units as herein specified and to provide for the salinity control of the delta area of the Sacramento and San Joaquin river basins, and (3) district or districts, county or counties, municipality or municipalities, or political subdivision of the state, persons, firms or corporations, or federal aid shall have provided or made available at least two-thirds of the cost of construction of said unit, and such additional amount as may be necessary to defray the cost thereof in excess of forty-five million dollars, and (4) the department of public works shall have entered into contracts as herein authorized for the use or sale of water providing for the payment annually to the state of a sum not less than the cost of maintaining and operating said salt water barrier."

AMENDMENT NUMBER THIRTY.

On page 12, line 17, of the printed measure, strike out the period at the end of said line, and insert in lieu thereof a semicolon, and add the following: "*provided, however,* the Legislature may, in addition to the powers hereinbefore given, enact laws for the administration of this article by other agencies than those herein mentioned, and the duties of the agencies herein mentioned and such other duties as may be deemed necessary or convenient for the carrying out of the provisions of this article, shall thereby be transferred or imposed upon the agencies created or designated by such enactment."

Amendments adopted.

Assembly Constitutional Amendment No. 33 ordered to reprint, engrossment, and on file for adoption.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 434—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste, to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish markets must conform; to make regulations to insure

the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919, as amended, and to add three new sections thereto to be numbered 8, 9 and 10, regulating fisheries of the State operating for commercial purposes

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

Senate Bill No. 434 read first time, and referred to Committee on Fish and Game.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 196—An act to amend section 1151 of the Political Code, relating to boards for municipal elections;

Also: Assembly Bill No. 660—An act to provide for the assent by the State of California to the provisions of an act passed by the Congress of the United States, known as the Capper-Ketcham Act and entitled "An act to provide for the further development of agricultural extension work between the agricultural colleges in the several states receiving the benefits of the act entitled 'An act donating public lands to the several states and territories which may provide colleges for the benefit of agriculture and the mechanic arts,' approved July 2, 1862, and all acts supplementary thereto, and the United States Department of Agriculture," and approved May 22, 1928;

Also: Assembly Bill No. 962—An act to add a new section to the Political Code to be numbered 686, relating to the creation of a Division of Personnel and Organization in the Department of Finance and the transference of the work, affairs and functions of the State Civil Service Commission to said department and providing for the performance and discharge of said duties by said department through the Civil Service Commission

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 549—An act relating to the election of clerks of school districts;

Also: Assembly Bill No. 245—An act to amend section 5 of an act entitled "An act establishing a State Mining Bureau, creating the office of State Mineralogist, fixing his salary and prescribing his powers and duties; providing for the employment of officers and employees of said bureau, making it the duty of persons in charge of mines, mining operations and quarries to make certain reports, providing for the investigation of mining operations, dealings and transactions and the prosecution for defrauding, swindling and cheating therein, creating a State Mining Bureau fund for the purpose of carrying out the provisions of this act and repealing an act entitled 'An act to provide for the establishment, maintenance, and support of a bureau, to be known as the State Mining Bureau, and for the appointment and duties of a Board of Trustees, to be known as the Board of Trustees of the State Mining Bureau, who shall have the direction, management and control of said State Mining Bureau, and to provide for the appointment, duties, and compensation of a State Mineralogist, who shall perform the duties of his office under the control, direction and supervision of the Board of Trustees of the State Mining Bureau,' approved March 23, 1893, and all acts amendatory thereof and supplemental thereto or in conflict herewith," approved June 16, 1913, as amended, and to add a new section to said act to be numbered section 16 defining the term mine and the term mineral as used in said act.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 38—An act to add a new section to the "Weights and Measures Act," approved June 16, 1913, as amended, to be numbered 16s2, relating to the salaries of the Sealer of Weights and Measures, and deputies, in counties of the second class;

Also: Assembly Bill No. 824—An act providing for the employment of home teachers by governing boards of school districts;

Also: Assembly Bill No. 867—An act relating to the opening and closing of polls at school elections;

Also: Assembly Bill No. 547—An act to limit the registration, enrollment, and attendance of the California Polytechnic School to male students;

Also: Assembly Bill No. 548—An act relating to holding of school elections in union or joint union school districts.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 937—An act to amend an act entitled "An act authorizing and requiring boards or commissions having the management and control of paid fire departments, to grant the members thereof yearly vacations," approved March 26, 1895, as amended, by amending section 1 thereof, relating to vacations of members of fire departments and extending the provisions of the act to include fire districts, county fire districts and fire protection districts;

Also: Assembly Bill No. 1073—An act to amend section 401 of the Civil Code, relating to extension of corporate existence.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 868—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of grand and trial jurors in such counties.

Also: Assembly Bill No. 922—An act to amend an act entitled "An act to create a police relief, health and life insurance, and pension fund in the several counties, cities and counties, cities and towns of the State," approved March 4, 1899, as amended by adding a new section to be entitled "section 17" and making said act inapplicable to cities of the fifth and sixth class.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 100—An act to amend the California Irrigation District Act, approved March 31, 1897, by amending sections 7, 26, 27b, 84 and 90 thereof, relating to directors of irrigation districts;

Also: Assembly Bill No. 316—Dedicating the northerly 30 feet of Channel street in the city and county of San Francisco, between the southwesterly line of Seventh street and the westerly line of Carolina street, exclusively as a right of way for vehicular and pedestrian traffic, and repealing all acts in conflict herewith.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully receded from its amendments to Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes and dates, produced by another in the State of California, and making the same an urgency measure making an appropriation therefor.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

ADJOURNMENT.

At three o'clock and fifty-five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a m., Friday, May 3, 1929.

LOUIS F. ERB, Minute Clerk.

 IN ASSEMBLY.

ASSEMBLY CHAMBER.

SACRAMENTO, Friday, May 3, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Cuttenden, Cronin, Crowley, DeYoe, Easley, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Reindollar, Roberts, Scofield, Scudder, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—55

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Williamson, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Miller, Messrs. Oliva and Williamson were granted leave of absence for the day.

On motion of Mr. Noyes, Messrs. Deuel, Jewett and Snyder were granted leave of absence for the day.

On motion of Mr. Kline, Mr. Lyons was granted leave of absence for the day.

On motion of Mr. Meeker, Mr. Baum was granted leave of absence for the day.

On motion of Mr. DeYoe, Messrs. Parkman, Emmett and Bliss were granted leave of absence for the day.

On motion of Mr. Brock, Messrs. Stockwell, McKinley and Sewell were granted leave of absence for the day.

On motion of Mr. Wright, Mr. Spalding was granted leave of absence for the day.

On motion of Mr. Cloudman, Mr. Morgan was granted leave of absence for the day.

On motion of Mr. Hawes, Messrs. Feigenbaum, Hornblower and Quigley were granted leave of absence for the day.

On motion of Mr. Hoffman. Mr. Roland was granted leave of absence for the day.

On motion of Mr. Byrne, Messrs. Woolwine and Little were granted leave of absence for the day

On motion of Mr. Ingels, Mr. McGuinness was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Feeley, Arthur La Coste of Oakland was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Anderson, Ross Flintjer of Stockton, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Noyes, Frank Willard, principal, Mrs. Helen Walsh, Mrs. Estelle Laramore and Mrs. Mary Kelley, teachers, of the Central Gaither School and the following students: Charles Ott, Gertrude Lowe, Harold Dodson, Margaret Newman, Kenneth Soderlund, Beth Pickton, Vernon Powell, Alfred Nelson, Cora Thompson, Clare Seufert, Hajime Woda, Laura Johnson, Virginia Goetz, Philip Spencer, Joe Holzbock, Iola Powell, Lavange Soderlund, Ruth Thoma, Dorothy Serger, Adeline Addy, Johnnie Adams, Harold Seufert, Leota Johnson, Hatsuye Sato, John Saunders and James Addy were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No 652—A bill appropriating money for the support of the State Department of Public Health for the conduct of research and investigation of sewage and industrial wastes to determine upon proper methods of treatment and disposal—has had the same under consideration, and respectfully reports the same back with recommendation: Be re-referred to Committee on Ways and Means.

FRY, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also :

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No 815—An act making an appropriation for the Bureau of Child Hygiene, State Department of Public Health—has had the same under consideration, and respectfully reports the same back without recommendation.

FRY, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

Also :

MR. SPEAKER. Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No 1115—An act to amend section 7 of an act entitled "An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof," approved June 2, 1921, relating to the handling and sale of bread—has had the same under consideration, and respectfully reports the same back without recommendation, as amended

FRY, Chairman.

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 1184—An act to authorize the State Board of Agriculture to acquire property by gift, devise or bequest—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 1172—An act to amend section 13 of an act entitled "An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes," approved March 1, 1929—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

ON PRISONS AND REFORMATORIES.

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 1185—An act relating to certain funds of inmates of State prisons and reformatories and the expenditure thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

HAWES, Chairman.

The above reported bill ordered on file for second reading.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Bill No. 1180—An act to amend the title and sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20, of an act entitled "An act to create a flood control district to be called 'Los Angeles County Flood Control District'; to provide for the control and conservation of flood and storm waters, and for the protection of harbors, waterways, public highways and property in said district from damage from such waters, and for the construction of works and the acquisition of property therefor; to authorize the incurring of indebtedness, and the voting, issuing and selling of bonds and the levying and collecting of taxes by said district; to provide for the government and control of said district, and to define the powers and duties of the officers thereof," approved June 12, 1915, as amended, and by adding four new sections to said act to be numbered sections 1a, 3a, 3b, and 3c, relating to and providing for the government and control of said district by a board of directors, defining the powers and duties of said board and for the appointment of certain officers by said board, and dividing said district into five divisions for the election of a director from each of such divisions, and providing for the performance of certain duties by Los Angeles County officers for said district—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

NOYES, Chairman.
WILLIAMS.
COLLIER.
FISHER.
HEISINGER.

The above reported bill ordered on file for second reading.

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 1011—An act to amend section 3821 of the Political Code, relating to seizure and sale of personal property for unpaid taxes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WEST, Chairman.

The above reported bill ordered on file for second reading.

Also

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 398—An act to amend section 3714 of the Political Code, relating to the preparation, submission and adoption of county and district budgets and to the levy of taxes and prescribing limitations on county expenditures—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WEST, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 695—An act to repeal section 3898a of the Political Code, added by chapter 349 of the Statutes of 1921, and to add a new section thereto to be numbered section 3898b, both relating to the disposition of proceeds of funds from the sale of land deemed to the State for delinquent taxes for the purpose of vocational education of dependents of veterans—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WEST, Chairman.

The above reported bill ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 466—An act to amend the "American River Flood Control District Act," approved May 28, 1927, by amending sections 1, 2, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21; by repealing section 26, and by adding five new sections thereto as follows: A new section to be numbered section 5, relating to the filling of vacancies in the board of trustees, a new section to be numbered 10a, relating to contracts for the payment of charges assessed within municipalities and political subdivisions, a new section to be numbered section 11a, providing for a bond validation proceeding, a new section to be numbered section 18a, making an appropriation in the sum of \$25,000 to defray the expense of the district and providing that said appropriation shall be returned to the State and relating to the manner of said repayment, a new section to be numbered section 26, defining the term "incidental expense"; and containing a provision declaring this act to be an emergency measure, stating the facts constituting such emergency and providing that this act shall take effect immediately upon its passage—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

EASLEY, Chairman.

The above reported bill ordered on file for second reading

Also:

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 847—An act to amend an act entitled "An act concerning the construction and repair of levees in the city of Marysville and the mode of raising revenue therefor," approved March 6, 1876, by amending section 5 of said act and adding section 5a, relating to powers of levee commissioners—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 232—An act to amend section 862 of an act entitled "An act to

provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in municipal corporations of the sixth class;

Also Assembly Bill No. 986—An act providing for the allowance of traveling expenses of members of the State Curriculum Commission; and reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 3—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to proceedings for the incorporation of unincorporated territory;

Also Assembly Bill No. 216—An act to amend section 113 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to speed limits;

Also Assembly Bill No. 851—An act to amend section 737*gg* of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Riverside.

Also: Assembly Bill No. 1013—An act to amend section 8 of an act entitled "An act to define the duties of and to license land surveyors, and to repeal an act entitled 'An act to define the duties of and to license land surveyors,' approved March 31, 1891," approved March 16, 1907 (Statutes 1907, page 310), relating to duty of surveyors;

Also: Assembly Bill No. 1020—An act to amend sections 409 and 410 of the Political Code, relating, respectively, to the fees to be collected by the Secretary of State and to the distribution by the Secretary of State of the laws, resolutions and journals of the Legislature and of decisions of the Supreme Court and of the District Courts of Appeal.

Also: Assembly Bill No. 1159—An act to amend section 3336 of the Civil Code, relating to damages for the wrongful conversion of personal property; and reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 35—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending sections 2, 3, 15, 23 and 23*a* of article IV thereof, relating to the legislative department—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 373—An act granting to the city of Los Angeles the tidelands and submerged lands of the State within the boundaries of said city—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

MOTION TO RECONSIDER.

Mr. Coombs moved that the consideration of his motion to reconsider the vote whereby Senate Bill No. 392 was passed be continued until the next legislative day.

Motion carried.

MOTION TO RECONSIDER.

Mr. Miller moved that the consideration of his motion to reconsider the vote whereby Senate Bill No. 214 was refused passage be continued until the next legislative day.

Motion carried.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1149—An act to amend section 514 of the Civil Code, relating to the construction by wagon road corporations of roads, ferries, bridges, tunnels and tubes, across, in and under streams, bays and inlets, tidal or otherwise, on or intersected by the line of such corporations' roads; providing for the collection and rates of tolls for the use thereof by the public, and providing penalties for charging or demanding unlawful tolls

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1169—An act to amend section 1 of an act entitled "An act granting to the city of Berkeley the salt marsh, tide and submerged lands of the State of California, including the right to wharf out therefrom, to the city of Berkeley, and regulating the management, use and control thereof," approved June 11, 1913, as amended.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 217—An act to amend section 4241 of the Political Code, relating to salaries of officers and employees of counties of the twelfth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 9, line 30, of the printed bill, strike out the word "three", and insert in lieu thereof the word "six".

AMENDMENT NUMBER TWO.

On page 9, line 31, of the printed bill, strike out the word "three", and insert in lieu thereof the word "six".

AMENDMENT NUMBER THREE

On page 10 of the printed bill, add a new subdivision to be numbered 16, and to read as follows:

"16. Each employee regularly employed in the service of the county who shall have been employed for a period of not less than six months shall be allowed, during each year of his service, a vacation of not less than two weeks; said vacation to be without loss of pay, and the time allowed for said vacation to be designated by the heads of various departments of said county."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 229—An act to amend section 4258 of the Political Code, relating to salaries of officers of counties of the twenty-ninth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 1, of the printed bill, strike out lines 1 to 29, inclusive; also strike out all of pages 2, 3, and 4, and insert in lieu thereof the following:

"SECTION 1. Section 4258 of the Political Code is hereby amended to read as follows:

4258. In counties of the twenty-ninth class, the county officers shall receive as compensation for the services required of them by law or by virtue of their offices, the following salaries, fees and expenses, to wit:

1. The county clerk, two thousand seven hundred dollars per annum, and one deputy at a salary of one thousand six hundred twenty dollars per annum, and one deputy at a salary of one thousand three hundred twenty dollars per annum. The salary of said deputies to be payable monthly in the same manner as the salaries of the other county officers are paid; *provided, further, however, that in each year in*

which a new and complete registration of voters is required by law the county clerk may appoint an additional deputy or deputies whose compensation in the aggregate shall not exceed four hundred dollars in any one year; and *provided, further*, that the county clerk shall file with the county auditor a certified statement showing in detail the amount and persons to whom said compensation is paid. Such salaries of such deputies shall be paid out of the same fund as the salaries of the other county officers are paid.

In counties of this class, the county clerk shall be and is hereby authorized to retain for his own use and benefit such fees or parts of fees as are now or which hereafter may be allowed to the county clerk by the laws of the State of California pertaining to hunting and fishing licenses, also such fees or parts of fees as are now or hereafter may be allowed to the county clerk by the laws of the United States, pertaining to the naturalization of citizens.

2. The sheriff, three thousand dollars per annum and all fees for the service of process issued without this county. One undersheriff, at a salary of two thousand dollars per annum, which office is hereby created. One deputy at a salary of one thousand five hundred dollars per annum; one deputy at a salary of one thousand six hundred eighty dollars per annum, which offices are hereby created. The salary of said deputies payable monthly in the same manner as the salaries of the other county officers are paid.

3. The recorder, two thousand four hundred dollars per annum. He shall have one deputy at a salary of one thousand six hundred twenty dollars per annum, which office is hereby created, one copyist at a salary of one thousand two hundred dollars per annum, and one copyist for six months of each year at a salary of one hundred dollars per month. The salaries of said deputy and copyist payable monthly in the same manner as the salaries of other county officers are paid.

4. The auditor, two thousand four hundred dollars per annum, and one deputy at a salary of one thousand five hundred sixty dollars per annum, and one deputy for two months of each year at a salary of one hundred dollars per month, the salary of said deputies payable monthly in the same manner as the salaries of other county officers are paid.

5. The treasurer, two thousand four hundred dollars per annum; *provided, however*, the treasurer shall retain all fees now or which may hereafter be legally collected by his office, and that said sum or sums of money so collected as fees shall not be considered or construed as an increase of compensation.

6. The tax collector, two thousand four hundred dollars per annum. He shall have one deputy at a salary of one thousand five hundred dollars per year and two deputies for four months of each year at a salary of one hundred dollars per month each, which offices are hereby created, the salary of said deputies payable monthly in the same manner as the salaries of other county officers are paid.

7. The assessor, two thousand four hundred dollars per annum; one chief deputy assessor, at a salary of one hundred thirty-five dollars per month; one deputy assessor at a salary of one hundred dollars per month for seven months in each year, from January first to August first, one copyist, for five months in each year from March first to August first, at a salary of one hundred dollars per month the salaries of said chief deputy assessor, deputy assessor and copyist payable in the same manner and at the same time as the salaries of the other county officers are paid.

The assessor shall appoint such field deputies as he may require, *provided*, that the compensation of such additional deputies shall not exceed in all the sum of three thousand five hundred dollars in any one year, and *provided*, that said field deputies shall file monthly with the assessor and county auditor a verified statement showing in detail the amount of time consumed in actual assessment work; the salaries of said field deputies shall be paid by the county monthly, in the same manner and at the same time as the salaries of the other county officers are paid. Said salary of the assessor shall be in full for all services rendered by him, and he shall pay all fees received into the county treasury.

8. The district attorney, two thousand seven hundred dollars per annum; one deputy at a salary of one thousand five hundred dollars per annum and one stenographer at an annual salary of one thousand two hundred dollars, which office is hereby created. It is hereby found as a fact that the salaries provided for in this subdivision do not work an increase in compensation and the same shall apply immediately to incumbents.

9. The coroner, such fees as are now or may be hereafter provided by law.

10. The public administrator, such fees as are now or may be hereafter provided by law.

11. The superintendent of schools, two thousand two hundred dollars per annum, and one deputy at a salary of one thousand five hundred dollars per annum, payable monthly in the same manner as the salaries of other county officers are paid, *provided*, that in counties of this class the county superintendent of schools shall receive and retain for his own use the sum of five dollars per diem for each and every day he attends the meetings of the county board of education, and shall also be allowed his actual and necessary traveling expenses in visiting the schools of the county.

12. The surveyor, ten dollars per day and actual reasonable and necessary expenses when engaged in the field or in the office in the discharge of his official duties in the county.

13. Supervisors, each the sum of one thousand two hundred dollars per annum in full for all services performed by them as supervisors and as members of the board of equalization and road commissioners and in any and every capacity, and also all actual and necessary traveling expenses in the performance of all such duties.

14. Justices of the peace shall receive the following monthly salaries to be paid each month and in the same manner and out of the same funds as the county officers are paid, which shall be in full for all services rendered by them in all cases; in townships having a population of seven thousand or more, one thousand eight hundred dollars per year, in townships having a population of less than seven thousand and more than three thousand, eighty dollars per month; in townships having a population less than three thousand and more than seven hundred fifty, fifty dollars per month, in townships having a population of less than seven hundred fifty, ten dollars per month.

15. Constables shall receive the following monthly salaries to be paid each month and in the same manner and out of the same funds as the county officers are paid, which shall be in full for all services rendered by them in all cases, in townships having a population of seven thousand or more, one thousand eight hundred dollars per year; in townships having a population of less than seven thousand and more than three thousand, eighty dollars per month, in townships having a population of less than three thousand and over seven hundred fifty, fifty dollars per month; in townships having a population of less than seven hundred fifty, ten dollars per month. Constables shall also be allowed mileage of eight cents per mile each way for necessary mileage traveled within the county, in the performance of their official duties, both civil and criminal.

16. Grand jurors and trial jurors in the superior court shall receive for each day's attendance per day the sum of three dollars. In justices' courts in civil and criminal cases, the jurors sworn to try the case shall receive for each day's attendance per day the sum of two dollars. All jurors shall receive for each mile actually and necessarily traveled from his residence to the place of service the sum of fifteen cents per mile; *provided*, that in justice courts mileage shall be allowed only to those sworn to try the case.

17. The county librarian shall receive one thousand eight hundred dollars per annum.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 853—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 4 of the printed bill, after "per annum," insert the following: "also one deputy sheriff at a salary of one thousand eight hundred dollars per annum."

AMENDMENT NUMBER TWO.

On page 2, line 9, of the printed bill, after the words "per annum;," strike out the remainder of the line and all of lines 10 to 14, inclusive, and the words "so employed" in line 15.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1168—An act to amend section 16x6 of the "Weights and Measures Act," approved June 16, 1913, as amended, relating to the salaries of the sealer of weights and measures and his deputies in counties of the sixth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1173—An act to amend section 4246 of the Political Code, relating to the salaries, fees and expenses of officers and their deputies and assistants in counties of the seventeenth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 830—An act to amend section 19.31 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended, said section relating to the salaries of probation officers." and assistant.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 70—An act to amend section 67 of the Code of Civil Procedure, relating to the superior court of the city and county of San Francisco, increasing the number of judges thereof, and providing for their compensation.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 668—An act to amend section 41 of the Acquisition and Improvement Act of 1925, relating to the interest and sinking fund.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 1, of the title of the printed bill, strike out the following: "41 of the acquisition", and insert in lieu thereof the following: "50 of the acquisition".

AMENDMENT NUMBER TWO.

On page 1, line 2, of the title of said bill, strike out the following: "relating to the interest and sinking fund", and insert in lieu thereof the following: ", approved May 23, 1925, as amended, relating to what work may be done,".

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed bill, strike out the numerals "41", and insert in lieu thereof the numerals "50".

AMENDMENT NUMBER FOUR.

On page 1, line 3, of the printed bill, strike out all printed matter down to and including line 4 on page 2 thereof, and insert in lieu thereof the following:

"Sec. 50 Subdivision 1. The term "public way," as used in this act, shall be deemed to mean and shall include all public highways, roads, streets, avenues, boulevards, lanes, alleys, thoroughfares, walks, courts, places parks, pleasure grounds, commons, airports, flying fields and places for the flying, taking-off, landing and storage of aircraft and aerial traffic, and all public ways and other property, rights of way and easements of the public, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying partly within such unincorporated territory and partly within one or more incorporated municipalities, or whether lying within two or more municipalities, or forming the exterior boundaries of any municipality where such municipality joins unincorporated territory of a county or the territory of another municipality, whether wholly or partly within or without said boundaries. Said term, as used in this act, shall also be deemed to mean and shall include all property for which an order to take immediate possession and use of a right of way thereover for a public use has been obtained from a court of competent jurisdiction in any action in eminent domain or proceeding for the acquisition thereof, in compliance with the provisions of section 14 of article one of the constitution of this state.

Subdivision 2. The word "acquire," and any of its variants, as used in this act, shall be deemed to mean and shall include the acquisition of any public way or ways, as the same are above defined, and any other property and rights of way of the public, or to be acquired for the public, in any manner provided by law, including the acquiring, laying out, opening, extending, widening, and straightening of the same in any manner in whole or in part, including the relocation or removal of, or the making of structural changes in, any railroad, street or interurban railway tracks or structures, or other public utility structures or equipment, therein or thereon or within any right of way adjacent thereto, or made necessary or convenient by reason of the proposed improvement or acquisition.

Subdivision 3. The word "improve," and any of its variants, as used in this act, shall be deemed to mean and shall include the construction or doing of the things and work following, either singly or in any combination thereof, as well as the reconstruction and repairing thereof, viz:

(a) Grading or regrading, paving or repaving, planking or replanking, macadamizing or remacadamizing, graveling or regraveling, oiling or reoiling.

(b) The construction or reconstruction of sidewalks, cross-walks, steps, parks and parkways, culverts, bridges, curbs, gutters, tunnels, subways or viaducts, and to create and improve harbors.

(c) The construction in any public way of any of the things in this subdivision named necessary or convenient for the separation of grades at any crossing of a street, railroad, interurban railroad or railroad by any public way, or vice versa, together with the construction of all other structures, work and appurtenances necessary or convenient to accomplish said purpose.

(d) Sanitary sewers or instrumentalities of sanitation, together with the necessary outlets, cesspools, manholes, catch basins, flush tanks, septic tanks, disposal plants, connecting sewers, ditches, drains, conduits, tunnels, channels or other appurtenances.

(e) Drains, tunnels, sewers, conduits, culverts and channels for drainage purposes; with necessary outlets, cesspools, manholes, catch basins, flush tanks, septic tanks, disposal plants, connecting sewers, ditches, drains, conduits, channels and appurtenances.

(f) Poles, posts, wires, pipes, conduits, tunnels, lamps and other suitable or necessary appliances for the purpose of lighting public ways or property.

(g) Pipes, hydrants and appliances for fire protection.

(h) Breakwaters, levees, bulkheads and walls of rock or other material and approaches thereto to protect public ways, or property or rights of way from overflow by water, or to provide harbor or recreational facilities.

(i) Wells, pumps, dams, reservoirs, storage tanks, channels, tunnels, conduits, pipes, hydrants, meters or other appurtenances for supplying or distributing a domestic water supply.

(j) Mains, services, pipes, fittings, valves, regulators, governors, meters, drips, drains, tanks, ditches, tunnels, conduits, channels, or other appurtenances for supplying or distributing a domestic or industrial gas supply.

(k) Retaining walls, embankments and other structures necessary or suitable in connection with any of the work mentioned in this section.

(l) The construction, reconstruction and repair of buildings, structures, lighting equipment, and all other equipment and facilities necessary or convenient for airports and flying fields and for the flying, taking-off, landing and storage of aircraft and aerial traffic.

(m) The planting of trees, shrubs or other ornamental vegetation.

(n) All other work which may be deemed necessary to improve the whole or any portion of any public ways or property or rights of way of the public.

(o) All other work or improvements auxiliary, incidental, necessary or convenient to any of the above, which may be required to carry out, facilitate or complete the same.

Subdivision 4. The word "work," when used in this act, shall be deemed to mean and shall include all the things included and all the works comprehended within the above definition of the word "improve".

Subdivision 5. The words "acquisition" and "improvement," when used in this act, referring to that which is done, which is to be done, or which may be done under proceedings had under this act, shall be understood to be generic and as being employed for the purpose of brevity and to avoid repetition, and shall refer to and include any or all of the things comprehended in the definition of the words "acquire" and "improve" above given.

Subdivision 6. All work or improvement provided to be done "in" or "on" any public way or property or rights of way of the public in this act shall be deemed to mean and shall include such work or improvement in, under, upon and above the same.

Subdivision 7. The term "legislative body," as used in this act, when applied to a municipality, shall mean the body or board which, under the law, constitutes the legislative department of the government of the municipality, and, when applied to a county, shall mean the board of supervisors of the county.

Subdivision 8. The term "incidental expenses," as used in this act, when referring to proceedings for an acquisition, shall be deemed to mean and shall include, in addition to the amounts awarded to the defendants by the interlocutory judgment, the costs of the defendants, the compensation and expenses of the referees, as allowed by the court, and all other costs of the plaintiff in such action and expenses incurred by it in the trial thereof, including the compensation paid expert appraisers and witnesses, all expenses necessarily incurred in connection with such proceedings for the publication and posting of resolutions, notices and orders in any of the proceedings, for maps, plats, surveys, searches and certificates of title to the property to be acquired, the compensation of the person appointed to prepare and furnish specifications for the acquisition, the compensation of the special counsel or attorney employed to prepare any or all of proceedings and other matters necessary to be had and taken or to commence, prosecute and bring to a conclusion the necessary court actions, or for any or all of such services, the clerical, stenographic and printing expenses incident to the action, and the estimated cost of preparing and selling the bonds and any other expenses incurred by authority of this act or incidental to the completion of the acquisition in the manner herein specified. The said term, as used in this act, when referring to proceedings for an improvement, shall be deemed to mean and shall include all expenses necessarily incurred in the proceedings for the publication and posting of resolutions, notices and orders in any of such proceedings, the compensation of the person appointed to prepare and furnish specifications therefore, the compensation of the attorney employed, the compensation of the superintendent of work, the compensation of the engineer and the estimated cost of preparing the bonds and any other expenses incurred by authority of this act or incidental to the completion of the improvement in the manner herein specified.

Subdivision 9. The word "treasurer," as used in this act, shall mean and refer to, in all proceedings conducted by the legislative body of the county, the county treasurer, and in all proceedings conducted by the legislative body of a municipality, the city treasurer.

Subdivision 10. The word "municipality" and the word "city," as used in this act, shall mean and include any corporation heretofore organized and now existing and those hereafter organized for municipal purposes.

Subdivision 11. The words "land" and "lands," as used in this act, shall be deemed to refer to and shall include pieces, parcels, lots, portions of lots, and all other subdivisions of land.

Subdivision 12. The word "par." as used in this act, shall mean the amount of the total aggregate of the principal of the bonds."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 425—An act to amend section 21 of an act entitled "An act to provide for the incorporation and organization and management of county water districts, and to provide for the acquisition of water rights or construction thereby of waterworks and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved June 10, 1913 (Stats. 1913, page 1049), as amended by Statutes 1925, page 990, relating to collection of taxes.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out the numerals "22", and insert in lieu thereof the numerals "14".

AMENDMENT NUMBER TWO

On page 1, line 8, of the title of the printed bill, strike out the words "by statutes", and all of lines 9 and 10, and insert in lieu thereof "duties of officers of board".

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed bill, strike out the numerals "22", and insert in lieu thereof the numerals "14".

AMENDMENT NUMBER FOUR.

On page 1, line 9, of the printed bill, beginning with the portion of a word "SEC.", strike out the printed matter down to and including the period on page 2, line 16, and insert in lieu thereof the following:

"Sec. 14. The president shall sign all contracts on behalf of the district and perform such other duties as may be imposed by the board of directors. The secretary shall countersign all contracts on behalf of the district and perform such other duties as may be imposed by the board of directors. The general manager shall have full charge and control of the maintenance, operation and construction of the waterworks or waterworks system of said water district, with full power and authority to employ and discharge all employees and assistants at pleasure, prescribe their duties, and shall, subject to the approval of the board of directors, fix their compensation. The general manager shall perform such other duties as may be imposed upon him by the board of directors. The general manager shall report to the board of directors in accordance with such rules and regulations as they may adopt. The auditor shall be charged with the duty of installing and maintaining a system of auditing and accounting that shall completely and at all times show the financial condition of the district. He shall draw warrants to pay demands made against the district when such demands have been first approved by at least three members of the board of directors and by the general manager. The board of directors shall also designate a depository or depositaries to have the custody of the funds of the district, all of which depositories shall give security sufficient to secure the district against possible loss, and who shall pay the warrants drawn by the auditor for demands against the district under such rules as the directors may prescribe. The general manager, secretary and auditor, and all other employees or assistants of said district who may be required so to do by the board of directors, shall give bonds to the district conditioned for the faithful performance of their duties as the board of directors from time to time may provide."

Amendments adopted

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 898—An act to amend an act entitled "An act to provide for the apportionment and assessment upon the district or districts benefited of the cost or a portion of the cost of the separation of the crossing of a railroad or street railroad by a street, highway or public way and for the letting of contracts for the said work and for the enforcement and collection of such assessments, and providing for the issuance and effect of bonds therefor, whether said street or highway or the district to be benefited, lies entirely within the unincorporated territory of a county or entirely within a municipality, or within such unincorporated territory and one or more municipalities, or within two or more municipalities, or where such highway or street forms a portion of the boundary of a municipality; and providing for the payment of a portion of the expenses for such improvement by counties or municipalities at their election," approved May 21, 1927, by adding thereto a new section to be known as section 13*a*, authorizing the inclusion in one proceeding for the separation of grades under the provisions of said act the separation or elimination of two or more grade crossings.

Bill read second time, ordered to engrossment, and third reading.

SECOND READING OF SENATE BILLS

Senate Bill No. 388—An act to amend sections 6, 7 and 29 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, relating to the creation, organization and government of joint highway districts.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 503—An act to amend section 767 of the Political Code of the State of California, relating to reporters' salaries.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 560—An act to amend sections 1, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48,

50, 51 and 53, to repeal sections 2, 25 and 31, and to add three new sections, to be numbered 8*a*, 16*a* and 17*a*, of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees, providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, relating to the regulation, control, operation and abandonment of oil and gas producing wells; relating to taxation of oil and gas and oil and gas producing lands; conferring certain powers on the Department of Natural Resources, its agents and employees; and abolishing the jurisdiction of the State Mining Bureau and the State Mineralogist over the natural resources of petroleum and gas.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 826—An act to amend section 6 of an act entitled "An act authorizing municipal corporations to discontinue the use of land for park purposes when the fee thereof is vested in the municipal corporation, and authorizing the sale or other disposition of such lands," approved May 12, 1927, relating to the sale of lands.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 567—An act to amend sections 2, 3, 4 and 19 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, as amended in Senate March 15, 1929, strike out the numbers and word "4 and 19", and insert in lieu thereof the following: "4, 19, and 27".

AMENDMENT NUMBER TWO.

On page 2, line 22, of the printed bill, as amended in Senate March 15, 1929, strike out the word "the", following the word "resolution", and insert in lieu thereof a period and the word "The".

AMENDMENT NUMBER THREE

On page 3, line 8, of the printed bill, strike out the word "resolution", and insert in lieu thereof the word "ordinance".

AMENDMENT NUMBER FOUR.

On page 3, line 10, of the printed bill, as amended in Senate March 15, 1929, strike out the numeral "4", and insert in lieu thereof the numeral "2".

AMENDMENT NUMBER FIVE

On page 3, line 21, of the printed bill, strike out the following: "notice of public work", and insert in lieu thereof the following: "ordinance of intention".

AMENDMENT NUMBER SIX.

On page 4 of the printed bill, following the word "next" in line 12 thereof, insert the word "regular".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 359—An act to amend section 76 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, and to add a new section to said act, to be numbered section 76½, relating to the foreclosure of bonds.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 406—An act to amend sections 2, 4, 7, 8, 11, 12 and 46 of an act entitled "An act to provide for the establishment and change of public streets, lanes, alleys, courts, places and rights of way, and of any of the following avenues of public travel, namely, tunnels, subways, viaducts, bridges or independent subterranean ways in municipalities and providing for the construction or improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, following the word "change", insert the following: "of grade".

AMENDMENT NUMBER TWO.

On page 2, lines 15 and 16, of the printed bill, strike out the following: "property improved", and insert in lieu thereof the following: "proposed improvement".

AMENDMENT NUMBER THREE.

On page 3, line 6, of the printed bill, strike out the word "changes", and insert in lieu thereof the word "changed".

AMENDMENT NUMBER FOUR

On page 6, line 2, of the printed bill, following the word "of", insert the following "intention of".

AMENDMENT NUMBER FIVE.

On page 7, line 37, of the printed bill, strike out the word "when", and insert in lieu thereof the word "where".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 504—An act to amend sections 1, 2, 4, 5, 7, 9, 15 and 19 of act 5216, General Laws of California, entitled "An act to provide for the maintenance by municipalities of lighting systems along public streets, alleys and other public places, and for the lighting thereof by electric current, gas or other illuminating agent; and for the assessment of the cost and expense thereof upon the property benefited, and the manner of collecting such assessments.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out all of line 9 in the title of the printed bill as amended in Assembly April 9, 1929, and insert in lieu thereof the following: "May 16, 1919, and to add a new section thereto numbered 13a, relating to an alternative procedure for making entries on assessment rolls for the collection of assessments, and for sales of property for delinquent assessments."

AMENDMENT NUMBER TWO

On page 2, lines 35, 36 and 37, of the printed bill, strike out the following: "including the lands in said district which are the operative property of any public utility, as well as the lands which are nonoperative property of any public utility."

AMENDMENT NUMBER THREE.

On page 3, line 7, of the printed bill, strike out the words "resolution of intention".

AMENDMENT NUMBER FOUR.

On page 4, line 15, of the printed bill, strike out the word "nor", and insert in lieu thereof the word "not".

AMENDMENT NUMBER FIVE.

On page 6, lines 18, 19 and 20, of the printed bill, strike out the following: "including the lands in said district which are the operative property, as well as those which are nonoperative property, of any public utility."

AMENDMENT NUMBER SIX.

On page 6, line 37, of the printed bill, strike out the word "in".

AMENDMENT NUMBER SEVEN.

On page 9, after line 17, of the printed bill, insert the following:

"SEC. 7. A new section numbered 13a is hereby added to said act, to read as follows:

Sec. 13a. The procedure provided for in this section shall be an alternative procedure to that provided in other sections of this act, and the city council shall be at liberty to use such procedure or not in its discretion.

When the report has been adopted and confirmed as provided in section 5 the city clerk shall transmit the diagram and assessment as finally adopted and confirmed, with and as a part of said report, or a certified copy of said diagram and assessment as so finally adopted and confirmed, to the city auditor, and the city auditor shall enter on the assessment roll for general municipal taxes next coming due, opposite each lot or parcel of land affected, in a space marked "street lighting assessment" or other suitable designation, the assessment coming due thereon during the fiscal year covered by said assessment roll.

Assessments coming due hereunder in any year during the period of time stated in the resolution of intention shall be payable in annual or semiannual installments, according as the general municipal taxes are payable in annual or semiannual installments, and shall be payable and become delinquent at the same times, and in the same proportionate amounts and bear the same proportionate penalties and interest after delinquency as general municipal taxes, and property securing such assessments shall be sold after delinquency in the same manner as property is sold for delinquent general municipal taxes and be subject to redemption in the same manner as property is redeemable from sale for delinquent general municipal taxes. The city may be the purchaser at any delinquent sale hereunder in like manner as it becomes or may become the purchaser of property sold for delinquent general

municipal taxes, and when the city becomes such purchaser it shall transfer into the special fund referred to in this act the amount of the delinquent assessment, penalties and interest then due thereon. In cases where under the law the city is not always the purchaser at sales for delinquent general municipal taxes, the city shall become the purchaser at any delinquent sale hereunder where there is no other purchaser. When the city becomes such purchaser the property shall not again be sold for any succeeding delinquent assessment, penalties and interest until the property has been redeemed from the previous sale, the city shall, however, unless a resale has been made by it, from time to time when due transfer into said special fund, pending redemption, the amount of any succeeding delinquent assessment, penalties and interest, and no redemption shall be made until all delinquent assessments, penalties and interest shall be paid. The purchaser at any delinquent sale hereunder, or at any resale by the city in the event of the city having become the purchaser, shall take the property subject to all unpaid assessments, penalties and interest due hereunder."

AMENDMENT NUMBER EIGHT.

On page 9, line 18, of the printed bill, strike out the figure "7", and insert in lieu thereof the figure "8".

AMENDMENT NUMBER NINE.

On page 9, line 20, of the printed bill, strike out the figures "16", and insert in lieu thereof the figures "15".

AMENDMENT NUMBER TEN.

On page 12, line 1, of the printed bill, strike out the figure "8", and insert in lieu thereof the figure "9".

AMENDMENT NUMBER ELEVEN.

On page 12, line 1, of the printed bill, strike out the following: "of act 5215, approved May 16, 1919".

AMENDMENT NUMBER TWELVE.

On page 12, line 3, of the printed bill, strike out the word "definitions".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 322—An act to regulate and prevent the transportation of persons to gambling ships; to prevent the solicitation of persons to visit gambling ships; and to provide penalties for such transportation or solicitation.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

Amend Senate Bill No. 322 by adding a new section to be known as section 7 as follows:

"SEC 7 If any section, sub-section, paragraph, sentence or clause of this act is for any reason held to be invalid, the Legislature hereby declares that had it known of the invalidity of that portion at the time of this enactment, it would have passed the remainder of this act without the invalid portion and that it is the intention of the Legislature that the remainder of this act operate in the event of the invalidity of any portion of this act."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 346—An act to amend an act entitled "An act to create a public corporation to be known as 'The State Bar of California,' to provide for its organization, government, membership and powers, to regulate the practice of law, and to provide penalties for violation of said act," approved March 31, 1927, by amending sections 9, 15, 26, 29, 30, 32 and 34 thereof

Bill read second time, and ordered on file for third reading.

Senate Bill No. 553—An act to amend section 537 of the Code of Civil Procedure, relating to attachment.

Bill read second time, and ordered on file for third reading.

Senate Bill No 133—An act to amend section 2 of an act entitled “An act to establish free employment bureaus under the control and management of the Commissioner of the Bureau of Labor Statistics, and making an appropriation therefor,” approved May 17, 1915, and to add a new section thereto to be numbered 2a, further defining the purposes of such employment bureaus and the powers and duties of the Commissioner of the Bureau of Labor Statistics in the conduct thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 207—An act to add a new section, numbered 1027, to the Penal Code, relating to alienists in cases where a plea of not guilty by reason of insanity is entered.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 22, of the printed bill, as amended in Senate March 8, 1929, beginning in said line 22, strike out all of lines 22, 23 and 24, inclusive, and insert in lieu thereof the following: “where expert witnesses are called by the district attorney in such action, they shall only be entitled to such witness fees as may be allowed by the court.”

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

THIRD READING OF ASSEMBLY BILLS

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER FORTY-ONE.

Assembly Concurrent Resolution No. 41—Relative to providing for the creation of a joint committee of the Senate and Assembly to study joint highway district laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work.

Resolution read.

COMMITTEE AMENDMENTS.

During reading of the concurrent resolution, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE

On page 1, line 3, of the printed resolution, immediately following the word “California”, insert the word “was”.

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed resolution, strike out the words “variously amended has been little”, and insert in lieu thereof the following: “has been variously amended,”.

AMENDMENT NUMBER THREE.

On page 1, line 5, of the printed resolution, beginning in said line 5, strike out all of lines 5 to 7, inclusive, and insert in lieu thereof the word “and”.

AMENDMENT NUMBER FOUR.

On page 1, line 8, of the printed resolution, strike out the words “assessments and”.

AMENDMENT NUMBER FIVE

On page 1, line 9, of the printed resolution, strike out the words “of questionable legality and said”, and insert in lieu thereof the following: “being questioned in the courts of this state”.

AMENDMENT NUMBER SIX.

On page 1, line 10, of the printed resolution, strike out the words “bonds are at present unmarketable”.

AMENDMENT NUMBER SEVEN.

On page 1, line 18, of the printed resolution, strike out the words "great and constantly increasing".

AMENDMENT NUMBER EIGHT.

On page 2, line 42, of the printed resolution, strike out the word "fifteen", and insert in lieu thereof the word "five".

Amendments adopted.

Assembly Concurrent Resolution No. 41 ordered to reprint, engrossment, and on file for adoption.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER TWENTY-FOUR.

Assembly Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding a new article thereto, to be known as article XIII $\frac{1}{2}$, relating to revenue and taxation.

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 of the printed amendment, strike out lines 10 and 11, and insert in lieu thereof the following.

"SECTION 1. Subject to the provisions of section 1 of article four and subdivision four of section 16 of article thirteen of the constitution, the Legislature is given and shall have and exer-".

AMENDMENT NUMBER TWO.

On page 1 of the printed amendment, strike out lines 21 to 24, inclusive, and insert in lieu thereof the following: "and authority conferred by this article; *provided*, that until the Legislature".

AMENDMENT NUMBER THREE.

On page 2, line 12, of the printed amendment, strike out the words "article thirteen of", in said line.

Amendments adopted.

Assembly Constitutional Amendment No. 24 ordered to reprint, engrossment, and on file for adoption.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER FOUR.

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees and compensation of jurors.

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 1, of the printed measure, strike out all matter to line 3, inclusive.

AMENDMENT NUMBER TWO.

On page 2, line 28, of the printed measure, insert the following: "Nothing contained in this section shall be construed as limiting the present or future powers of cities, cities and counties or counties having charters adopted under the provisions of section 8 of article eleven of this constitution".

Amendments adopted.

Assembly Constitutional Amendment No. 4 ordered to reprint, engrossment, and on file for adoption.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER
TWENTY-SEVEN.

Assembly Concurrent Resolution No. 27—Relative to providing for the appointment of a committee on billboard regulation and restriction. Resolution read.

COMMITTEE AMENDMENTS.

During reading of the concurrent resolution, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, as amended in the Assembly on April 23, 1929, strike out "on billboard regulation and", and all of line 3 of title, and insert in lieu thereof, the following "to investigate the possibility of regulating and controlling the location of gasoline stations, hot dog stands, advertising signs, and other structures of a commercial nature along scenic roads and highways."

AMENDMENT NUMBER TWO

On page 1, line 19, of the printed bill, as amended in the Assembly on April 23, 1929, strike out all of line 19 and in line 20 the words "unsightly structures", and insert in lieu thereof the following: "of regulating and controlling the location of gasoline stations, hot dog stands, advertising signs, and other structures of a commercial nature along scenic roads and highways,".

AMENDMENT NUMBER THREE.

On page 1, line 22, of the printed bill as amended in the Assembly on April 23, 1929, strike out the word "their", and insert in lieu thereof the word "its".

AMENDMENT NUMBER FOUR.

On page 1, line 23, of the printed bill, as amended in the Assembly on April 23, 1929, strike out the word "they", and insert in lieu thereof the word "it".

AMENDMENT NUMBER FIVE.

On page 1 of the printed bill, as amended in the Assembly on April 23, 1929, strike out all of line 24, and insert in lieu thereof the following: "trol of the location of gasoline stations, hot dog stands, advertising signs, and other structures of a commercial nature; and be it".

AMENDMENT NUMBER SIX.

On page 2, line 19, of the printed bill, as amended in the Assembly on April 23, 1929, after the word "testimony", strike out the period, and insert in lieu thereof the following " , provided, that nothing herein contained shall authorize the investigation or examination of private books, documents, records or writings of the owners or lessees of lands facing on or adjacent to such scenic roads and highways."

Amendments adopted.

Assembly Concurrent Resolution No. 27 ordered to reprint, engrossment, and on file for adoption.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER SEVEN.

Assembly Joint Resolution No. 7—Relative to memorializing the Congress of the United States for federal aid in making provision for the national forests of the State.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 7 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jaspersen, Jones, Keaton, Klme, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Reindollar, Scofield, Scudder, Seawell, West, Witter, Young, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 7 ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION No. 7.

Relating to memorializing the Congress of the United States for federal aid in making provision for the national forests of the State.

WHEREAS, The national forests in California constitute a large and important part of the natural resource of the State:

WHEREAS, The adequate protection and successful management of this resource is of vital importance socially and economically to the people of California; and

WHEREAS, Large losses from fire continue to occur and operate to defeat the purposes for which these national forests were created; now, therefore, be it

Resolved, by the Assembly and Senate of the State of California, jointly. That the attention of Congress be respectfully called to the need for making additional provision for the national forests of the State. Among the immediate needs are those having to do with the proper housing, communication and travel of the existing protection force, such as lookout houses, firemen's cabins, telephone lines, roads, trails, and fire trucks. Lack of sufficient facilities of this nature results in many fires becoming conflagrations, with large expenditures for their suppression and tremendous losses of timber and other forest resources. Second only to this need for additional facilities is the importance of augmenting the protection personnel to the end that the number of fires may be reduced through the employment of proper prevention activities and that the fires that do start may be held to minimum area through prompt and adequate attack.

MOTION TO WITHDRAW BILL.

Mr. Adams moved that Assembly Bill No. 1175 be withdrawn from Committee on Governmental Efficiency and Economy, and be placed on file for passage.

The question being on the motion to withdraw Assembly Bill No. 1175 from committee.

The roll was called, and the motion to withdraw Assembly Bill No. 1175 from committee was carried by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Reindollar, Scofield, Seudder, Seawell, West, Witter, Young, and Mr. Speaker—46.

NOES—None.

Assembly Bill No. 1175 ordered placed on file for passage.

MOTION TO WITHDRAW BILL

Mr. Adams moved that Assembly Bill No. 1183 be withdrawn from Committee on Governmental Efficiency and Economy, and be placed on file for passage.

The question being on the motion to withdraw Assembly Bill No. 1183 from committee.

The roll was called, and the motion to withdraw Assembly Bill No. 1183 from committee was carried by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Reindollar, Scofield, Seudder, Seawell, West, Witter, Young, and Mr. Speaker—46.

NOES—None.

Assembly Bill No. 1183 ordered placed on file for passage.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1120—An act to amend sections 4, 6, 8, 9, 12, and to add certain new sections, to be numbered 13½ and 13¾, to an act entitled "An act providing for the incorporation, government and management of metropolitan water districts, authorizing such districts to incur bonded debt and to acquire, construct, operate and manage

works and property, providing for the taxation of property therein and the performance of certain functions relating thereto by officers of counties, providing for the addition of area thereto and the exclusion of area therefrom and authorizing municipal corporations to aid and participate in the incorporation of such districts," approved May 10, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1120 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Crowley, DeYoe, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Morrison, Reindollar, Scofield, Scudder, Seawell, West, Williams, Wright, Young, and Mr. Speaker—43

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 852—An act to amend section 1 of an act entitled "An act to provide a stenographer and typist for judges of superior courts, and providing for their salaries and the payments thereof," approved May 31, 1927, relating to stenographers for judges of the superior court in and for counties of the fifteenth class.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Kline moved that Assembly Bill No. 852 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 852 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 1133—An act to allow the establishment of an emergency cash fund by the governing board of any school district, high school district, or junior college district, of any kind or class, and providing also for the reduction or discontinuance of such fund.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1133 passed by the following vote:

AYES—Adams, Anderson, Badham, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Reindollar, Scofield, Scudder, Seawell, West, Williams, Wright, Young, and Mr. Speaker—43.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS.

Senate Bill No. 219—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Anderson:

AMENDMENT NUMBER ONE.

On page 3, line 26, of the printed bill, strike out the words "per annum", and insert in lieu thereof the words "dollars per annum".

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Anderson asked for and was granted unanimous consent to take up Senate Bill No. 219, at this time, without reference to printer.

CONSIDERATION OF SENATE BILL NUMBER TWO HUNDRED NINETEEN.

Senate Bill No 219—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 219 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Bernard, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Eddy, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Remdollar, Seefeld, Seawell, West, Williams, Wright, Young, and Mr Speaker—41

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate

Senate Bill No 713—An act to amend section 11 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks and other sanitary purposes; the acquisition of property thereby; the calling and conducting of elections in such districts; the assessment, levy, collection, custody and disbursement of taxes therein; the issuance and disposal of the bonds thereof and the determination of their validity and making provision for the payment of such bonds and disposal of their proceeds; to empower sanitary boards to make and enforce sanitary regulations and providing penalties for violations thereof," approved May 17, 1923.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Easley:

AMENDMENT NUMBER ONE

Strike out line 1 of the title of the printed bill, and insert in lieu thereof the following:

"An act to amend sections 11, 14, 25 and 29 of an act entitled".

AMENDMENT NUMBER TWO

On page 4, line 7, of the printed bill, after the period in said line, insert the following:

"SEC 3 Section 25 of said act is hereby amended to read as follows:

Sec. 25. Whenever in the opinion of the sanitary board the public interest or convenience may require, it is hereby authorized and empowered, except in incorpo-

rated cities or towns, to order the construction of sanitary sewers or instrumentalities of sanitation together with the necessary outlets, cesspools, manholes, catch basins, flush tanks, septic tanks, disposal plants, connecting sewers, ditches, drains, conduits, tunnels, channels, or other appurtenances in the whole or any portion or portions of any one or more of the streets, highways or public places of any such sanitary district, or in property or in rights of way owned by such sanitary district, and to provide that the cost thereof shall be assessed upon the lots and lands fronting thereon, or upon a district to be assessed therefor. The provisions of that certain act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the costs thereof, and providing a method for the payment of such bonds," approved April 7, 1911, and the amendatory acts thereto, and the provisions of that certain act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, and to provide for the collection of such assessments the sale of the property affected thereby, and for the payment of the bonds so issued," approved June 11, 1915, and acts amendatory thereto, are hereby made applicable to sanitary districts. Such work may also be done in incorporated cities or towns with the consent of the legislative body of such city or town, expressed by resolution. All proceedings shall be had in accordance with the procedure and in pursuance of the provisions of said acts and the amendments thereto; *provided, however*, that the words "city council" and "council" used in said acts shall be understood to mean sanitary boards. The words "city" and "municipality" shall be understood to mean sanitary districts. The words "clerk" and "city clerk" shall be understood to mean "secretary" of the sanitary board. The words "superintendent of streets" and "street superintendent" and "city engineer" shall be understood to mean the engineer of such sanitary district, "tax collector" shall be understood to mean the county tax collector and the terms "treasurer" and "city treasurer" shall be understood to mean any person or official who shall have charge of and make payment of the funds of such sanitary district. The term "right of way" shall mean any parcel of land through which a right of way has been granted to the sanitary district for the purpose of constructing and maintaining a sewer therein; *and provided, further*, that all the powers and duties conferred by the said provisions of said acts and acts amendatory and supplementary thereto upon city councils, superintendents of streets, clerk and city clerks, tax collectors and treasurers and engineers, are hereby conferred and imposed upon the respective officers and board above specified."

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed as a case of urgency Senate Bill No. 875—An act to authorize the director of the California State Department of Agriculture to maintain plant quarantine inspection stations for the purpose of inspecting vehicles, boats, vessels, railroad cars, airplanes, and any and all types of conveyances for the purpose of preventing the introduction by such carriers, or by the contents of such carriers, into the State of California or the spread within the State of California of injurious insects, or other animal pests, or plant diseases, or noxious weeds; making an appropriation to carry out the provisions of this act and making the matter hereof an urgency measure.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 875 read first time, and referred to Committee on Public Health and Quarantine.

Also.

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 71—An act to add a new section to be numbered 4185a, to the Political Code, relating to qualifications and eligibility for the office of justice of the peace;

Also: Senate Bill No. 73—An act to amend the Code of Civil Procedure by amending sections 650, 657, 659, 660, 953a, 953c and 956 thereof, and to add certain

new sections thereto, to be numbered sections 659a, 661 and 662, respectively, relating to findings, judgments, new trials and appeals.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bills Nos. 71 and 73 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 528—An act to amend section 3 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 528?

AMENDMENT NUMBER ONE

In line 7 of the title of the printed bill, strike out the period in said line, and insert in lieu thereof a comma and the following: "relating to containers used for the sale of imitation milk."

The roll was called, and Senate amendment to Assembly Bill No. 528 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feelev, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None.

The above reported bill ordered to enrollment.

MOTION TO WITHDRAW BILL.

Mr. Williams moved that Senate Bill No. 137 be withdrawn from the Committee on Crime Problems, and be placed on file.

The question being on the motion to withdraw Senate Bill No. 137 from committee.

The roll was called, and Senate Bill No. 137 was withdrawn from committee by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feelev, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None.

MOTION TO RE-REFER.

Mr. Williams moved that Senate Bill No. 137 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Senate Bill No. 137 ordered re-referred to Committee on Judiciary.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 179—An act to amend section 1420 of the Penal Code, relating to pardons, and to prescribe certain procedure in respect to applications for pardon or commutation of sentence.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 179 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGES—(RESUMED).

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 189—An act to amend sections 3 and 79c of an act known as "The Improvement Act of 1911," approved April 7, 1911, as amended, relating to publication of notice of improvements—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 189?

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 1 to 10, inclusive, and insert in lieu thereof the following:

"An act to amend sections 3 and 79c of an act known as "The improvement act of 1911," approved April 7, 1911, as amended, relating to publication of notice of improvements."

The roll was called, and Senate amendment to Assembly Bill No. 189 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 93—An act to add a new section to be numbered section 3a, to an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishments, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to the keeping of records of hours worked and prima

face evidence of violation of the act—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 93?

AMENDMENT NUMBER ONE

On page 1, line 18, of the title of the printed amended bill, after the word "worked", insert a period, and strike out the balance of the line and all of line 19

The roll was called, and Senate amendment to Assembly Bill No. 93 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.
NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, MAY 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 821—An act relating to maximum rates of tax for school district purposes—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 821?

AMENDMENT NUMBER ONE

On page 2, line 7, of the printed bill, beginning in said line 7, strike out the comma and the following: "subject to the provisions of this article."

The roll was called, and Senate amendment to Assembly Bill No. 821 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.
NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 160—An act to amend section 19,228 of the Juvenile Court Law approved June 5, 1916, as amended, relating to salary of the probation officer and assistant probation officer in counties of the twenty-eighth class—and respectfully requests your honorable body to concur in said amendment

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 160?

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, as amended in Assembly March 20, 1929, strike out the figures "1916", and insert in lieu thereof the figures "1915".

The roll was called, and Senate amendment to Assembly Bill No. 160 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudslev, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 923—An act providing for the creation, maintenance and operation of police relief, life insurance or pension funds in the cities and towns of the fifth and sixth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 923?

AMENDMENT NUMBER ONE.

In the title of the printed bill, in line 2 thereof, strike out the word "and", and insert in lieu thereof the word "or".

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, strike out said line 15, and insert in lieu thereof the following: "fund, the same may be transferred to the general fund."

The roll was called, and Senate amendments to Assembly Bill No. 923 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudslev, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 540—An act to amend section 4263 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the thirty-fourth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 540?

AMENDMENT NUMBER ONE

On page 4 of the printed bill, as amended in Assembly February 27, 1929, strike out all lines 26 to 28, inclusive

AMENDMENT NUMBER TWO.

On page 4, line 29, of the printed bill, as amended in Assembly February 27, 1929, strike out the numerals "17", and insert in lieu thereof the numerals "16".

AMENDMENT NUMBER THREE

On page 4, line 34, of the printed bill, as amended in Assembly February 27, 1929, strike out the numerals "18", and insert in lieu thereof the numerals "17".

AMENDMENT NUMBER FOUR.

On page 4, line 39, of the printed bill, as amended in Assembly February 27, 1929, strike out the numerals "19", and insert in lieu thereof the numerals "18".

The roll was called, and Senate amendments to Assembly Bill No. 540 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor: Miller, James A., Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 542—An act to amend section 4270 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the forty-first class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 542?

AMENDMENT NUMBER ONE.

On page 1, line 22, of the printed bill, strike out the words "two thousand five hundred", and insert in lieu thereof the words "three thousand".

AMENDMENT NUMBER TWO.

On page 2, line 6, of the printed bill, strike out the words "five hundred", and insert in lieu thereof "three thousand".

AMENDMENT NUMBER THREE.

On page 5, line 7, of the printed bill, strike out lines 7 to 13, inclusive.

AMENDMENT NUMBER FOUR

On page 2, line 5, of the printed bill, after said line 5, insert the following: "5 Treasurer, two thousand two hundred dollars per annum; and in counties of this class the treasurer shall appoint such assistants, as may be necessary for the transaction of the business of this office, whose salaries shall not in any one calendar year exceed the sum of three thousand dollars. Said salaries to be paid upon verified claims filed with and allowed by the board of supervisors."

AMENDMENT NUMBER FIVE.

On page 5, line 6, of the printed bill, strike out lines 6 to 12, inclusive.

The roll was called, and Senate amendments to Assembly Bill No. 542 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 544—An act to amend sections 5 and 8 of an act entitled "An act to define the boundary, provide for the care, strengthening and repairing of the levee, and for the payment of the indebtedness of Levee District No. 1 of Sutter County," approved March 20, 1874,

as amended, relating to the election and recall of directors and the levy and collection of taxes—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 544?

AMENDMENT NUMBER ONE.

On page 3, line 37, of the printed bill, strike out the period in said line, and insert in lieu thereof a comma and the following: "except that all of said taxes shall be collected at one time and in one installment, at the same time as the first installment of state and county taxes are collected."

AMENDMENT NUMBER TWO.

On page 3, line 44, of the printed bill, strike out the period in said line, and insert in lieu thereof a comma and the following: "except when they are inconsistent with the provisions of this section On the first Monday of December of each year at six o'clock p.m. all taxes then unpaid, are delinquent and thereafter the tax collector must collect for the use of the district, an additional ten per cent thereon, and if they are not paid before the last Monday in April next succeeding, at six o'clock p.m. he shall collect an additional five per cent thereon."

AMENDMENT NUMBER THREE.

On page 2, line 30, of the printed bill, after the period in said line, insert the following:

"Any member of the board of directors of said levee district may be removed or recalled at any time by the electors of the district who are owners of record of real estate situate in the district, and in the manner, insofar as applicable, prescribed by the provisions of section 4021a of the Political Code."

AMENDMENT NUMBER FOUR.

In line 6 of the title of the printed bill, after the word "election", insert the words "and recall".

AMENDMENT NUMBER FIVE.

On page 1, line 9, of the printed bill, strike out the words "levee district", and insert in lieu thereof the words "Sutter county".

AMENDMENT NUMBER SIX.

On page 2, line 5, of the printed bill, strike out the word "district", and insert in lieu thereof the following: "county where electors of said district are registered."

The roll was called, and Senate amendments to Assembly Bill No. 544 concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1058—An act to amend sections 851, 863 and 874 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1058?

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, as amended in Assembly, March 15, 1929, strike out said line 1, and insert in lieu thereof the following: "An act to amend sections 851, 863, and 874 of an act".

AMENDMENT NUMBER TWO.

On page 3, line 16, of the printed bill, as amended in Assembly, March 15, 1929, strike out lines 16 to 38, inclusive.

The roll was called and Senate amendments to Assembly Bill No. 1058 concurred in by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Klue, Luttrell, McDonough, Meeker, Miller, Eleanor Miller, James A. Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689, 690, 691 and 692 and to amend sections 662 and 675 of the said code, all relating to the Department of Finance and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly bill No. 293?

AMENDMENT NUMBER ONE

In line 3 of the title of the printed bill, as amended, after the word "sections", insert the figures "656", and a comma.

AMENDMENT NUMBER TWO.

On page 2, line 14, of the printed bill, as amended, after the word "on", insert the word "express".

AMENDMENT NUMBER THREE.

On page 4, line 42, of the printed bill, as amended, after the word "state", insert a comma and add the following: "except land to be acquired by the department of public works for highway rights of way,".

AMENDMENT NUMBER FOUR.

On page 4 of the printed bill, as amended, between lines 47 and 48, insert the following:

"SEC. 8. Section 656 of the Political Code is hereby amended to read as follows: 656 For the purpose of administration, the department shall be forthwith organized by the director, with the approval of the governor, in such manner as shall be deemed necessary properly to segregate and conduct the work of the department. The work of the department is hereby divided into at least three divisions, to be known respectively as the division of budgets and accounts, the division of service and supply and the division of motor vehicles. The director of finance shall have power to arrange and classify the work of the department, and with the approval of the governor may create such other divisions and subdivisions as may be necessary, and change or abolish the same from time to time. The chief of the division of service and supply shall be appointed by and hold office at the pleasure of the governor. The chief of the division of service and supply shall receive a salary of six thousand dollars (\$6,000) per annum and the chief of each other division shall receive a salary of five thousand dollars (\$5,000) per annum, and before entering upon the duties of his office, each division chief shall execute to the State of California an official bond in the penal sum of twenty-five thousand dollars. The director of finance may also be chief of the division of budgets and accounts without additional compensation."

AMENDMENT NUMBER FIVE

On page 4, line 48, of the printed bill, as amended, strike out the figure "8", and insert in lieu thereof the figure "9".

AMENDMENT NUMBER SIX.

On page 5, line 21, of the printed bill, as amended, strike out the figure "9", and insert in lieu thereof the figures "10".

AMENDMENT NUMBER SEVEN

On page 6, line 1, of the printed bill, as amended, after the comma following the word "institution", insert the following: "except land to be acquired by the department of public works for highway uses and purposes."

AMENDMENT NUMBER EIGHT.

On page 6, line 6, of the printed bill, as amended, after the word "state", insert a comma and add the following: "except real property used for highway rights of way."

AMENDMENT NUMBER NINE

Strike out lines 3 and 4 of the title of the printed bill, and insert in lieu thereof the following: "sections 662 and 675 of the said code, all relating to certain claims against the State of California and the powers and duties of the department of finance, surveyor general, state land office and the officers, agents and employees thereof and to repeal an act entitled 'An act'".

AMENDMENT NUMBER TEN

On page 4 of the printed bill, strike out line 1 of said page, and insert in lieu thereof the following

"690. There is hereby created in the department of finance a division to be known as the division of state lands. The division shall be in charge of a chief who shall be appointed by the director of finance, with the approval of the governor. The chief of the division shall be ex officio registrar of state lands, and shall hold office at the pleasure of the director of finance at such annual salary as may be fixed by such director with the approval of the governor.

The department of finance shall succeed to and is".

AMENDMENT NUMBER ELEVEN

On page 5, line 42, of the printed bill, after the word "authorize", insert a comma and add the following: "with the consent of the state department, board, commission, or officer concerned."

AMENDMENT NUMBER TWELVE.

On page 5, line 48, of the printed bill, strike out the period, and insert in lieu thereof a comma and add the following: "if no other agency of the state is specifically directed and empowered to acquire such title."

AMENDMENT NUMBER THIRTEEN.

On page 5, line 51, of the printed bill, strike out the period, and insert in lieu thereof a comma and add the following: "if no other agency of the state is specifically directed and empowered to convey such title."

AMENDMENT NUMBER FOURTEEN.

On page 6, line 13, of the printed bill, strike out the period, and insert in lieu thereof a comma and add the following: "if no other agency of the state is specifically directed and empowered to institute such proceedings."

AMENDMENT NUMBER FIFTEEN.

On page 6, line 15, of the printed bill, after the word "fornia", insert a comma and add the following: "with the approval of the department concerned."

AMENDMENT NUMBER SIXTEEN.

In line 3 of the printed bill, as amended, strike out the figures "656", and strike out the comma following said figures.

AMENDMENT NUMBER SEVENTEEN.

On page 4 of the printed bill, as amended, strike out all of lines 49 to 52, inclusive

AMENDMENT NUMBER EIGHTEEN.

On page 5 of the printed bill, as amended, strike out all of lines 1 to 20, inclusive.

AMENDMENT NUMBER NINETEEN.

On page 5, line 21, of the printed bill, as amended, strike out the figure "9", and insert in lieu thereof the figure "8".

AMENDMENT NUMBER TWENTY.

On page 5, line 46, of the printed bill, as amended, strike out the figures "10", and insert in lieu thereof the figure "9".

AMENDMENT NUMBER TWENTY-ONE.

On page 6, line 37, of the printed bill, as amended, strike out the figures "11", and insert in lieu thereof the figures "10".

AMENDMENT NUMBER TWENTY-TWO.

In line 3 of the title of the printed bill, as amended, strike out the figures "656", and strike out the comma following said figures.

The roll was called, and Senate amendments to Assembly Bill No. 293 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 354—An act to amend section 226 of the Civil Code, relating to proceedings on adoption—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 354?

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out all of the printed bill beginning with line 3 down to and including line 5 on page 2, and insert in lieu thereof the following:

"226 Proceedings on adoption. Any person desiring to adopt a child may, for that purpose, petition the superior court of the county in which the petitioner resides. The person adopting a child, and the child adopted, and the other persons, if within or residents of said county, whose consent is necessary, must appear before the court, and the necessary consent must thereupon be signed and an agreement executed by the person adopting, to the effect that the child shall be adopted and treated in all respects as his own lawful child should be treated. If the persons whose consent is necessary are not within or are not residents of said county, then their written consent, duly proved or acknowledged, according to sections 1182 and 1183 must be filed in said superior court at the time of the application for adoption."

The roll was called, and Senate amendment to Assembly Bill No. 354 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 45—An act to amend section 4254 of the Political Code, relating to compensation of county officers and employees in counties of the twenty-fifth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 45?

AMENDMENT NUMBER ONE.

On page 4, line 50, of the printed bill, as amended in Assembly March 13, 1929, strike out the words "and fifty", and insert in lieu thereof the word "twenty-five".

AMENDMENT NUMBER TWO.

On page 5, line 13, of the printed bill, as amended in Assembly March 13, 1929, beginning in said line 13, strike out the following: "\$4,000) for the period begin-

ning with the date upon which this act becomes effective and ending December 31, 1927, and thereafter a salary of four thousand dollars (\$4,000)".

AMENDMENT NUMBER THREE.

On page 5, line 18, of the printed bill, as amended in Assembly March 13, 1929, immediately following the semicolon after the word "county" in said line, insert the following: "*provided*, that in counties of this class, the surveyor may appoint five transit men two of whom shall receive the sum of nine dollars per day, each, and three of whom shall receive the sum of eight dollars per day, each, while actually engaged in work for the county."

AMENDMENT NUMBER FOUR.

On page 5, line 19, of the printed bill, as amended in Assembly March 13, 1929, strike out the word "salary", and insert in lieu thereof the word "salaries".

AMENDMENT NUMBER FIVE.

On page 5, line 23, of the printed bill, as amended in Assembly March 13, 1929, immediately following the period after the word "work", insert the following: "It is hereby found as a fact that the salaries herein provided for do not work an increase in the compensation of said surveyor and same shall apply and become effective immediately."

AMENDMENT NUMBER SIX.

On page 5, line 41, of the printed bill, as amended in Assembly March 13, 1929, immediately after the word "first", insert the words "and second".

AMENDMENT NUMBER SEVEN.

On page 5, line 42, of the printed bill, as amended in Assembly March 13, 1929, immediately following the word "month", insert a comma and the following: "each".

AMENDMENT NUMBER EIGHT.

On page 5, line 43, of the printed bill, as amended in Assembly March 13, 1929, strike out the words "this class", and insert in lieu thereof the words "these classes".

AMENDMENT NUMBER NINE.

On page 5, line 45, of the printed bill, as amended in Assembly March 13, 1929, strike out all of lines 45 to 46, inclusive.

AMENDMENT NUMBER TEN.

On page 5, line 48, of the printed bill, as amended in Assembly March 13, 1929, strike out the semicolon after the word "month", and insert in lieu thereof a comma and the following "*provided*, that nothing contained in this provision as to the salaries of justices of the peace of townships of the third class shall affect the salary of said justice of the peace of townships of the third class or the salary of his clerk prior to January 1, 1931."

The roll was called, and Senate amendments to Assembly Bill No. 45 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudslev, Colber, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feelev, Fisher, Flynn, Fry, Gilmore, Halper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morrison, Noyes, Reinollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 193—An act to provide for the standardization of cement-concrete pipe sold for irrigation purposes—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 193?

AMENDMENT NUMBER ONE.

On page 1, line 19, of the printed bill, as amended in Assembly March 18, 1929, strike out the word "comply", and insert in lieu thereof the word "complies".

AMENDMENT NUMBER TWO.

On page 4, line 42, of the printed bill, beginning in said line 42, strike out the heading as follows "Required average crushing strength in pounds per lineal foot", and insert in lieu thereof the following heading: "Minimum ultimate bearing load in pounds per lineal foot".

AMENDMENT NUMBER THREE.

On page 5, line 14, of the printed bill, immediately following the word "larger", insert a comma and the following: "of minimum shell thickness."

AMENDMENT NUMBER FOUR.

On page 5, line 22, of the printed bill, strike out all of said line 22.

AMENDMENT NUMBER FIVE.

On page 5, line 26, of the printed bill, in the center of the page immediately following said line 26, insert the following:

"IV. Workmanship and Finish."

AMENDMENT NUMBER SIX.

On page 7, line 24, of the printed bill, after the word "manufactures", insert a comma and the word "sells."

AMENDMENT NUMBER SEVEN

On page 7, line 28, of the printed bill, after said line 28, insert the following "SEC 4 In the event that any sections, section, or part thereof, of this act shall be found to be unconstitutional, the remainder of this act shall not be invalidated thereby, but shall remain in full force and effect. The Legislature hereby declares that it would have passed this act and all sections, or section, or parts thereof, irrespective of the fact that any sections, section, or part thereof, were invalid for any cause whatsoever"

The roll was called, and Senate amendments to Assembly Bill No. 193 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48
NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 702—An act to add a new section to the Political Code, to be numbered 4041r, authorizing counties to expend money for investigation of watershed protection, reforestation and afforestation—and respectfully requests your honorable body to concur in said amendment.

J. A BEEK Secretary of Senate.

By FRANCIS E. DAIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 702?

AMENDMENT NUMBER ONE

In the title of the printed bill, as amended in Assembly March 21, 1929, strike out all of line 3, and insert in lieu thereof the following: "investigation of watershed protection, reforestation and afforestation."

The roll was called and Senate amendment to Assembly Bill No. 702 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 250—An act to provide for the alteration of the boundaries of and for the annexation of incorporated and unincorporated territory or incorporated or unincorporated territory to municipal corporations and for the incorporation and consolidation of such annexed territory in and as a part thereof—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 250?

AMENDMENT NUMBER ONE

In line 2 of the title of the printed bill, as amended in Assembly March 20, 1929, strike out the words "and/or", and insert in lieu thereof the following: "and unincorporated territory or incorporated or".

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill, as amended in Assembly March 20, 1929, after the word "corporation", insert the following: "to which it is contiguous,".

The roll was called and Senate amendments to Assembly Bill No. 250 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Cronm, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fox, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Remdollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Joint Resolution No. 8—Relative to memorializing Congress for federal aid in the construction of a breakwater in Trinidad Harbor at or near the city of Trinidad, California.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary

The above reported joint resolution ordered to enrollment

Also.

SENATE CHAMBER SACRAMENTO, May 2, 1929

MR SPEAKER I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1103—An act to amend section 204 of the Code of Civil Procedure, relating to the selection of trial jurors and grand jurors;

Also: Assembly Bill No. 146—An act to amend section 4153 of the Political Code relating to the duties of the district attorney;

Also: Assembly Bill No. 145—An act to amend section 1274b of the Code of Civil Procedure, relating to unclaimed money of missing persons;

Also: Assembly Bill No. 185—An act to add a new section to the Code of Civil Procedure to be numbered 542b, relating to the release of personal property under attachment or garnishment;

Also: Assembly Bill No. 335—An act to amend section 128 of the Civil Code, as to the residence of the plaintiff, defendant and cross-complainant in an action for divorce.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 641—An act to amend section 1274a of the Code of Civil Procedure of the State of California, relating to the deposit of unclaimed property in the estates of decedents;

Also: Assembly Bill No. 685—An act to amend sections 2, 5 and 7 of an act entitled "An act to promote the apicultural interests of California by providing for the inspection and disposition of bees, their brood, hives and appliances that are or may be infected with disease, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners, and defining their powers and duties hereunder, providing for the establishment of quarantines to prevent the introduction and spread of disease, declaring box hives and infected bees, their brood, hives and appliances to be a public nuisance and providing for the abatement thereof, providing for the registration of apiaries, prohibiting the sale or removal of infected bees, their brood, hives and appliances without permit, providing penalties for the violation hereof, and repealing an act entitled 'An act to promote the apicultural interests of the State of California by providing county inspectors of apiaries and defining their duties, and providing for their compensation, and repealing the act entitled "An act to authorize the boards of supervisors of the several counties of this State to appoint inspectors of apiaries, and provide for their compensation, and defining their duties, and for the further protection of bee culture, approved March 13, 1883,' approved February 20, 1901, as amended," approved May 31, 1927;

Also: Assembly Bill No. 978—An act to amend the California Fruit, Nut and Vegetable Standardization Act of 1927, approved June 2, 1927, as amended, by amending section 35 thereof, relating to standards for sweet potatoes.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 720—An act to amend section 2 of an act entitled "An act to provide for the establishment of weed-free areas, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners and defining their powers and duties in relation hereto, prohibiting persons from permitting the propagation within weed-free area of weeds of which said area has been declared to be practically free, providing penalties for violation hereof and repealing 'An act to prevent the propagation of noxious weeds,' approved June 3, 1921," approved April 28, 1927;

Also: Assembly Bill No. 698—An act to amend section 2322*h* of the Political Code, relating to county horticultural commissioners;

Also: Assembly Bill No. 694—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending section 28, relating to the definition and regulation of the business of banking;

Also: Assembly Bill No. 696—An act to amend section 2322*f* of the Political Code, relating to county horticultural commissioners.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 634—An act to amend section 928 of the Penal Code, relating to grand juries;

Also: Assembly Bill No. 1012—An act to add a new section to the Penal Code, to be numbered 531*a*, relating to fraudulent conveyances;

Also: Assembly Bill No. 673—An act to amend section 2322*e*5 of the Political Code, relating to salaries of county horticultural commissioner, inspectors and clerks in counties of the fifth class;

Also: Assembly Bill No. 1113—An act to amend sections 1205 and 1446 of the Penal Code, relating to judgments directing imprisonment for satisfaction of fines and providing for payment of fines within a limited time or in installments in certain cases.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 505—An act to amend sections 5 and 9 of an act entitled "An act to allow unincorporated cities and towns to equip and maintain a

fire department," approved March 4, 1881, as amended, relating to the support thereof

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 225—An act to amend section 11 of an act entitled "An act to regulate the public service of stallions and jacks in the State of California," approved May 1, 1911, as amended, relating to the disposition of fees.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 875—An act to amend section 11 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, or the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter, the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity, and making provision for the payment of such bonds, and the disposal of their proceeds." approved May 25, 1919, as amended.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 306—An act to amend section 19x23 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twenty-third class:

Also: Assembly Bill No. 305—An act to amend section 4252 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the twenty-third class.

Also: Assembly Bill No. 206—An act to amend sections 3 and 15 of an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including a minimum wage; providing for an appropriation therefor and fixing a penalty for violations of this act," approved May 26, 1913, as amended;

Also: Assembly Bill No. 142—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 458—An act to amend section 737*dd* of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Orange;

Also: Assembly Bill No. 380—An act to amend an act entitled "An act transferring the operation and control of certain of the flood control works of the Sacramento and San Joaquin Drainage District to the Department of Public Works, and providing that the cost thereof shall be paid by the State for a limited period and relieving said district and the Reclamation Board and its members from responsibility and liability for operation or maintenance of flood control works during said period; providing for the cancellation of bonds of said district authorized but not sold; authorizing the Reclamation Board to levy a supplementary assessment and to order called assessments levied in connection with Project No. 6; authorizing the issuance of bonds of said district based on and secured by assessments upon the land within

the boundaries of Project No. 6 of said district; authorizing the validation of said bonds; authorizing the State Board of Control to purchase and invest in warrants and bonds of said district; authorizing landowners within said Project No. 6 to pay assessments in warrants or bonds of said district; adding to, taking away from and altering an act known as the Reclamation Board Act, approved December 24, 1911, as amended, and repealing all other acts or parts of acts in so far as they are in conflict herewith," approved May 26, 1927, by adding a new section thereto to be numbered section 17, relating to warrants held by reclamation, levee, or drainage districts;

Also, Assembly Bill No. 307—An act to amend section 2322r23 of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors in counties of the twenty-third class.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER, I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 941—An act to amend section 2322r54 of the Political Code, relating to the horticultural commissioner of counties of the fifty-fourth class.

Also: Assembly Bill No. 333—An act to amend section 4253 of the Political Code, relating to the salaries of the county officers of counties of the twenty-fourth class;

Also: Assembly Bill No. 647—An act relating to courses of study in elementary schools;

Also: Assembly Bill No. 607—An act relating to the use of public schoolhouses as civic centers;

Also: Assembly Bill No. 564—An act to amend section 1 of an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to occupations to which act applies

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 757—An act to amend the Political Code by adding thereto a new section to be numbered 4310, providing a special fund for the sheriff, for the manner of making disbursements thereunder, for the use of the fund, and for the manner of accounting therefor;

Also: Assembly Bill No. 791—An act to amend section 701 of the Code of Civil Procedure, relating to who may redeem real property from sale under a lien;

Also: Assembly Bill No. 790—An act to amend the California Irrigation District Act by amending section 18 thereof, relating to the distribution of water, so as to provide for the sale or lease of surplus water.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 82—An act to amend section 681a of the Code of Civil Procedure, relating to stay of executions.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Senate Bill No. 82 read first time, and referred to Committee on Judiciary.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 565—An act to amend section 4 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to prohibited occupations.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 271—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-sixth class.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 106—An act to amend sections 1 and 2 of an act entitled "An act providing for the formation, government and operation of harbor districts for the improvement or development of harbors, the calling and conducting of elections in such districts, the issuance and disposal of the bonds thereof, and the assessment and levy of taxes for the payment of such bonds, principal and interest, and for the ordinary expenses of such districts," approved April 20, 1927:

Also, Assembly Bill No. 165—An act relating to the sale or exchange of surplus products between public institutions owned, managed or controlled by the State, or the political subdivisions thereof, and providing for the disposition of moneys received therefrom, and to repeal that certain act entitled "An act providing for the exchange of commodities between the public institutions owned or managed and controlled by the State, or the political subdivisions thereof," approved March 18, 1905;

Also, Assembly Bill No. 739—An act to add a new article to chapter 3 of title I of part III. of the Political Code, to be numbered title II*m*, embracing sections 376 to 376*n*, inclusive, relating to a Department of Professional and Vocational Standards

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 180—An act to amend section 1596 of the Penal Code, relating to pardons, and to prescribe certain rules with respect to commutations of sentence and paroles.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 180 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard Brock, Byrne, Cloudman, Cloudslev, Collier, Coombs, Crawford, Crittenden, Cronin, Crowley, DeYoe, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor Miller, James A. Mixer, Morrison, Noyes, Reindollar, Scofield, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 797—An act providing for the formation, government, and operation of harbor districts, for the improvement and development of harbors, for the acquisition and improvement, government and operation of lands and works in connection therewith or appurtenant thereto, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying within such unincorporated territory and/or one or more municipalities; providing for the classification of such harbors and lands into a commercial or recreational or commercial and recreational harbors, and providing what may and may not be done in such harbors so classified and making it a misdemeanor to violate the restrictions thus imposed upon the harbors classified and providing for a penalty and punishment to be imposed upon such violation or violations; providing a means for defraying the cost and expense of forming, constructing, improving, governing and operating such harbor districts and harbors and authorizing counties and cities, jointly and separately to defray or contribute out of their general funds to such costs and expenses of such harbor districts, and authorizing the incurring of indebtedness, the issuance of bonds and the levy and collection of taxes within such district and the enforcement of such bonds and taxes; providing for the levy of special assessments within such district to defray such costs and expenses either wholly or partially and authorizing differential special assessments within such district; and providing and empowering such districts to accept financial or other aid for improvements and operations from the United States of America, the State of California and from any person or persons; and providing for the election within any such harbor districts formed under this act of a Board of Harbor Governors and fixing the qualifications, tenure of office, powers, duties, and manner of election of such Board of Governors.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Keaton:

AMENDMENT NUMBER ONE

On page 2, line 8, of the title of the printed bill, as amended in Senate April 4, 1929, after the word "county", insert the words "or counties".

AMENDMENT NUMBER TWO

On page 2, line 12, of the title of the printed bill, as amended in Senate April 4, 1929, after the word "county", insert the words "or counties".

AMENDMENT NUMBER THREE

On page 2, line 13, of the title of the printed bill, as amended in Senate April 4, 1929, after the word "county", insert the words "or counties".

AMENDMENT NUMBER FOUR

On page 2, line 41, of the title of the printed bill, as amended in Senate April 4, 1929, after the semicolon following the word "taxes", insert the following: "authorizing the establishment of appropriate funds in the manner provided by law for the impounding and disbursement of the moneys required to meet such costs and expenses;"

AMENDMENT NUMBER FIVE

On page 2, lines 45 and 46, of the title of the printed bill, as amended in Senate April 4, 1929, strike out all of said lines 45 and 46, and insert in lieu thereof the following: "or partially, and authorizing the legislative body of the county or city assuming jurisdiction to call the election upon the question of the formation of such harbor district to".

AMENDMENT NUMBER SIX.

On page 3, line 11, of the title of the printed bill, as amended in Senate April 4, 1929, after the semicolon following the syllable "sons", insert the following: "providing the means whereby the legislative body of any city heretofore or hereafter granted any rights in respect to tidelands and submerged lands may permit the exercise of such rights by the board of governors in any harbor district formed hereunder".

AMENDMENT NUMBER SEVEN.

On page 3, line 7, of the printed bill, as amended in Senate April 4, 1929, after the word "county" and before the word "and", insert the words "or counties".

AMENDMENT NUMBER EIGHT.

On page 3, line 8, of the printed bill, as amended in Senate April 4, 1929, after the word "county", strike out the comma, and add the words "or counties".

AMENDMENT NUMBER NINE.

On page 3, line 10, of the printed bill, as amended in Senate April 4, 1929, after the word "county", strike out the comma, and add the words "or counties".

AMENDMENT NUMBER TEN.

On page 3, line 11, of the printed bill, as amended in Senate April 4, 1929, after the word "county" and before the word "and", insert the words "or counties".

AMENDMENT NUMBER ELEVEN.

On page 3, line 18, of the printed bill, as amended in Senate April 4, 1929, after the word "county" and before the word "of", insert the words "or counties".

AMENDMENT NUMBER TWELVE.

On page 3, line 19, of the printed bill, as amended in Senate April 4, 1929, after the word "county" and before the word "include", add the words "or counties".

AMENDMENT NUMBER THIRTEEN.

On page 3, line 20, of the printed bill, as amended in Senate April 4, 1929, strike out all of said line 20, and insert in lieu thereof the following: "harbor or portion of the shore of the Pacific ocean or any bay or inlet thereof, desire the".

AMENDMENT NUMBER FOURTEEN.

On page 3, line 21, of the printed bill, as amended in Senate April 4, 1929, after the word "county" and before the word "for", add the words "or counties".

AMENDMENT NUMBER FIFTEEN.

On page 3, line 23, of the printed bill, as amended in Senate April 4, 1929, after the word "county" and before the article "a", add the following: "or to the board of supervisors of one of said counties".

AMENDMENT NUMBER SIXTEEN.

On page 3, line 28, of the printed bill, as amended in Senate April 4, 1929, after the word "county" and before the word "or", add the words "or counties".

AMENDMENT NUMBER SEVENTEEN.

On page 4, line 42, of the printed bill, as amended in Senate April 4, 1929, after the word "county", strike out the comma and add the words "or counties in which said proposed harbor district is situate."

AMENDMENT NUMBER EIGHTEEN.

On page 5, line 38, of the printed bill, as amended in Senate April 4, 1929, after the word "county", add the words "or counties containing such proposed additional lands".

AMENDMENT NUMBER NINETEEN.

On page 6, line 11, of the printed bill, as amended in Senate April 4, 1929, strike out the words "the counties", and insert in lieu thereof the word "counties".

AMENDMENT NUMBER TWENTY.

On page 6, line 35, of the printed bill, as amended in Senate April 4, 1929, after the word "harbor" and before the word "actually", add the words "area or areas".

AMENDMENT NUMBER TWENTY-ONE.

On page 6, line 40, of the printed bill, as amended in Senate April 4, 1929, after the word "the" at the end of said line 40, insert the words "other county".

AMENDMENT NUMBER TWENTY-TWO.

On page 6, line 47, of the printed bill, as amended in Senate April 4, 1929, after the word "the" and before the word "city", add the words "other county or".

AMENDMENT NUMBER TWENTY-THREE.

On page 7, line 9, of the printed bill, as amended in Senate April 4, 1929, strike out the period, substitute in lieu thereof a comma, and add the following: "and to

defray the cost of such reports and examinations out of the general fund of the county".

AMENDMENT NUMBER TWENTY-FOUR.

On page 7, line 29, of the printed bill, as amended in Senate April 4, 1929, after the word "county" and before the word "some", strike out the comma and add the words "or counties".

AMENDMENT NUMBER TWENTY-FIVE.

On page 8, line 8, of the printed bill, as amended in Senate April 4, 1929, strike out said line 8, and insert in lieu thereof the following: "expenses in connection therewith and the board of supervisors shall have prepared an authentic map showing the whole harbor district to be assessed for the cost of said improvement. Said map shall show portion or portions of said district which will be benefited to a greater or less extent than the other portion or portions by said improvement, and the ratio of said benefit shall be determined and each such zone so delineated upon said map as a portion of the harbor district shall show the amount which, in the opinion of said board of supervisors, each of said zones should pay for the improvement and said amounts so fixed for each zone in said harbor district shall bear the same proportion to the whole cost of the bonded indebtedness of the district as the proportionate benefits enjoyed by said zone bears to the benefits accruing to the whole harbor district, and for the purpose of this computation said total benefits shall be considered to be one hundred per cent to the whole district, and the benefits to each separate zone therein delineated shall be the proper percentage proportion of said one hundred per cent.

The said assessment map showing the zones, amounts, proportions and percentages, as above, with accompanying explanations thereof, shall be kept on file in the office of the clerk of the board of supervisors, and open to inspection by the public at all times. A full, true and correct copy thereof shall be filed in the office of the clerk of each city and county any portion of whose territory is within the said harbor district and a copy shall also be filed in the office of the county clerk of the county or counties in which said harbor district is located. Notice of the filing of said map shall be published once in a newspaper of general circulation within the harbor district.

Said notice shall recite the fact of the filing of said map; inform the public where the original and copies of said map may be inspected, and also fix a time for the filing of objections and protests to any part thereof or assessment zone therein fixed.

The time for filing said objections and protests will be not less than three weeks nor more than five weeks after the date of the first publication of the notice of the filing of the assessment map, and said notice shall recite the day, hour and place when such protests will be heard. All such protests and objections shall be in writing.

At the time and place fixed for the hearing of said protests and objections, said protests and objections shall be read to the board and considered by them and as the result of said hearing, said board of supervisors may amend in any manner their assessment zones and proportions theretofore fixed. After said hearing any action of the board of supervisors taken as a result thereof shall be final and conclusive and each and every assessment zone therein fixed, and such action by said board of supervisors, shall be a judicial determination by them as such board that the proportionate cost of the work proposed to be charged against each zone in the harbor district is the fair proportion which such zone should be so charged and fairly represents the proportionate benefits which said zone will enjoy of the whole improvement.

The assessment map as originally filed showing the respective zones within said district shall be prepared and authorized in accordance with a resolution of the board of supervisors directing the preparation of same, and in said resolution there shall be described the boundaries of the respective zones within said harbor district, and as to each of such zones, said resolution shall state the proportionate benefit enjoyed by each zone on account of the whole improvement and the proportion of the cost of the whole improvement which each zone should bear.

After the hearing of all protests, but before the passage of the resolution calling the election within the proposed harbor district, the board of supervisors, if it desires to amend the original resolution, shall do so by assigning to the respective zones within the harbor district the amount each will be proportionately benefited by the whole improvement and the amount which each zone should pay for the cost thereof, and thereupon a conclusive assessment map showing the zones shall be prepared and a copy thereof filed in the office of the clerk of the board of supervisors of each county and additional copies thereof signed by the chairman of the board of supervisors and attested by the clerk of said board, one of which said copies shall be filed in the office of the auditor of the county or counties within which the harbor district is located and the other in the office of the county recorder of said county or counties.

Said maps so filed, shall be accompanied by authenticated, verified copies of the final resolution fixing the assessment zones within the harbor district, as hereinbefore provided, and said copies as so filed shall be conclusive records and, in the event of the formation of said harbor district, the one filed in the office of the county auditor or county auditors shall be and constitute a direction to the said auditor or auditors

of the proportions to be annually charged upon the tax bills of lands located within the several zones in the said harbor district, to meet the annual bond and maintenance charge requirements of the harbor district, and the copy filed in the office of the county recorder or county recorders shall be constructive notice of the fact of the proportionate charges assessed against property within the said zones in said harbor district.

The board of supervisors, after determining the foregoing and filing the zone maps as hereinbefore provided, shall pass a resolution".

AMENDMENT NUMBER TWENTY-SIX.

On page 8, line 9, of the printed bill, as amended in Senate April 4, 1929, strike out the word "therein", and insert in lieu thereof the words "within said proposed harbor district".

AMENDMENT NUMBER TWENTY-SEVEN.

On page 8, line 35, of the printed bill, as amended in Senate April 4, 1929, strike out the words "shall be", at the end of said line, and insert in lieu thereof the words "have been".

AMENDMENT NUMBER TWENTY-EIGHT.

On page 12, line 5, of the printed bill, as amended in Senate April 4, 1929, after the period ending with the word "auditor", insert the following: "The board of supervisors shall thereupon establish two funds within the county treasury, one denominated the ----- harbor district bond fund, naming the particular harbor district to which the said fund relates, and the other fund to be denominated the harbor district maintenance fund, naming the particular harbor district to which said maintenance fund relates; there shall be deposited in the harbor district bond fund all moneys resulting from the sale of harbor district bonds and from tax moneys collected for the purpose of meeting the harbor district sinking fund and interest charges and out of said fund there shall be disbursed the moneys required to effect the acquisition, creation and improvement of harbor lands and works and to pay the harbor district bond sinking fund and interest charged; in the harbor district maintenance fund there shall be placed all moneys resulting from charges imposed and collections made in the course of operating the harbor and the works adjacent and appurtenant thereto and also all moneys resulting from taxes imposed for the purpose of maintaining the said harbor, and out of said maintenance fund there shall be disbursed the moneys required to maintain the said harbor."

AMENDMENT NUMBER TWENTY-NINE

On page 13, line 39, of the printed bill, as amended in Senate April 4, 1929, after the word "county" and before the word "and", add the words "selected by the board of governors in the funds wherein said moneys should according to law be so deposited".

AMENDMENT NUMBER THIRTY.

On page 13 of the printed bill, as amended in Senate April 4, 1929, strike out lines 42 to 46, inclusive, and insert in lieu thereof the following: "by the county auditor by warrants upon said county treasurer issued in accordance with law, and all moneys received from the operation".

AMENDMENT NUMBER THIRTY-ONE

On page 14 of the printed bill, as amended in Senate April 4, 1929, strike out lines 10 to 51, inclusive, and all of page 15, and lines 1 to 6, inclusive, on page 16

AMENDMENT NUMBER THIRTY-TWO.

On page 16, line 7, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "30", and insert in lieu thereof the numerals "28".

AMENDMENT NUMBER THIRTY-THREE.

On page 16, line 15, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "31", and insert in lieu thereof the numerals "29".

AMENDMENT NUMBER THIRTY-FOUR

On page 17, line 29, of the printed bill, as amended in Senate April 4, 1929, strike out the word "treasurer", and insert in lieu thereof the word "auditor".

AMENDMENT NUMBER THIRTY-FIVE

On page 17, line 36, of the printed bill, as amended in Senate April 4, 1929, strike out the word "treasurer", and insert in lieu thereof the word "auditor".

AMENDMENT NUMBER THIRTY-SIX

On page 17, line 43, of the printed bill, as amended in Senate April 4, 1929, strike out the word "treasurer", and insert in lieu thereof the word "auditor".

AMENDMENT NUMBER THIRTY-SEVEN

On page 18, line 19, of the printed bill, as amended in Senate April 4, 1929, strike out the word "treasurer", and insert in lieu thereof the word "auditor".

AMENDMENT NUMBER THIRTY-EIGHT.

On page 18, line 26, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "32", and insert in lieu thereof the numerals "30".

AMENDMENT NUMBER THIRTY-NINE.

On page 18, line 46, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "33", and insert in lieu thereof the numerals "31".

AMENDMENT NUMBER FORTY.

On page 19, line 12, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "34", and insert in lieu thereof the numerals "32".

AMENDMENT NUMBER FORTY-ONE.

On page 19, line 26, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "35", and insert in lieu thereof the numerals "33".

AMENDMENT NUMBER FORTY-TWO.

On page 19, line 38, of the printed bill, as amended in Senate April 4, 1929, after the period following the word "reasonable", insert the following: "And the board of supervisors may enforce the collection of said fees and charges by resorting to judicial means if necessary."

AMENDMENT NUMBER FORTY-THREE.

On page 19, line 39, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "36", and insert in lieu thereof the numerals "34".

AMENDMENT NUMBER FORTY-FOUR.

On page 21, line 46, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "36", and insert in lieu thereof the numerals "35".

AMENDMENT NUMBER FORTY-FIVE.

On page 22, line 35, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "37", and insert in lieu thereof the numerals "36".

AMENDMENT NUMBER FORTY-SIX.

On page 22, line 36, of the printed bill, as amended in Senate April 4, 1929, strike out the word "financial".

AMENDMENT NUMBER FORTY-SEVEN.

On page 22, line 46, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "38", and insert in lieu thereof the numerals "37".

AMENDMENT NUMBER FORTY-EIGHT.

On page 23, line 5, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "39", and insert in lieu thereof the numerals "38".

AMENDMENT NUMBER FORTY-NINE.

On page 23, line 10, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "40", and insert in lieu thereof the numerals "39".

AMENDMENT NUMBER FIFTY.

On page 23, line 39, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "41", and insert in lieu thereof the numerals "40".

AMENDMENT NUMBER FIFTY-ONE.

On page 23, line 43, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "42", and insert in lieu thereof the numerals "41".

AMENDMENT NUMBER FIFTY-TWO.

On page 23, line 50, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "43", and insert in lieu thereof the numerals "42".

AMENDMENT NUMBER FIFTY-THREE.

On page 24, line 20, of the printed bill, as amended in Senate April 4, 1929, strike out the numerals "44", and insert in lieu thereof the numerals "43".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 146—An act to amend the Code of Civil Procedure by adding a new section num-

bered 549a, providing for the release from attachment of real property owned by any person not a party to the action—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 146?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 146 by the following vote:

AYES—None.

NOES—Anderson, Arnold, Badham, Bishop, Brock, Cloudman, Cloudsley, Collier, Coombs, Craig, Crawford, Crittenden, Crowley, DeYoe, Eddy, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Reindollar, Roberts, Scudder, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—45.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Brock, Hoffman and Meeker as a Committee on Free Conference, to meet a like committee from the Senate for the consideration of Senate Bill No. 146.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 522—An act providing for the use of kindergarten funds for building, furnishing and equipping buildings for the accommodation of kindergartens—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put. Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 522?

AMENDMENT NUMBER ONE

On page 1, line 10, of the printed bill, as amended, strike out the following: "The kindergarten fund", and insert in lieu thereof the following: "Any balance remaining in the kindergarten fund, after a sufficient amount has been set apart for the payment of teachers' salaries".

The roll was called, and Senate amendment to Assembly Bill No. 522 was concurred in by the following vote.

AYES—Arnold, Badham, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Eddy, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Reindollar, Roberts, Scudder, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—43

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 755—An act to add a new section to the Political Code to be numbered 363a, relating to the preparation of plans for public buildings and other structures—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 755?

AMENDMENT NUMBER ONE

In line 2 of the title of the printed bill, and in lines 2 and 3 of page 1 of the printed bill, strike out the letter "j" following the figures "363", and insert in lieu thereof the letter "a".

The roll was called, and Senate amendment to Assembly Bill No. 755 was concurred in by the following vote:

AYES—Arnold, Badham, Brock, Byrne, Cloufman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Eddy, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Reindollar, Roberts, Scudder, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—43.
NOES—None.

The above reported bill ordered to enrollment.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON PUBLIC UTILITIES.

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No. 1186—An act to add a new section to the Penal Code to be numbered 369c, providing for the regulation of traffic within cities, cities and counties, counties, and towns, and providing penalties for the violation thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

MILLER, JAMES A., Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 1177—An act to amend sections 10 and 14 of the "State Housing Act," approved June 15, 1923, as amended, relating to definitions of terms used therein and to rear yards of apartment houses—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

FRY, Chairman.
LUTTRELL.
HOFFMAN.
FEELEY.
CRAIG.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 1170—An act authorizing and empowering any municipal corporation to which tidelands, and submerged lands, situated within the limits thereof, have been, or may hereafter be, granted by the State of California, to grant all or any portion of such lands to the United States for public or governmental (including military or naval) purposes and validating and confirming grants of such lands made by such municipal corporations to the United States—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

SCUDDER, Chairman.
JONES.
CLOUDSLEY
MCDONOUGH.
SCOFIELD.
BROCK
MORRISON.
LITTLE

The above reported bill ordered on file for second reading.

ON WAYS AND MEANS

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 567—An act creating an Olympic Games Commission, prescribing the powers and duties thereof, and making an appropriation therefor;

Also: Assembly Bill No. 1174—An act providing for a Water Commission, defining its duties, and making an appropriation therefor;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 370—An act to amend section 634 of the Penal Code, relating to the protection of fish and game—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 16—A resolution to propose to the people of the State of California an amendment to section 22 of article VI of the constitution, relating to practice of law and the acceptance of remuneration other than salary by judges;

Also: Assembly Constitutional Amendment No. 17—A resolution to propose to the people of the State of California an amendment to section 18 of article VI of the constitution, relating to the ineligibility of judges to hold other offices or to accept remuneration other than their salary;

Has had the same under consideration, and respectfully reports the same back, and recommends that they be adopted as amended.

ANDERSON, Chairman.

The above reported constitutional amendments ordered on file for adoption.

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 549—An act to add a new section to be numbered 402h to part I, article X of the Penal Code, relating to the use of filthy, contaminated or unsanitary packing material—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FRY, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 136—An act to add a new section to the Civil Code, to be numbered 1861h, allowing keepers of furnished apartment houses or furnished bungalow courts to take possession of baggage and other property of their guests or tenants for the purpose of enforcing all liens thereon;

Also: Assembly Bill No. 416—An act to amend section 1161 of the Code of Civil Procedure, relating to the unlawful detainer by tenants of real property;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WILLIAMSON, Vice Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 477—An act to amend sections 24, 28, 43 and 46 of the "State Bar Act," approved March 31, 1927, relating to admission and licensing of members of "The State Bar of California";

Also: Assembly Bill No. 817—An act to amend sections 4 and 5 of an act entitled "An act to provide for the organization and government of public cemetery district," approved June 1, 1921;

Also: Assembly Bill No. 855—An act to add a new section to the Code of Civil Procedure to be known as section 1238a, relating to the exercise of the right of eminent domain by an individual respecting water rights, ditches, canals, dams, reservoirs and other works, conduits or structures for the individual's use of water, notwithstanding other persons do not participate directly in said use or in the benefit therefrom;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WILLIAMSON, Vice Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 852—An act to amend section 1 of an act entitled "An act to provide a stenographer and typist for judges of the superior courts, and providing for their salaries and the payments thereof," approved May 31, 1927, relating to stenographers for judges of the superior court in and for the counties of the fifteenth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WILLIAMSON, Vice Chairman.

The above reported bill ordered on file for second reading.

ON ROADS AND HIGHWAYS.

ASSEMBLY CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 845—An act establishing certain additional State highways and classifying them as secondary State highways—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 126—An act relating to the Piute Pass highway; making a survey, location and estimate of cost of the highway to be known as the Piute Pass highway from a point on the south fork of the San Joaquin River at Florence Lake, Fresno County, to North Lake on the north fork of Bishop Creek, Inyo County—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 833—An act relating to the election of teachers in the public schools—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 599—An act relating to the formation, suspension and support of junior college districts and the powers of governing boards thereof;

Also: Senate Bill No. 825—An act to provide for the government of high schools; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

BYRNE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 979—An act to provide for the payment of traveling expenses of superintendents of schools of counties attending national conventions of superintendents of schools—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 639—An act to provide for the purchase of school supplies for school district by superintendents of schools of counties—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated :

By Messrs. Arnold and Keaton: Assembly Constitutional Amendment No. 38—Proposed amendment to article XIII of the constitution, relative to State and county boards of equalization.

Introduced, and referred to Committee on Constitutional Amendments.

REPORT OF COMMITTEE ON FREE CONFERENCE.

The following report of Committee on Free Conference was received and read :

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Assembly Bill No. 289—An act to amend section 7 of and to add new sections to be numbered 7a and 7b to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the organization of municipal courts in cities or cities and counties of the first and one-half class; to provide for the number of judges, clerks, marshals and other officers and attaches of such municipal courts and their deputies; to fix the compensation thereof—reports that it has met a like committee of the Senate, consisting of Senators Weller, McKinley and Carter, and reports that the Committee on Free Conference has agreed to recommend the following: That the Assembly concur in the Senate amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE

On page 2, line 26, of the printed bill, after the word "hundred", insert the word "dollars".

BYRNE,
McDONOUGH,
EDDY,

Assembly Committee on Free Conference

WELLER,
McKINLEY,
CARTER,

Senate Committee on Free Conference.

The question being on the adoption of the report and the amendment.

The roll was called, and the report and amendment adopted by the following vote:

AYES—Arnold, Badham, Brock, Byrne, Cloudman, Cloudsley, Collier, Coombs, Crawford, Crittenden, Crowley, DeYoe, Eddy, Fisher, Fry, Gilmoie, Harper, Hawes, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Muxter, Morrison, Nielsen, Noyes, Reindollar, Roberts, Scudder, Seawell, West, Williams, Witter, Wright, Young, and Mr. Speaker—43.
NOES—None.

SECOND READING OF ASSEMBLY BILLS—(OUT OF ORDER).

Assembly Bill No. 1115—An act to amend section 7 of an act entitled "An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof," approved June 2, 1921, relating to the handling and sale of bread.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, immediately following the word "bread", insert the following: "or other bakery products".

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed bill, immediately following the word "bread", insert the following: "or other bakery products".

AMENDMENT NUMBER THREE.

On page 1, line 16, of the printed bill, immediately following the word "bread", insert the following: "or other bakery products".

AMENDMENT NUMBER FOUR.

On page 1, line 17, of the printed bill, immediately following the word "bread", insert the following: "or other bakery products".

AMENDMENT NUMBER FIVE.

On page 2, line 14, of the printed bill, immediately following the word "bread", insert the following: "or other bakery products".

AMENDMENT NUMBER SIX.

On page 2, line 18, of the printed bill, strike out the period after the word "bread", and insert in lieu thereof a semicolon and the following: "*provided, further*, that the provisions of this section shall not be construed to apply to pies, cakes or doughnuts."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1184—An act to authorize the State Board of Agriculture to acquire property by gift, devise or bequest.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1185—An act relating to certain funds of inmates of State reformatories, hospitals and prisons and the expenditure thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1180—An act to amend the title and sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 20 of an act entitled "An act to create a flood control district to be called 'Los Angeles County Flood Control District', to provide for the control and conservation of flood and storm waters, and for the protection of harbors, waterways, public highways and property in said district from damage from such waters, and for the construction of works and the acquisition of property therefor; to authorize the incurring of indebtedness, and the voting, issuing and selling of bonds and the levying and collecting of taxes by said district; to provide for the government and control of said district, and to define the powers and duties of the officers thereof," approved June 12, 1915, as amended, and by adding four new sections to said act, to be numbered sections 1a, 3a, 3b and 3c, relating to and providing for the government and control of said district by a board of directors, defining the powers and duties of said board and for the appointment of certain officers by said board, and dividing said district into five divisions for the election of a director from each of such divisions, and providing for the performance of certain duties by Los Angeles County officers for said district.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1011—An act to amend section 3821 of the Political Code, relating to seizure and sale of personal property for unpaid taxes.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out the numerals "3821", and insert in lieu thereof the following: "3820, 3821 and 3831".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 8 to 15, inclusive, and insert in lieu thereof the following: "or if no personal property".

AMENDMENT NUMBER THREE.

On page 1, line 18, of the printed bill, after the period following the word "land", insert the following: "The assessor must keep a record of the property so seized and sold

SEC. 2. Section 3820 of the Political Code is hereby amended to read as follows: 3820. The assessor shall have power to collect the taxes on all property when, in his opinion, said taxes are not a lien upon real property sufficient to secure payment of the taxes. The taxes on all assessments of possession of, claim to, or right to the possession of land, and the taxes on taxable improvements located upon land exempt from taxation, shall be immediately due and payable upon assessment and when collected by the assessor shall be collected by the assessor as provided in part three, title nine, chapter eight of this code, unless, in the same county, the owner or claimant of such possession of, claim to or right to the possession of land, or of such improvements shall also own taxable real property in fee, in which event the taxes due upon such possession of, claim to or right to the possession of land, or upon such improvements, are respectively a lien upon such taxable real property so owned in fee, which lien attaches as of the first Monday of March in each year, and such taxes need not be collected by the assessor if in his opinion such taxable real property so owned in fee is sufficient to secure the payment thereof.

SEC. 3. Section 3831 of the Political Code is hereby amended to read as follows: 3831. Within fifteen days after the first Monday in August of each year, the auditor of the county, or city and county, must make a careful examination of the assessment book or books of the county, or city and county, and ascertain therefrom the amount or amounts of all taxes that have been collected by the assessor in pursuance of this chapter, and the amount or amounts of the taxes that have not been collected which taxes shall be collected pursuant to section 3790 of this code

SEC. 4. This act, inasmuch as it provides for the collection of taxes, shall, under the provisions of section 1 of article four of the constitution, take effect immediately."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 695—An act to repeal section 3898a of the Political Code, added by chapter 349 of the Statutes of 1921, and to add a new section thereto to be numbered section 3898b, both relating to the disposition of proceeds of funds from the sale of land deeded to the State for delinquent taxes for the purpose of vocational education of dependents of veterans.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, strike out all of lines 9 to 21, inclusive.

AMENDMENT NUMBER TWO.

On page 2, line 22, of the printed bill, strike out the numeral "3", and insert in lieu thereof the numeral "2".

AMENDMENT NUMBER THREE.

On page 2, line 24, of the printed bill, strike out the letter "s" in the word "acts", strike out the word "and" following the numeral "1", and strike out the numeral "2".

AMENDMENT NUMBER FOUR.

On page 2, line 31, of the printed bill, strike out the numeral "4", and insert in lieu thereof the numeral "3".

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, strike out all of lines 37 to 50, both inclusive.

AMENDMENT NUMBER SIX.

On page 2, line 51, of the printed bill, strike out the numeral "6", and insert in lieu thereof the numeral "4".

AMENDMENT NUMBER SEVEN.

On page 3 of the printed bill, strike out all of lines 6 to 13, both inclusive.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1172—An act to amend section 13 of an act entitled "An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes," approved March 1, 1929.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1175—An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the general government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor, and the manner of payment thereof.

Bill read second time.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Fry.

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, strike out the word "Charles"; also strike out all of lines 3 and 4, and strike out the words "of the State of California" in line 5, and insert in lieu thereof the following: "counsel, agents and attorneys and to enter into the necessary contracts and agreements with such counsel, agents and attorneys".

AMENDMENT NUMBER TWO.

On page 2, line 14, of the printed bill, strike out lines 14 to 16, inclusive, and insert in lieu thereof the following: "under the provisions of this act in favor of the counsel, agents and attorneys employed under the provisions of this act".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1183—An act to validate bonds of school districts, high school districts, union high school districts and junior college districts of every kind and class and providing for the levy of a tax to pay the same, and declaring the urgency of the same, the act to take effect immediately.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1186—An act to add a new section to the Penal Code to be numbered 369c, providing for the regulation of traffic within

cities, cities and counties, counties, and towns, and providing penalties for the violation thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the word "standing", strike out the words "railroad car, interurban car or".

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, after the word "other", strike out the words "railroad car, interurban car or".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1177—An act to amend sections 10 and 14 of the "State Housing Act," approved June 15, 1923, as amended, relating to definitions of terms used therein and to rear yards of apartment houses.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1170—An act authorizing and empowering any municipal corporation to which tidelands, and submerged lands, situated within the limits thereof, have been, or may hereafter be, granted by the State of California, to grant all or any portion of such lands to the United States for public or governmental (including military or naval) purposes and validating and confirming grants of such lands made by such municipal corporations to the United States.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 576—An act creating an Olympic Games Commission, prescribing the powers and duties thereof, and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

Strike out the entire title of the printed bill, and insert in lieu thereof the following:

"An act providing for the creation of a commission to be known as the Olympiad state-wide cooperative commission, and prescribing the duties thereof."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 1 to 23, both inclusive, and insert in lieu thereof the following:

"SECTION 1. A commission is hereby created to consist of five members, to be appointed by the governor, and to be called Olympiad state-wide cooperative commission, to act in conjunction with and to assist the California Olympiad commission in carrying on and conducting such events of the tenth Olympiad which may be allocated to northern or central California by the said California Olympiad commission, which was established by act of the Legislature of the State of California, approved April 29, 1927, and ratified by constitutional amendment at the general election held in 1928.

Sec. 2. It shall be the duty of the said Olympiad state-wide cooperative commission to assist in managing, conducting and carrying on such events of the tenth Olympiad which may be allocated to it, or which may be allocated to northern or central California by the said California Olympiad commission; to solicit, collect and receive moneys and contributions therefor, and to expend the same for said purposes, and may receive in that behalf and may expend for said purposes, any

moneys which may be contributed by the said California Olympiad commission, or by its agents, to be derived from that certain bond issue provided for in the amendment to the constitution of the State of California, adopted and approved at the general election held in 1928."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment and third reading.

Assembly Bill No. 1174—An act providing for a Water Commission, defining its duties, and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 of the printed bill, in line 1 of the title thereof, following the word "water", insert the word "resources".

AMENDMENT NUMBER TWO.

On page 1, line 2, of the printed bill, following the word "a", insert the following: "water resources".

AMENDMENT NUMBER THREE.

On page 1, line 2, of the printed bill, strike out the words "five members", and insert in lieu thereof the following: "not less than five nor more than seven members".

AMENDMENT NUMBER FOUR.

On page 1, line 13, of the printed bill, following the word "California.", insert the following: "the commission is hereby authorized and empowered to call upon any department of the government of the State of California, and particularly the department of public works, for such assistance, cooperation, information, and service as may be legal and appropriately rendered by such department".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 370—An act to amend section 634 of the Penal Code, relating to the protection of fish and game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 of the printed bill, in line 1 of the title, strike out the figures "634", and insert in lieu thereof "628a".

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the figures "634", and insert in lieu thereof "628a".

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, strike out all of lines 3 to 28, inclusive, and strike out all of pages 2, 3, 4 and 5 and insert in lieu thereof the following:

"628a. Every person, who at any time, buys, sells, offers for sale or has in his possession any striped bass of less than twenty inches in length measured from the tip of the snout to the extreme tip of the tail, or who between March first and May fifteenth, both dates inclusive, buys, sells, offers or exposes for sale or has in his possession any striped bass of more than eight pounds in weight is guilty of a misdemeanor; *provided*, that nothing in this act shall prohibit the possession of any striped bass of over eight pounds in weight when taken by hook and line in the manner commonly known as angling and in accordance with the limit provisions of this act between the dates above mentioned, but such striped bass can not be shipped, sold or offered for sale, every person who, except with hook and line, and in the manner commonly known as angling, takes, catches, kills or has in his possession any striped bass or shad between the sixteenth day of May and the thirty-first day of October, both dates inclusive, of any year, or who, between the sixteenth day of May and the thirty-first day of October, both dates inclusive, of any year, takes, catches, kills or has in his possession more than five striped bass or shad, or who, between the six-

teenth day of May and the thirty-first day of October, both dates inclusive, of any year, buys, sells, offers for sale, snips or offers for shipment, or receives for shipment or transportation any striped bass, or who at any time offers for shipment, ships or receives for shipment or transportation from the State of California, to any place in any other state, territory or foreign country any striped bass is guilty of a misdemeanor. Every person who takes any striped bass or shad in a net, any of the meshes of which are, when drawn closely together and measured inside the knots, less than five and one-half inches in length, or takes any striped bass or shad between March first and May fifteenth, both dates inclusive, with any net, any of the meshes which are, when drawn closely together and measured inside the knots, between six and one-quarter and nine inches in length, is guilty of a misdemeanor. Every person who shall cast, extend or draw, or assist in casting, extending or drawing any net or seine, for the purpose of taking or catching any shad or striped bass in any of the waters of this state at any time between sunrise of each Saturday and sunset of the following Sunday is guilty of a misdemeanor. Every person who, in fish and game district one, two and three, takes, catches or kills more than five striped bass in any one calendar day, or who buys, sells or offers or exposes for sale any striped bass caught or taken in fish and game districts numbers one, two or three, is guilty of a misdemeanor.

Be it provided, that nothing in this section shall prohibit any person from having in his possession, in any one calendar day, not to exceed five striped bass between twelve inches in length and twenty inches in length measured from the tip of the snout to the extreme tip of the tail, but such striped bass must be caught only with hook and line and must not be bought, sold or offered for sale, or shipped or offered for shipment.

And be it provided, further, that nothing in this section shall prohibit any person from holding in his possession, between May sixteenth and the thirty-first day of October, inclusive, striped bass legally caught in open season if the holder of such striped bass places them in cold storage in a public warehouse to be approved by the fish and game commission and causes nonnegotiable warehouse receipts to be issued therefor in the name of said commission, which receipts shall be held by said commission until the next opening of the striped bass season. At the opening of the striped bass season the fish and game commission shall surrender the striped bass so held to the owner when he shall have paid all storage charges and any expenses incurred by the fish and game commission relative to the storage of the striped bass. Every person who violates any of the provisions of this section is guilty of a misdemeanor.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 136—An act to add a new section to the Civil Code, to be numbered 1861*b*, allowing keepers of furnished apartment houses or furnished bungalow courts to take possession of baggage and other property of their guests or tenants for the purpose of enforcing all liens thereon.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 416—An act to amend section 1161 of the Code of Civil Procedure, relating to the unlawful detainer by tenants of real property.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 477—An act to amend sections 24, 28, 43 and 46 of the "State Bar Act," approved March 31, 1927, relating to admission and licensing of members of "The State Bar of California."

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, strike out all of lines 14 to 27, inclusive, and also strike out all of page 2.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 817—An act to amend sections 4 and 5 of an act entitled "An act to provide for the organization and government of public cemetery district," approved June 1, 1921.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

Strike out line 3 of the title of the printed bill, and insert in lieu thereof the following: "cemetery districts," approved June 1, 1921, as amended."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 1 to 10, inclusive, and insert in lieu thereof the following:

"SECTION 1. Section 4 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, is hereby amended to read as follows:

Sec. 4 In the event that the registered voters within the boundaries of said proposed district, equal in number to at least ten per centum of the number of votes cast in said proposed district for the office of governor of this state at the last preceding general election or the owners of more than ten per centum of the total assessed valuation of the land in such proposed district, appear before said board of supervisors at said hearing, in person or by attorney or agent, and advocate the creation of said district, the said board of supervisors must call an election as hereinafter in this section provided. If such ten per centum of the voters or land owners within said proposed district, as heretofore specified, appear before said board of supervisors at said hearing in person or by attorney or agent and request".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 855—An act to add a new section to the Code of Civil Procedure to be known as section 1238a, relating to the exercise of the right of eminent domain by an individual respecting water rights, ditches, canals, dams, reservoirs and other works, conduits or structures for the individual's use of water, notwithstanding other persons do not participate directly in said use or in the benefit therefrom.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 51, of the printed bill, as amended April 4, 1929, strike out all from and including the word "that" in said line 51, down to and including the period after the word "forth" in line 10, on page 3, and insert in lieu thereof a comma and the following "to make possible the proper use of the water resources in this state, that easements for the impounding, diversion and distribution of water for irrigation and domestic purposes be, and they hereby are declared to be, public uses, even though such water and such easements are to be used by one person for the benefit of his own property alone, without participation therein by any other person, and rights of way for dams, reservoir sites, ditches and other works necessary for such uses of water may be condemned by any person, and any person may condemn a right for the joint use of any such works already existing and the right to enlarge any such works if such enlargement is necessary for such joint use; provided, that any easement condemned by authority of this section shall be available for the use of any other person who may need to use it, and if the terms of such joint use can not be agreed upon by all the parties interested therein, the person desiring such additional joint use may have the terms thereof determined by a proceeding in eminent domain as provided in this title."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No 845—An act establishing certain additional State highways and classifying them as secondary State highways

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 26, of the printed bill, strike out the word "westerly", and substitute "northwesterly for eighteen miles"

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 126—An act relating to the Piute Pass highway; making a survey, location and estimate of cost of the highway to be known as the Piute Pass highway from a point on the south fork of the San Joaquin River at Florence Lake, Fresno County, to North Lake on the north fork of Bishop Creek, Inyo County.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 of the printed bill, strike out the title therein, and insert in lieu thereof the following:

"An act declaring and establishing a state highway between Fourmile in Mariposa county and a junction with route thirty-three of the state highway system at a point thereon in western Kern county or eastern San Luis Obispo county to be selected by the department of public works of the State of California, and between route two of the state highway system near the town of Atascadero and the town of Morro in San Luis Obispo county, providing for the construction of the same and for the maintenance, improvement, alignment, and rerouting of parts thereof, and authorizing counties traversed by said highway to contribute thereto and to execute deeds conveying to the State of California existing county road rights of way along said highway."

AMENDMENT NUMBER TWO

On page 1 of the printed bill, strike out all of lines 1 to 16, inclusive, and insert in lieu thereof the following:

"SECTION 1. That certain highway beginning near the station of Fourmile, in Mariposa county, at a point on the United States park service highway between Wawona and the Mariposa Grove of Big Trees, and extending in a general southern direction to a junction with route thirty-three of the state highway system in western Kern county or in eastern San Luis Obispo county, and the entire length thereof together with that certain highway commencing on route two under the state highway system near the town of Atascadero and extending to the town of Morro in San Luis Obispo county, is hereby declared to be and the same is hereby constituted a state highway, and the whole thereof is hereby placed under the supervision and control of the department of public works of the State of California.

SEC 2. Said department of public works is directed and authorized to select the best and most feasible point on route thirty-three of the state highway system in either western Kern county or eastern San Luis Obispo county which is to constitute the junction of route thirty-three with the state highway hereby established, and said department of public works is authorized to establish said route, designate the location thereof, and construct said state highway, and to take over, maintain, improve, align, realign, and re-route all county roads and highways now in existence along said route whenever and wherever it may deem it expedient.

SEC 3. The boards of supervisors of each of the counties through which the above hereby declared state highway passes are authorized to transfer and convey to the State of California rights of way of existing county roads and highways now on said hereby declared state highway, and for that purpose to execute on the part of the respective counties deeds to the State of California to carry into effect such transfer and conveyances.

SEC 4. The boards of supervisors of each of the counties through which said hereby declared state highway passes are authorized and empowered to contribute to the maintenance and improvement of all or any part of said state highway and such contribution may be made from the general funds of said respective counties

or from any fund of said respective counties now by law provided for road purposes."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 552—An act to amend section 1 of an act entitled "An act to provide a stenographer and typist for judges of the superior courts, and providing for their salaries and the payments thereof," approved May 31, 1927, relating to stenographers for judges of the superior court in and for the counties of the fifteenth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 11, of the printed bill, as amended in Assembly April 30, 1929, strike out lines 11 to 14, inclusive, and insert in lieu thereof the following: "stenographer and secretary shall be one hundred twenty-five dollars per month."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

THIRD READING OF ASSEMBLY BILLS—(OUT OF ORDER).

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER SIXTEEN.

Assembly Constitutional Amendment No. 16—A resolution to propose to the people of the State of California an amendment to section 22 of article VI of the constitution, relating to practice of law and the acceptance of remuneration other than salary by judges.

Constitutional amendment read

COMMITTEE AMENDMENT.

During reading of the constitutional amendment, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 9, of the printed bill, strike out the semicolon following the word "office", and insert in lieu thereof a period; strike out the bracket and last word "(nor" on said line 9, and all of lines 10, 11, 12, 13, 14 and 15.

Amendment adopted.

Assembly Constitutional Amendment No. 16 ordered to reprint, and on file for adoption.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER SEVENTEEN.

Assembly Constitutional Amendment No. 17—A resolution to propose to the people of the State of California an amendment to section 18 of article VI of the constitution, relating to the ineligibility of judges to hold other offices or to accept remuneration other than their salary.

Constitutional amendment read.

COMMITTEE AMENDMENT.

During reading of the constitutional amendment, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 14, of the printed bill, strike out the semicolon following the word "office", and insert in lieu thereof a period, strike out the bracket and the last word on said line 14 "nor", and all of lines 15, 16, 17, 18, 19 and 20

Amendment adopted.

Assembly Constitutional Amendment No. 17 ordered to reprint, and on file for adoption.

SECOND READING OF SENATE BILLS—(OUT OF ORDER).

Senate Bill No. 398—An act to amend section 3714 of the Political Code, relating to the preparation, submission and adoption of county and district budgets and to the levy of taxes and prescribing limitations on county expenditures

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 4, line 13, of the printed bill, after the word "that", strike out the word "in", and insert in lieu thereof the following: "no school district budget shall be revised, reduced or added to except by the board of school district trustees, except to bring it within the maximum tax limits provided by law. In".

AMENDMENT NUMBER TWO.

On page 6, line 24, of the printed bill, strike out the word "of", and insert in lieu thereof the word "or".

AMENDMENT NUMBER THREE.

On page 7, line 33, of the printed bill, strike out the words "providing a complete", and insert in lieu thereof the following: "making possible the printing or mimeographing of a proposed".

AMENDMENT NUMBER FOUR.

On page 7, line 35, of the printed bill, strike out the following: "and tax rates".

AMENDMENT NUMBER FIVE.

On page 7, line 39, of the printed bill, after the word "thereof", insert the following: "or expenditure thereunder".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 466—An act to amend the "American River Flood Control District Act," approved May 28, 1927, by amending sections 1, 2, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21; by repealing section 26, and by adding five new sections thereto as follows: A new section to be numbered section 5, relating to the filling of vacancies in the board of trustees, a new section to be numbered 10a, relating to contracts for the payment of charges assessed within municipalities and political subdivisions, a new section to be numbered section 11a, providing for a bond validation proceeding, a new section to be numbered section 18a, making an appropriation in the sum of \$25,000 to defray the expense of the district and providing that said appropriation shall be returned to the State and relating to the manner of said repayment, a new section to be numbered section 26, defining the term "incidental expense"; and containing a provision declaring this act to be an emer-

gency measure, stating the facts constituting such emergency and providing that this act shall take effect immediately upon its passage.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 28, of the printed bill, as amended in Senate April 23, 1929, after the word "twelve", insert the following: "of block forty"

AMENDMENT NUMBER TWO.

On page 3, line 33, of the printed bill, as amended in Senate April 23, 1929, after the word "twelve", insert the following: "of block forty"

AMENDMENT NUMBER THREE.

On page 12, line 2, of the printed bill, as amended in Senate April 23, 1929, after the word "county", insert the following "of Sacramento as residing"

AMENDMENT NUMBER FOUR

On page 12, line 52, of the printed bill, as amended in Senate April 23, 1929, strike out the period following the word "thereto", and insert the following: "and shall fix the rate of interest said bonds shall bear which rate shall not be in excess of seven per cent per annum."

AMENDMENT NUMBER FIVE

On page 13, line 14, of the printed bill, as amended in Senate April 23, 1929, beginning on said line 14, strike out the comma and the following "rate of interest shall not be in excess of seven per cent per annum, and", and insert in lieu thereof the word "interest".

AMENDMENT NUMBER SIX

On page 13, line 34, of the printed bill, as amended in Senate April 23, 1929, after the word "trustees", insert the following "in the name of the district".

AMENDMENT NUMBER SEVEN.

On page 18, line 34, of the printed bill, as amended in Senate April 23, 1929, beginning on said line 34, strike out the words "county and city", and insert in lieu thereof the words "and county".

AMENDMENT NUMBER EIGHT

On page 19, line 25, of the printed bill, as amended in Senate April 23, 1929, strike out the word "drafts", and insert in lieu thereof the word "claims".

AMENDMENT NUMBER NINE.

On page 20, line 30, of the printed bill, as amended in Senate April 23, 1929, beginning on said line 30, strike out the following "and posting said notice for at least five days at or near the door of the meeting place of the board of trustees prior to the date set for opening bids"

AMENDMENT NUMBER TEN.

On page 20, line 35, of the printed bill, as amended in Senate April 23, 1929, strike out the words "and post".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

SENATE MESSAGES

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 29, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day respectfully refused to recede from its amendments to Senate Bill No. 146—An act to amend the Code of Civil Procedure by adding a new section numbered 549a, providing for the release from attachment of real property owned by any person not a party to the action—and appointed Senators Swing, Allen and Baker as a Committee on Free Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1929

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Senate

Bill No. 193—An act to amend section 629a and 629b of the Political Code, relative to group insurance.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

ADJOURNMENT.

At eleven o'clock and fifty-five minutes a m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until eleven o'clock a m., Monday, May 6, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Monday, May 6, 1929.

At eleven o'clock a m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair

The roll was called by Chief Clerk Arthur A. Ohninus, and the following members answered to their names

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsen, Jones, Jost, Keaton, Klue, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr Speaker—72

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Brock moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE

On motion of Mr. Crittenden, Mr. Cloudsley was granted leave of absence for the day.

On motion of Mr. Roland, Mr. Hoffman was granted leave of absence for the day

On motion of Mr. Lyons, Messrs. Baum, Roberts, McGinley and Stockwell were granted leave of absence for the day.

On motion of Mr. Spalding, Messrs. Snyder and Jewett were granted leave of absence for the day

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Dillinger, C. E. Barker of Placerville was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

LOS ANGELES, CALIFORNIA, May 6, 1929.

*Hon. Edgar C. Levey, State Capitol,
Sacramento, California.*

Urge you to defeat Assembly Bill No. 1180. Bill is without merit or demand.
HENRY W. WRIGHT.

By Mr. Kline:

RIVERSIDE, CALIFORNIA, May 3, 1929.

*Chester Kline, State Assembly,
Sacramento, California.*

Southern District California Federation of Women's Club in executive session today at Lake Norconian Club, and 163 women present unanimously protest against highway billboard advertising and urge you and Senator Edwards to support bill in Legislature opposing billboards along highway within public view. Same group also vigorously protest against billboard cigarette advertising showing young girls and boys smoking. Our women feel that these cigarette ads are a menace to morals, health and good citizenship, and urge our Legislators of the five southern counties to support legislation prohibiting these billboard advertisements and thus protect our youth who are up against a strenuous program of greed, jazz and hurry.

MRS. H. E. DENYSE,
President Southern District California
Federation of Women's Clubs.

By Mr. Speaker:

MERCED, CALIFORNIA, May 4, 1929.

Members of the Assembly, Sacramento, California.

It has been brought to our attention that Senate Bill No. 14 has been passed by the Senate and now awaits final passage by the Assembly. As employees of the Yosemite Portland Cement Corporation and thereby directly affected we urge you to vote against the measure. It will accomplish no appreciable good and will on the other hand limit the earning capacity of employees who now have occasional opportunity to earn additional money through overtime employment. We do not believe we should be deprived of this privilege and am sending you this protest against passage of this bill.

C. J. COOPER.
M. TORREZ.
J. W. HALPIN.
D. B. MCKINLEY.
HARRY K. ALFREY.
W. A. NELSON.

E. R. KRENTZLIN.
E. L. MCMASTER.
RAYMOND DUTRA.
RALPH R. TOMASINI.
W. R. O'NEILL.
J. MICHEL.

Also:

LOS ANGELES, CALIFORNIA.

Relative to the laws of the Industrial Accident Commission.

(Signed) MARVIN CURTIS WILLYARD.

COMMUNICATION.

The Speaker announced to the Assembly that he had received a communication and affidavit from A. H. Carpenter purporting to be an accusation against certain superior judges and State officials and that he would refer the communication and affidavit to the Assembly Committee on Judiciary for consideration.

The communication and affidavit were thereupon, by unanimous consent, referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 818—An act to amend section 4242 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirteenth class—has

had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees, and compensation of jurors—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported constitutional amendment ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 27—Providing for the appointment of a committee to investigate the possibility of regulating and controlling the location of gasoline stations, hot dog stands, advertising signs, and other structures of a commercial nature along scenic roads and highways—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported constitutional amendment ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 60—An act to amend section 628f of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 1655—An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act," approved June 12, 1915, as amended, relating to powers of the district;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof;

Also: Assembly Bill No. 855—An act to add a new section to the Code of Civil Procedure to be known as section 1238a, relating to the exercise of the right of eminent domain by an individual respecting water rights, ditches, canals, dams, reservoirs and other works, conduits or structures for the individual's use of water, notwithstanding other persons do not participate directly in said use or in the benefit therefrom;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 41—Providing for the creation of a joint committee of the Senate and Assembly to study joint highway district laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work—and reports that the same has been correctly engrossed

SPALDING, Chairman

The above reported concurrent resolution ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1153—An act to define and to provide for the regulation, supervision and licensing of automobile loan brokers, defining the powers and duties of the Division of Motor Vehicles in respect thereto; providing for the enforcement of the act and prescribing penalties for violation thereof—and reports that the same has been correctly engrossed.

SPALDING, Chairman

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 841—An act relating to the powers and duties of the governing boards of school districts;

Also: Assembly Bill No. 852—An act to amend section 1 of an act entitled "An act to provide a stenographer and typist for judges of the superior courts, and providing for their salaries and the payments thereof," approved May 31, 1927, relating to stenographers for judges of the superior court in and for the counties of the fifteenth class;

Also: Assembly Bill No. 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating the distribution or sale of such products; defining the powers and duties of the Division of Weights and Measures, Superintendent of Weights and Measures, Department of Agriculture, and the officers and employees thereof in relation thereto; prescribing penalties for the violation of the provisions hereof; repealing acts and parts of acts inconsistent therewith and making an appropriation to carry out the provisions of the act;

And reports that the same have been correctly re-engrossed

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 16—A resolution to propose to the people of the State of California an amendment to section 22 of article VI of the constitution, relating to practice of law and the acceptance of remuneration other than salary by judges;

Also: Assembly Constitutional Amendment No. 17—A resolution to propose to the people of the State of California an amendment to section 18 of article VI of the constitution, relating to the ineligibility of judges to hold other offices or to accept remuneration other than their salary.

And reports that the same have been correctly engrossed

SPALDING, Chairman

The above reported constitutional amendments ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section to article XIII to be known as section 17, relating to revenue and taxation and reimbursement to counties and to a city and county for losses sustained as a result of the withdrawal of property from local taxation;

Also: Assembly Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new article thereto to be known as article XIII½, relating to revenue and taxation.

And reports that the same have been correctly re-engrossed

SPALDING, Chairman

The above reported constitutional amendments ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 830—An act to amend section 19c31 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment

of such persons to the Whittier State School and the Preston School of Industry, the Calaveras School for Girls and other institutions, establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof, providing for the establishment of detention homes for such persons, fixing the method of procedure and treatment or commitment where crimes have been committed by such persons providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes, and repealing the Juvenile Court Law approved March 8, 1909, as amended, said section relating to the salaries of probation officers," and assistant.

Also: Assembly Bill No. 898—An act to amend an act entitled "An act to provide for the apportionment and assessment upon the district or districts benefited of the cost or a portion of the cost of the separation of the crossing of a railroad or street railroad by a street, highway or public way and for the letting of contracts for the said work and for the enforcement and collection of such assessments, and providing for the issuance and effect of bonds therefor, whether said street or highway or the district to be benefited, lies entirely within the unincorporated territory of a county or entirely within a municipality, or within such unincorporated territory and one or more municipalities, or within two or more municipalities, or where such highway or street forms a portion of the boundary of a municipality, and providing for the payment of a portion of the expenses for such improvement by counties or municipalities at their election" approved May 21, 1927, by adding thereto a new section to be known as section 13a authorizing the inclusion in one proceeding for the separation of grades under the provisions of said act the separation or elimination of two or more grade crossings.

Also: Assembly Bill No. 904—An act to provide for the investigation of the economic problems of agriculture, by the University of California:

Also: Assembly Bill No. 1138—An act to add new sections to chapter 2 of title III of part I of the Code of Civil Procedure to be numbered 261, 261a, relating to superior courts in and for counties and cities and counties having a population of 900,000 or more, providing for the appointment and compensation of court commissioners, stenographers and other attaches of such court.

Also: Assembly Bill No. 1168—An act to amend section 1676 of the "Weights and Measures Act," approved June 16, 1913, as amended, relating to the salaries of the sealer of weights and measures and his deputies in counties of the sixth class.

Also: Assembly Bill No. 1169—An act to amend section 1 of an act entitled "An act granting to the city of Berkeley the salt marsh, tide and submerged lands of the State of California including the right to wharf out therefrom to the city of Berkeley, and regulating the management, use and control thereof" approved June 11, 1913, as amended:

Also: Assembly Bill No. 1170—An act authorizing and empowering any municipal corporation to which tidelands, and submerged lands, situated within the limits thereof, have been, or may hereafter be granted by the State of California, to grant all or any portion of such lands to the United States for public or governmental (including military or naval) purposes and validating and continuing grants of such lands made by such municipal corporations to the United States.

Also: Assembly Bill No. 1172—An act to amend section 13 of an act entitled "An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes," approved March 1, 1929.

Also: Assembly Bill No. 1173—An act to amend section 4246 of the Political Code, relating to the salaries, fees, and expenses of officers and their deputies and assistants in counties of the seventeenth class.

And reports that the same have been correctly engrossed.

SPALDING, Chairman

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1183—An act to validate bonds of school districts, high school districts, union high school districts and junior college districts of every kind and class and providing for the levy of a tax to pay the same, and declaring the urgency of the same, the act to take effect immediately;

Also: Assembly Bill No. 1184—An act to authorize the State Board of Agriculture to acquire property by gift, devise or bequest;

Also: Assembly Bill No. 1185—An act relating to certain funds and property of inmates of State reformatories, hospitals and prisons and the expenditure thereof; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 126—An act declaring and establishing a State highway between

Fourmile in Mariposa County and a junction with route 33 of the State highway system at a point thereon in western Kern County or eastern San Luis Obispo County to be selected by the Department of Public Works of the State of California, and between route 2 of the State highway system near the town of Atascadero and the town of Morro in San Luis Obispo County, providing for the construction of the same and for the maintenance, improvement, alignment, and rerouting of parts thereof, and authorizing counties traversed by said highway to contribute thereto and to execute deeds conveying to the State of California existing county road rights of way along said highway;

Also: Assembly Bill No. 229—An act to amend section 4258 of the Political Code, relating to salaries of officers of counties of the twenty-ninth class;

Also: Assembly Bill No. 258—An act to add a new section to the Civil Code, to be numbered 1714 $\frac{1}{2}$, relating to negligence upon the part of State officers, agents and employees of the State, counties, cities and counties, municipal corporations, school districts, irrigation districts, districts established by law, political subdivisions of the State and State agencies, and authorizing the issuance of insurance covering such liability;

Also: Assembly Bill No. 268—An act to amend section 4312 of the Political Code, relating to the maintenance by certain county officers of offices at county seats and in certain other cities and the duties of such officers and of the boards of supervisors in connection therewith;

Also: Assembly Bill No. 370—An act to amend section 628*a* of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 394—An act to add a new section to be numbered 5*b* to an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to sale of poisons;

Also: Assembly Bill No. 425—An act to amend section 14 of an act entitled "An act to provide for the incorporation and organization and management of county water districts, and to provide for the acquisition of water rights or construction thereby of waterworks and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved June 10, 1913 (Statutes 1913, page 1949), as amended duties of officers of board;

Also: Assembly Bill No. 477—An act to amend sections 24, 28, 43 and 46 of the "State Bar Act," approved March 31, 1927, relating to admission and licensing of members of "The State Bar of California";

Also: Assembly Bill No. 567—An act providing for the creation of a commission to be known as the Olympiad State-Wide Cooperative Commission, and prescribing the duties thereof;

Also: Assembly Bill No. 656—An act to amend section 4248 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the nineteenth class;

Also: Assembly Bill No. 695—An act to repeal section 3898*a* of the Political Code, added by chapter 349 of the Statutes of 1921, and to add a new section thereto to be numbered section 3898*b*, both relating to the disposition of proceeds of funds from the sale of land deeded to the State for delinquent taxes for the purpose of vocational education of dependents of veterans;

Also: Assembly Bill No. 767—An act to revise an act entitled "An act to regulate the manufacture and sale of upholstered furniture; providing for the labeling of the same, providing for the licensing of persons manufacturing, selling, or repairing upholstered furniture; and creating the upholstered furniture inspection fund," approved May 9, 1927;

Also: Assembly Bill No. 817—An act to amend sections 4 and 5 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended;

Also: Assembly Bill No. 845—An act establishing certain additional State highways and classifying them as secondary State highways.

Also: Assembly Bill No. 973—An act to amend an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department and to assess and collect taxes, from time to time, for such purpose, and to create a board of fire commissioners," approved March 4, 1881, as amended, by adding certain new sections thereto to be numbered 27, 28, 29 and 30, providing for the organization and reorganization of districts to be formed thereunder.

Also: Assembly Bill No. 1011—An act to amend sections 3820, 3821 and 3831 of the Political Code, relating to seizure and sale of personal property for unpaid taxes;

Also: Assembly Bill No. 1145—An act relating to the acquisition of Carquinez Bridge, creating a public corporation to be known as Carquinez Bridge Authority and providing for the appointment of the Carquinez Bridge Commission; defining the powers and duties of said commission and providing for the acquisition of said bridge and its operation as a publicly owned utility and as part of the highway system of the State of California; providing also for the issuance and sale of revenue bonds of said corporation for the purchase of said bridge and for the payment of

interest on said bonds and the amortization thereof, providing for tolls of said bridge for the operation and maintenance thereof and payment of interest on and the amortization of said bonds; creating a district known as Carquinez Bridge District, defining the boundaries of the same and abrogating the right of counties to grant competitive franchises therein; providing for and creating a fund to carry out the purposes of this act; and providing for a revolving fund to meet any deficiency in the operation and financing of said bridge and providing for a method for the payment of the costs of the printing and sale of said bonds.

Also: Assembly Bill No 1149—An act to amend section 514 of the Civil Code, relating to the construction by wagon road corporations of roads, ferries, bridges, tunnels and tubes across, in and under streams, bays and inlets, tidal or otherwise, on or intersected by the line of such corporations' roads; providing for the collection and rates of tolls for the use thereof by the public, and providing penalties for charging or demanding unlawful tolls.

Also: Assembly Bill No 1174—An act providing for a Water Resources Commission, defining its duties, and making an appropriation therefor;

Also: Assembly Bill No 1175—An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the general government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor, and the manner of payment thereof;

Also: Assembly Bill No. 1177—An act to amend sections 10 and 14 of the "State Housing Act," approved June 15, 1923, as amended, relating to definitions of terms used therein and to rent yards of apartment houses;

Also: Assembly Bill No 1186—An act to add a new section to the Penal Code to be numbered 369c, providing for the regulation of traffic within cities, cities and counties, counties, and towns, and providing penalties for the violation thereof; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

REQUESTS FOR PERMISSION TO INTRODUCE BILLS

The following requests for permission to introduce bills were presented.

By Mr. Anderson:

ASSEMBLY CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act prohibiting certain common carriers and corporations and the officers, agents, and employees thereof, from engaging in certain unfair trade practices in connection with fruit and vegetables; prescribing the duties of the Railroad Commission, the Attorney General and district attorneys in connection therewith, and providing penalties for violations of the provisions of the act.

Referred to Committee on Introduction of Bills.

By Mr. West:

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand," approved March 1, 1911, as amended, relating to pay checks that can not be cashed and providing penalties for violation of the provisions of the act.

Referred to Committee on Introduction of Bills.

By Mr. Williams:

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to provide for the taxing of property which has been pawned or is held in pledge.

Referred to Committee on Introduction of Bills.

By Mr. Nielsen :

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend the California Vehicle Act, approved May 30, 1923, as amended by adding a new section thereto to be numbered 159½, relating to the motor vehicle fund.

Referred to Committee on Introduction of Bills.

By Mr. Craig :

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act relating to the granting of franchises upon, and leases of, certain tidelands heretofore granted to the city of Newport Beach, by the State of California.

Referred to Committee on Introduction of Bills.

By Mr. Bishop :

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at Los Angeles; providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents; (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix; (d) to pay over to the State treasury all sums received from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligation have been performed, and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Introduction of Bills.

By Mr. Craig :

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act to amend section 1 of an act entitled "An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions," approved May 27, 1919, relating to the granting of franchises upon, and leases of, the tidelands therein granted to the county of Orange.

Referred to Committee on Introduction of Bills.

By Mr. Crittenden :

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I ask permission to introduce the accompanying bill, the title of which reads as follows:

An act making an appropriation to meet the deficiency in the appropriation for constant expenses of the Assembly for the seventy-ninth and eightieth fiscal years.

Referred to Committee on Introduction of Bills.

INTRODUCTION OF BILL.

The following bill was introduced :

By Mr. Adams: Assembly Joint Resolution No. 15—Relative to memorializing and petitioning Congress to enact legislation for the exclusion of Filipinos.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Adams asked for and was granted unanimous consent to have Assembly Joint Resolution No. 15 placed on file for adoption, without reference to committee.

INTRODUCTION OF BILL.

The following bill was introduced:

By Messrs. Scudder, Fisher, Jost, Morrison, Dillinger, Williams, Cloudman, Scofield and Parkman—Assembly Joint Resolution No. 16—Relative to resurvey of north boundary of Hoopa Indian Reservation, and modifications of Klamath River Fish and Game District Initiative Act.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Scudder asked for and was granted unanimous consent to have Assembly Joint Resolution No. 16 placed on file for adoption, without reference to committee.

INTRODUCTION OF BILL.

The following bill was introduced:

By Messrs. Sewell, Jones, Crawford, Fisher, Jost, Harper, Hornblower, Scudder and Little—Assembly Joint Resolution No. 17—Relative to measures for farm relief pending in the Congress of the United States.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Sewell asked for and was granted unanimous consent to take up Assembly Joint Resolution No. 17, at this time, without reference to printer, committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER SEVENTEEN.

Assembly Joint Resolution No. 17—Relative to measures for farm relief pending in the Congress of the United States.

Resolution read.

The question being on the adoption of the resolution

The roll was called, and Assembly Joint Resolution No. 17 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Coombs, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Ingels, Jepsen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 17 ordered transmitted to the Senate

ASSEMBLY JOINT RESOLUTION No. 17.

Relative to measures for farm relief pending in the Congress of the United States

WHEREAS, The House of Representatives of the United States has enacted a measure designed to accomplish comprehensive farm relief for all parts of this country, and

WHEREAS, There is now pending before the Senate of the United States a similar measure, to which certain amendments have been proposed which, if adopted, will exclude from the relief provisions thereof fruits and vegetables and will thus work great hardship and irreparable injury upon the producers of such products throughout the United States and especially within the State of California; and

WHEREAS, The production and marketing of fruits and vegetables constitute one of the most important agricultural activities of this State; now, therefore, be it

Resolved by the Assembly and Senate, jointly. That the Legislature of the State of California does hereby request the Honorable Hiram W. Johnson and the Honorable Samuel M. Shortridge, representing the people of this State in the Senate of the United States, to support the farm relief measure which has been enacted by the House of Representatives, and to use every honorable means to prevent the adoption of any amendment to the bill pending before the Senate, which would deny the same fair rights and privileges of farm relief to the growers and producers of fruits and vegetables as are to be accorded to all other agricultural industries; and, be it further

Resolved. That the Chief Clerk of the Assembly is hereby directed to transmit by telegraph, forthwith upon its adoption, copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to the Senators and Representatives, from California, in the Congress of the United States.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 833—An act relating to the election of teachers in the public schools.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 979—An act to provide for the payment of traveling expenses of superintendents of schools of counties attending national conventions of superintendents of schools.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out all of lines 7 to 11, inclusive, and insert in lieu thereof the following paragraph:

"SEC. 2.1234. When with the approval of the county board of supervisors, the superintendent of schools of any county attends any national conventions or conferences of school superintendents held within the United States, the county board of supervisors may authorize the payment of his actual and necessary traveling expenses."

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

SECOND READING OF SENATE BILLS

Senate Bill No. 847—An act to amend an act entitled "An act concerning the construction and repair of levees in the city of Marysville and the mode of raising revenue therefor," approved March 6, 1876, by amending section 5 of said act and adding section 5a, relating to powers of levee commissioners.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 549—An act to add a new section to be numbered 402h, to part I, article X, of the Penal Code, relating to the use of filthy, contaminated or unsanitary packing material.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 599—An act relating to the support of junior colleges.
Bill read second time, and ordered on file for third reading.

Senate Bill No. 825—An act to provide for the government of high schools.

Bill read second time, and ordered on file for third reading.

MOTION TO RECONSIDER.

Mr. Coombs moved that the consideration of his motion to reconsider the vote whereby Senate Bill No. 392 was passed be continued until the next legislative day.

Motion carried.

MOTION TO RECONSIDER.

Mr. Williamson moved that the consideration of his motion to reconsider the vote whereby Senate Bill No. 214 was refused passage be continued until the next legislative day.

Motion carried.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 1186—An act to add a new section to the Penal Code, to be numbered 369c, providing for the regulation of traffic between cities, cities and counties, counties, and towns, and providing penalties for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Miller moved that Assembly Bill No. 1186 be withdrawn from the file, and ordered re-referred to Committee on Public Utilities.

Motion carried.

Assembly Bill No. 1186 ordered re-referred to Committee on Public Utilities.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER
THIRTY-FIVE.

Assembly Constitutional Amendment No. 35—Proposed amendment to article IV of the constitution, relative to the legislative department. Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Keaton moved a call of the House.

Motion carried.

Time, twelve o'clock and five minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Klime, Little, Lutfrell, Lyons, McDonough, Meeker, Miller, Eleanor, Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER FORTY-ONE.

Assembly Concurrent Resolution No. 41—Relative to providing for the creation of a joint committee of the Senate and Assembly to study joint highway district laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work.

Resolution read

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 41 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Klime, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Sewell, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.

NOES—None

Title read and approved.

Assembly Concurrent Resolution No. 41 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 41

Providing for the creation of a joint committee of the Senate and Assembly to study joint highway district laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work.

WHEREAS, "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California" was approved April 5, 1917, and since that time has been variously amended; and

WHEREAS, The bonds provided to be levied and issued under said act are being questioned in the courts of this State, thereby largely nullifying the effect and purposes of said act; and

WHEREAS, Through the great increase in motor vehicles many county roads and highways in California are carrying a great volume of traffic which, in many instances originates outside of such counties and contributes nothing to the construction and maintenance of the roads therein; and

WHEREAS, Under the present motor vehicle fuel license taxes a fund for State and county highway construction and maintenance has been provided, now, therefore, be it

Resolved by the Assembly, the Senate concurring, That there is hereby created a joint committee of the Assembly and Senate, to consist of four members of the Assembly to be appointed by the Speaker of the Assembly, and three members of the Senate to be appointed by the President of the Senate; and, be it further

Resolved, That said committee shall proceed to organize by the election of one of its members as chairman and one of its members as vice chairman, and by the election of a secretary, and shall proceed with said investigation in such a manner as may be determined by said committee, and be it further

Resolved, That it shall be the duty of said committee to study existing joint highway district and State aid highway procedural statutes of the State of California, and said committee shall carefully consider the laws and systems enacted in other states whereby cooperation is had between state and counties in mutually beneficial highway development, and to draft recommendations covering legal and workable amendments to existing laws to facilitate the purposes herein expressed.

It shall be the duty of said committee to recommend such procedural statutes as will permit a fair participation by State and county or counties in the improvement and maintenance of such county roads as connect different sections of State highway or which carry an appreciable burden of foreign traffic, that is, traffic originating outside of such county, and said committee shall further recommend some plan of financing whereby an adequate State fund shall be provided to carry out their recommendations.

The members of said committee shall receive no compensation for their services other than their official salaries but they shall be reimbursed for their actual expenses

necessarily incurred hereunder not exceeding the amount hereinafter specified. Such committee is hereby authorized to employ competent clerical and other help to assist in the preparation and compiling of said report. The said committee shall be provided with headquarters in the State Building at San Francisco if such quarters are available, but if such quarters are not available such committee may procure such quarters in any other building in the city of San Francisco as its headquarters.

The expenses of the committee and the members thereof and of such clerical and other help incurred by the committee under the authority hereof shall be payable out of the moneys heretofore or hereafter appropriated for the contingent expenses for the Senate and Assembly at this session of the Legislature, payable one-half from the contingent fund of the Assembly and one-half from the contingent fund of the Senate, but not exceeding the total sum of \$5,000, which sum, or so much thereof as may be necessary, so composed, is hereby set apart, reserved and appropriated out of said respective contingent funds for the purposes aforesaid to be disbursed from time to time by Controller's warrants to be drawn against said contingent funds upon the written orders of the chairman of said joint committee, and be it further

Resolved, That said committee be instructed to have prepared its report not later than the first day of October 1930, and that a copy of said report be not later than said date transmitted to the Governor of the State in order that he may make such comment thereon as he may deem appropriate to the Legislature at its next ensuing session

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER
TWENTY-SEVEN.

Assembly Concurrent Resolution No. 27—Relative to providing for the appointment of a committee on billboard regulation and restriction.
Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 27 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Seoheld, Sewell, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young and Mr. Speaker—61

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 27 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 27.

Providing for the appointment of a committee to investigate the possibility of regulating and controlling the location of gasoline stations, hot dog stands, advertising signs, and other structures of a commercial nature along scenic roads and highways.

WHEREAS, The scenic value of our mountains, hills, streams, fields and oceans are one of the greatest assets of our State; and

WHEREAS, This asset is being gradually diminished in value by the indiscriminate placing of advertising signs, hot dog stands, gasoline stations and other structures; and

WHEREAS, These structures and advertising signs are almost entirely on private property and it is questionable whether the Legislature of the State of California may enact laws to regulate and control such structures and advertising signs; and

WHEREAS, It is necessary that the Legislature of the State of California have available adequate information so as to enable its members to consider proper legislation to control such structures and advertising signs; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That a committee of six members, consisting of three members of the Assembly to be appointed by the Speaker of the Assembly, and three members of the Senate to be appointed by the President of the Senate, for the purpose of investigating the possibility of regulating and controlling the location of gasoline stations, hot dog stands, advertising signs, and other structures of a commercial nature along scenic roads and highways, in our rural regions, by law, and to prepare and submit to the next session of the Legislature of the State of California its findings and make such recommendations as it may deem necessary and proper for the regulation and control of the location of gasoline stations, hot dog stands, advertising signs, and other structures of a commercial nature; and be it further

Resolved, That said committee shall proceed to organize by the election of one of its members as chairman and by the election of a secretary, and shall proceed with said investigation in such manner as may be determined by said committee; and be it further

Resolved, That each department, board, commission or officer of the State of California, whenever requested to do so by said committee, shall furnish to said committee such assistance as it may require and that the expenses incurred in such investigation, not to exceed the sum of \$2,500, shall be paid equally by the Senate and Assembly out of their respective contingent funds; and be it further

Resolved, That said committee is hereby authorized and empowered to do any and all things necessary to make a full and complete investigation of the matters herein referred to and is hereby authorized and empowered to issue subpoenas and to compel the attendance of witnesses, and to procure testimony; *provided*, that nothing herein contained shall authorize the investigation or examination of private books, documents, records or writings of the owners or lessees of lands facing on or adjacent to such scenic roads and highways. Each of the members of said committee is hereby authorized to administer oaths, and all the provisions of article VIII of chapter 2, title I, part III of the Political Code of the State relative to the attendance and assemblage of witnesses before the Legislature and committees thereof, shall apply to the committee appointed under this resolution. The said committee is hereby given leave to sit during the session of the Legislature, during the recess thereof and during the interval between sessions thereof, at any place in the State as said committee shall from time to time determine.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER ELEVEN.

Assembly Joint Resolution No. 11—Relative to restricted immigration.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 11 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Miller, Eleanor, Miller, James A., Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Seefeld, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Cronin, and Meeker—2.

Title read and approved.

Assembly Joint Resolution No. 11 ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION No. 11.

Relative to restricted immigration

WHEREAS, The Legislature of this State has consistently urged adherence by the United States to a policy of restricted immigration, and

WHEREAS, The present absence of restriction and supervision of immigration across the southern boundary line of the United States, opens the door annually to thousands of citizens of the Republic of Mexico, to large numbers of citizens of nations under the quota who would otherwise be excluded and to many aliens ineligible to citizenship; and

WHEREAS, The standard of living of the great mass of citizens of the Republic of Mexico is such that no good reason exists why the citizens thereof should be given preference, as to entry into the United States, over the peoples of the European stocks from which the great majority of American citizens are descended; and

WHEREAS, The influx of laborers across the Mexican border causes unfair and unjust competition to American labor, and at the same time abrogates and nullifies the beneficial results to be expected from a national policy of restrictive immigration; and

WHEREAS, The continued unrestricted inflow of Mexican people and the rate of increase of those already here, mean the gradual replacement of the American people by those of Mexican blood; and indicate that in the near future the populations of the southern and western states of the United States will become predominantly Mexican; now, therefore, be it

Resolved by the Assembly and the Senate of the State of California, jointly, That the Legislature of this State protests against a continuance of the present unrestricted immigration from the Republic of Mexico; and be it further

Resolved, That the Congress of the United States be and it is hereby respectfully petitioned and urgently requested promptly to provide legislation placing the Republic of Mexico within the provisions of the restrictive immigration laws of the United States and providing a proper annual immigration quota therefor; and be it further

Resolved, That a copy of this resolution be transmitted to the President of the United States, the Vice President of the United States, the Speaker of the House of Representatives of the United States and to each Senator and Representative in Congress from the State of California

Assembly Bill No 1152—An act to amend section 1 of an act entitled “An act to provide for the creation of a Board of Parole Commissioners for each county in this State for the paroling of prisoners confined in county jails, and authorizing and empowering such boards to make rules and regulations in relation thereto.” approved March 25, 1909, relating to a Board of Parole Commissioners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1152 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jones, Jost, Klme, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At twelve o'clock and forty-five minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Keaton.

The roll of absentees was called, and Assembly Constitutional Amendment No. 35 was refused adoption by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Fisher, Flynn, Fry, Harper, Hawes, Hornblower, Ingels, Jones, Jost, Klme, Little, Luttrell, Lyons, McGuinness, Miller, Eleanor, Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Scofield, Scudder, Seawell, Sewell, Williams, Witter, Woolwine, and Young—51.

NOES—Collier, Deuel, Emmett, Feigenbaum, Gilmore, Heisinger, Jaspersen, Keaton, McDonough, Meeker, Miller, James A., Quigley, Roland, Spalding, West, Williamson, Wright, and Mr. Speaker—18.

NOTICE OF RECONSIDERATION.

Mr. Keaton gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Constitutional Amendment No. 35 was this day refused adoption.

EXPLANATION OF VOTE.

Mr. Speaker and Members of the Assembly.

In explanation of my negative vote upon Assembly Constitutional Amendment No. 35, I will say that I believe the general provisions of the amendment to be good, but I believe the provision that the Legislators should receive a salary of \$3 600 annually would have the effect of bringing professional politicians into the Legislature in great numbers, thereby taking away from the legislative halls many good substantial business men who are willing to, and who do sacrifice their personal interests for the public good.

HEISINGER.

Assembly Bill No. 830—An act to amend section 19x31 of an act entitled “An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended, said section relating to the salaries of probation officers,” and assistant.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Jones:

AMENDMENT NUMBER ONE.

Strike out lines 1 to 18, inclusive, of the title of the printed bill, and insert in lieu thereof the following:

“An act to amend section 19x31 of the “Juvenile Court Law,” approved June 5, 1915, as amended, relating to the salaries of probation officers in counties of the thirty-first class.”

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out line 7.

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 216—An act to amend section 113 of the “California Vehicle Act,” approved May 30, 1923, as amended, relating to speed limits.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Keaton:

AMENDMENT NUMBER ONE.

On page 2, line 17, of the printed bill, following said line 17, insert the following: “7. Fifty miles an hour under all other conditions”

Amendment adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON INTRODUCTION OF BILLS.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: Your Committee on Introduction of Bills, to which was referred the following bills, herewith returns the same with the recommendation that the authors be permitted to introduce them. The titles of said bills are as follows:

By Mr. Nielsen: An act to amend the California Vehicle Act, approved May 30, 1923, as amended, by adding a new section thereto to be numbered 169½, relating to the motor vehicle fund.

By Mr. West. An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand, approved March 1, 1911, as amended, relating to pay checks that cannot be cashed and providing penalties for violation of the provisions of the act.

By Mr. Craig: An act relating to the granting of franchises upon, and leases of, certain tidelands heretofore granted to the city of Newport Beach, by the State of California.

By Mr. Craig. An act to amend section 1 of an act entitled "An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions," approved May 27, 1919, relating to the granting of franchises upon, and leases of, the tidelands therein granted to the county of Orange.

By Mr. Williams: An act to provide for the taxing of property which has been pawned or is held in pledge.

By Mr. Anderson: An act prohibiting certain common carriers and corporations and the officers, agents, and employees thereof, from engaging in certain unfair trade practices in connection with fruit and vegetables; prescribing the duties of the Railroad Commission, the Attorney General and district attorneys in connection therewith, and providing penalties for violations of the provisions of the act.

By Mr. Bishop: An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at Los Angeles; providing that none of said money shall be drawn or expended until said The Regents shall deliver to the Chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents; (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix; (d) to pay over to the State treasury all sums received from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligation have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises, declaring the urgency thereof and providing that this act shall take effect immediately.

By Mr. Crittenden: An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Assembly for the seventy-ninth and eightieth fiscal years.

BADHAM, Chairman.

Mr. Badham moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Klme Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Seefeld, Scudder, Seawell, Stwell, Spalding, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—69

NOES—None.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 36—Relative to adjournment:

Also: Assembly Concurrent Resolution No. 39—Approving four certain amendments to the charter of the city of Pacific Grove, California; And reports that the same have been correctly enrolled, and presented to the Governor on the fourth day of May, at ten o'clock and thirty minutes a.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 942—An act to increase the number of judges of the superior

court of the county of Sonoma, and for the appointment of such additional judge—and reports that the same has been correctly enrolled, and presented to the Governor on the fourth day of May, at ten o'clock and thirty minutes a.m.

SPALDING, Chairman

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 13—Relative to the California State Fair and the Western States Exposition—and reports that the same has been correctly enrolled, and presented to the Governor on the fourth day of May, at ten o'clock and thirty minutes a.m.

SPALDING, Chairman.

RESOLUTIONS.

The following resolutions were offered:

By Mr. Crittenden:

WHEREAS, One of our honored members, Mr. F. C. Cloudsley of Stockton, has, since our last adjournment, suffered the pain of the sudden loss of his beloved son also known as F. C. Cloudsley, and who, like his father, was lovingly called "Todd" by his friends;

WHEREAS, Only a few days ago, this beloved son of our colleague was a Junior Page on the floor of this Assembly, and as such, he wore his badge with the greatest pride and worked with that sincerity of purpose which is only known to childhood;

WHEREAS, Our hearts are touched by this sudden death of so promising a youth, and we realize the suffering now borne by our colleague requires the greatest fortitude known to us in this life; therefore, be it

Resolved, and it is hereby resolved, That each member of this Assembly does hereby extend to our fellow member his deepest sympathy during this time of his great bereavement, and trust and pray that the great Power which guides all of our destinies may sustain him, his mother, and other loved ones, during the time of this great tragedy;

Resolved further That the Chief Clerk of the Assembly be and he is hereby directed to have a copy of this resolution suitably engrossed and forwarded to the family of the late F. C. Cloudsley, Junior

Resolution read, and unanimously adopted.

By Messrs. Bishop, Cloudman and Morgan:

WHEREAS, While the Board of Managers appointed by the Assembly of the State of California to present before the Senate of the State of California evidence and testimony supporting charges of alleged misconduct by Superior Judge Carlos S. Hardy of Los Angeles at an impeachment trial was engaged in the discharge of its duty one Preston Higgins, city attorney of the city of Oakland, California, did, through telegraphic communication, demand of the President of the Senate of the State of California, Lieutenant Governor H. L. Carnahan, that an investigation be instigated by the Senate of the State of California into the motives of Assemblymen who voted against Assembly Joint Resolution No. 9, introduced by the San Francisco delegation and relating to a federal investigation of public utilities supplying telephone service; and

WHEREAS, In said telegram to Lieutenant Governor Carnahan said Preston Higgins, city attorney of the city of Oakland, California, used the following language, to wit:

"The State Legislature of California has shown in the Aimee Semple McPherson hearing that it takes kindly to investigations proposed by the Assembly. It seems now in order to have the Senate continue its investigating proclivities and at another hearing determine the motives which prompted a large group of Assemblymen to stand staunchly by the telephone trust"; and

WHEREAS, Lieutenant Governor Carnahan turned said telegram from Preston Higgins, city attorney of the city of Oakland, over to the chairman of the Alameda County delegation, five of whose members signed a public statement replying to the untoward reflections of City Attorney Higgins on their motives in voting on a measure before the Assembly of the State of California; and

WHEREAS, City Attorney Preston Higgins of Oakland did subsequently issue a statement in which, referring to Assemblymen from Alameda County who signed the aforesaid statement, the following language was used, to wit:

"Among other things, they have said that my denunciation was 'cheap publicity.' I am inclined to take some cognizance of this as their judgment on such matters should be seriously considered since the Aimee McPherson investigation, conducted by an Assembly committee"; and

WHEREAS, The impeachment of Superior Judge Carlos S. Hardy of Los Angeles and the presentation of evidence by the Board of Managers of the Assembly of the

State of California before the Senate of the State of California had nothing to do with Assembly Joint Resolution No. 9, or the motives of Assemblymen in voting thereon; and

WHEREAS, The language used by City Attorney Preston Higgins of the city of Oakland in the telegram to Lieutenant Governor Carnahan is a slur on the Assembly of the State of California and the language used by City Attorney Preston Higgins of the city of Oakland in his subsequent statement casts uncomplimentary reflections on the Board of Managers appointed by the Assembly of the State of California, inferring that the object of said Board of Managers was "cheap publicity"; and

WHEREAS, Both the telegram of City Attorney Higgins of the city of Oakland to Lieutenant Governor Carnahan and his subsequent statement were given to the public press and read by thousands of citizens of the State of California; now therefore, be it

Resolved That the Assembly of the State of California, aside from the outcome of and the merits of the evidence presented in the impeachment trial of Superior Judge Carlos S. Hardy of Los Angeles before the Senate of the State of California, does hereby express its full confidence in the members of the Board of Managers appointed by the Assembly in the performance of their duties at said impeachment trial and in the motives which inspired them to carry out the mandate of the Assembly of the State of California in said trial; and, be it further

Resolved, That the Assembly of the State of California resents and condemns the action of any public official of the State of California or of its political subdivisions, in impugning the motives of members of this body in voting on any legislative matter before it, and also, in casting unwarranted reflections on the conduct and motives of the Board of Managers appointed by this body to conduct an impeachment trial before the highest court in the State, the Senate of the State of California.

The above resolution ordered referred to Committee on Judiciary.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate requests your honorable body to return to the Senate, Senate Bill No. 639 for completion of action.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

MOTION.

Mr. Jones moved that, in conformity with the above request of the Senate, Senate Bill No. 639 be withdrawn from the file and returned to the Senate

Motion carried.

Also:

SENATE CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER, I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments Senate Bill No. 280—An act to amend section 227 of the Civil Code, relating to the filing of papers in adoption proceedings;

Also: Senate Bill No. 227—An act to add a new section to the Political Code to be numbered section 2643, relating to powers and duties of supervisors respecting the abandonment of certain roads and providing the method therefor;

Also: Senate Bill No. 33—An act to amend sections 18 and 21 of an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics, to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended.

Also: Senate Bill No. 550—An act to amend sections 3, 6, 6a, 9, 11, 12, 13 and 15 of an act entitled "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof," approved May 21, 1915, as amended.

J. A. BEEK, Secretary of Senate

By C. A. McLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 625—An act to amend section 421 of the Civil Code, relating to investments of insurance companies;

Also: Assembly Bill No. 637—An act relating to revocation of life diplomas or other teacher's credential or document issued by the State Board of Education.

Also: Assembly Bill No. 675—An act to amend section 19.5 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the fifth class

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 570—An act to amend section 605 of the Political Code, relating to the fees payable to the Insurance Commissioner;

Also: Assembly Bill No. 513—An act providing for the disposition of profits resulting from the operation of cafeterias and dormitories at State teachers colleges;

Also: Assembly Bill No. 283—An act granting to The Regents of the University of California for the use of the University of California in connection with scientific research and investigation at the Scripps Institution of Oceanography the sole and exclusive right of possession, occupation, and use of certain lands bordering on the Pacific Ocean in the county of San Diego, State of California, and State waters adjacent thereto, forbidding entry upon said lands and State waters of any persons other than officers, employees, students of the University of California, and licensees of The Regents of the University of California, making every violation of certain provisions of this act a misdemeanor, and providing for the punishment thereof;

Also: Assembly Bill No. 614—An act relating to the establishment and maintenance of dormitories at State teachers colleges;

Also: Assembly Bill No. 615—An act providing for the establishment and maintenance of cafeterias in State teachers colleges.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

RECESS

At twelve o'clock and fifty-five minutes p. m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock and fifteen minutes p. m. of this day.

REASSEMBLED.

At two o'clock and fifteen minutes p. m., the Assembly reconvened. Speaker Levey in the chair.

Assistant Clerk Desch reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON STATE GROUNDS AND PARKS

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: Your Committee on State Grounds and Parks, to which was referred Assembly Bill No. 1187—An act authorizing and empowering any county or city and county to donate and grant to the State for inclusion in the State park system real property owned by it or which it may hereafter acquire; also authorizing any of the same to donate county moneys to the State and make the same available for the acquisition of real property for inclusion in the State park system; also authorizing the levy and collection of taxes and the incurring of indebtedness for any such purposes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

CRAWFORD, Chairman.
INGELS
WOOLWINE
WEST.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on State Grounds and Parks, to which was referred Assembly Bill No. 240—An act to amend sections 2 and 4 of an act entitled "An act to provide that the Department of Natural Resources, through the State Park Commission, shall have control of the State park system; to establish and define the State park system; to define certain powers and duties of the State Park Commissioner; to make an appropriation for carrying out the purposes of this act; and to establish a contingent fund and a revolving fund." approved May 25, 1927, and to add a new section thereto to be numbered 4a, all relating to the State park system and the powers and duties of the Department of Natural Resources and the Park Commission in relation thereto—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

(Signed out)

CRAWFORD, Chairman.
INGELS.
LUTTRELL.
GILMORE.
WEST.
OLIVA.
WOOLWINE.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 13—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article XIII of the constitution relating to taxation—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

(Signed out)

ANDERSON, Chairman.
COOMBS.
LYONS.
FISHER.
BISHOP.
ARNOLD.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 27—Proposed amendment to article VI of the constitution, relative to absence of judicial officers of the State—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

(Signed out)

ANDERSON, Chairman.
LYONS.
WEST.
FISHER.
BISHOP.
COOMBS.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 37—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article IV thereof a new section to be numbered section 22a, relating to retirement salaries for State employees—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

(Signed out)

ANDERSON, Chairman.
BISHOP.
LYONS.
FISHER.
WEST.
HORNBLLOWER.

The above reported constitutional amendment ordered on file for adoption.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER. Your Committee on Judiciary, to which was referred Senate Bill No. 181—An act to amend section 1418 of the Penal Code, relating to reprieves, commutations, and pardons—has had the same under consideration, and respectfully reports the same back without recommendation, to be re-referred to the Committee on Crime Problems.

SEWELL, Chairman.

The above reported bill ordered re-referred to Committee on Crime Problems.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 1179—An act requiring all employers who accept tips or gratuities given to employees by others to post notice of such policy or practice in a conspicuous place in the establishment in which the business or enterprise is carried on, and keep accurate records of all such tips or gratuities; giving the Department of Industrial Relations power to enforce the provisions thereof; providing penalties for violation of its provisions; and repealing all acts or parts of acts in conflict therewith—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

ON FEDERAL RELATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 14—Relative to memorializing Congress to give favorable consideration to Senate Bill No. 121—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

WITTER, Chairman.

The above reported joint resolution ordered on file for adoption.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 519—An act making an appropriation for work of exploration and engineering investigations in relation to the coordinated plan for the development of the water resources of California as set forth and described in Bulletin No. 12 of the Division of Engineering and Irrigation, State Department of Public Works—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 833—An act relating to the election of teachers in the public schools—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 38—Providing for the appointment of a joint committee to investigate the water problems of the State and to recommend some method of procedure therewith—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 853—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class;

Also: Assembly Bill No. 1167—An act to provide for the formation, organization, government, powers, maintenance, change of boundaries and dissolution of airport districts comprising incorporated or unincorporated territory, or both, and providing for the authorization of bonded indebtedness and issuance of bonds thereby; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 217—An act to amend section 4241 of the Political Code, relating to salaries of officers and employees of counties of the twelfth class;

Also: Assembly Bill No. 668—An act to amend section 50 of the Acquisition and Improvement Act of 1925, approved May 23, 1925, as amended, relating to what work may be done;

Also: Assembly Bill No. 1115—An act to amend section 7 of an act entitled "An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof," approved June 2, 1921, relating to the handling and sale of bread;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 27—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by amending section 9 of article VI, relating to absence of judicial officers from the State;

Also: Assembly Constitutional Amendment No. 37—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article IV thereof a new section to be numbered section 22a, relating to retirement salaries for State employees; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported constitutional amendments ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 14—Relative to memorializing Congress to give favorable consideration to Senate Bill No. 121—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported joint resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 836—An act relating to cafeterias in the public schools—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

Bill read second time, and ordered on file for third reading.

Also:

MR SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new article to be numbered 24 thereto, relating to the construction, maintenance and operation of a dam and reservoir and incidental works for the storage and control of the waters of the Sacramento River at or near Kennett, California; and of necessary works for the transportation of water from near the mouth of the San Joaquin River into the San Joaquin Valley for domestic, irrigation and other beneficial uses; and for the construction of dams and other works on the Santa Ana River flood control and water conservation; and for the construction of a salt water barrier, or a combination of a salt water barrier or bridge or other works at or near Carquinez Straits, for salinity control, flood control, navigation, domestic use, irrigation and other public uses; and relating to the conservation, control, development, utilization and regulation of certain of the water resources of the State for the purpose of flood control, navigation, river flow control, domestic use, irrigation, reclamation, salinity control, power development and other public uses; and relating to the issuance and sale of State bonds providing for and creating a fund for the carrying out of the purposes of this article, authorizing the expenditure of the moneys in said fund for the said purposes; creating an interest and sinking fund for the payment of interest on said bonds and the redemption of same; and making an appropriation therefor; and providing for the application on the interest and principal of said bonds of all moneys received by the State under the terms of this article, and making an appropriation of \$35,000 for the expense of printing, lithographing and selling of said bonds—and reports that the same has been correctly engrossed.

SPALDING, Chairman

Constitutional amendment read second time, and ordered on file for third reading.

Also:

MR SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No 739—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered title III, embracing sections 376 to 376n, inclusive, relating to a Department of Professional and Vocational Standards—and reports that the same has been correctly enrolled and presented to the Governor on the sixth day of May at one o'clock p m

SPALDING, Chairman.

ON MUNICIPAL CORPORATIONS

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929

MR SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No 232—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in municipal corporations of the sixth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

WOOLWINE, Chairman.
SCUDDER.
CLOUDSLEY.
McDONOUGH
SCOFIELD.
BROCK
MORRISON
LITTLE
JONES.

SENATE MESSAGES

The following messages from the Senate were taken up and read:

SENATE CHAMBER SACRAMENTO, May 6, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Joint Resolution No 13—Requesting the Congress of the United States of America to defeat the adoption of that certain amendment offered to the Federal Farm Relief Bill introduced by Senator McNARY, relating to growers of fruit and vegetables

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, Jr., Assistant Secretary.

Senate Joint Resolution No. 13 read, and referred to Committee on Federal Relations.

Also:

SENATE CHAMBER, SACRAMENTO, MAY 6, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 869—An act to amend section 30 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the California Highway Patrol and the personnel thereof.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

Senate Bill No. 869 read first time, and referred to Committee on Motor Vehicles.

Also:

SENATE CHAMBER, SACRAMENTO, MAY 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 160—An act to amend section 1 of an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of Coronado in furtherance of navigation, commerce and fisheries and providing for the government, management and control thereof," approved April 27, 1923:

Also: Senate Bill No. 164—An act to appropriate the sum of \$200,000, out of any money in the State treasury, not otherwise appropriated, to lease wires, construct, purchase and maintain in operation, teletype equipment between cities in California and the Bureau of Criminal Identification and Investigation at Sacramento; and for the operation of the teletype equipment to be under the direction of the Bureau of Criminal Identification and Investigation:

Also: Senate Bill No. 281—An act declaring portions of the lands conveyed to the city of San Diego by an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911, as amended, unavailable for navigation, commerce and fisheries and excluding such portions from use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of San Diego and county of San Diego;

Also: Senate Bill No. 470—An act to amend section 642 of the Political Code, relating to the duties of the Fish and Game Commissioners.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Bill No. 160 read first time, and referred to Committee on Commerce and Navigation.

Senate Bill No. 164 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 281 read first time, and referred to Committee on Commerce and Navigation.

Senate Bill No. 470 read first time, and referred to Committee on Fish and Game.

Also:

SENATE CHAMBER, SACRAMENTO, MAY 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 620—An act to revise an act entitled "An act defining mattresses; regulating the making, remaking, and sale thereof; prohibiting the use of unsanitary and unhealthy materials therein; requiring that materials used shall be accurately described, and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915, as amended;

Also: Senate Bill No. 655—An act providing for the certifying to boards of supervisors and county auditors the total cost of educating junior college pupils residing in counties and not in any junior college district;

Also: Senate Bill No. 867—An act to add a new section to be numbered 10½ to the County Water Works District Act approved June 13, 1913, as amended, relating to the levy of taxes on land only in county waterworks districts at the option of the petitioners for the formation of such districts;

Also: Senate Bill No. 870—An act providing for the licensing of aircraft and airmen and to make uniform the law with reference thereto; providing penalties for

violations and repealing acts in conflict herewith; and making an appropriation therefor.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Senate Bill No. 620 read first time, and referred to Committee on Public Health and Quarantine.

Senate Bill No. 655 read first time, and referred to Committee on Education.

Senate Bill No. 867 read first time, and referred to Committee on Irrigation.

Senate Bill No. 870 read first time, and referred to Committee on Motor Vehicles.

Also:

SENATE CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 876—An act to validate franchises to construct and operate toll roads;

Also: Senate Bill No. 877—An act to validate licenses and franchises for the construction, keeping and taking toll on roads;

Also: Senate Bill No. 868—An act making an appropriation for the purpose of financing the work of the University of California for the continuation of the B. C. G. vaccination as a protection of tuberculosis in dairy and stock cattle recommended by the Pasteur Institute of Lille, France;

Also: Senate Bill No. 415—An act providing for the protection of watersheds against forest fire, and providing an appropriation therefor.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Senate Bills Nos. 876 and 877 read first time, and referred to Committee on Roads and Highways.

Senate Bill No. 868 read first time, and referred to Committee on Ways and Means.

Senate Bill No. 415 read first time, and referred to Committee on Conservation.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Assembly Bill No. 289—An act to amend section 7 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation, and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the organization of municipal courts in cities or cities and counties of the first and one-half class; to provide for the number of judges thereof.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The above reported bill ordered to print, and enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 323—An act to add a new section to the Civil Code, to be numbered 322a, relating to the liability of stockholders in limited corporations.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 618—An act to add a new section 347½ to the Penal Code, relating to the sale and use of poisons and providing a penalty for the violation thereof.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated :

By Mr. McGuinness: Assembly Joint Resolution No. 18—Relative to resurvey of north boundary of Hoopa Indian Reservation and modification of Klamath River Fish and Game District Initiative Act.

Introduced, and referred to Committee on Federal Relations.

By Messrs. Quigley and Morrison: Assembly Concurrent Resolution No. 44—Relative to the creation of a committee for the purpose of investigating the apparent duplication of functions of the Bureau of Criminal Identification and Investigation.

Introduced, and referred to Committee on Crime Problems.

By Mr. Nielsen: Assembly Bill No. 1188—An act to amend the California Vehicle Act approved May 30, 1923, as amended, by adding a new section thereto to be numbered 159½, relating to the motor vehicle fund.

Bill read first time, and referred to Committee on Motor Vehicles.

By Mr. West: Assembly Bill No. 1189—An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand, approved March 1, 1911, as amended, relating to pay checks that can not be cashed and providing penalties for violation of the provisions of the act.

Bill read first time, and referred to Committee on Labor and Capital.

By Mr. Craig: Assembly Bill No. 1190—An act relating to the granting of franchises upon, and leases of, certain tidelands heretofore granted to the city of Newport Beach, by the State of California.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Craig: Assembly Bill No. 1191—An act to amend section 1 of an act entitled "An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions," approved May 27, 1919, relating to the granting of franchises upon, and leases of, the tidelands therein granted to the county of Orange.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Williams (by request): Assembly Bill No. 1192—An act to provide for the taxing of property which has been pawned or is held in pledge.

Bill read first time, and referred to Committee on Judiciary.

By Mr. Anderson: Assembly Bill No. 1193—An act prohibiting certain common carriers and corporations and the officers, agents, and employees, thereof, from engaging in certain unfair trade practices in connection with fruit and vegetables; prescribing the duties of the Railroad Commission, the Attorney General and district attorneys in connection therewith and providing penalties for violations of the provisions of the act.

Bill read first time, and referred to Committee on Public Utilities.

By Mr. Bishop: Assembly Bill No. 1194—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at Los Angeles; providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents; (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix; (d) to pay over to the State treasury all sums from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligation have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read first time, and referred to Committee on Ways and Means.

By Mr. Feeley (by request): Assembly Bill No. 1195—An act authorizing the Department of Public Works of the State of California to enter into a contract with the Carquinez Toll Bridge Company, a corporation, to build and construct a bridge across the waters of the Carquinez Straits and to acquire the necessary lands therefor and to provide for the payment therefor.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Mr. Crittenden: Assembly Bill No. 1196—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Assembly for the seventy-ninth and eightieth fiscal years.

Bill read first time, and referred to Committee on Ways and Means.

MOTION TO APPROVE JOURNALS.

Mr. Jones moved that the Journals of Thursday, April 11, 1929; Friday, April 12, 1929; Monday, April 15, 1929; Tuesday, April 16, 1929; Wednesday, April 17, 1929; Thursday, April 18, 1929, and Friday, April 19, 1929, be approved as corrected by the Minute Clerk.

Motion carried.

RESOLUTION.

The following resolution was offered:

By Mr. Williams:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the persons or firms listed below, and for the amounts of money set opposite their respective

names and as itemized below; and the State Treasurer is hereby authorized and directed to pay the same:

Bureau of Purchases-----	\$300 02
Department of Finance-----	35 02
Cascade Towel Supply-----	49 87
Western Union Telegraph Co-----	2 89
Postal Telegraph Co-----	1 02
Pacific Telephone and Telegraph Co-----	74 45

Referred to Committee on Contingent Expenses.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jones asked for and was granted unanimous consent to have the record expunged and the action rescinded of all proceedings relative to the Assembly concurring in Senate amendments to Assembly Bill No. 293.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 60—An act to amend section 628f of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 60 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Brock, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—54.

NOES—Oliva—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 656—An act to amend section 4248 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the nineteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 656 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Keaton, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Olva, Parkman, Patterson, Qungley, Reindollar, Roland, Scofield, Seawell, Sewell, Spalding, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—55

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 373—An act granting to the city of Los Angeles the tidelands and submerged lands of the State within the boundaries of said city.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 373 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Keaton, Little, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Seawell, Sewell, Spalding, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—55

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 3—An act to amend sections 851 and 863 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class.

Bill read third time.

The question being on the passage of the bill

MOTION TO RE-REFER.

Mr. Jespersen moved that Assembly Bill No. 3 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 3 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 232—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in municipal corporations of the sixth class.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Bernard moved that Assembly Bill No. 232 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 232 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 994—An act to provide for the investigation of the economic problems of agriculture, and the appointment of a commission and the making of an appropriation therefor.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 994 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Keaton, Little, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland,

Scotfield, Seawell, Sewell, Spalding, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—55.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 851—An act to amend section 737*gg* of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Riverside.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 851 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Crittenden, Cronin, Crowley, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Harper, Heisinger, Hornblower, Jespersen, Jones, Jost, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Muller, James A., Mixter, Nielsen, Noyes, Oliva, Parkman, Patterson, Qugley, Reindollar, Roland, Scotfield, Scudder, Seawell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—52.

NOES—Spalding, and Wright—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1013—An act to amend section 8 of an act entitled “An act to define the duties of and to license land surveyors, and to repeal an act entitled “An act to define the duties of and to license land surveyors, approved March 31, 1919,” approved March 16, 1907 (Statutes 1907, page 310), relating to duty of surveyors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1013 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Brock, Cloudman, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fly, Hauper, Heisinger, Hornblower, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roland, Scotfield, Scudder, Seawell, Spalding, West, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1138—An act to add new sections to chapter 2 of title III of part I of the Code of Civil Procedure, to be numbered 261, 261*a* and 261*b*, relating to superior courts in and for counties and cities and counties having a population of 900,000 or more; providing for the appointment and prescribing the powers, duties, qualification and compensation of court commissioners, stenographers and other attaches of such courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1138 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger,

Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. JAMES L. QUIGLEY IN THE CHAIR.

At three o'clock and ten minutes p.m., Hon. James L. Quigley, member of the Assembly from the Twenty-fourth district, in the chair.

Assembly Bill No. 1159—An act to amend section 3336 of the Civil Code, relating to damages for the wrongful conversion of personal property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1159 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, and Young—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1167—An act to provide for the formation, organization, government, powers, maintenance, change of boundaries and dissolution of airport districts comprising incorporated or unincorporated territory, or both, and providing for the authorization of bonded indebtedness and issuance of bonds thereby.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1167 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Sewell, Spalding, West, Williams, Williamson, Witter, Wright, and Young—58.

NOES—Cloudman—1

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating and licensing the distribution or sale of such products; prescribing penalties for violation of the provisions hereof and repealing acts and parts of acts inconsistent therewith.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Scofield moved that Assembly Bill No. 1130 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried

Assembly Bill No 1130 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 268—An act to amend section 4312 of the Political Code, relating to officers having offices at county seat.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 268 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Giffenden, Cronm, Crowley, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoiblower, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, McGunnness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Witter, Woolwme, Wright, and Young—54

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 973—An act to amend an act entitled "To allow unincorporated cities and towns to equip and maintain a fire department," Statutes, 1881, p. 26, amended Statutes 1899, p. 69, as amended Statutes 1909, p. 1028; amended Statutes 1919, p. 7, by adding certain new sections thereto, to be numbered 27, 28, 29, 30, and to provide for the organization and reorganization of districts attempted to be formed thereunder.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 973 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGunnness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, and Young—56

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 1153—An act to define and provide for the regulation, supervision and licensing of automobile loan brokers; defining the powers and duties of the Division of Motor Vehicles in respect thereto; providing for the enforcement of the act and prescribing penalties for violation thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Nielsen moved that Assembly Bill No. 1153 be withdrawn from the file, and ordered re-referred to Committee on Motor Vehicles.

Motion carried.

Assembly Bill No. 1153 ordered re-referred to Committee on Motor Vehicles.

THE SPEAKER IN THE CHAIR.

At three o'clock and thirty minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 841—An act to amend section 604a of the Civil Code, relating to corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 841 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A; Mixer, Morgan, Noyes, Olva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, and Young—56.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 394—An act to amend section 5a of an act entitled "An act to regulate the sale and use of poisons in the State of California, and providing a penalty for the violation thereof," approved April 5, 1927, relating to sale of poisons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 394 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A; Mixer, Morgan, Noyes, Olva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, and Young—56

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 258—An act permitting counties, municipalities, school districts, irrigation districts, reclamation districts, conservation districts, mosquito districts, levy districts, public utility districts, fire districts, cemetery districts or any other political subdivisions of this State to carry insurance upon transportation equipment.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 258 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones,

Jost, Keaton, Kline, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A.; Mixer, Morgan, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, and Young—56
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 986—An act providing for the allowance of traveling expenses of members of the State Curriculum Commission.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 986 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Keaton, Kline, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1050—An act to add a new section to the Political Code, to be numbered 1617c, relating to dedication of real property for street or highway purposes by governing bodies of school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1050 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jones, Jost, Keaton, Kline, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill transmitted to the Senate.

HON. R. C. DE YOE IN THE CHAIR.

At three o'clock and forty minutes p.m., Hon. R. C. DeYoe, member of the Assembly from the Forty-eighth District, in the chair.

Assembly Bill No. 1154—An act providing for the membership of public schools in organizations for the promotion and advancement of public education, and for the listing of such organizations by the State Board of Education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1154 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jost, Keaton, Little, Lyons, McDonough, McGuinness, Miller, Eleanor;

Miller, James A., Mixer, Morgan, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Williams, Williamson, and Woolwine—49.

NOES—Adams, Anderson, Collier, Deuel, Jones, Kline, Luttrell, Meeker, Roland, Spalding, West, Witter, Wright, and Young—14

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At four o'clock and fifteen minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

HON. MELVYN I. CRONIN IN THE CHAIR.

At four o'clock and twenty-five minutes p.m., Hon. Melvyn I. Cronin, member of the Assembly from the Twenty-seventh District, in the chair.

FURTHER CONSIDERATION OF ASSEMBLY BILL NUMBER EIGHTY-EIGHT.

Assembly Bill No. 88—An act to amend section 1186 of the Code of Civil Procedure, relating to the priority and effect of mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

The roll was called.

THE SPEAKER IN THE CHAIR.

At four o'clock and fifty minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Williamson moved a call of the House.

Motion lost.

The roll was called, and Assembly Bill No. 88 refused passage by the following vote:

AYES—Arnold, Badham, Bishop, Bliss, Cloudman, Cuttenden, Cronin, Crowley, Feeley, Flynn, Fry, Gilmore, Hawes, Hornblower, Ingels, Jost, McDonough, McGinness, Miller, James A., Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Scudder, Sewell, and Mr. Speaker—29.

NOES—Adams, Anderson, Bernard, Brock, Byrnie, Collier, Craig, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Harper, Heisinger, Jespersen, Jones, Keaton, Kline, Little, Luttrell, Meeker, Miller, Eleanor, Mixer, Noyes, Patterson, Roland, Scofield, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, and Young—38.

NOTICE OF RECONSIDERATION.

Mr. Williamson gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 88 was this day refused passage.

Assembly Bill No. 1147—An act making an appropriation for printing and binding copies of the report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927, and declaring the urgency of the same.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote

AYES—Anderson, Badham, Bernard, Bliss, Brock, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Sewell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—56.

NOES—None.

CONSIDERATION OF ASSEMBLY BILL NUMBER ONE THOUSAND
ONE HUNDRED FORTY-SIX.

Assembly Bill No. 1147—An act making an appropriation for printing and binding copies of the report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927, and declaring the urgency of the same

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1047 passed by the following vote :

AYES—Anderson, Badham, Bernard, Bliss, Brock, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Sewell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—56

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 153—An act to amend section 69 of the Civil Code, relating to issuance of licenses to marry.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 153 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bliss, Brock, Byrne, Craig, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Roland, Scofield, Scudder, Spalding, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—52.

NOES—Bernard, DeYoe, Emmett, Feigenbaum, and Sewell—5.

Title read and approved.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION
NUMBER THIRTY-ONE.

Assembly Concurrent Resolution No. 31—Relative to an investigation of the ways and means of the construction of a tube and approaches between San Pedro and Wilmington.

Resolution read.

The question being on the adoption of the resolution.

Resolution adopted.

Title read and approved.

Assembly Concurrent Resolution No. 31 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 31.

Relating to an investigation of the ways and means of the construction of a tube and approaches between San Pedro and Wilmington.

WHEREAS, A more direct thoroughfare between San Pedro and Wilmington is a matter of more than local importance, and

WHEREAS, The existing railway drawbridge between San Pedro and Wilmington is a hindrance to commerce and navigation impeding as it does the movement of the sea-going ships going to and from West Basin and is situate along the course which a direct vehicular route between San Pedro and Wilmington should take, now, therefore, be it

Resolved by the Assembly, the Senate concurring, That the State Railroad Commission is hereby requested to ascertain and determine the most feasible treatment of said situation between San Pedro and Wilmington at or near the site of said drawbridge and including a tube under the channel connecting West Basin with Turning Basin; and be it further

Resolved, That said investigation comprehend the consideration and recommendation of ways and means of financing the costs of the construction of said tube and approaches and the removal of said drawbridge and the apportionment of said costs between the local authorities and railroad companies and other agencies, if any, it being calculated that the tube shall be so constructed as to be available for both vehicular and railway uses, and be it further

Resolved, That said commission is hereby requested to submit a report of such investigation to the local authorities and railroad and other agencies affected, as soon as it reasonably can complete its study.

Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Feigenbaum moved that Assembly Bill No. 200 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Assembly Bill No. 200 ordered re-referred to Committee on Ways and Means.

Assembly Bill No. 1145—An act relating to the acquisition of Carquinez Bridge; creating a public corporation to be known as Carquinez Bridge Authority and providing for the appointment of the Carquinez Bridge Commission; defining the powers and duties of said commission and providing for the acquisition of said bridge and its operation as a publicly owned utility and as part of the highway system of the State of California; providing also for the issuance and sale of revenue bonds of said corporation for the purchase of said bridge and for the payment of interest on said bonds and the amortization thereof; providing for tolls of said bridge for the operation and maintenance thereof and payment of interest on and the amortization of said bonds; creating a district known as Carquinez Bridge District, defining the boundaries of the same and abrogating the right of counties to grant competitive franchises therein; providing for and creating a fund to carry out the purposes of this act; and providing for appropriations to meet any deficit in the operation and financing of said bridge and for the printing and sale of said bonds.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Hornblower:

AMENDMENT NUMBER ONE.

On page 6, lines 43 and 44, of the printed bill, as amended in Assembly May 1, 1929, strike out the word "authorities", appearing in said lines, and insert in lieu thereof the word "authority".

AMENDMENT NUMBER TWO.

On page 6, line 48, of the printed bill, as amended in Assembly May 1, 1929, strike out the word "authorities", in said line, and insert in lieu thereof the word "authority".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1175—An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the general government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor, and the manner of payment thereof.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Fry:

AMENDMENT NUMBER ONE.

In line 9 of the title of the printed bill, strike out the period, and insert in lieu thereof a comma and the following: "and to repeal an act entitled "An act to authorize, empower, and direct the governor of the State of California to employ counsel, agents, and attorneys for the purpose of prosecuting, collecting and recovering the claims of the State of California against the United States of America, to prescribe the terms of and conditions of the employment, the rate of compensation therefor, and the manner of payment thereof," approved March 23, 1907."

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, strike out lines 25 to 26, and insert in lieu thereof the following:

"SEC. 3. That certain act entitled "An act to authorize, empower, and direct the governor of the State of California to employ counsel, agents, and attorneys for the purpose of prosecuting, collecting and recovering the claims of the State of California against the United States of America, to prescribe the terms and conditions of the employment, the rate of compensation therefor, and the manner of payment thereof," approved March 23, 1907, is hereby repealed."

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

THIRD READING OF SENATE BILLS.

Senate Bill No. 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702 and 703, relating to the Division of Exhibits within the Department of Finance.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 397 finally passed by the following vote:

AYES—Adams, Bishop, Bliss, Brock, Byrne, Collier, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry,

Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jones, Jost, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noves, Olyva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, West, Williamson, Witter, Woolwine, Young, and Mr. Speaker—54.

NOES—Anderson, Arnold, Bernard, Craig, Crowley, Emmett, Keaton, Mixer, Sewell, Spalding, Williams, and Wright—12.

Title read.

AMENDMENT TO TITLE.

During the reading of the title, Mr. Jespersen moved to amend the title as follows:

AMENDMENT NUMBER ONE.

Strike out lines 2 to 4, inclusive, of the title of the printed bill, as amended in Assembly April 17, 1929, and insert in lieu thereof the following: "bered 695, 696, 697, 698, 699, 700, 701, 702 and 703, relating to the organization, powers and duties of the state board of agriculture, the state agricultural society and district agricultural associations, and the officers, members and employees thereof, and the powers and duties of the department of finance in relation thereto, and creating a division of exhibits within the department of finance."

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 207—An act to add a new section, numbered 1027, to the Penal Code, relating to alienists in cases where a plea of not guilty by reason of insanity is entered.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Hornblower:

AMENDMENT NUMBER ONE.

On page 1 line 4, of the printed bill, as amended in Assembly May 3, 1929, after the word "alienists", insert a comma and the following "at least one of whom must be".

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, as amended in the Assembly May 3, 1929, after the syllable "ists", insert a comma and the following: "at least one of whom must be selected".

AMENDMENT NUMBER THREE.

On page 1, line 7, of the printed bill, as amended in the Assembly May 3, 1929, after the word "alienist", insert the following "or alienists".

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, as amended in the Assembly May 3, 1929, strike out all of line 11 which follows the word "alienists", and strike out lines 12, 13, 14, 15, 16, and 17.

AMENDMENT NUMBER FIVE.

On page 1, line 11, of the printed bill, as amended in the Assembly May 3, 1929, after the word "alienists", insert the following: "so appointed by the court shall be allowed such fees as in the discretion of the court seem just and reasonable, having regard to the services rendered by the witnesses. The fees allowed shall be paid by the county where the indictment was found."

The question being on the adoption of the amendments.

MOTION TO AMEND.

Mr. Wright moved that the amendments as submitted by Mr. Hornblower be printed in the Journal and further consideration be continued until the next legislative day.

The question being on the motion to amend.

Motion to amend by Mr. Wright lost.

The question being on the motion of Mr Hornblower to amend Senate Bill No. 207.

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER THIRTY.

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to section 23a of article IV of the constitution of said State, relating to officers, employees and attaches.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

FLOOR AMENDMENT.

During the reading of the constitutional amendment, the following amendment was submitted by Mr. Keaton :

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of lines 9 to 23, inclusive, and insert in lieu thereof the following

"Sec 23a Each house of the Legislature may, by resolution, provide for the employment of help, prescribe the duties and fix the compensation thereof, but in no case shall the total expense for officers, employees and attaches exceed the sum of four hundred dollars per day for the Senate and four hundred fifty dollars per day for the Assembly, at any regular session, exclusive of the salary of the secretary of the Senate and the chief clerk of the Assembly, who shall each receive such salary as shall be fixed by law, nor the sum of one hundred fifty dollars per day for each house at any special or extraordinary session, exclusive of the salaries of the secretary of the Senate and the chief clerk of the Assembly. Except as herein otherwise specified, the provisions of this section shall be self-executing."

Amendment adopted

Senate Constitutional Amendment No 30 ordered to reprint, and on file for adoption.

SENATE MESSAGES.

The following messages from the Senate were taken up and read :

SENATE CHAMBER, SACRAMENTO May 2, 1929

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No 1028—An act to amend section 4243 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class—and respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1028?

AMENDMENT NUMBER ONE.

On page 2, line 49, of the printed bill, as amended in Assembly February 28, 1929, beginning in said line 49 and carrying over into line 50, strike out the words "and mileage".

AMENDMENT NUMBER TWO.

On page 6, line 4, of the printed bill, as amended in Assembly February 28, 1929, beginning in said line 4, strike out the word "provided", and all of lines 5 to 7, inclusive.

AMENDMENT NUMBER THREE

On page 2, line 1, of the printed bill as amended in Senate April 2, 1929, strike out the word "deputies", and insert in lieu thereof the words "outside deputies".

AMENDMENT NUMBER FOUR.

On page 2, line 46, of the printed bill, as amended in Senate April 2, 1929, immediately after the word "hundred", insert the word "dollars".

AMENDMENT NUMBER FIVE.

On page 2, line 47, of the printed bill, as amended in Senate April 2, 1929, beginning in said line 47, strike out all of lines 47 to 49, inclusive, and also strike out in line 50 the words "mentioned; and".

AMENDMENT NUMBER SIX.

On page 3, line 3, of the printed bill, as amended in Senate April 2, 1929, strike out the words "a day", and insert in lieu thereof the words "per day, each".

AMENDMENT NUMBER SEVEN.

On page 4, line 52, of the printed bill, as amended in Senate April 2, 1929, immediately following the words "ex officio", insert the word "member".

AMENDMENT NUMBER EIGHT.

On page 6, line 7, of the printed bill, as amended in Senate April 2, 1929, immediately following the word "subdivision", strike out the word "of", and insert in lieu thereof a comma.

AMENDMENT NUMBER NINE.

On page 7, line 23, of the printed bill, as amended in Senate April 2, 1929, immediately following said line 23, insert the following paragraph:

"It is hereby found as a fact that the changes herein made in the manner of compensating the county clerk, sheriff, auditor, treasurer, coroner, and assessor, are not intended to, and do not effect an increase in the compensation of said officers, and are to apply to the present incumbents."

The roll was called, and Senate amendments to Assembly Bill No. 1028 were refused concurrence by the following vote:

AYES—None

NOES—Anderson, Arnold, Badham, Byrne, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper Hawes, Heisinger, Hornblower, Ingels, Jones, Jost, Keaton, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor, Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Quigley, Roundollar, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr Speaker—53

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: In am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689, 690, 691 and 692 and to amend sections 662 and 675 of the said code, all relating to the Department of Finance and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 293?

AMENDMENT NUMBER ONE

In line 3 of the title of the printed bill, as amended, after the word "sections", insert the figures "656", and a comma.

AMENDMENT NUMBER TWO.

On page 2, line 14, of the printed bill, as amended, after the word "on", insert the word "express".

AMENDMENT NUMBER THREE.

On page 4, line 42, of the printed bill, as amended, after the word "state", insert a comma and add the following: "except land to be acquired by the department of public works for highway rights of way."

AMENDMENT NUMBER FOUR.

On page 4 of the printed bill, as amended, between lines 47 and 48, insert the following:

"Sec. 8. Section 656 of the Political Code is hereby amended to read as follows: 656. For the purpose of administration, the department shall be forthwith organized by the director, with the approval of the governor, in such manner as shall be deemed necessary properly to segregate and conduct the work of the department. The work of the department is hereby divided into at least three divisions, to be known respectively as the division of budgets and accounts, the division of service and supply and the division of motor vehicles. The director of finance shall have

power to arrange and classify the work of the department, and with the approval of the governor may create such other divisions and subdivisions as may be necessary, and change or abolish the same from time to time. The chief of the division of service and supply shall be appointed by and hold office at the pleasure of the governor. The chief of the division of service and supply shall receive a salary of six thousand dollars (\$6,000) per annum and the chief of each other division shall receive a salary of five thousand dollars (\$5,000) per annum, and before entering upon the duties of his office, each division chief shall execute to the State of California an official bond in the penal sum of twenty-five thousand dollars. The director of finance may also be chief of the division of budgets and accounts without additional compensation."

AMENDMENT NUMBER FIVE

On page 4, line 48, of the printed bill, as amended, strike out the figure "8", and insert in lieu thereof the figure "9".

AMENDMENT NUMBER SIX.

On page 5, line 21, of the printed bill, as amended, strike out the figure "9", and insert in lieu thereof the figures "10".

AMENDMENT NUMBER SEVEN.

On page 6, line 1, of the printed bill, as amended, after the comma following the word "institution", insert the following: "except land to be acquired by the department of public works for highway uses and purposes."

AMENDMENT NUMBER EIGHT.

On page 6, line 6, of the printed bill, as amended, after the word "state", insert a comma and add the following: "except real property used for highway rights of way,".

AMENDMENT NUMBER NINE

Strike out lines 3 and 4 of the title of the printed bill, and insert in lieu thereof the following: "sections 662 and 675 of the said code, all relating to certain claims against the State of California and the powers and duties of the department of finance, surveyor general, state land office and the officers, agents and employees thereof and to repeal an act entitled "An act".

AMENDMENT NUMBER TEN.

On page 4 of the printed bill, strike out line 1 of said page, and insert in lieu thereof the following:

"690. There is hereby created in the department of finance a division to be known as the division of state lands. The division shall be in charge of a chief who shall be appointed by the director of finance, with the approval of the governor. The chief of the division shall be ex officio registrar of state lands, and shall hold office at the pleasure of the director of finance at such annual salary as may be fixed by such director with the approval of the governor.
The department of finance shall succeed to and is".

AMENDMENT NUMBER ELEVEN

On page 5, line 42, of the printed bill, after the word "authorize", insert a comma and add the following: "with the consent of the state department, board, commission, or officer concerned,".

AMENDMENT NUMBER TWELVE.

On page 5, line 48, of the printed bill, strike out the period, and insert in lieu thereof a comma and add the following: "if no other agency of the state is specifically directed and empowered to acquire such title."

AMENDMENT NUMBER THIRTEEN.

On page 5, line 51, of the printed bill, strike out the period, and insert in lieu thereof a comma and add the following: "if no other agency of the state is specifically directed and empowered to convey such title."

AMENDMENT NUMBER FOURTEEN.

On page 6, line 13, of the printed bill, strike out the period, and insert in lieu thereof a comma and add the following: "if no other agency of the state is specifically directed and empowered to institute such proceedings"

AMENDMENT NUMBER FIFTEEN.

On page 6, line 15, of the printed bill, after the syllables "fornia", insert a comma and add the following: "with the approval of the department concerned,".

AMENDMENT NUMBER SIXTEEN.

In line 3 of the printed bill, as amended, strike out the figures "650", and strike out the comma following said figures.

AMENDMENT NUMBER SEVENTEEN.

On page 4 of the printed bill, as amended, strike out all of lines 49 to 52, inclusive.

AMENDMENT NUMBER EIGHTEEN.

On page 5 of the printed bill, as amended, strike out all of lines 1 to 20, inclusive.

AMENDMENT NUMBER NINETEEN.

On page 5, line 21, of the printed bill, as amended, strike out the figure "9", and insert in lieu thereof the figure "8".

AMENDMENT NUMBER TWENTY.

On page 5, line 46, of the printed bill, as amended, strike out the figures "10", and insert in lieu thereof the figure "9".

AMENDMENT NUMBER TWENTY-ONE.

On page 6, line 37, of the printed bill, as amended, strike out the figures "11", and insert in lieu thereof the figures "10".

AMENDMENT NUMBER TWENTY-TWO.

In line 3 of the title of the printed bill, as amended, strike out the figures "656", and strike out the comma following said figures.

The roll was called, and Senate amendments to Assembly Bill No. 293 were refused concurrence by the following vote:

AYES—None

NOES—Anderson, Arnold, Badham, Byine, Crittenden, Cronin, Crowley, Deuel, De Yoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jones, Jost, Keaton, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roland, Scofield, Seudder, Seawell, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—53

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 844—An act to amend section 2210 of the Political Code, relating to the Woman's Relief Corps Home of California.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Wright moved that Senate Bill No. 844 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Senate Bill No. 844 ordered re-referred to Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 1032—An act to prescribe a procedure for the acquisition of property by the State, counties and municipalities of property under the provisions of section 14½ of the constitution of California and the reservation of rights therein and the sale or other disposition and conveyance thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 723—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor—has had the same under

consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

FEIGENBAUM, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 181—An act to amend section 1418 of the Penal Code relating to reprieves, etc.—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

SECOND READING OF ASSEMBLY BILLS—(OUT OF ORDER).

Assembly Bill No. 818—An act to amend section 4242 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirteenth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 48, of the printed bill, after the semicolon in said line, insert the following: "one stenographer to the sheriff at a salary of one hundred twenty-five dollars per month;"

AMENDMENT NUMBER TWO.

On page 3, line 43, of the printed bill, strike out the words "one hundred ninety", and insert in lieu thereof the following: "two hundred twenty-five".

AMENDMENT NUMBER THREE.

On page 6, line 39, of the printed bill, strike out the period, and insert in lieu thereof a semicolon and the following: "provided, further, that in counties of this class the assessor is hereby authorized to contract with an abstract and title company for copies of transcripts of recorded instruments affecting titles, at a compensation not to exceed forty dollars per month."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 240—An act to amend sections 2 and 4 of an act entitled "An act to provide that the Department of Natural Resources, through the State Park Commission, shall have control of the State park system; to establish and define the State park system; to define certain powers and duties of the State Park Commissioner; to make an appropriation for carrying out the purposes of this act; and to establish a contingent fund and a revolving fund." approved May 25, 1927, and to add a new section thereto to be numbered 4a, all relating to the State park system and the powers and duties of the Department of Natural Resources and the Park Commission in relation thereto.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out the words "sections 2 and 4", and insert in lieu thereof the following: "section 2".

AMENDMENT NUMBER TWO.

In line 8 of the title of the printed bill, strike out the word "and", at the end of said line, also strike out lines 9 to 12, inclusive, of the title and insert in lieu thereof the following: "relating to the state park system."

AMENDMENT NUMBER THREE.

On page 1, line 15, of the printed bill, strike out lines 15 and 16; also strike out all of page 2.

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1179—An act requiring all employers who accept tips or gratuities given to employees by others to post notice of such policy or practice in a conspicuous place in the establishment in which the business or enterprise is carried on, and keep accurate records of all such tips or gratuities; giving the Department of Industrial Relations power to enforce the provisions thereof; providing penalties for violation of its provisions; and repealing all acts or parts of acts in conflict therewith.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 519—An act making an appropriation for work of exploration and engineering investigations in relation to the coordinated plan for the development of the water resources of California as set forth and described in bulletin No. 12 of the Division of Engineering and Irrigation of the Department of Public Works.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 1, of the title of the printed bill, following the word "exploration", strike out the word "and" and all of the remainder of the title, and insert in lieu thereof the following: ", investigation and preliminary plans in furtherance of a coordinated plan for the conservation, development, and utilization of the water resources of California."

AMENDMENT NUMBER TWO.

On page 1, line 2, of the printed bill, strike out the word "seven", and insert in lieu thereof the word "four".

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, strike out all of lines 6 to 20, inclusive, and insert in lieu thereof the following: "exploration, investigation and preliminary plans in furtherance of a coordinated plan for the conservation, development and utilization of the water resources of California

"SEC. 2. If and when a commission is appointed by the governor, in accordance with law, for the study of matters herein referred to, it shall be the duty of the department of public works to expend the amount herein appropriated in cooperation with and with the advice of said commission; or if no such commission is created or appointed the amount herein appropriated shall be expended for the purposes stated in such manner as may be prescribed by the director of public works, in accordance with law.

SEC. 3. The department of public works, subject to the other provisions of this act, is empowered to expend any portion of the appropriation herein provided for the purposes of this act, in cooperation with the government of the United States of America or in cooperation with political subdivisions of the State of California; and for the purpose of such cooperation is hereby authorized to draw its claim upon said appropriation in favor of the United States of America or the appropriate agency thereof for the payment of the cost of such portion of said cooperative work as may be determined by the department of public works.

SEC. 4. Upon the sale of any bonds of this state hereafter authorized to be issued to be expended for any one or more of the purposes for which any part of the appropriation herein provided may have been expended, the amount so expended from the appropriation herein provided shall be returned into the general fund of the state treasury out of the proceeds first derived from the sale of said bonds."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 232—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations." approved March 13, 1883, as amended, relating to the power of boards of trustees in municipal corporations of the sixth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1187—An act authorizing and empowering any county or city and county to donate and grant to the State for inclusion in the State park system real property owned by it or which it may hereafter acquire; also authorizing any of the same to donate county moneys to the State and make the same available for the acquisition of real property for inclusion in the State park system; also authorizing the levy and collection of taxes and the incurring of indebtedness for any such purposes.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1032—An act to prescribe a procedure for the acquisition of property by the State, counties and municipalities of property under the provisions of section 14½ of the constitution of California and the reservation of rights therein and the sale or other disposition and conveyance thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, after the period following the figure 2, insert the following: "Each and every act of the State of California authorizing the state or any city, or county, or city and county, to acquire land for the purposes of establishing, laying out, widening, enlarging, extending or maintaining memorial grounds, streets, squares, parkways, or other public places, is hereby amended so as to include among the purposes for which land may be acquired under the provisions thereof, the acquisition of land in excess of the land actually needed or used for such public purposes or of an interest, easement or reservation in land in excess of the land actually needed or used for public purposes

SEC. 3. In the event that the State of California or any city, county, or city and county, shall acquire any land under the provisions of section 14½ of the constitution of California or of this act, which land is in excess of the land actually needed or used for public purposes, or shall acquire any interest, easement or reservation in any land in excess of the land actually needed or used for public purposes, said state, cities, counties or cities and counties, may sell such land or any interest therein. In any such sale the public body making such sale may reserve in the said land any reservation, easement, interest or right which it may deem that public interest, necessity or convenience require to be reserved so as to preserve the view, appearance, light, air and usefulness of any public memorial grounds, streets, squares, parkways, places or works. No such sale in the case of any city or county, or city and county, shall be made except by the legislative body thereof, nor shall any such sale be made until after at least thirty (30) days' notice thereof, and the publication in a newspaper of general circulation, published within the jurisdiction of such legislative body, at least once a week for four (4) successive weeks, of a notice describing the land or lands to be sold, or the interest therein to be sold, setting forth in general terms at least the interests, easements or reservations to be reserved by the public, stating the time and place of the proposed sale and calling for sealed bids in writing therefor.

At the time and place set for the making of said proposed sale the said legislative body shall open, or cause to be opened, any bids received in response to the notice herein provided for, and shall sell the land to the highest bidder therefor; *provided*, the said legislative body may at said time, or at any time to which such sale is continued, receive any higher bids; and *provided, further*, that any such legislative body shall have the right to reject all bids or any bid failing to comply with the terms of purchase which the said body may have set forth in the notice calling for bids.

SEC. 4. In the event of any sale of any property or any interest therein, under the provisions of this act any money derived from the sale thereof shall be by the public body receiving the same immediately paid in to the fund out of which payment

was made for the acquisition of such land. In the event that such land was purchased with funds derived from the levy of any assessment or tax upon property benefited, then the money derived from the sale of such land shall be distributed as refunds to the persons paying such assessments or taxes in proportion to the amounts levied or assessed against them or thereafter to be levied or assessed against them to meet any bonds as yet unpaid by them, *provided*, that any money to be refunded to any person under the provisions of this act shall first be applied to any indebtedness of any such person or his successor in interest on account of any tax or assessment levied or any bond issued to pay the cost of any public improvement done or performed by the said public body, the cost of which or portion thereof is levied against or taxes against the land of said person.

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

ADJOURNMENT.

At six o'clock and five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Tuesday, May 7, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Tuesday, May 7, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Mecker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—74.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Lyons, Messrs. Baum, Roberts, and McGinley were granted leave of absence for the day.

On motion of Mr. Williamson, Mr. Cloudsley was granted leave of absence for the day.

On motion of Mr. Kline, Mr. Coombs was granted leave of absence for the day.

On motion of Mr. Roland, Mr. Hoffman was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Collier, William W. Gill, teacher of Hughson Union High School of Hughson, California, and the following students. Andrew Barnes, Sam Barnes, Holmes Bates, Eudora Bellocchi, Lois Bigelow, Olive Benito, Alice Durkee, Miriam Herr, Vernon Houghton, Dorothy James, Olive Laranjo, Lena Lindbeck, Elizabeth Malmberg, Bernice Michael, Esther Nelson, Narlie Nelson, Arthur Olsson, Lucille Owens, Vendla Quist, Edna Rager, Eula Smith, Carlos Wood, Hazel Wright, Curtis Wylde and Louise Xavier were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Collier, Rev. Edward L. Allen of Hughson, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Witter, Mrs. Ross Hickey and Miss Agnes Ferris of El Centro were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Witter, Mrs. Jeannette Stern of San Francisco was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. Eddy, William T. Hart of Carlsbad was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Roland, Charles W. Beers and Ralph W. Bowen of Oakland were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Roland, John S. Neff of Pasadena was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Williamson, Wallace Sheehan, Esq., of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Jespersen, Mr. and Mrs. Edward C. Munson were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

FRESNO, CALIFORNIA, April 2, 1929.

S. L. Heisinger,

Assemblyman, Fifty-second District.

State Capitol, Sacramento, California.

DEAR MR. HEISINGER: Having kept in close touch with your efforts in this and past Legislatures on behalf of the southern outlet from Yosemite, I am presuming to furnish you with statistical information in the hopes that it may be of benefit to you in this work.

To the person who has motored up through the oak and pine clad foothills, stopping probably at beautiful Wawona, and then having the full scenic splendor of Yosemite burst forth at Inspiration Point, the supremacy of this road from a sight-seeing standpoint is not debatable. It is that first inspiring sight of Yosemite that has in a large measure made it famous throughout the world. Such a sight is not obtainable on any other route into Yosemite,

The whole majestic panorama of the north wall from El Capitan to Mirror Lake grips one with a sensation never to be forgotten.

It is on this route that the traveler from the south sees with little or no added expense the forest giants of Mariposa Grove and the marvelous view from Glacier Point. Both are long and expensive trips when taken from the floor of the valley.

As to the actual number of people who would use a southern entrance to Yosemite, officials of the park are not able to determine. They have, however, furnished this organization with data which would indicate that upon a conservative estimate more than 50 per cent of the California travel going into Yosemite Park during the year 1928 would have used this southern inlet had it been available on State highway standards. In 1926 before the all-year road was open 70 per cent of all travel into Yosemite came in via Inspiration Point.

Coming back to last year 39 per cent of Yosemite travel originated south of the Tehachapi. The San Joaquin Valley produced 13 per cent of the travel. Since the bulk of the population lies south of Madera, it is fair to assume that of the 13 per cent, at least 7 per cent originated in the five southern counties. The coast district is credited with 6 per cent and again since the bulk of the population of that area lies from Santa Barbara south, it is fair to assume that at least 4 per cent would have used a southern entrance, making in all exactly 50 per cent of California travel which would have used a southern entrance. In addition to this number there were 6213 automobiles from outside of the State which entered Yosemite. With the exception of northwestern states and possibly one or two intermountain states, which totaled less than 1200 automobiles, it is fair to assume that a majority of the rest of them made the initial entrance into Yosemite from the south, adding approximately 3 per cent of the total automobile travel into the park to the previous 50 per cent.

The approximate difference in mileage between the shortest possible southern route and the present all-year road is forty miles, which the traveler from the south must motor over if he is to find improved highways. There was a total of 460,000 motorists in the valley in 1928 and 53 per cent of that number results in a figure closely approaching 245,000. Therefore, we find that almost a quarter of a million people were forced to travel an additional forty miles, consuming at least one hour of valuable time or more than 10,000 days.

Of the total number of cars entering the valley in 1928, California produced approximately 125,500 and 53 per cent of that number, which we are presuming would have used a southern entrance, gives a total of 66,515 which were forced to travel an additional forty miles, or 2,665,500 which at 10 cents a mile shows an economic loss, aside from the time, of \$266,550.

We believe that the State of California should recognize the economic benefits which would accrue to the citizens of the southern part of the State through the construction of a proper route in the south into Yosemite. In our opinion the road should be from a point near Wawona, where the Park Service is now engaged in reconstructing the highway, in a general southerly direction to a point on route No. 4 to be selected by the Highway Commission.

The engineers of the commission should be given unlimited authority to study this problem from every angle, since these engineers in the past, through legislative action, have been forced to confine their studies to some one of several competing routes.

The road would be of benefit to the entire southern part of the State but of particular interest to Fresno County, since it is estimated that this distributing area of the San Joaquin Valley is losing \$750,000 annually because of the absence of a proper road directly to Yosemite. The other southern counties of group No. 1 (northern group of counties) and the northern counties of group No. 2, also, have a vital interest in the construction of this highway.

We might add that if the routing includes any highways in Fresno County, these connections are already paved, either with concrete or oiled macadam, and are in excellent condition for heavy traffic.

While this organization is in entire sympathy with the administration's policy on the inclusion of new roads into the State highway system, we do believe that the question of a southern route to Yosemite should be given immediate engineering and traffic study to the end that as soon as any new roads are placed in the system that this route should be given first consideration.

Very truly yours,

THE FRESNO COUNTY CHAMBER OF COMMERCE.

By CHESTER H. WARLOW, President.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON WAYS AND MEANS

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 167—An act to provide an institution for the confinement, care,

training and rehabilitation of defective or psychopathic delinquents, to provide for the admission and commitment of such defective or psychopathic delinquents, and providing penalties for certain violations of the act;

Also: Assembly Bill No. 535—An act to appropriate money to pay the claims of corporations arising from the erroneous and unlawful assessment and payment under the provisions of the unconstitutional license acts approved March 20, 1905 and May 10, 1915, respectively, as amended, and the return of such unlawful corporation taxes erroneously collected under the provisions thereof;

Also: Assembly Bill No. 1162—An act to amend section 15 of the Corporate Securities Act, relating to the State Corporation Department;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof,

Also: Assembly Bill No. 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil, regulating the distribution or sale of such products; defining the powers and duties of the Division of Weights and Measures, Superintendent of Weights and Measures, Department of Agriculture, and the officers and employees thereof in relation thereto, prescribing penalties for the violation of the provisions hereof, repealing acts and parts of acts inconsistent therewith and making an appropriation to carry out the provisions of the act;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 1148—An act making an appropriation to carry out the provisions of an act entitled "An act to promote the better education of social workers; to provide for and regulate the examination of social workers; to provide for the issuance of licenses as social workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions thereof; and to provide penalties for the violations of any of the provisions thereof," as adopted at the forty-eighth session of the Legislature of the State of California;

Also: Assembly Bill No. 1176—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years, declaring the urgency thereof, and providing that this act shall take effect immediately,

Also: Assembly Bill No. 1181—An act to reappropriate the unexpended balance of an appropriation made to augment, develop and improve the water supply and the water system of the Whittier State School,

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 979—An act to provide for the payment of traveling expenses of superintendents of schools of counties attending national conventions of superintendents of schools.

Also: Assembly Bill No. 1179—An act requiring all employers who accept tips or gratuities given to employees by others to post notice of such policy or practice in a conspicuous place in the establishment in which the business or enterprise is carried on, and keep accurate records of all such tips or gratuities; giving the Department of Industrial Relations power to enforce the provisions thereof; providing penalties for violation of its provisions; and repealing all acts or parts of acts in conflict therewith;

Also: Assembly Bill No. 1187—An act authorizing and empowering any county or city and county to donate and grant to the State for inclusion in the State park system real property owned by it or which it may hereafter acquire; also authorizing any of the same to donate county moneys to the State and make the same available

for the acquisition of real property for inclusion in the State park system; also authorizing the levy and collection of taxes and the incurring of indebtedness for any such purposes;
And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 16—Relating to resurvey of north boundary of Hoopa Indian Reservation and modification of Klamath River Fish and Game District Initiative Act—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported joint resolution ordered on file for adoption.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 233—An act to amend section 4239 of the Political Code, relating to salaries of officers of counties of the tenth class—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put. Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 233?

AMENDMENT NUMBER ONE.

On page 10, line 35, of the printed bill, as amended in Assembly March 22, 1929, between lines 35 and 36, insert the following

"4. Auditor. The auditor, four thousand dollars per annum. In counties of this class there shall be, and there is hereby allowed to the auditor the following deputies, whose offices are hereby created and who shall be appointed by the auditor and receive the following salaries: one chief deputy, two thousand seven hundred dollars per annum; three deputies, one thousand eight hundred dollars each per annum; one deputy, one thousand five hundred dollars per annum, and such other assistants as the auditor may require; *provided*, that the compensation of such assistants shall not in the aggregate exceed the sum of five thousand four hundred dollars in any one year; and *provided, further*, that the auditor shall file with the county clerk a verified statement, showing in detail the amounts and the persons to whom said compensation is paid. The salaries of said deputies and assistants herein provided for shall be paid by the said county in monthly installments at the same time and in the same manner and out of the same fund as the salary of the auditor is paid. The provisions of this paragraph relating to deputies and assistants shall apply to the incumbents."

The roll was called, and Senate amendment to Assembly Bill No. 233 was concurred in by the following vote:

AYES—Anderson, Arnold, Bernard, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Klme, Luttrell, Lyons, McDonough, McGunness, Mixer, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 697—An act to amend section 2322e of the Political Code, relating to county horticultural commissioners—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 697?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, and following line 23, add the following as a paragraph:

"(h) The term "appliance" shall be construed to mean any box, tray, container, ladder, tent, vehicle, implement, or any other article which is or may be used in connection with the growing, harvesting, handling, or transportation of any agricultural commodity."

The roll was called, and Senate amendment to Assembly Bill No. 697 was concurred in by the following vote.

AYES—Anderson, Arnold, Bernard, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jepsen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGunness, Mixer, Nielsen, Noyes, Olva, Parkman, Patterson, Quigley, Reindollar, Scofield, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 789—An act to amend section 1197 of the Code of Civil Procedure, relating to mechanics' liens—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 789?

AMENDMENT NUMBER ONE

On page 1, line 7, of the printed bill, after the word "to", strike out the comma.

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, after the word "therefor", strike out the comma.

The roll was called, and Senate amendments to Assembly Bill No. 789 were concurred in by the following vote:

AYES—Anderson, Arnold, Bernard, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jepsen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGunness, Mixer, Nielsen, Noyes, Olva, Parkman, Patterson, Quigley, Reindollar, Scofield, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 3, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day adopted as amended, Assembly Concurrent Resolution No. 23—Providing for the creation of a joint committee of the Senate and Assembly to study street improvement laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Concurrent Resolution No. 23?

AMENDMENT NUMBER ONE

On page 2, line 27, of the printed resolution, as amended in Assembly March 29, 1929, strike out lines 27 to 30, inclusive, and insert in lieu thereof the following: "not exceeding the sum of seven thousand five hundred dollars from the contingent fund of the Assembly, which sum of seven thousand five hundred dollars is hereby

set apart, reserved and appropriated out of the contingent fund of the Assembly for the purposes aforesaid, and the sum of seven thousand five hundred dollars from the contingent fund of the Senate, which sum of seven thousand five hundred dollars is hereby set apart, reserved and appropriated out of the contingent fund of the Senate for the purposes aforesaid.”.

AMENDMENT NUMBER TWO.

On page 1, line 20, of the printed bill, as amended in the Senate on April 22, 1920, strike out the period, and insert in lieu thereof the following: “; and, be it further *Resolved*, That said committee shall proceed to organize by the election of one of its members as chairman and one of its members as vice chairman and by the election of a secretary, and shall proceed with said investigation in such a manner as may be determined by said committee; and, be it further”.

AMENDMENT NUMBER THREE

On page 1, line 21, of the printed amended bill, strike out the word “It”, and insert in lieu thereof the following: “*Resolved*, That it”.

AMENDMENT NUMBER FOUR.

On page 2, line 5, of the printed amended bill, strike out the period, and insert in lieu thereof the following: “; and, be it further”.

AMENDMENT NUMBER FIVE.

On page 2, line 6, of the printed amended bill, strike out the word “It”, and insert in lieu thereof the following: “*Resolved*, That it”.

AMENDMENT NUMBER SIX.

On page 2, line 10, of the printed amended bill, strike out the period, and insert in lieu thereof the following: “; and, be it further”.

AMENDMENT NUMBER SEVEN.

On page 2, line 11, of the printed amended bill, strike out the word “The”, and insert in lieu thereof the following: “*Resolved*, That the”.

AMENDMENT NUMBER EIGHT.

On page 2, line 21, of the printed amended bill, strike out the period, and insert in lieu thereof the following: “; and, be it further”.

AMENDMENT NUMBER NINE

On page 2, line 22, of the printed amended bill, strike out the word “The”, and insert in lieu thereof the following: “*Resolved*, That the”.

AMENDMENT NUMBER TEN.

On page 2, line 44, of the printed amended bill, after the word “and”, insert a comma.

The roll was called, and Senate amendments to Assembly Concurrent Resolution No. 23 were concurred in by the following vote:

AYES—Anderson, Arnold, Bernard, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Klme, Luttrell, Lyons, McDonough, McGinness, Mixer, Nielsen, Noyes, Olva, Parkman, Patterson, Quigley, Reindollar, Scofield, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—45.

NOES—None.

The above reported concurrent resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 6, 1920.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 13—An act to amend section 3 of an act entitled “An act to provide for the protection of lands from overflow other than lands recognized as swamp lands,” approved April 15, 1880, as amended, relating to the organization of levee districts and for the conduct of elections therein, and for the canvass of election returns of such elections and for the compensation of trustees of such districts—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 13?

AMENDMENT NUMBER ONE

On page 3, line 14, of the printed bill, strike out “receive a maximum of”, and insert in lieu thereof the following: “receive not to exceed”.

AMENDMENT NUMBER TWO.

On page 3, line 15, of the printed bill, strike out "ten", and insert in lieu thereof the following: "eight".

The roll was called, and Senate amendments to Assembly Bill No. 13 were concurred in by the following vote.

AYES—Adams, Anderson, Arnold, Bernard, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Sewell, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, April 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 787—An act to amend sections 1187 and 1188 of the Code of Civil Procedure, relating to mechanics' liens—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 787?

AMENDMENT NUMBER ONE

On page 3, line 5, of the printed bill, strike out the word "grant", and insert in lieu thereof the word "claimant".

The roll was called, and Senate amendment to Assembly Bill No. 787 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Sewell, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 901—An act to amend section 1 of an act entitled "An act to provide for the establishment within municipalities of districts or zones within which the use of property, height of improvements and requisite open spaces for light and ventilation of such buildings, may be regulated by ordinance," approved May 31, 1917, as amended, relating to zones—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 901?

AMENDMENT NUMBER ONE.

In line 6, of the title of the printed bill, as amended in Assembly March 15, 1929, strike out the period, and insert in lieu thereof a comma and the following: "relating to zones".

The roll was called, and Senate amendment to Assembly Bill No. 901 was concurred in by the following vote

AYES—Adams, Anderson, Arnold, Bernard, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum,

Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Sewell, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER SACRAMENTO, May 2, 1929

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 171—An act to amend section 6 of an act entitled "An act to prevent the unauthorized use and disposition of, and traffic in human bodies, and prescribe the keeping of proper records, to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead, to provide penalties for the violation of this act and to repeal sections 3094 and 3095 of the Political Code and all other acts or portions of acts in conflict with this act" approved May 18, 1927 and to add a new section thereto to be numbered 9, relating to disposition of human bodies and to the powers and duties of the State Department of Health in relation thereto—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 171?

AMENDMENT NUMBER ONE

In line 9 of the title of the printed bill, strike out lines 9 and 10, and insert in lieu thereof the following "approved May 18, 1927, and to add a new section thereto to be numbered 9, relating to disposition of human bodies and to the powers and duties of the state department of health in relation thereto."

AMENDMENT NUMBER TWO.

On page 2, line 3, of the printed bill, after the word "deliver", insert the words "into the custody of the educational institutions at the place of death".

AMENDMENT NUMBER THREE

On page 2, line 8, of the printed bill, after said line 8, add the following:

"SEC. 2. A new section is hereby added to said act to be numbered 9, and to read as follows:

Sec. 9. No other acts or parts of acts shall be construed as limiting the powers of the state department of public health in the transportation and distribution of bodies of the indigent dead for educational purposes as provided in this act."

The roll was called, and Senate amendments to Assembly Bill No. 171 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Fasley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Sewell, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1049—An act to amend section 612 of the Political Code, relating to statements required to be made by insurance companies other than life insurance companies—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1049?

AMENDMENT NUMBER ONE

On page 3, line 12, of the printed bill, strike out the word "companies" at the beginning of line 12 thereof, and insert in lieu thereof the word "insurers".

AMENDMENT NUMBER TWO.

On page 3, line 12, of the printed bill, after the words "and of", strike out the word "companies", and insert in lieu thereof the word "insurers".

AMENDMENT NUMBER THREE.

On page 3, line 17, of the printed bill, following the words "schedules of", strike out the word "companies", and insert in lieu thereof the word "insurers".

AMENDMENT NUMBER FOUR.

On page 3, line 18, of the printed bill, after the words "and of", strike out the word "companies", and insert in lieu thereof the word "insurers".

The roll was called, and Senate amendments to Assembly Bill No. 1049 were concurred in by the following vote.

AYES—Adams, Anderson, Arnold, Bernard, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Sewell, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 690—An act to amend section 6 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919, relating to licenses for manufacture and sale of imitation milk—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 690?

AMENDMENT NUMBER ONE

On page 2, line 37, of the printed bill, as amended, strike out the word "act", and substitute therefor the word "section".

AMENDMENT NUMBER TWO.

On page 2, line 38, of the printed bill, as amended, after the word "engaged", insert the words "as a retail dealer".

AMENDMENT NUMBER THREE

On page 2, line 39, of the printed bill, as amended, strike out the word "manufacturing" and the comma.

The roll was called, and Senate amendments to Assembly Bill No. 690 were concurred in by the following vote

AYES—Adams, Anderson, Arnold, Bernard, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Sewell, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1920.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1095—An act to cure defects in maps or plats filed for record prior to April 1, 1920, and in deeds or conveyances referring to such maps—and respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of Senate.
By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1095?

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, strike out the word "March", and insert in lieu thereof the word "April".

AMENDMENT NUMBER TWO.

On page 1, line 3, of the printed bill, strike out the word "March", and insert in lieu thereof the word "April".

The roll was called, and Senate amendments to Assembly Bill No. 1095 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Olva, Parkman, Patterson, Quigley, Reindollar, Roland, Sewell, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1920.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1033—An act to add a new section to the Penal Code to be numbered 1618, relating to county and city jails and medical care of persons therein—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1033?

AMENDMENT NUMBER ONE

On page 1, line 3, of the printed bill, strike out the word "one", and insert in lieu thereof the word "two".

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, strike out the words "in attendance on", and insert in lieu thereof the words "available at".

AMENDMENT NUMBER THREE.

On page 1, line 8, of the printed bill, strike out the words "county health officer", and insert in lieu thereof the word "sheriff".

AMENDMENT NUMBER FOUR.

On page 1, line 9, of the printed bill, following the word "and", insert the words "in cases of county or city and county jails".

AMENDMENT NUMBER FIVE

On page 1, line 9, of the printed bill, strike out the word "general", and insert in lieu thereof the word "same".

AMENDMENT NUMBER SIX.

On page 1, lines 10 and 11, of the printed bill, strike out the words "upon claims to be presented and allowed by the board of supervisors".

AMENDMENT NUMBER SEVEN.

On page 1, line 12, of the printed bill, following the word "county", insert the following: "or city and county for salaries are paid and in cases of city jails, said physician shall be paid out of the general fund of such city".

AMENDMENT NUMBER EIGHT

On page 1, line 15, of the printed bill, strike out the words "county health officer", and insert in lieu thereof the word "sheriff".

AMENDMENT NUMBER NINE.

On page 1, lines 17 and 18, of the printed bill, strike out the words "county health officer", and insert in lieu thereof the word "sheriff".

The roll was called, and Senate amendments to Assembly Bill No. 1033 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Sewell, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 97—An act regulating the sale of grain in sacks, defining the term grain, providing that the sacks shall be sold and purchased as part of the same transaction—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary

The question being put. Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 97?

AMENDMENT NUMBER ONE

On page 1, line 13, of the printed bill, after the word "and", insert the following: "the seller".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, strike out lines 1 to 22, inclusive, and insert in lieu thereof the following: "by the purchaser, for the weight of the sack, the same price per pound as he pays for the commodity contained therein,".

AMENDMENT NUMBER THREE

On page 1, line 2, of the printed bill, after the word "grains", strike out the period, and insert in lieu thereof a comma, and the following: "and products and by-products thereof, contained in their original or similar containers."

AMENDMENT NUMBER FOUR.

In line 3 of the title of the printed bill, as amended, strike out all that part of the title following the word "transaction", and insert in lieu thereof a period.

AMENDMENT NUMBER FIVE.

On page 1, line 7, of the printed bill, as amended, following the syllable "ment" at the beginning of the line, insert the following: "orally or".

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, as amended, strike out all of lines 8 to 26, inclusive.

The roll was called, and Senate amendments to Assembly Bill No. 97 were concurred in by the following vote.

AYES—Adams, Anderson, Arnold, Bernard, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Sewell, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 111—An act relating to the regulation and licensing of dealers in live market poultry and providing penalties for the violation of the provisions thereof—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 111?

AMENDMENT NUMBER ONE

On page 2, line 11, of the printed bill, as amended in Assembly March 18, 1929, after the period following the word "any", in said line, insert the following: "Any person who is the holder of a produce dealer's license duly issued and in full force and effect under the provisions of chapter eight hundred sixty of the statutes of 1927, approved June 1, 1927, as amended, shall be exempt from payment of the fee of one dollar for the license required by the provisions of this act."

AMENDMENT NUMBER TWO

On page 2 of the printed bill, as amended in Assembly March 18, 1929, strike out all of line 43, and insert in lieu thereof the following: "such bills of sale. Whenever such dealer receives market poultry by shipment by common carrier from a producer, an authenticated copy of the bill of lading for the shipment shall constitute a bill of sale thereof for the purposes of this act, and in every such case the dealer shall keep and file such bill of lading with and in the manner herein required for filing the bills of sale. Said license shall open the".

AMENDMENT NUMBER THREE

On page 2, line 51, of the printed bill, as amended in Assembly March 18, 1929, strike out the words "keep the record or to".

AMENDMENT NUMBER FOUR.

On page 3, line 2, of the printed bill, as amended in Assembly March 18, 1929, strike out the words "record or".

The roll was called, and Senate amendments to Assembly Bill No. 111 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Denel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Olivia, Parkman, Patterson, Quigley, Reindollar, Roland, Sewell, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 69—An act to amend section 694 of the Code of Civil Procedure, relating to the conduct of sales of property on execution or under power contained in any trust deed hereafter executed, and designating the county wherein such sales must be held—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 69?

AMENDMENT NUMBER ONE

On page 1, line 8, of the printed bill, as amended March 26, 1929, after the word "in", insert the word "any".

AMENDMENT NUMBER TWO.

On page 1, line 20, of the printed bill, as amended March 26, 1929, after the word "provides", insert a semicolon.

The roll was called, and Senate amendments to Assembly Bill No. 69 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Sewell, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 236—An act to provide for the adoption and registration of turkey marks or brands, regulating the sale of turkeys marked or branded and providing penalties for the violation of the provisions thereof—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 236?

AMENDMENT NUMBER ONE

On page 3, line 5, of the printed bill, strike out all of lines 5 to 12, inclusive, and insert in lieu thereof the following:

"SEC. 11. All fees and other moneys collected or received by the department of agriculture under the provisions of this act shall be paid into the state treasury to the credit of the department of agriculture fund to be used and expended by the director of agriculture for the purpose of enforcing and carrying out the provisions of this act; *provided, however,* that any and all moneys so expended shall be expended only under the same conditions and restrictions as imposed on said director by the provisions of chapter seventy of the statutes of 1929."

The roll was called, and Senate amendment to Assembly Bill No. 236 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Sewell, Spalding, West, Williams, Witter, Wright, Young, and Mr. Speaker—52.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 284—An act prohibiting the catching or taking of any invertebrate or specimen of marine plant life within a certain described portion of Fish and Game District No. 19, other than by officers, employees, and students of the University of California for scientific purposes, making every violation of certain provisions of this act a misdemeanor, providing for the punishment thereof and providing for the disposition of fines imposed or collected on account of said violation;

Also: Assembly Bill No. 337—An act to amend section 637½ of the Penal Code, relating to protection of fish and game;

Also: Assembly Bill No. 432—An act to add a new section to be numbered 7a to an act entitled "An act to form agricultural districts, to provide for the formation, organization and powers, of agricultural associations therein and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act," approved April 17, 1909, as amended;

Also: Assembly Bill No. 234—An act to amend section 357½ of the Penal Code, relating to altering or defacing marks or brands on domestic animals and turkeys;
 Also: Assembly Bill No. 1004—An act to add a new section to the Political Code, to be numbered 2524b, relating to the property over which the Board of State Harbor Commissioners have possession and control and relating to the powers of said board.

J. A. BEEK, Secretary of Senate.
 By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1090—An act to amend sections 17 and 18 of an act entitled "The California Fruit, Nut and Vegetable Standardization Act of 1927," approved June 2, 1927, relating to the packing and sale of avocados and berries:

Also: Assembly Bill No. 737—An act to amend section 13 of the Juvenile Court Law, approved June 5, 1915, relating to transfers of cases from one county to another.

J. A. BEEK, Secretary of Senate.
 By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 149—An act to amend section 737n of the Political Code, relating to the salary of the judge of the superior court of San Benito County:

Also: Assembly Bill No. 501—An act to amend section 9 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to the levy of taxes for public cemetery districts and fixing the maximum tax which may be levied therefor.

Also: Assembly Bill No. 550—An act to add three new sections to be numbered 104, 13 and 14 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to withdrawal and annexation of territory in public cemetery districts and creating a perpetual care fund to provide for the perpetual care of burial lots in cemeteries therein;

Also: Assembly Bill No. 806—An act to amend section 4149a of the Political Code, relating to the duties of the live stock inspector.

J. A. BEEK, Secretary of Senate.
 By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 747—An act to amend section 86 of the Code of Civil Procedure, relating to the justices' clerks and their appointees.

J. A. BEEK, Secretary of Senate.
 By C. A. McLEAN, JR., Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Joint Resolution No. 10—Relative to memorializing Congress to increase the pension of Eda B. Funston, widow of Major General Frederick Funston;

Also: Assembly Joint Resolution No. 17—Relative to measures for farm relief pending in the Congress of the United States.

J. A. BEEK, Secretary of Senate.
 By C. A. McLEAN, JR., Assistant Secretary.

The above reported joint resolutions ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 312—An act relating to elections of trustees in union or joint union high school districts.

Also: Assembly Bill No. 344—An act to amend sections 832 of the Civil Code, relating to excavations, lateral and adjacent support, and establishing standard depth for foundations.

Also: Assembly Bill No. 554—An act relating to the exemption of certain children from the requirements of attendance upon a public full-time day school;

Also: Assembly Bill No. 630—An act to carry into effect the provisions of subdivisions 6 and 7 of section 8 $\frac{1}{2}$ of article XI of the constitution of the State of California; to provide for the alteration of the boundaries of and for the consolidation of territory located in the county of San Mateo with the city and county of San Francisco, for the incorporation of such consolidated territory in and as a part of said city and county, and for the government of such consolidated territory as an integral part of such city and county of San Francisco,

Also: Assembly Bill No. 66—An act to amend section 4286 of the Political Code, relating to the compensation of county officers and their deputies, assistants and employees, and of jurors in counties of the fifty-seventh class.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, MAY 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 288—An act to add a new section to the Civil Code to be numbered 2016, defining the liability of the master to his servant when requiring such servant to wear a uniform or special dress in performing the duties of the employment;

Also: Assembly Bill No. 138—An act relating to the suspension or expulsion of pupils from the public schools;

Also: Assembly Bill No. 169—An act to amend section 186 of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain systems of street lights on public highways; to provide for the formation, government and operation of highway lighting districts, the calling and holding of elections in such districts; the assessment, collection, custody and disbursement of taxes thereon, and the creation of ex officio boards of supervisors," approved March 20, 1909 (Statutes 1909 page 551), as amended, relating to annexation of districts by cities;

Also: Assembly Bill No. 172—An act to enable municipalities to contract with the county to exercise fire protection functions in municipalities and to reimburse the county for such services

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, MAY 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 9—An act making an appropriation to pay the claim of Harry L. Hopper against the State of California;

Also: Assembly Bill No. 591—An act to add a new section to the Code of Civil Procedure to be numbered 18226b, relating to sale of property of missing persons.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, MAY 7, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 360—An act making appropriation to pay the claim of W. J. Brown against the State of California.

Also: Assembly Bill No. 135—An act to amend section 1859 of the Civil Code, relating to the liability of unkeepers, hotel keepers, apartment house keepers, furnished bungalow court keepers and boarding house or lodging house keepers;

Also: Assembly Bill No. 188—An act authorizing the Department of Natural Resources to acquire, purchase, and obtain objects of historical interest, to establish and maintain museums and purchase sites thereof, and making an appropriation;

Also: Assembly Bill No. 503—An act appropriating money for premiums at fairs or exhibitions held by the Thirty-second District Agricultural Association during the eighty-first and eighty-second fiscal years,

Also: Assembly Bill No 546—An act making an appropriation to pay the claim of Arthur B. Eddy against the State of California.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1920

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Constitutional Amendment No 40—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 8, of article VI thereof, relating to the filling of vacancies in the superior court

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

Senate Constitutional Amendment No 40 read first time, and referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER SACRAMENTO, May 6, 1920

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Senate Bill No 879—An act to amend the title and sections 10, 11, 33 and 41 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, relating to revenue bonds, and the levy of assessments and special assesment taxes

Also: Senate Bill No 581—An act to amend section 3635 of the Political Code, and to add thereto a new section to be numbered 3636, relating to the Department of Public Works

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

Senate Bills Nos. 581 and 879 read first time, and referred to Committee on Roads and Highways.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1920.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No 639—An act to provide for the purchase of school supplies for school district by superintendents of schools of counties.

Also: Senate Bill No 661—An act to create an additional division of the district court of appeal in and for the second appellate district, providing for the maintenance, operation and employees of said court, and making an appropriation therefor:

Also: Senate Bill No 871—An act authorizing and empowering high school districts maintaining junior college courses to charge tuition to all students nonresident of the State of California;

Also: Senate Bill No 873—An act making an appropriation to pay the claim of Byron Pitts against the State of California.

Also: Senate Bill No. 874—An act to amend sections 2 and 15b of the "Building and Loan Commission Act" and to add a new section thereto to be numbered section 1a, relating to securing permits from the Building and Loan Commissioner before selling or offering for sale guarantee capital stock or permanent nonwithdrawable capital stock of building and loan associations, relating to the formation of building and loan associations, providing penalties for the violation of the provisions of the act, the term of office of the commissioner; and providing for the bonding of all officers and employees of licensees of the Building and Loan Commissioner

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary

Senate Bills Nos 639 and 871 read first time, and referred to Committee on Education.

Senate Bill No. 661 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 873 read first time, and referred to Committee on Ways and Means.

Senate Bill No. 874 read first time, and referred to Committee on Building and Loan Associations.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR SPEAKER, I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 878—An act creating an additional District Court of Appeal known as the District Court of Appeal for the Fifth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 878 read first time, and referred to Committee on Governmental Efficiency and Economy.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 460—An act to add a new chapter to be numbered 11, comprising sections 258, 259 and 260, to title VIII of part I of said code, relating to slander;

Also: Senate Bill No. 469—An act to amend sections 1, 2 and 3 of an act entitled "An act to regulate the vocation of fishing, and to provide therefrom revenue for the propagation, restoration and preservation of fish in the waters of the State of California," approved March 13, 1909, as amended;

Also: Senate Bill No. 520—An act to add a new section to the Code of Civil Procedure, to be known as section 170b, relating to justices of the peace;

Also: Senate Bill No. 574—An act to amend sections 4 and 5 of an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911;

Also: Senate Bill No. 588—An act to add a new section to the Penal Code to be known as section 537i, relating to the defrauding of garage keepers.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Senate Bills Nos. 460 and 520 read first time, and referred to Committee on Judiciary.

Senate Bill No. 469 read first time, and referred to Committee on Fish and Game.

Senate Bill No. 574 read first time, and referred to Committee on Commerce and Navigation

Senate Bill No. 588 read first time, and referred to Committee on Motor Vehicles.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 249—An act providing money for the study of the flood problems of the Santa Ana River system, the preparation of plans and specifications in connection therewith, providing for study of rainfall penetration in connection therewith, and establishment and maintenance of gauging stations, providing for the cooperation by interested counties and districts, and directing the Division of Engineering and Irrigation, Department of Public Works, to provide for the carrying on of said work under its own direction or under the direction of the Department of Agriculture of the United States, and relating thereto;

Also: Senate Bill No. 313—An act to amend section 4238 of the Political Code, relating to the compensation of county and township officers of counties of the ninth class and to the number, appointment and salaries of their assistants and deputies;

Also: Senate Bill No. 318—An act providing for a State Park on Mission Bay in San Diego County and for the administration thereof;

Also: Senate Bill No. 405—An act to amend sections 2179, 2189, 2190 of the Political Code, relating to the Department of Institutions

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Senate Bill No. 249 read first time, and referred to Committee on Ways and Means.

Senate Bill No. 313 read first time, and referred to Committee on County Government.

Senate Bill No. 318 read first time, and referred to Committee on Commerce and Navigation.

Senate Bill No. 405 read first time, and referred to Committee on Hospitals and Asylums.

MOTION TO RECONSIDER.

Mr. Jones moved that the consideration of Mr. Coombs' motion to reconsider the vote whereby Senate Bill No. 392 was passed, be continued until the next legislative day.

Motion carried.

MOTION TO RECONSIDER.

Mr. Williamson moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 88 was refused passage, be continued until the next legislative day.

Motion carried.

THIRD READING OF ASSEMBLY BILLS.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER ONE.

Assembly Constitutional Amendment No. 1—Proposed amendment to article IV of the constitution, relative to the election and term of office of members of the Assembly.

Constitutional amendment read

The question being on the adoption of the constitutional amendment.
The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote. Mr. Bernard moved a call of the House.

Motion carried.

Time, ten o'clock and forty minutes a.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Jost, Keaton, Klue, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Roland, Scofield, Seawell, Sewell, Spalding, West, Witter, Wright, Young, and Mr. Speaker—54

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER THIRTY-EIGHT.

Assembly Concurrent Resolution No. 38—Relative to the appointment of a joint committee to investigate the water problems of the State and to recommend some method of procedure therewith.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 38 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Roland, Scofield, Scudder, Seawell, Spalding, West, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None

Title read and approved.

Assembly Concurrent Resolution No. 38 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No 38.

Providing for the appointment of a joint committee to investigate the water problems of the State and to recommend some method of procedure therewith.

WHEREAS, It is necessary that the Legislature of the State of California have further available adequate information so as to enable its members to consider proper legislation looking to the further conservation and use of the waters of the State; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That a committee of eight members, consisting of four members of the Assembly to be appointed by the Speaker of the Assembly, and four members of the Senate to be appointed by the President of the Senate, be appointed to make an investigation of the water problems of the State including the desirability for, and the location of, a salt water barrier at or near Carquinez Straits; the water problems of those counties not included in the Big Basin of California and water studies of the State not heretofore completed; and to recommend to the Legislature of the State of California at the forty-ninth session thereof state-wide policy for the conservation and use of the waters of the State; and be it further

Resolved, That said committee shall proceed to organize by the election of one of its members as chairman and by the election of a secretary, and shall proceed with said investigation in such manner as may be determined by said committee; and be it further

Resolved, That each department, board, commission or officer of the State of California, whenever requested to do so by said committee, shall furnish to said committee such assistance as it may require; and be it further

Resolved, That said committee is hereby authorized to hold public hearings at any place in the State of California at which hearings the people shall have opportunity to present their views to the committee; and be it further

Resolved, That said committee is hereby authorized and empowered to do any and all things necessary to make a full and complete investigation of the matters herein referred to, and is hereby authorized and empowered to require the production of books, agreements, documents and papers of every kind; to issue subpoenas and to compel the attendances of witnesses, and to procure testimony. Each of the members of said committee is hereby authorized to administer oaths, and all the provisions of article VIII of chapter 2, title I, part III of the Political Code of the State relative to the attendance and assemblage of witnesses before the Legislature and committees thereof, shall apply to the committee appointed under this resolution. The said committee is hereby given leave to sit during the sessions of the Legislature, during the recess thereof and during the interval between sessions thereof, at any place in the State as said committee shall from time to time determine; and be it further

Resolved, That the sum of \$10,000 or so much thereof as may be necessary be and the same is hereby appropriated for the purpose of defraying the expenses of said committee and said investigation, said sum to be paid equally from the contingent funds of the Senate and of the Assembly and the State Controller is hereby authorized and directed to draw his warrants in favor of the chairman of said committee for such expenditures as may be certified to him from time to time by the chairman of said committee and the State Treasurer is hereby authorized and directed to pay the same.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER FOURTEEN.

Assembly Joint Resolution No. 14—Relative to memorializing Congress to give favorable consideration to Senate Bill No. 121.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 14 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Byrne, Cloudman, Collier, Craig, Crawford, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 14 ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION No. 14.

Relative to memorializing Congress to give favorable consideration to Senate Bill No. 121.

WHEREAS, The rate of construction of improved highways through the national forest, public lands and other federal reservations is not keeping pace with the rate of construction of federal and State highways in other areas where federal and State funds are available; and

WHEREAS, In California there are many scenic areas in publicly owned lands which are difficult of access; and

WHEREAS, There is pending before the seventy-first session of Congress Senate Bill No. 121 introduced by Senator Oddie, providing for federal funds for post roads in the western states of the United States to be apportioned to the several states in proportion to the areas of public lands in those states; and

WHEREAS, There are large areas of these lands in the State of California; now, therefore, be it

Resolved by the Assembly and Senate, jointly. That the Legislature of the State of California respectfully urges that the Congress of the United States give favorable consideration to Senate Bill No. 121, and be it further

Resolved. That the Chief Clerk of the Assembly be and he is hereby instructed to forward copies of this resolution to the President and Vice President of the United States, the Speaker of the House of Representatives and to each of California's Senators and Representatives in Congress.

HON. WILLIAM E. HARPER IN THE CHAIR.

At ten o'clock and fifty-five minutes a.m., Hon. William E. Harper, member of the Assembly from the Seventy-ninth District, in the chair.

Assembly Bill No. 1020—An act to amend section 410 of the Political Code, relating to the distribution of the laws, resolutions and Journals of the Legislature; of reports of Supreme Court.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1020 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Byrne, Cloudman, Collier, Craig, Crawford, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1150—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by adding thereto a new section, to be numbered 20b, relating to a reservation of a portion of the waters originating within a county for use within said county of origin and providing for the appropriation and use of such water, declaring all portions of said "Water Commission Act" not incon-

sistent with this amendment to be applicable thereto, and declaring the provisions of section 46 of said "Water Commission Act" to be applicable to this amendment.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1150 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Byrne, Craig, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Eddy, Emmett, Fisher, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roland, Scudder, Seawell, Spalding, West, Williams, Woolwine, Wright, and Young—45.

NOES—Collier, Feigenbaum, Fry, Hornblower, McDonough, and Witter—6.

Title read and approved.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At eleven o'clock and seven minutes a.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Bernard.

The roll of absentees was called, and Assembly Constitutional Amendment No. 1 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Scofield, Seawell, Sewell, Spalding, West, Witter, Wright, Young, and Mr. Speaker—59.

NOES—Deuel, Quigley, Roland, and Woolwine—4.

Title read and approved.

Assembly Constitutional Amendment No. 1 ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 1

A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 3 of article IV thereof, relating to the election and term of office of members of the Assembly.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its forty-eighth session, commencing on the seventh day of January, 1929, two-thirds of all the members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes to amend section 3 of article IV of the constitution to read as follows:

Sec. 3. Members of the Assembly shall be elected in the year 1932 at the same time and in the same manner as now provided by law; *provided, however,* that the seats of 40 Assemblymen elected in the year 1932 from the odd-numbered districts shall be vacated at the expiration of the second year and thereafter they shall be elected for the term of four years, and the seats of those elected in the year 1932 from the even-numbered districts shall be elected for the full term of four years and thereafter for the term of four years, it being intended that the term of office of members of the Assembly shall be for the full term of four years, commencing as hereinbefore provided, and that they shall alternate as so provided.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and ten minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER TWENTY-ONE.

Assembly Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the constitu-

tion of said State by adding a new paragraph to section 14 of article XIII thereof to be numbered (h), relating to revenue and taxation.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 21 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Brock, Byrne, Cloudman, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Hawes, Hersinger, Hornblower, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Assembly Constitutional Amendment No. 21 ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 21.

A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section to article XIII to be known as section 17, relating to revenue and taxation and reimbursement to counties and to a city and county for losses sustained as a result of the withdrawal of property from local taxation.

Resolved by the Assembly, the Senate concurring. That the Legislature of the State of California, at its forty-eighth regular session, commencing on the seventh day of January, 1920, two-thirds of all the members elected to each of the two houses voting in favor thereof, hereby proposes to the people of the State of California that the constitution of said State be amended by adding a new section to article XIII thereof, to be known as section 17, to read as follows:

Sec. 17. The loss in revenue sustained by any county or by a city and county by the withdrawal from local taxation of the property taxed for State purposes under the provisions of this constitution, shall be ascertained and determined by the Department of Finance, and said department shall report to the Legislature the loss sustained by each such county and city and county from such cause, during the biennium next preceding the making of such report; *provided*, that loss to a city and county shall be based on removal of such property from taxation for county purposes and shall not include loss for removal of such property from taxation for municipal purposes. The Legislature shall, immediately after the adoption and approval of the budget bill, provide for the reimbursement of such loss from any unappropriated money in the general fund in the State treasury; *and provided*, *further*, that no such reimbursement shall reduce the unappropriated money in the general fund in the State treasury to a sum less than \$10,000,000.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER

THIRTY-SIX.

Assembly Constitutional Amendment No. 36—Proposed amendment to article VI of the constitution, relative to the compensation of judicial officers.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 36 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hersinger, Jespersen, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva,

Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.
 NOES—None.

Title read and approved.

Assembly Constitutional Amendment No. 36 ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT No 36.

A resolution to propose to the people of the State of California an amendment to section 17 of article VI of the constitution of the State of California, relating to the compensation of judicial officers

Be it resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its forty-eighth regular session commencing on the seventh day of January, 1929, two-thirds of all the members elected to each of the two houses voting in favor thereof, hereby proposes to the people of the State of California that section 17 of article VI of the constitution of this State be amended to read as follows:

Sec. 17. The justices of the Supreme Court and of the District Courts of Appeal shall severally receive for their services such compensation as is or shall be provided by law, which shall be paid monthly by the State.

The compensation of each of the judges of the superior courts of the State of California shall be paid in part by the State and in part by the county or city and county in and for which the judge is elected or appointed. The Legislature shall fix and prescribe the compensation which shall be paid by the State. The board of supervisors of the county or city and county in and for which the judge is elected or appointed shall fix and prescribe the compensation which shall be paid by said county or city and county. The compensation of a judge of a court of record shall not be diminished during his continuance in office. In each county or city and county in which there is more than one judge of the superior court the compensation of each of the judges of said court shall be the same. Until otherwise determined the compensation now fixed and prescribed by law shall constitute the compensation to be paid by the State and by each county or city and county respectively.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER TWENTY-FOUR.

Assembly Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding a new article thereto, to be known as article XIII $\frac{1}{2}$, relating to revenue and taxation.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 24 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Elennor, Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noves, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Williams, Witter, Wright, Young, and Mr. Speaker—58.
 NOES—West—1.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Arnold gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Constitutional Amendment No. 24 was this day adopted.

HON. FRANK W. LUTTRELL IN THE CHAIR.

At eleven o'clock and twenty-five minutes a.m., Hon. Frank W. Luttrell, member of the Assembly from the Thirteenth District, in the chair.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER
THIRTY-SEVEN.

Assembly Constitutional Amendment No. 37—Proposed amendment to article IV of the constitution, relative to retirement salaries for State employees.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 37 adopted by the following vote:

AYES—Badham, Bernard, Brock, Byrne, Cloudman, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jespersen, Jewett, Jones Jost, Keaton, Klme, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Miller, James A., Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scoffield, Sewell, Spalding, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—Adams, Anderson, Arnold, Collier, Ingels, Scudder, and Witter—7

Title read and approved.

Assembly Constitutional Amendment No. 37 ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT No 37.

A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article IV thereof a new section to be numbered section 22a, relating to retirement salaries for State employees.

Resolved by the Assembly, the Senate concurring. That the Legislature of the State of California at its forty-eighth regular session commencing on the seventh day of January, 1929, two-thirds of all the members elected to each of the two houses voting in favor thereof, hereby proposes to the people of the State of California that the constitution of the State of California be amended by adding to article IV thereof a new section to be numbered 22a and to read as follows:

Sec. 22a. The Legislature shall have power to provide for the payment of retirement salaries to employees of the State who shall qualify therefor by service in the work of the State as provided by law. The Legislature shall have power to fix and from time to time change the requirements and conditions for retirement which shall include a minimum period of service, a minimum attained age and minimum contribution of funds by such employees and such other conditions as the Legislature may prescribe, subject to the power of the Legislature to prescribe lesser requirements for retirement because of disability.

The rates of contribution and the periods and conditions of service and amount of retirement salaries fixed in pursuance of this section shall not be changed except by the vote of two-thirds of the members elected to each of the two houses of the Legislature.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and fifty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER
TWENTY-SEVEN.

Assembly Constitutional Amendment No. 27—Proposed amendment to article VI of the constitution, relative to absence of judicial officers from the State.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 27 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Easley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Keaton, Klme, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland,

Scotfield, Scudder, Seawell, Spalding, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—56.

NOES—Deuel, DeYoe, and Jones—3

Title read and approved.

Assembly Constitutional Amendment No. 27 ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 27.

A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by amending section 9 of article VI, relating to absence of judicial officers from the State.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its forty-eighth regular session commencing on the seventh day of January, 1929, two-thirds of all the members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes to the people of the State of California that section 9 of article VI of the constitution of this State be amended to read as follows:

Sec. 9. The Legislature shall have no power to grant leave of absence to any judicial officer, and any such officer who shall absent himself from the State for more than 60 consecutive days shall be deemed to have forfeited his office; *provided, however,* that the Governor of the State may in his discretion and on such terms as he may fix, extend said period. The Legislature of the State may, at any time, two-thirds of the members of the Senate and two-thirds of the members of Assembly voting therefor, increase or diminish the number of judges of the superior court in any county, or city and county, in the State, *provided,* that no such reduction shall affect any judge who has been elected

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER FOUR.

Assembly Constitutional Amendment No. 4—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to county and township officers, their deputies and employees and compensation of jurors. Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 4 was refused adoption by the following vote:

AYES—Anderson, Badham, Bernard, Bliss, Brock, Collier, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Fisher, Heisinger, Ingels, Jones, Jost, Keaton, Meeker, Miller, Eleanor; Noyes, Ohva, Reindollar, Scudder, Seawell, West, and Williams—26.

NOES—Adams, Arnold, Bishop, Byrne, Cloudman, Craig, Cronin, Crowley, Easley, Eddy, Feigenbaum, Flynn, Fry, Gilmote, Harper, Hawes, Kline, Luttrell, Lyons, McDonough, Miller, James A. Mixer, Morrison, Nielsen, Parkman, Patterson, Quigley, Scotfield, Sewell, Woolwine, Wright, Young, and Mr. Speaker—33.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER THIRTEEN.

Assembly Constitutional Amendment No. 13—Proposed amendment to article XIII of the constitution, relative to taxation.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Dillinger moved a call of the House.

Motion lost.

The roll was called, and Assembly Constitutional Amendment No. 13 refused adoption by the following vote:

AYES—Adams, Anderson, Arnold, Bliss, Brock, Byrne, Craig, Crittenden, Crowley, Deuel, DeYoe, Eddy, Feeley, Fisher, Harper, Jones, Jost, Keaton, Kline, Little

Luttrell, Lyons, Miller, Eleanor; Mixer, Parkman, Patterson, Reindollar, Roland, Scudder, Seawell, Sewell, Williams, Woolwine, and Young—34.

NOES—Bernard, Cloudman, Collier, Cronm, Dillinger, Easley, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Heisinger, Hornblower, Ingels, McDonough, Meeker, Miller, James A. Morrison, Noyes, Oliva, Quigley, West, Witter, Wright, and Mr. Speaker—25.

NOTICE OF RECONSIDERATION.

Mr. Dillinger gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Constitutional Amendment No. 13 was this day refused passage.

MOTION TO CORRECT JOURNAL.

Mr. Patterson moved that the Journal of April 22, 1929, be corrected to show the adoption of the Free Conference report concerning Senate Bill No. 193.

Motion carried.

RECESS.

At one o'clock and forty-five minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Desch reading.

SENATE MESSAGES

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 164—An act making an appropriation for painting portraits of governors of California, and directing the State Department of Finance to carry out the provisions thereof.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 127—An act to amend section 1306 of the Penal Code, relating to forfeiture of bail bonds, payment of judgments thereon, and refund of the principal sum thereof under certain circumstances to the judgment debtor.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Senate Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to article XII of the constitution of the State of California amending sections 1 and 7, and repealing sections 2, 3, 9, 11, 12 and 14 of that article.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Constitutional Amendment No. 24 read first time, and referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Senate Constitutional Amendment No. 5—A resolution to propose and submit to the people of the State of California an amendment to section 2, article XVIII of the constitution of the State of California, providing for the election

of delegates to be assembled in convention for the purpose of framing a new constitution for the State of California

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Constitutional Amendment No. 5 read first time, and referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 642—An act to amend an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices, providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act, for the admission in evidence of copies of the State's standard of weights and measures, providing for the appointment of officers to enforce and carry into effect the provisions of this act including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies, defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, as amended, by adding thereto a new section to be numbered 16a, relating to sealers of weights and measures.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

Senate Bill No. 642 read first time, and referred to Committee on Agriculture.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 712—An act providing for the registration of contractors, and defining the term contractor, providing the method of obtaining licenses to engage in the business of contracting, and fixing the fees for such licenses; providing the method of suspension and cancellation of such licenses; and prescribing the punishment for violation of the provisions of this act;

Also: Senate Bill No. 547—An act to amend section 3480a of the Political Code providing a method of refunding reclamation district bonds now or hereafter issued or outstanding and to add a new section to the Political Code to be designated section 3457a thereof providing for the cancellation of warrants or reclamation districts and for the issuance of warrants in lesser denominations in lieu thereof.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

Senate Bill No. 712 read first time, and referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 547 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER SIXTEEN.

Assembly Joint Resolution No. 16—Relative to resurvey of north boundary of Hoopa Indian Reservation and modification of Klamath River Fish and Game District Initiative Act.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 16 adopted by the following vote:

AYES—Arnold, Badham, Bliss, Brock, Collier, Craig, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jost, Kenton, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Noyes, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Sewell,

Snyder, Spalding, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 16 ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION No. 16

Relating to resurvey of north boundary of Hoopa Indian Reservation and modification of Klamath River Fish and Game District Initiative Act.

WHEREAS, The Klamath River is the principal source of supply of salmon and steelhead trout spawn for artificial propagation of those species of food fishes in the State of California; and

WHEREAS, The people of the State of California, by Initiative Act passed at the general election in November, 1924, ordained that the waters of the Klamath River were, and would thereafter be the Klamath River Fish and Game District and prohibited the construction or maintenance of any dam or other artificial obstruction within the district; and

WHEREAS, An effort is now being made to annul said Initiative Act by causing the United States to resurvey the north boundary of the Hoopa Indian Reservation along the lower Klamath River so as to relocate the said north boundary at a point 26 chains north of the position it has occupied since the early eighties, thus placing several miles of the river under the jurisdiction of the federal government and beyond the control of the Initiative Act; and

WHEREAS, If this resurvey is allowed and approved by the Department of the Interior, dams will be constructed within the area thus beyond the provisions of the Initiative Act and the run of salmon and steelhead trout in the Klamath River will be totally destroyed, and the principal supply of the State's spawn will be eliminated; now, therefore, be it

Resolved, by the Assembly and the Senate of the State of California, jointly, That the Legislature of the State of California hereby protests any change in or relocation of surveyed lines affecting in any manner the Klamath River within the State of California, as being an attempt to modify and annul the solemn act of the people of this State in creating the Klamath River Fish and Game District; and be it further

Resolved, That it is the sense of this resolution and of this Legislature that before any approval of any change in existing surveys, or before any new surveys be approved, that a public hearing of protests already on file be held under the authority of the Department of the Interior in the manner and form prescribed by law and existing regulations at which time all parties interested may appear and be heard; and be it further

Resolved, That copies of this resolution be forwarded the President of the United States, the Secretary of the Interior, and to all Senators and Representatives of California in Congress.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Seawell moved that the vote whereby Assembly Bill No. 650 was refused passage be reconsidered.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Seawell moved a call of the House.

Motion carried.

Time, two o'clock and forty-five minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jones, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGinness, Mecker, Miller, Eleanor, Miller, James A., Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, and Young—61.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

HON. WALTER J. LITTLE IN THE CHAIR.

At two o'clock and fifty minutes p.m., Hon. Walter J. Little, member of the Assembly from the Sixty-second District, in the chair.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Levey: Assembly Joint Resolution No. 19—Relative to federal legislation for the building and maintenance of highways over public lands and federal reservations.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Levey asked for and was granted unanimous consent to take up Assembly Joint Resolution No. 19, at this time, without reference to printer, committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER NINETEEN.

Assembly Joint Resolution No. 19—Relative to federal legislation for the building and maintenance of highways over public lands and federal reservations.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 19 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eastley, Eddy, Emmett, Flynn, Fry, Galmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Snyder, Spalding West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—58.

NOES—None

ASSEMBLY JOINT RESOLUTION No. 19.

Relative to federal legislation for the building and maintenance of highways over public lands and federal reservations.

WHEREAS, More than two-fifths of area of the State of California still remains with the federal government as unreserved or unappropriated public land, non-taxable Indian lands and other federal reservations; and

WHEREAS, These lands are not subject to taxation and whereas the construction and maintenance of highways through and across these areas should be an obligation of the federal government requiring no financial cooperation on the part of the State or its subdivisions; now, therefore, be it

Resolved by the Senate and the Assembly of the State of California, jointly, That the California Representatives in the Congress of the United States be and are hereby requested to actively support legislation which will provide for appropriations by the federal government with which to build and maintain highways through and across unappropriated or unreserved public lands and other federal reservations; and, be it therefore

Resolved, That a copy of this resolution be sent to the President of the United States, the Vice President, the Speaker of the House of Representatives and to each member of the seventy-fifth Congress from the State of California.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 836—An act to amend section 1607e of the Political Code, relating to cafeterias in schools.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Bishop:

AMENDMENT NUMBER ONE

On page 1, line 15. of the printed bill, as amended, strike out the second word "served", and insert in lieu thereof the word "sold".

AMENDMENT NUMBER TWO.

On page 1, line 17, of the printed bill, as amended, before the word "supervision", insert the words "such general".

AMENDMENT NUMBER THREE

On page 1, line 18. of the printed bill, as amended, before the word "and", insert a period, and strike out the words "and management".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1149—An act to amend section 514 of the Civil Code, relating to the construction by wagon road corporations of roads, ferries, bridges, tunnels and tubes, across, in and under streams, bays and inlets, tidal or otherwise, on or intersected by the line of such corporations' roads; providing for the collection and rates of tolls for the use thereof by the public, and providing penalties for charging or demanding unlawful tolls.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1149 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jones, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, James A., Mixter, Morgan, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Snyder, Spalding, West, Witter, Wright, Young, and Mr. Speaker—55.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1169—An act to amend section 1 of an act entitled "An act granting to the city of Berkeley the salt marsh, tide and submerged lands of the State of California, including the right to wharf out therefrom, to the city of Berkeley, and regulating the management, use and control thereof," approved June 11, 1913, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1169 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jones, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, James A., Mixter, Morgan, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Snyder, Spalding, West, Witter, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At three o'clock and two minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Seawell.

The roll of absentees was called, and the motion for reconsideration carried by the following vote:

AYES—Anderson, Arnold, Badham, Bishop, Bliss, Brock, Cloudman, Collier, Craig, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hornblower, Ingels, Jost, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Oliva, Parkman, Patterson, Qungley, Reindollar, Scudder, Seawell, Sewell, Williams, Williamson, Witter, Woolwine, and Young—45.

NOES—Adams, Bernard, Byrne, Crawford, Crittenden, Deuel, Feigenbaum, Hawes, Heisinger, Jones, Keaton, Little, Lyons, Morrison, Nielsen, Noyes, Roland, Scofield, Snyder, Spalding, West, and Wright—22.

Assembly Bill No. 650 ordered placed on file.

THE SPEAKER IN THE CHAIR.

At three o'clock and ten minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

HON. EMORY J. ARNOLD IN THE CHAIR.

At three o'clock and twenty minutes p.m., Hon. Emory J. Arnold, member of the Assembly from the Seventy-fifth District, in the chair.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Nielsen:

AMENDMENT NUMBER ONE.

On page 3 of the printed bill, as amended in Assembly May 2, 1929, strike out line 1, and insert in lieu thereof the following:

"12. In districts twelve and thirteen salmon may".

AMENDMENT NUMBER TWO.

On page 3, line 7, of the printed bill, as amended in Assembly May 2, 1929, after the period following the word "inches", in said line, insert the following paragraph:

"13. In district twelve "B" salmon may be taken with hook and line and gill nets between the fifteenth day of November and the fifteenth day of June, both dates inclusive, and between the first day of August and the sixteenth day of September, both dates inclusive. Nets of not less than five and one-half inch mesh may be used; *provided*, that between the sixteenth day of May and the fifteenth day of June, both dates inclusive, no nets may be used the meshes of which measure less than seven and one-half inches."

AMENDMENT NUMBER THREE.

On page 3, line 8, of the printed bill, as amended in Assembly May 2, 1929, strike out the number "13", and insert in lieu thereof the number "14".

AMENDMENT NUMBER FOUR.

On page 3, line 13, of the printed bill, as amended in Assembly May 2, 1929, strike out the number "14", and insert in lieu thereof the number "15".

AMENDMENT NUMBER FIVE.

On page 3, line 17, of the printed bill, as amended in Assembly May 2, 1929, strike out the number "15", and insert in lieu thereof the number "16".

The question being on the adoption of the amendments.

REQUEST FOR ROLL CALL.

On request of Messrs. West, Easley and Nielsen, the Speaker ordered a roll call taken on the adoption of the amendments to Assembly Bill No. 320.

The roll was called, and the amendments were refused adoption by the following vote:

AYES—Arnold, Bernard, Brock, Crittenden, Crowley, DeYoe, Easley, Eddy, Flynn, Hawes, Jewett, Keaton, Klue, Miller, Eleanor; Nielsen, Roland, West, Williams, Williamson, Witter, and Young—21.

NOES—Adams, Bishop, Bliss, Cloudman, Collier, Cronin, Deuel, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Luttrell, McDonough, McGuinness, Meeker, Miller, James A., Mixer, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Woolwine, Wright, and Mr. Speaker—40.

THE SPEAKER IN THE CHAIR.

At three o'clock and forty-seven minutes, p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

FURTHER CONSIDERATION OF ASSEMBLY BILL NUMBER THREE HUNDRED TWENTY.

Assembly Bill No. 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 320 passed by the following vote:

AYES—Adams, Arnold, Bishop, Bliss, Cloudman, Collier, Cronin, Deuel, DeYoe, Dillinger, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Woolwine, Wright, and Mr. Speaker—46.

NOES—Bernard, Brock, Crittenden, Crowley, Easley, Eddy, Hawes, Jewett, Nielsen, Roland, West, Wilhams, Witter, and Young—14.

Title read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1055—An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act," approved June 12, 1915, as amended, relating to powers of the district.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1055 passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Crittenden, Crowley, Deuel, DeYoe, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Heisinger, Hornblower, Jespersen, Jewett, Jones, Kline, Little, Lyons, McDonough, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—54.

NOES—Keaton—1.

Title read and approved.

Bill ordered transmitted to the Senate.

MOTION FOR RECESS.

On motion of Mr. Jespersen, the Speaker declared the Assembly at recess for the purpose of being addressed by Henry Blood, chairman of

the Utah Highway Commission, also president of the Western Division of United States Highway Officials, and Joseph Wood, Director of Public Works of Idaho.

REASSEMBLED.

The Assembly reconvened.
Speaker Levey in the chair.
Assistant Clerk Desch reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:
ON PUBLIC HEALTH AND QUARANTINE

ASSEMBLY CHAMBER SACRAMENTO, May 7, 1929.

MR. SPEAKER Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 875—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

(Signed out)

FRY, Chairman.
FLYNN.
CRAIG.
WOOLWINE.
LUTTRELL.
FEELEY.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jones asked for and was granted unanimous consent to take up Senate Bill No. 875, at this time, without reference to file.

CONSIDERATION OF SENATE BILL NUMBER EIGHT HUNDRED
SEVENTY-FIVE.

Senate Bill No. 875—An act to authorize the director of the California State Department of Agriculture to maintain plant quarantine inspection stations for the purpose of inspecting vehicles, boats, vessels, railroad cars, airplanes, and any and all types of conveyances for the purpose of preventing the introduction by such carriers, or by the contents of such carriers, into the State of California or the spread within the State of California of injurious insects, or other animal pests, or plant diseases, or noxious weeds; making an appropriation to carry out the provisions of this act and making the matter hereof an urgency measure.

CASE OF URGENCY.

The following resolution was offered.

By Mr. Jones:

Resolved, That Senate Bill No. 875 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Jones moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jepsen, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison,

Patterson, Quigley, Reindollar, Roland, Scofield, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.
NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 875.

SECOND READING OF SENATE BILL NUMBER EIGHT HUNDRED SEVENTY-FIVE.

Senate Bill No. 875—An act to authorize the Director of the California State Department of Agriculture to maintain plant quarantine inspection stations for the purpose of inspecting vehicles, boats, vessels, railroad cars, airplanes, and any and all types of conveyances for the purpose of preventing the introduction by such carriers, or by the contents of such carriers, into the State of California or the spread within the State of California of injurious insects, or noxious weeds; making an appropriation to carry out the provisions of this act and making the matter hereof an urgency measure.

Bill read second time.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—56.

NOES—None.

THIRD READING OF SENATE BILL NUMBER EIGHT HUNDRED SEVENTY-FIVE.

Senate Bill No. 875—An act to authorize the Director of the California State Department of Agriculture to maintain plant quarantine inspection stations for the purpose of inspecting vehicles, boats, vessels, railroad cars, airplanes, and any and all types of conveyances for the purpose of preventing the introduction by such carriers, or by the contents of such carriers, into the State of California or the spread within the State of California of injurious insects, or noxious weeds; making an appropriation to carry out the provisions of this act and making the matter hereof an urgency measure.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 875 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Collier, Crawford, Crowley, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—56

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Williamson moved that the vote whereby Senate Bill No. 214 was refused passage be reconsidered.

The roll was called, and the same was reconsidered by the following vote:

AYES—Adams, Arnold, Badham, Bernard, Bliss, Brock, Cloudman, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jewett, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Patterson, Reindollar, Roland, Scofield, Snyder, West, Williamson, Witter, Woolwine, and Mr. Speaker—45

NOES—Anderson, Deuel, Jones, Quigley, Spalding, Wright, and Young—7.

Senate bill No. 214 ordered placed on file for passage.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr Keaton moved that the vote whereby Assembly Constitutional Amendment No. 35 was refused adoption be reconsidered.

The roll was called, and the same was reconsidered by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bliss, Brock, Byrne, Cloudman, Craig, Crawford, Crittenden, Crowley, DeYoe, Easley, Eddy, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Jewett, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor, Mixer, Morrison, Patterson, Reindollar, Scofield, Sewell, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—43

NOES—Deuel, Feigenbaum, Jones, Meeker, Quigley, Roland, Snyder, Spalding, West, and Wright—10

Assembly Constitutional Amendment No. 35 ordered placed on file for adoption.

HON. HENRY MCGUINNESS IN THE CHAIR.

At four o'clock and thirty-five minutes p m., Hon. Henry McGuinness, member of the Assembly from the First District, in the chair.

MOTION TO WITHDRAW BILL.

Mr. Kline moved that Assembly Constitutional Amendment No. 14 be withdrawn from the Committee on Constitutional Amendments and placed on file for adoption.

The question being on the motion to withdraw Assembly Constitutional Amendment No. 14 from Committee on Constitutional Amendments.

The roll was called, and the motion to withdraw Assembly Constitutional Amendment No. 14 from committee lost by the following vote:

AYES—Badham, Deuel, DeYoe, Ingels, Kline, Meeker, and Wright—7

NOES—Adams, Anderson, Arnold, Bernard, Bliss, Byrne, Cloudman, Collier, Craig, Crittenden, Crowley, Easley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hornblower, Luttrell, Miller, James A., Mixer, Morgan, Parkman, Patterson, Quigley, Reindollar, Roland, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Young, and Mr. Speaker—38

THE SPEAKER IN THE CHAIR.

At four o'clock and fifty-eight minutes p m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, MAY 7, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 37—Approving a certain amendment to the charter of the city of San Luis Obispo, ratified by the qualified electors of said city at a general municipal election held on the first day of April, 1929—and reports that the same has been correctly enrolled and presented to the Governor on the seventh day of May at four o'clock p.m.

SPALDING, Chairman.

Also :

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 8—Relative to memorializing Congress for federal aid in the construction of a breakwater in Trinidad Harbor at or near the city of Trinidad, California—and reports that the same has been correctly enrolled and presented to the Governor on the seventh day of May at four o'clock p.m.

SPALDING, Chairman.

Also :

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 93—An act to add a new section to be numbered section 3a, to an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishments, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman, or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to the keeping of records of hours worked;

Also: Assembly Bill No. 146—An act to amend section 4153 of the Political Code, relating to the duties of the district attorney;

Also: Assembly Bill No. 160—An act to amend section 19228 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to salary of the probation officer in counties of the twenty-eighth class;

Also: Assembly Bill No. 165—An act relating to the sale or exchange of surplus products between public institutions owned, managed or controlled by the State, or the political subdivisions thereof, and providing for the disposition of moneys received therefrom, and to repeal that certain act entitled "An act providing for the exchange of commodities between the public institutions owned or managed and controlled by the State, or the political subdivisions thereof," approved March 13, 1905;

Also: Assembly Bill No. 196—An act to amend section 1151 of the Political Code, relating to boards for municipal elections;

Also: Assembly Bill No. 206—An act to amend sections 3 and 15 of an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including a minimum wage, providing for an appropriation therefor and fixing a penalty for violations of this act," approved May 26, 1913, as amended;

Also: Assembly Bill No. 225—An act to amend section 11 of an act entitled "An act to regulate the public service of stallions and jacks in the State of California," approved May 1, 1911, as amended, relating to the disposition of fees;

Also: Assembly Bill No. 245—An act to amend section 5 of an act entitled "An act establishing a State Mining Bureau, creating the office of State Mineralogist, fixing his salary and prescribing his powers and duties; providing for the employment of officers and employees of said bureau, making it the duty of persons in charge of mines, mining operations and quarries to make certain reports, providing for the investigation of mining operations, dealings and transactions and the prosecution for defrauding, swindling and cheating therein, creating a State Mining Bureau fund for the purpose of carrying out the provisions of this act and repealing an act entitled 'An act to provide for the establishment, maintenance, and support of a bureau, to be known as the State Mining Bureau, and for the appointment and duties of a board of trustees, to be known as the Board of Trustees of the State Mining Bureau, who shall have the direction, management and control of said State Mining Bureau, and to provide for the appointment, duties, and compensation of a State Mineralogist, who shall perform the duties of his office under the control,

direction and supervision of the Board of Trustees of the State Mining Bureau,' approved March 23, 1893, and all acts amendatory thereof and supplemental thereto or in conflict herewith,' approved June 16, 1913, as amended, and to add a new section to said act to be numbered section 16, defining the term mine and the term mineral as used in said act;

Also: Assembly Bill No. 271—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-sixth class.

Also: Assembly Bill No. 316—An act dedicating the northerly thirty feet of Channel street in the city and county of San Francisco, between the southwesterly line of Seventh street and the westerly line of Carolina street, exclusively as a right of way for vehicular and pedestrian traffic; and repealing all acts in conflict herewith.

Also: Assembly Bill No. 354—An act to amend section 226 of the Civil Code, relating to proceedings on adoption.

Also: Assembly Bill No. 458—An act to amend section 737*dd* of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Orange.

Also: Assembly Bill No. 505—An act to amend sections 5 and 9 of an act entitled "An act to allow unincorporated cities and towns to equip and maintain a fire department," approved March 4, 1881, as amended, relating to the support thereof;

Also: Assembly Bill No. 522—An act providing for the use of kindergarten funds for building, furnishing and equipping buildings for the accommodation of kindergartens.

Also: Assembly Bill No. 528—An act to amend section 3 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919, relating to containers used for the sale of imitation milk;

Also: Assembly Bill No. 540—An act to amend section 4263 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the thirty-fourth class.

Also: Assembly Bill No. 547—An act to limit the registration, enrollment, and attendance of the California Polytechnic School to male students.

Also: Assembly Bill No. 548—An act relating to holding of school elections in union or joint union school districts.

Also: Assembly Bill No. 549—An act relating to the election of clerks of school districts;

Also: Assembly Bill No. 564—An act to amend section 1 of an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical, or mercantile establishment, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company; compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant or other establishment employing any female, to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment, and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended, relating to occupations to which act applies;

Also: Assembly Bill No. 634—An act to amend section 928 of the Penal Code, relating to grand juries;

Also: Assembly Bill No. 641—An act to amend section 1274*a* of the Code of Civil Procedure of the State of California, relating to the deposit of unclaimed property in the estates of decedents.

Also: Assembly Bill No. 660—An act to provide for the assent by the State of California to the provisions of an act passed by the Congress of the United States, known as the Capper-Ketchum Act and entitled "An act to provide for the further development of agricultural extension work between the agricultural colleges in the several states receiving the benefits of the act entitled "An act donating public lands to the several states and territories which may provide colleges for the benefit of agriculture and the mechanic arts," approved July 2, 1862, and all acts supplementary thereto, and the United States Department of Agriculture," and approved May 22, 1928;

Also: Assembly Bill No. 702—An act to add a new section to the Political Code, to be numbered 4041*r*, authorizing counties to expend money for investigation of watershed protection, reforestation and afforestation.

Also: Assembly Bill No. 755—An act to add a new section to the Political Code to be numbered 363*n*, relating to the preparation of plans for public buildings and other structures.

Also: Assembly Bill No. 757—An act to amend the Political Code by adding thereto a new section to be numbered 4310, providing a special fund for the sheriff, for the manner of making disbursements thereunder, for the use of the fund, and for the manner of accounting therefor;

Also: Assembly Bill No. 791—An act to amend section 701 of the Code of Civil Procedure, relating to who may redeem real property from sale under a lien.

Also: Assembly Bill No. 799—An act to amend the "California Irrigation District Act" by amending section 18 thereof, relating to the distribution of water, so as to provide for the sale or lease of surplus water.

Also: Assembly Bill No. 821—An act relating to maximum rates of tax for school district purposes;

Also: Assembly Bill No. 824—An act providing for the employment of home teachers by governing boards of school districts;

Also: Assembly Bill No. 867—An act relating to the opening and closing of polls at school elections;

Also: Assembly Bill No. 868—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class and fixing the mileage and per diem of grand and trial jurors in such counties;

Also: Assembly Bill No. 922—An act to amend an act entitled "An act to create a police relief, health and life insurance, and pension fund in the several counties, cities and counties, cities and towns of the State," approved March 4, 1899, as amended, by adding a new section to be entitled "section 17" and making said act applicable to cities of the fifth and sixth class;

Also: Assembly Bill No. 923—An act providing for the creation, maintenance and operation of police relief, life insurance or pension funds in the cities and towns of the fifth and sixth class;

Also: Assembly Bill No. 937—An act to amend an act entitled "An act authorizing and requiring boards or commissions having the management and control of paid fire departments, to grant the members thereof yearly vacations," approved March 26, 1895, as amended, by amending section 1 thereof, relating to vacations of members of fire departments and extending the provisions of the act to include fire districts, county fire districts and fire protection districts;

Also: Assembly Bill No. 941—An act to amend section 2322~~7~~54 of the Political Code, relating to the horticultural commissioner of counties of the fifty-fourth class;

Also: Assembly Bill No. 962—An act to add a new section to the Political Code to be numbered 686, relating to the creation of a Division of Personnel and Organization in the Department of Finance and the transference of the work, affairs and functions of the State Civil Service Commission to said department and providing for the performance and discharge of said duties by said department through the Civil Service Commission;

Also: Assembly Bill No. 978—An act to amend the California Fruit, Nut and Vegetable Standardization Act of 1927, approved June 2, 1927, as amended, by amending section 35 thereof, relating to standards for sweet potatoes;

Also: Assembly Bill No. 1012—An act to add a new section to the Penal Code, to be numbered 531a, relating to fraudulent conveyances;

Also: Assembly Bill No. 1058—An act to amend sections 551, 863 and 874 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class;

Also: Assembly Bill No. 1073—An act to amend section 401 of the Civil Code, relating to extension of corporate existence;

Also: Assembly Bill No. 1103—An act to amend section 204 of the Code of Civil Procedure, relating to the selection of trial jurors and grand jurors;

Also: Assembly Bill No. 1113—An act to amend sections 1205 and 1446 of the Penal Code, relating to judgments directing imprisonment for satisfaction of fines and providing for payment of fines within a limited time or in installments in certain cases;

Also: Assembly Bill No. 38—An act to add a new section to the "Weights and Measures Act," approved June 16, 1913, as amended, to be numbered 16~~2~~2, relating to the salaries of the sealer of weights and measures, and deputies, in counties of the second class;

Also: Assembly Bill No. 45—An act to amend section 4254 of the Political Code, relating to compensation of county officers and employees in counties of the twenty-fifth class;

Also: Assembly Bill No. 100—An act to amend the California Irrigation District Act, approved March 31, 1897, by amending sections 7, 26, 27b, 84 and 90 thereof, relating to directors of irrigation districts.

Also: Assembly Bill No. 106—An act to amend sections 1 and 2 of an act entitled "An act providing for the formation, government and operation of harbor districts for the improvement or development of harbors, the calling and conducting of elections in such districts, the issuance and disposal of the bonds thereof, and the assessment and levy of taxes for the payment of such bonds, principal and interest, and for the ordinary expenses of such districts," approved April 20, 1927.

Also: Assembly Bill No. 145—An act to amend section 1274b of the Code of Civil Procedure, relating to unclaimed money of missing persons;

Also: Assembly Bill No. 185—An act to add a new section to the Code of Civil Procedure to be numbered 542b, relating to the release of personal property under attachment or garnishment;

Also: Assembly Bill No. 189—An act to amend sections 3 and 79c of an act known as "The Improvement Act of 1911," approved April 7, 1911, as amended, relating to publication of notice of improvements;

Also: Assembly Bill No. 193—An act to provide for the standardization of cement-concrete pipe sold for irrigation purposes;

Also: Assembly Bill No. 250—An act to provide for the alteration of the boundaries of and for the annexation of incorporated and unincorporated territory or incorporated or unincorporated territory to municipal corporations and for the incorporation and consolidation of such annexed territory in and as a part thereof;

Also: Assembly Bill No. 283—An act granting to The Regents of the University of California for the use of the University of California in connection with scientific research and investigation at the Scripps Institution of Oceanography the sole and exclusive right of possession, occupation, and use of certain lands bordering on the Pacific Ocean in the county of San Diego, State of California, and State waters adjacent thereto, forbidding entry upon said lands and State waters of any persons other than officers, employees, students of the University of California, and licensees of The Regents of the University of California, making every violation of certain provisions of this act a misdemeanor, and providing for the punishment thereof;

Also: Assembly Bill No. 305—An act to amend section 4252 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the twenty-third class;

Also: Assembly Bill No. 306—An act to amend section 19a23 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the twenty-third class;

Also: Assembly Bill No. 335—An act to amend section 128 of the Civil Code, as to the residence of the plaintiff, defendant and cross-complainant in an action for divorce;

Also: Assembly Bill No. 380—An act to amend an act entitled "An act transferring the operation and control of certain of the flood control works of the Sacramento and San Joaquin Drainage District to the Department of Public Works, and providing that the cost thereof shall be paid by the State for a limited period and relieving said district and the Reclamation Board and its members from responsibility and liability for operation or maintenance of flood control works during said period; providing for the cancellation of bonds of said district authorized but not sold; authorizing the Reclamation Board to levy a supplementary assessment and to order called assessments levied in connection with Project No. 6; authorizing the issuance of bonds of said district based on and secured by assessments upon the land within the boundaries of Project No. 6 of said district; authorizing the validation of said bonds; authorizing the State Board of Control to purchase and invest in warrants and bonds of said district; authorizing landowners within said Project No. 6 to pay assessments in warrants or bonds of said district; adding to, taking away from and altering an act known as the 'Reclamation Board Act,' approved December 24, 1911, as amended, and repealing all other acts or parts of acts so far as they are in conflict herewith," approved May 26, 1927, by adding a new section thereto, to be numbered section 17, relating to warrants held by reclamation, levee, or drainage districts;

Also: Assembly Bill No. 542—An act to amend section 4270 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the forty-first class;

Also: Assembly Bill No. 544—An act to amend sections 5 and 8 of an act entitled "An act to define the boundary, provide for the care, strengthening and repairing of the levee, and for the payment of the indebtedness of Levee District No. 1 of Sutter County," approved March 20, 1874, as amended, relating to the election and recall of directors and the levy and collection of taxes;

Also: Assembly Bill No. 565—An act to amend section 4 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to prohibited occupations;

Also: Assembly Bill No. 614—An act relating to the establishment and maintenance of dormitories at State teachers colleges.

Also: Assembly Bill No. 615—An act providing for the establishment and maintenance of cafeterias in State teachers colleges;

Also: Assembly Bill No. 637—An act relating to revocation of life diplomas or other teacher's credential or document issued by the State Board of Education;

Also: Assembly Bill No. 647—An act relating to courses of study in elementary schools;

Also: Assembly Bill No. 675—An act to amend section 19r5 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to salaries of probation officers in counties of the fifth class;

Also Assembly Bill No. 685—An act to amend sections 2 5 and 7 of an act entitled "An act to promote the apicultural interests of California by providing for the inspection and disposition of bees, their brood, hives and appliances that are or may be infected with disease, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners, and defining their powers and duties hereunder, providing for the establishment of quarantines to prevent the introduction and spread of disease, declaring box hives and infected bees, their brood, hives and appliances to be a public nuisance and providing for the abatement thereof, providing for the registration of apiaries, prohibiting the sale or removal of infected bees, their brood, hives and appliances without permit, providing penalties for the violation hereof, and repealing an act entitled 'An act to promote the apicultural interests of the State of California by providing county inspectors of apiaries and defining their duties, and providing for their compensation, and repealing the act entitled "An act to authorize the boards of supervisors of the several counties of this State to appoint inspectors of apiaries, and provide for their compensation, and defining their duties, and for the further protection of bee culture, approved March 13, 1883, approved February 20, 1901, as amended," approved May 31, 1927;

Also Assembly Bill No. 694—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending section 28, relating to the definition and regulation of the business of banking.

Also Assembly Bill No. 696—An act to amend section 2322f of the Political Code, relating to county horticultural commissioners;

Also Assembly Bill No. 698—An act to amend section 2322h of the Political Code, relating to county horticultural commissioners;

Also Assembly Bill No. 720—An act to amend section 2 of an act entitled "An act to provide for the establishment of weed-free areas, vesting the enforcement hereof in the State Director of Agriculture and the county horticultural commissioners and defining their powers and duties in relation hereto, prohibiting persons from permitting the propagation within weed-free area of weeds of which said area has been declared to be practically free providing penalties for violation hereof and repealing 'An act to prevent the propagation of noxious weeds,' approved June 3, 1921," approved April 28, 1927;

Also Assembly Bill No. 843—An act providing for the disposition of profits resulting from the operation of cafeterias and dormitories at State teachers colleges;

Also Assembly Bill No. 878—An act to amend section 11 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, or the construction of sewers, septic tanks and other sanitary disposal of sewerage matter; the acquisition of property thereby the calling and conducting of elections in such districts, the assessment, levying, collection, custody and disbursement of taxes thereon; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919, as amended; And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of May at four o'clock p. m.

SPALDING, Chairman.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 767—An act to revise an act entitled "An act to regulate the manufacture, repair and sale of upholstered furniture; providing for the labeling of same; requiring that materials used be correctly described, and the percentage of materials used in each article stated; providing for the licensing of persons manufacturing, selling, or repairing upholstered furniture; making the violation of any of the provisions of this act a misdemeanor; and creating the upholstered furniture inspection fund," approved May 9, 1927.

Bill read third time.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Bishop:

AMENDMENT NUMBER ONE

On page 6, line 46, of the printed bill, as amended in Assembly May 2, 1929, strike out all of lines 46 to 51, inclusive.

AMENDMENT NUMBER TWO.

On page 7, line 1, of the printed bill, as amended in Assembly May 2, 1929, strike out the figures "12", and insert in lieu thereof the figures "11".

AMENDMENT NUMBER THREE.

On page 7, line 4, of the printed bill, as amended in Assembly May 2, 1929, strike out the figures "13", and insert in lieu thereof the figures "12".

AMENDMENT NUMBER FOUR.

On page 7, line 15, of the printed bill, as amended in Assembly May 2, 1929, strike out the figures "14", and insert in lieu thereof the figures "13".

AMENDMENT NUMBER FIVE.

On page 7, line 18, of the printed bill, as amended in Assembly May 2, 1929, strike out the figures "15", and insert in lieu thereof the figures "14".

AMENDMENT NUMBER SIX.

On page 7, line 21, of the printed bill, as amended in Assembly May 2, 1929, strike out the figures "16", and insert in lieu thereof the figures "15".

AMENDMENT NUMBER SEVEN.

On page 7, line 29, of the printed bill, as amended in Assembly May 2, 1929, strike out the figures "17", and insert in lieu thereof the figures "16".

Amendments adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT
NUMBER THIRTY-THREE.

Assembly Constitutional Amendment No. 33—Proposed amendment to article of the constitution, relative to the construction, maintenance and operation of a dam and reservoir and incidental works on the Sacramento River at Kennett, California; and of dams, pumping plants and canals for the transportation of water from near the mouth of the San Joaquin River into the San Joaquin Valley for domestic and irrigation uses; and for the construction of dams and other works on the Santa Ana River for flood control and water conservation; and relating to the conservation, control, development, utilization and regulation of certain of the water resources of the State for the purpose of flood control, navigation, river flow control, domestic use, irrigation, reclamation, salinity control, power development and other public uses; and conferring upon the Department of Public Works certain additional duties; and relating to the issuance and sale of State bonds providing for and creating a fund for the carrying out of the purposes of this article; authorizing the expenditure of the moneys in said fund for the said purposes; creating an interest and sinking fund for the payment of interest on said bonds and the redemption of same; and making an appropriation therefor; and providing for the application on the interest and principal of said bonds of all moneys received by the State under the terms of this article; and making an appropriation of \$35,000 for the expense of printing, lithographing and selling of said bonds.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

MOTION TO RE-REFER.

Mr. Adams moved that Assembly Constitutional Amendment No. 33 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

The question being on the motion to re-refer Assembly Constitutional Amendment No. 33 to Committee on Constitutional Amendments.

REQUEST FOR ROLL CALL.

On request of Messrs. Crittenden, Bernard and Easley, the Speaker ordered a roll call taken on the motion to re-refer Assembly Constitutional Amendment No. 33 to Committee on Constitutional Amendments.

The roll was called, and the motion to re-refer lost by the following vote:

AYES—Adams, Arnold, Collier, Cronin, DeYoe, Feigenbaum, Flynn, Fiy, Ingels, Luttrell, Sewell, Williamson, and Young—13.

NOES—Anderson, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Craig, Crittenden, Crowley, Denel, Easley, Eddy, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jewett, Jones, Klue, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Snyder, Stockwell, West, Williams, Witter, Woolwine, and Wright—42.

MOTION.

Mr. Crittenden moved that further consideration on Assembly Constitutional Amendment No. 33 be deferred to Wednesday, May 8, 1929.

Motion carried.

Senate Bill No. 687—An act to amend section 632 of the Penal Code, relating to the protection of fish; and to repeal section 633 of the Penal Code, relating to the protection of fish.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Ingels moved that Senate Bill No. 687 be withdrawn from the file, and ordered re-referred to Committee on Fish and Game.

Motion carried.

Senate Bill No. 687 ordered re-referred to Committee on Fish and Game.

SECOND READING OF SENATE BILLS.

Senate Bill No. 184—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41 and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add 14 new sections to said act, to be numbered sections 2a, 2b, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds; and providing for the proceedings which shall be affected by the foregoing amendments.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Brock moved that Senate Bill No. 184 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Senate Bill No. 184 ordered re-referred to Committee on Municipal Corporations.

RECESS.

At five o'clock and fifty-five minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until eight o'clock p.m. of this day.

REASSEMBLED.

At eight o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Desch reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 219—An act to amend the California Vehicle Act, approved May 30, 1923, as amended and approved May 16, 1925, by adding thereto a new section to be numbered 94½, relating to the operation and equipment of motor vehicles operated upon public highways;

Also: Assembly Bill No. 490—An act to amend section 2196 of the Political Code, relating to the care and treatment of mental defectives in sanitariums;

Also: Assembly Bill No. 1148—An act making an appropriation to carry out the provisions of an act entitled "An act to promote the better education of social workers; to provide for and regulate the examination of social workers; to provide for the issuance of licenses as social workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions thereof; and to provide penalties for the violations of any of the provisions thereof," as adopted at the forty-eighth session of the Legislature of the State of California;

Also: Assembly Bill No. 1176—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years, declaring the urgency thereof, and providing that this act shall take effect immediately;

Also: Assembly Bill No. 1178—An act to amend section 9a31 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary of the county librarian in counties of the thirty-first class;

Also: Assembly Bill No. 1181—An act to reappropriate the unexpended balance of an appropriation made to augment, develop and improve the water supply and the water system of the Whittier State School.

Also: Assembly Bill No. 1182—An act to amend section 737g of the Political Code, relating to the salaries of superior court judges in and for the county of Contra Costa;

Also: Assembly Bill No. 1188—An act to amend the California Vehicle Act, approved May 30, 1923, as amended, by adding a new section thereto to be numbered 159½, relating to the motor vehicle fund;

Also: Assembly Bill No. 1189—An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand," approved March 1, 1911, as amended, relating to pay checks that can not be cashed and providing penalties for violation of the provisions of the act;

Also: Assembly Bill No. 1190—An act relating to the granting of franchises upon, and leases of, certain tidelands heretofore granted to the city of Newport Beach, by the State of California;

Also: Assembly Bill No. 1191—An act to amend section 1 of an act entitled "An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions," approved May 27, 1919, relating to the granting of franchises upon, and leases of, the tidelands therein granted to the county of Orange;

Also: Assembly Bill No. 1196—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Assembly for the seventy-ninth and eightieth fiscal years;

Also: Assembly Bill No. 1194—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at Los Angeles, providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance

an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents; (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix; (d) to pay over to the State treasury all sums received from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligation have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises, declaring the urgency thereof and providing that this act shall take effect immediately;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 216—An act to amend section 113 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to speed limits;

Also: Assembly Bill No. 830—An act to amend section 19031 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the salaries of probation officers in counties of the thirty-first class.

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 15—Relative to memorializing and petitioning Congress to enact legislation for the exclusion of Filipinos—and reports that the same has been correctly engrossed

SPALDING, Chairman

The above reported joint resolution ordered on file for adoption.

ON MUNICIPAL CORPORATIONS

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 418—An act to amend section 2 of the "County Improvement Act of 1921," approved June 3, 1921, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 810—An act to amend section 3 of the "Street Improvement Act of 1913," approved June 16, 1913, relating to notice—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 707—An act relating to the leasing of real property by the political subdivisions of the State and providing a procedure therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 3—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to proceedings for the incorporation of unincorporated territory—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

WOOLWINE, Chairman.
LYONS
SCUDDER.
JEWETT.
LITTLE.
BROCK
SCOFIELD.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 331—An act to add a new section to be numbered 24½ to an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department, and to assess and collect taxes from time to time, for such purpose, and to create a Board of Fire Commissioners," approved March 4, 1881, as amended, relating to inclusion of outlying territory within the fire limits of unincorporated towns and villages—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

(Signed out)

WOOLWINE, Chairman.
LYONS.
BROCK.
MCDONOUGH.
JONES.
SCOFIELD.
CRONIN.
LITTLE.
MORRISON.
SCUDDER.

The above reported bill ordered on file for second reading.

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 1190—An act relating to the granting of franchises upon and leases of, certain tidelands heretofore granted to the city of Newport Beach, by the State of California:

Also: Assembly Bill No. 1191—An act to amend section 1 of an act entitled "An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions," approved May 27, 1919, relating to the granting of franchises upon, and leases of, the tidelands therein granted to the county of Orange:

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

(Signed out)

HORNBLOWER, Chairman.
WILLIAMSON.
PARKMAN.
SCOFIELD.
BYRNE.
OLIVA
KEATON.
MORRISON.

The above reported bills ordered on file for second reading.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Ways and Means to which was referred Assembly Bill No. 1194—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at Los Angeles; providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents, (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the

whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix; (d) to pay over to the State treasury all sums from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligation have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises, declaring the urgency thereof and providing that this act shall take effect immediately.

Also Assembly Bill No. 1196—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Assembly for the seventy-ninth and eightieth fiscal years:

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 306—An act making an appropriation to be expended by and under the direction of the Department of Public Works for the purpose of rectifying, improving, and protecting the channel of the Pajaro River;

Also: Senate Bill No. 350—An act making an appropriation to clear and straighten the channel of the Mokelumne River from Woodbridge to the Galt-New Hope bridge for protection of State and county bridges and highways;

Also: Senate Bill No. 652—A bill appropriating money for the support of the State Department of Public Health for the conduct of research and investigation of sewage and industrial wastes to determine upon proper methods of treatment and disposal;

Also: Senate Bill No. 815—An act making an appropriation for the Bureau of Child Hygiene, State Department of Public Health;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 639—An act to provide for the purchase of school supplies for school districts by superintendents of schools of counties—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BYRNE, Chairman.

The above reported bill ordered on file for second reading.

ON HOSPITALS AND ASYLUMS.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Hospitals and Asylums, to which was referred Assembly Bill No. 490—An act to amend section 2196 of the Political Code, relating to the care and treatment of mental defectives in sanitariums—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

OLIVA, Chairman.

The above reported bill ordered on file for second reading.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Senate Bill No. 415—An act providing for the protection of watersheds against forest fire, and providing an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NOYES, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 1178—An act to amend section 9a31 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary of the county librarian in counties of the thirty-first class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 705—An act to add a new section to the Political Code to be numbered section 4041s, relating to powers and duties of boards of supervisors;

Also: Senate Bill No. 268—An act to amend section 4280 of the Political Code, relating to the compensation of officers in counties of the fifty-first class; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

ADAMS, Chairman.

The above reported bills ordered on file for second reading

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 259—An act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto;

Also: Assembly Bill No. 261—An act to add two new sections to an act entitled "An act to provide for the organization of the government of public cemetery districts," approved June 1, 1921, as amended, to be numbered sections 13 and 14, relating to the detachment of territory from public cemetery districts;

Also: Assembly Bill No. 455—An act to amend section 1186 of the Code of Civil Procedure, relating to the filing of notice of commencement of work on any building or structure subject to mechanics' liens and the effect of mechanics' liens thereon;

Also: Assembly Bill No. 491—An act to add a new section to the Political Code to be numbered 2181c, relating to moneys of insane persons; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 84—An act to amend the Code of Civil Procedure by amending section 204e thereof, relating to jury commissioners in counties or cities and counties, where there is a secretary of the judges of the superior court—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 785—An act to amend sections 1184, 1184a and 1184b of the Code of Civil Procedure, relating to mechanics' liens—has had the same under consideration, and respectfully reports the same back without recommendation.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 1182—An act to amend section 737g of the Political Code, relating to the salaries of superior court judges in and for the county of Contra Costa—has had

the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of said State, being an amendment of section 1 of article XI of said constitution, relative to elections and eligibility of voters, disabilities and absent voters—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted, as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

ON ROADS AND HIGHWAYS.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Senate Bill No. 877—An act to validate licenses and franchises for the construction keeping and taking toll on roads—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Senate Bill No. 876—An act to validate franchises to construct and operate toll roads—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

ON MOTOR VEHICLES.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 219—An act to amend the California Vehicle Act, approved May 30, 1923, as amended and approved May 16, 1925, by adding thereto a new section to be numbered 94½, relating to the operation and equipment of motor vehicles operated upon public highways—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 1153—An act to define and to provide for the regulation, supervision and licensing of automobile loan brokers; defining the powers and duties of the Division of Motor Vehicles in respect thereto, providing for the enforcement of the act and prescribing penalties for violation thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 1188—An act to amend the California Vehicle Act, approved May 30, 1923, as amended, by adding a new section thereto to be numbered 159½, relating to the motor vehicle fund—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Senate Bill No. 869—An act to amend section 30 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the California Highway Patrol and the personnel thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

NIELSEN, Chairman.

The above reported bill ordered on file for second reading.

ON LABOR AND CAPITAL

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Assembly Bill No. 1189—An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand," approved March 1, 1911, as amended relating to pay checks that can not be cashed and providing penalties for violation of the provisions of the act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

McDONOUGH, Chairman

The above reported bill ordered on file for second reading.

ON JUDICIARY

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred the petition of A. H. Carpenter, relating to a complaint against certain officials in the State of California, has had the same under consideration and begs leave to report that said petition of complaint has been carefully examined by the Committee on Judiciary, and the committee finds that the same is wholly without merit or foundation.

SEWELL, Chairman.

Mr. Jones moved the adoption of the report.

The question being on the adoption of the report.

Report adopted.

SECOND READING OF ASSEMBLY BILLS—(OUT OF ORDER).

Assembly Bill No. 167—An act to provide an institution for the confinement, care, training and rehabilitation of defective delinquents; to provide for the admission and commitment of such defective delinquents, and providing penalties for certain violations of the act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE.

In the title of the printed bill, as amended, strike out lines 5 and 6 thereof, and insert in lieu thereof the following: "delinquents, providing penalties for certain violations hereof and making an appropriation to carry out the provisions of this act."

AMENDMENT NUMBER TWO.

On page 6 line 1, of the printed bill, as amended, strike out lines 1 to 5, inclusive, and insert in lieu thereof the following:

"SEC 17. The sum of fifteen thousand dollars is hereby appropriated out of any moneys in the state treasury not otherwise appropriated to be expended by the director of institutions with the approval of the state department of finance for the purpose of investigating and choosing a suitable site for the institution herein provided for and for the payment of the cost of preliminary plans for said institution."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 535—An act to appropriate money to pay the claims of corporations arising from the erroneous and unlawful assessment and payment under the provisions of the unconstitutional license

acts approved March 20, 1905, and May 10, 1915, respectively, as amended, and the return of such unlawful corporation taxes erroneously collected under the provisions thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out all of lines 1 to 6, inclusive, of the title of the printed bill, and insert in lieu thereof the following:

"An act making an appropriation to pay the claim of Lew A. Norton against the State of California, declaring the urgency thereof and providing that this act shall take effect immediately."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the words "one hundred fifty thousand dollars", and insert in lieu thereof the following: "seventy-nine thousand three hundred sixty-three dollars and twenty-nine cents".

AMENDMENT NUMBER THREE.

On page 1, line 3, of the printed bill, strike out the words "claims or corpora-", and strike out all of lines 4 to 7, inclusive, and insert in lieu thereof the following: "claim of Lew A. Norton against the State of California."

SEC. 2 This act, inasmuch as it provides an appropriation for the usual current expenses of the state, shall, under the provisions of section 1, article four of the constitution of the State of California, take effect immediately."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1162—An act to amend section 15 of the Corporate Securities Act, relating to the State Corporation Department.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out the words "nine thousand", and insert in lieu thereof the words "seven thousand five hundred".

Amendment adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating and licensing the distribution or sale of such products; prescribing penalties for violation of the provisions hereof and repealing acts and parts of acts inconsistent therewith.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1148—An act making an appropriation to carry out the provisions of an act entitled "An act to promote the better education of social workers; to provide for and regulate the examination of social workers, to provide for the issuance of licenses as social workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions

thereof; and to provide penalties for the violations of any of the provisions thereof," as adopted at the forty-eighth session of the Legislature of the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1176—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1181—An act to reappropriate the unexpended balance of an appropriation made to augment, develop and improve the water supply and the water system of the Whittier State School.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1190—An act relating to the granting of franchises upon, and leases of, certain tidelands heretofore granted to the city of Newport Beach, by the State of California.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1191—An act to amend section 1 of an act entitled "An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions," approved May 27, 1929, relating to the granting of franchises upon, and leases of, the tidelands therein granted to the county of Orange.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1194—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at Los Angeles; providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents; (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix; (d) to pay over to the State treasury all sums from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligations have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1196—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Assembly for the seventy-ninth and eightieth fiscal years.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 490—An act to amend section 2196 of the Political Code, relating to the care and treatment of mental defectives in sanitariums.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 3—An act to amend sections 851 and 863 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 331—An act to add a new section to be numbered 24½ to an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department, and to assess and collect taxes from time to time, for such purpose, and to create a Board of Fire Commissioners," approved March 4, 1881, as amended, relating to inclusion of outlying territory within the fire limits of unincorporated towns and villages.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 1, of the printed bill, after the comma, insert the following: "which said petition shall also be signed by the board of fire commissioners of such unincorporated town or village,".

AMENDMENT NUMBER TWO.

On page 2, line 1, of the printed bill, after the word "of", insert the following, "supervisors of the county, in which such unincorporated town or village is located"

AMENDMENT NUMBER THREE.

On page 2, lines 1 and 2, of the printed bill, strike out the words "fire commissioners of such unincorporated town or village"

AMENDMENT NUMBER FOUR.

On page 2, line 5, of the printed bill, strike out the words "fire commissioners", and insert in lieu thereof the word "supervisors"

AMENDMENT NUMBER FIVE.

On page 2, line 9, of the printed bill, strike out the words "fire commissioners", and insert in lieu thereof the word "supervisors".

AMENDMENT NUMBER SIX

On page 2, lines 10 and 11, of the printed bill, strike out the words "fire commissioners", and insert in lieu thereof the word "supervisors"

AMENDMENT NUMBER SEVEN.

On page 2, lines 13 and 14, of the printed bill, strike out the words "fire commissioners", and insert in lieu thereof the word "supervisors"

AMENDMENT NUMBER EIGHT.

On page 2, line 18, of the printed bill, strike out the words "fire commissioners", and insert in lieu thereof the word "supervisors".

AMENDMENT NUMBER NINE.

On page 2, line 22, of the printed bill, strike out the words "fire commissioners", and insert in lieu thereof the word "supervisor".

AMENDMENT NUMBER TEN.

On page 2, line 31, of the printed bill, strike out the words "fire commissioners", and insert in lieu thereof the word "supervisors".

AMENDMENT NUMBER ELEVEN.

On page 2, line 31, of the printed bill, strike out the period in said line and insert in lieu thereof a semicolon and the following: "provided, however, that the board of supervisors of said county shall not include within the fire limits of the unincorporated town or village any areas of land not subdivided or any lots or parcels of property containing more than five acres of land each, if the owners thereof file objections to the inclusion of any such land within a district with said board."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 1178—An act to amend section 9a31 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary of the county librarian in counties of the thirty-first class.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 259—An act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 21, of the printed bill, strike out all of lines 21 to 27, inclusive, and also on page 2, strike out all of lines 1 to 7, inclusive.

AMENDMENT NUMBER TWO.

On page 2, line 8, of the printed bill, strike out the figure "4", and insert in lieu thereof the figure "3".

AMENDMENT NUMBER THREE.

On page 2, line 31, of the printed bill, strike out the figure "5", and insert in lieu thereof the figure "4".

AMENDMENT NUMBER FOUR.

On page 2, line 38, of the printed bill, strike out the figure "6", and insert in lieu thereof the figure "5".

AMENDMENT NUMBER FIVE.

On page 2, line 47, of the printed bill, strike out the figure "7", and insert in lieu thereof the figure "6".

AMENDMENT NUMBER SIX.

On page 2, line 50, of the printed bill, strike out the figure "8", and insert in lieu thereof the figure "7".

AMENDMENT NUMBER SEVEN.

On page 3, line 15, of the printed bill, strike out the figure "9", and insert in lieu thereof the figure "8".

AMENDMENT NUMBER EIGHT.

On page 3, line 32, of the printed bill, strike out the figures "10", and insert in lieu thereof the figure "9".

AMENDMENT NUMBER NINE

On page 3, line 38, of the printed bill, strike out the figures "11", and insert in lieu thereof the figures "10".

AMENDMENT NUMBER TEN

On page 3, line 50, of the printed bill, strike out the figures "12", and insert in lieu thereof the figures "11".

AMENDMENT NUMBER ELEVEN.

On page 4, line 1, of the printed bill, strike out the figures "13", and insert in lieu thereof the figures "12".

AMENDMENT NUMBER TWELVE.

On page 4, line 6, of the printed bill, strike out the figures "14", and insert in lieu thereof the figures "13".

AMENDMENT NUMBER THIRTEEN.

On page 4, line 13, of the printed bill, strike out the figures "15", and insert in lieu thereof the figures "14".

AMENDMENT NUMBER FOURTEEN.

On page 4, line 31, of the printed bill, strike out the figures "16", and insert in lieu thereof the figures "15".

AMENDMENT NUMBER FIFTEEN.

On page 4, line 39, of the printed bill, strike out the figures "17", and insert in lieu thereof the figures "16".

AMENDMENT NUMBER SIXTEEN.

On page 4, line 42, of the printed bill, strike out the figures "18", and insert in lieu thereof the figures "17".

AMENDMENT NUMBER SEVENTEEN.

On page 4, line 44, of the printed bill, strike out the figures "19", and insert in lieu thereof the figures "18".

AMENDMENT NUMBER EIGHTEEN.

On page 4, line 47, of the printed bill, strike out the figures "20", and insert in lieu thereof the figures "19".

AMENDMENT NUMBER NINETEEN.

On page 4, line 50, of the printed bill, strike out the figures "21", and insert in lieu thereof the figures "20".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 261—An act to add two new sections to an act entitled "An act to provide for the organization of the government of public cemetery districts," approved June 1, 1921, as amended, to be numbered sections 13 and 14, relating to the detachment of territory from public cemetery districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of lines 1 to 5, inclusive, of the title, and insert in lieu thereof the following:

"An act to amend an act entitled "An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than one hundred thousand persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium, and repealing all acts in conflict therewith," approved May 20, 1921, by amending section 1 and the title thereof, relating to the abandonment of cemeteries."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 1 to 25, inclusive, and on page 2 of the printed bill, strike out all of lines 1 to 23, inclusive, and insert in lieu thereof the following:

"SECTION 1. Section 1 of an act entitled "An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than one hundred thousand persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium, and repealing all acts in conflict therewith," approved May 20, 1921 is hereby amended to read as follows.

Section 1. Any cemetery corporation or association owning or controlling any cemetery within the boundaries of any incorporated city, city and county or town in this state, may, by resolution of its board of directors or other governing body, when assented to in writing filed with the secretary by at least three-fourths of the

lot-owners and holders of such corporation or association, or ratified and approved by like vote thereof at any regular meeting of the cemetery corporation or association, or at a meeting specially called for that purpose, declare for the abandonment in whole or in part of such cemetery as a burial place for the human dead and for the removal of the human remains interred therein to another cemetery or cemeteries without the boundaries of said city, city and county or town, or for the depositing of such remains in a memorial mausoleum or columbarium, as hereinafter provided. Any corporation sole or other person owning or controlling any such cemetery in any incorporated city, city and county or town of this state may also declare for the abandonment in whole or in part of any such cemetery owned or controlled by such corporation sole or other person, and for the removal of human bodies interred therein to a cemetery or cemeteries without the boundaries of such incorporated city, city and county or town, or the depositing of such remains in a memorial mausoleum or columbarium as hereinafter provided.

SEC. 2. The title of an act entitled "An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than one hundred thousand persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium and repealing all acts in conflict therewith," approved May 20, 1921, is hereby amended to read as follows:

An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in any incorporated city, city and county or town of this state by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium, and repealing all acts in conflict herewith."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 455—An act to amend section 1186 of the Code of Civil Procedure, relating to the filing of notice of commencement of work on any building or structure subject to mechanics' liens and the effect of mechanics' liens thereon.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Amend the title by striking out the whole thereof, and insert in lieu thereof the following:

"An act to amend section 1186 of the Code of Civil Procedure, relating to the effect and priority of mechanic's liens."

AMENDMENT NUMBER TWO.

On page 1, line 3, of the printed bill, after the period, strike out the remainder of the bill, and insert in lieu thereof the following: "The liens provided for in this chapter are preferred to any lien, mortgage, deed of trust, or other encumbrance, upon the premises and improvements to which the liens provided for in this chapter attach, which may have attached subsequent to the time when the building, improvement, structure or work of improvement in connection with which the lien claimant has done his work or furnished his material was commenced; also to any lien, mortgage, deed of trust, or other encumbrance of which the lien holder had no notice, and which was unrecorded at the time the building, improvement, structure or work of improvement in connection with which the lien claimant has done his work or furnished his material was commenced."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 491—An act to add a new section to the Political Code, to be numbered 2181c, relating to moneys of insane persons.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 3, of the printed bill, strike out the word "five", and insert in lieu thereof the word "three".

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, strike out line 5, and insert in lieu thereof the following: "with any bank or trust company for".

AMENDMENT NUMBER THREE.

On page 1, line 10, of the printed bill, strike out lines 10 and 11, and insert in lieu thereof the following: "person or persons, shall be paid by such bank or trust company, administrator or administrators, upon demand duly made on any such bank or trust company, administrator or administrators, by any authorized agent or officer of the department of institutions of the State of California, to such agent or officer of said department. The department of institutions shall cause such money to be paid to the".

AMENDMENT NUMBER FOUR.

On page 1, line 14 of the printed bill, strike out lines 14, 15 and 16, and insert in lieu thereof the following: "be commuted, such sum or sums so paid to be credited to said patient's personal".

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

Assembly Bill No. 785—An act to amend sections 1184, 1184*a* and 1184*b* of the Code of Civil Procedure, relating to mechanics' liens.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1182—An act to amend section 737*g* of the Political Code, relating to the salaries of superior court judges in and for the county of Contra Costa.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 219—An act to amend the California Vehicle Act, approved May 30, 1923, as amended and approved May 16, 1925, by adding thereto a new section to be numbered 94½, relating to the operation and equipment of motor vehicles operated upon public highways.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1153—An act to define and to provide for the regulation, supervision and licensing of automobile loan brokers; defining the powers and duties of the Division of Motor Vehicles in respect thereto; providing for the enforcement of the act and prescribing penalties for violation thereof.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1188—An act to amend the California Vehicle Act approved May 30, 1923, as amended by adding a new section thereto to be numbered 159½ relating to the motor vehicle fund.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 1189—An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand, approved March 1, 1911," as amended, relating to pay checks

that can not be cashed and providing penalties for violation of the provisions of the act.

Bill read second time, ordered to engrossment, and third reading.

Assembly Bill No. 810—An act to amend section 3 of the "Street Improvement Act of 1913," approved June 16, 1913, relating to notice.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE.

Amend the title of the bill by striking out the words, "An act to amend section 3 of the "Street improvement act of 1913," approved June 16, 1913, relating to notice", and insert in lieu thereof the following: "An act to amend the title and sections 1, 2, 3, 4, 5, 6, 9, 18 and 20 of the "Improvement bond act of 1915," approved June 11, 1915, and to add a new section to said act to be known as section 5a relating to the issuance of bonds to represent assessments levied for public improvements made under the "Street opening act of 1903 " "

AMENDMENT NUMBER TWO.

Amend section 1 of the printed bill by striking out the words "Section 3 of the "Street improvement act of 1913," approved June 16, 1913, is hereby amended to read as follows:

SEC. 3 "

and insert in lieu thereof the following:

"The title of "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby, and for the payment of the bonds so issued," approved June 11, 1915, is hereby amended to read as follows: "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places, and sidewalks within municipalities and upon property and rights of way owned by municipalities and for the laying out, opening, extending, widening, straightening or acquiring in whole or in part of public streets, squares, lanes, alleys, easements, courts and places within municipalities, to provide for the collection of such assessments, the sale of the property affected thereby, and for the payment of the bonds so issued.

SEC 2 Section 1 of the "Improvement bond act of 1915" is hereby amended to read as follows:

Section 1. The city council of any municipality in this state shall have power in its discretion, to determine that serial bonds shall be issued in the manner and form hereinafter provided, to represent and be secured by the assessments, which shall be made to pay for the cost of any work or improvement which shall be made in any one or more of the streets, avenues, lanes, alleys, courts, places or public ways of any such city, or in, over, or through any property or rights of way owned by such city, which work and improvement shall include any and all work and improvements, the doing of which is provided for in the street work acts hereinafter referred to, or to represent and be secured by assessments which shall be made to pay for the cost of laying out, opening, extending, widening, straightening, acquiring in whole or in part of any one or more of any public streets, squares, lanes, alleys, easements, courts or places, which opening, extending, widening, straightening or acquiring shall include any and all laying out, opening, extending, widening, straightening, acquiring, in whole or in part of any one or more of any public streets, squares, lanes, alleys, easements, courts or places the doing of which is provided for in the street work acts hereinafter referred to.

SEC 3 Section 2 of the "Improvement bond act of 1915" is hereby amended to read as follows:

Sec. 2. Whenever in this act the phrase "Street work act" is used, it means and shall be taken to mean, "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks and for the construction of sewers within municipalities," approved March 18, 1885, and all acts amendatory thereof or supplementary thereto, and also the act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent

certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, and designated "Improvement act of 1911," and all acts amendatory thereof or supplementary thereto, and also the act entitled "An act to provide for the laying out, opening, extending, widening or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, designated as 'Street opening act of 1903,'" approved March 24, 1903, and all acts amendatory thereof, and also including any and all other acts for the doing of work and making of other improvements within municipalities, whereby the cost of the whole of any portion of such work or improvements is charged and assessed upon real property; and for any proceeding instituted under any of said acts shall be held to apply exclusively to the act under which any such proceeding was instituted.

SEC 4 Section 3 of said "Improvement bond act of 1915" is hereby amended to read as follows:

Sec. 3. Said bonds shall be issued in series and an even annual proportion of the aggregate principal sum thereof shall be payable on the second day of July every year succeeding the first ten months after their date, until the whole is paid, and the said bonds shall bear interest at a rate of not to exceed eight per cent per annum from the date of filing the unpaid assessment list with the city clerk as provided in the street work act, or from thirty days after the first publication of the notice of recording the assessment, if proceedings are had under the street opening act of 1903, on all sums unpaid, until the whole of said principal sum and interest are paid, which interest shall be payable semiannually by coupon, on the second days of January and July, respectively of each year; *provided*, that the first payment of interest shall not come due until six months before the maturity of the first series of bonds. The final series or installment of said bonds shall mature and be payable on a date which shall not exceed fourteen years from the second day of July next succeeding ten months from their date. Said bonds and interest shall be paid at the office of the city treasurer of said municipality who shall keep a redemption fund designated by the name of said bonds, into which he shall place all sums received by him from the collection of the assessments made for the payment of the cost of the work or improvements upon which the said bonds are issued and of the interest and penalties thereon and from which fund he shall disburse and pay the said bonds and the interest due thereon upon presentation of the proper bonds and coupons, and under no circumstances shall said bonds or the interest thereon be paid out of any other fund. Said city treasurer shall keep a register in his office which shall show the series, number, date, amount, rate of interest, and last known holder of each bond, and the number and amount of each coupon of interest paid by him, and shall cancel and file each bond and coupon so paid.

SEC 5. Section 4 of said "Improvement bond act of 1915" is hereby amended to read as follows:

Sec. 4 When said city council shall determine that serial bonds shall be issued hereunder to represent the expense of any proposed work or improvement under said street work act it shall so declare in the resolution of intention to do said work and shall specify the rate of interest which they shall bear. The like description of said bonds shall be inserted in the assessment issued by the superintendent of streets to the contractor, or in the assessment prepared by the street superintendent and in the notice of recording said assessment if proceedings are had under the street opening act of 1903. Said bond declaration may be substantially in the following form: "Notice is hereby given that serial bonds to represent unpaid assessments, and bear interest at the rate of _____ per cent per annum, will be issued hereunder in the manner provided by the improvement bond act of 1915, the last installment of which bonds shall mature _____ years from the second day of July next succeeding ten months from their date."

SEC 6 Section 5 of said improvement bond act of 1915 is hereby amended to read as follows:

Sec 5 After confirmation of the assessment by the city council and after the return of the warrant attached thereto and after the filing of the statement of payments received upon the assessment by the contractor as provided in said street work act, or after thirty days from the date of the first publication of the notice of recording the assessment, if proceedings are had under the street opening act of 1903, the street superintendent shall make and file with the clerk of the city council a complete list of all assessments unpaid, upon any assessment. Said clerk shall then give notice of the filing of said list and of a time, to be therein fixed by said clerk, when interested persons may appear before the city council and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list. Such notice shall be posted for not less than five days on or near the council chamber door and be published twice in a newspaper published in such city, if there be any, the first of which publications shall be not less than five days before the time fixed for such hearing. If no newspaper be published in said city then in addition to the notice by posting hereinbefore provided for, said notice shall also be

posted in two other public places in said city, as provided in section 19 hereof. Such notice shall also be given by mailing same to the owner of each lot listed according to the name and address appearing on the last equalized assessment roll for city taxes prior thereto, or as known to the clerk; *provided*, that a failure of the clerk to give such notice by mailing or of the person addressed to receive same shall not affect the jurisdiction of the council to proceed with the hearing noticed. Reference may therein be made to the resolution of intention and the date of its passage for a description of the work therein mentioned and for other particulars therein set forth, and no other description thereof need be necessary. At the hearing upon such notice any owner or property affected by the assessment, the contractor, or his assigns, and any other person or persons interested in the matter, may appear and set forth any objections which they may have to offer, or any reason which they may have why bonds should not be issued upon the security of the assessments which may be unpaid. They may show any act or determination done or made in the proceeding whereby they are aggrieved and any act or thing done in the proceeding which may be irregular, defective, erroneous or faulty, and may set forth what assessments are unpaid and what assessments have been paid. If they claim that the council does not have jurisdiction in the premises, they shall set forth the grounds upon which their contention is made. The council shall at the date so fixed hear any such objections or matters so presented, whether in writing or orally, and shall pass upon the same. It may continue the hearing from time to time. Evidence may be adduced going to any of the matters to be determined and in such order as the council may direct. If the council does not so meet at the day fixed in said notice it may hear the matter at its first adjourned or regular meeting to be held thereafter. Upon the conclusion of such hearing the council may remedy and correct any error or informality in the proceedings and revise and correct any of the acts or determinations previously had relative to said work, and it may thereupon determine the assessments which are unpaid and the aggregate amount of same. All the decisions and determinations of said city council, upon notice and hearing as aforesaid, shall be final and conclusive upon all persons entitled to appear at such hearing. Thereupon the city council shall then prescribe the denominations of such bonds, which shall be in convenient amounts, not necessarily equal, and shall provide for the issuance of same in annual installments or series. Said bonds shall be forthwith delivered to said contractor in satisfaction of the balance due him upon his assessment and warrant, or, if the proceedings are had under the street opening act of 1903, said bonds shall be sold to the highest cash bidder after advertising for bids, which advertisement shall be published for at least three times in a daily newspaper published and circulated in said city, or if there is no such newspaper, then such advertisement shall be published once in a weekly or semiweekly newspaper so published and circulated; *provided, however*, that said bonds shall not be sold for less than par.

If the council for any reason shall determine any such assessment to be void or unenforceable at such hearing for any cause, then in such event the council shall order a reassessment to be issued as provided in subdivision (b) of section 11 hereof, and thereafter such proceedings shall be taken as provided in said last mentioned subdivision. The estimated cost of the publications herein provided for and of the printing of such bonds shall be deemed to be an incidental expense of the work and be allowed by and included in the assessment issued to the contractor. In the event bonds can not be issued upon the security of any particular unpaid assessments by reason of any restraining order, injunction or other cause not applicable to other unpaid assessments, then the issuance of bonds upon the security of the assessments not affected by such restraining order, injunction or other cause, shall not be delayed, but such bonds may be issued in advance of the issuance of the bonds so affected.

SEC. 7. A new section to be known as section 5a is hereby added to said "Improvement bond act of 1915" to read as follows:

Sec 5a. If proceedings are had under the street opening act of 1903 the proceeds of the sale of such improvement bonds shall be paid into the fund of the proceeding to represent assessments in which said bonds were issued. If any bonds be sold for an amount in excess of par, such excess shall be paid into the general fund of the city.

SEC. 8. Section 6 of said improvement bond act of 1915 is hereby amended to read as follows:

Sec 6. Said bonds shall each be substantially in the following form:

IMPROVEMENT BOND
City (or other form of municipality)
of (naming it)

§----- No -----
Under and by virtue of the act of the Legislature of the State of California, entitled (title of this act) the-----of----- (a municipal corporation) will on the second day of July, 19-----, out of the redemption fund for the payment of the bonds issued upon the assessments made for the work upon and improvements on certain streets (or on-----street, or in improvement district No----- or on certain rights of way owned by, or by other suitable description, (or for the laying out, opening, extending, widening, straightening or acquiring of certain

streets, as they are more particularly set forth in ordinance or (resolution) of intention No -----) more fully described in the certain resolution of intention passed by the city council (or other board) of said municipality on the-----day of -----, 19-----, pay to bearer, the sum of ----- (\$-----) with interest thereon from the-----day of -----, 19-----, at the rate of-----per cent per annum, all as is hereinafter specified, and at the office of the treasurer of said municipality

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in amounts and maturities, issued by said municipality under said act for the purpose of providing means for paying for the work and improvements described in said resolution of intention, and is secured by the moneys in said redemption fund and by the unpaid assessments made for the payment of said work, and, including principal and interest, is payable exclusively out of said fund.

The interest is payable semiannually, to wit: On the second days of January and July in each year hereafter, upon presentation of the proper coupons therefor, *provided*, that the first of said coupons is for the interest to the second day of January 19-----, and thereafter the interest coupons are for the semiannual interest.

This bond will continue to bear interest after maturity at the rate above stated; *provided*, it is presented at maturity and payment thereof is refused upon the sole ground that there is not sufficient moneys in said redemption fund with which to pay same. If it is not presented at maturity interest thereon will run until maturity.

This bond may be redeemed and paid in advance of maturity upon the second of January or July in any year by giving the notice provided in said act and by paying principal and accrued interest together with a premium equal to five per centum of the principal.

In witness whereof, said-----of-----has caused this bond to be signed by the treasurer of said-----and by its clerk and has caused its clerk to affix thereto its corporate seal all on the-----day of -----, 19-----.

Clerk.

Treasurer.

SEC. 9 Section 13 of said improvement bond act of 1915 is hereby amended to read as follows:

Sec. 13 (a) Interest on all unpaid assessments shall begin to run from the date of filing of the contractor's statement, or as otherwise provided in said street work act, or from thirty days after the first publication of notice of recording the assessment, if proceedings are had under street opening act of 1903, and shall be computed at the same rate specified in the bonds secured by such assessments. Such interest shall be payable annually or semiannually as above provided, according as such general municipal taxes on real property in such city are payable annually or semiannually, but shall for each year be computed and collected up to the next second day of July succeeding, no deduction being made by reason of any installment of such assessment being due or paid prior thereto in such year.

(b) Wherever it shall appear to the council that, according to the dates when taxes are collected in any city, there will be an insufficient amount on hand to pay the interest when due, according to the method of collection provided by the preceding provisions of this act, then said council may direct that such interest or some portion of same be collected in the year preceding that in which the same would otherwise be collected under this act, and thereupon such interest or portion thereof shall be extended on the rolls for such preceding year and be due and collected therein.

Sec. 10. Section 18 of said "Improvement bond act of 1915" is hereby amended to read as follows:

Sec. 18. The term "city auditor" as used in this act shall be held to mean and include any person who under whatever name or title, is charged with the duty of extending taxes upon the assessment rolls and lists. The term "tax collector" as used in this act shall be held to mean and include any person who, under whatever name or title, is charged with the duty of collecting taxes, advertising delinquent lists of unpaid taxes, selling lands thereunder and executing certificates of sale and deeds thereon. Wherever in this act the name of any municipal body or other officer is used, or any word or phrase is used which is not herein expressly defined, it means and shall be taken to mean such municipal body or officer, or word or phrase as the same respectively is expressly defined in said street work act.

The phrase "work and improvement" and the terms "work" and "improvement" shall be deemed to include any work or improvements provided for in any of the street works acts herein referred to, and when appropriate to the context shall include the laying out, opening, extending, widening, straightening or acquiring of public streets, squares, lanes, alleys, easements, courts or places.

SEC. 11. Section 20 of said Improvement bond act of 1915 is hereby amended to read as follows:

Sec. 20. This act shall in no wise affect an act entitled "An act to provide a system of street improvement bonds to represent certain assessments for the cost of street work and improvement within municipalities, and also for payment of said bonds," approved February 27, 1893, nor part three of the "Improvement act of 1911" hereinbefore referred to, nor an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improve-

ments, and providing for the effect and enforcement of such bonds," approved April 27, 1911, nor any similar acts on the same subject, or apply to proceedings had thereunder, but is intended to and does provide an alternate system for the issuance of bonds to represent and be secured by the assessments mentioned in this act, and it shall be in the discretion of the legislative body of any city to proceed under the provisions of this act or of such other acts; but when any proceedings for the issuance of bonds are commenced under this act, as amended from time to time, the provisions of this act, and of such amendments thereof as may be hereafter adopted, and no other, shall apply to all such proceedings, and any provisions contained in said acts or any acts in conflict herewith shall be void and of no effect as to such proceedings commenced under this act. This act may be designated and referred to as the "Improvement bond act of 1915."

Amendments adopted.

Bill read second time, ordered to reprint, engrossment, and third reading.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Patterson: Assembly Concurrent Resolution No. 46—Relative to the creation of a committee for the making of a comprehensive study of legislative organization and procedure and related matters.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Patterson asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 46, at this time, without reference to printer, committee or file, and same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER FORTY-SIX.

Assembly Concurrent Resolution No. 46—Relative to the creation of a committee for the making of a comprehensive study of legislative organization and procedure and related matters.

Resolution read.

The question being on the adoption of the resolution.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Quigley moved a call of the House.

Motion carried.

Time, eight o'clock and twenty-five minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Bernard, Collier, Crawford, Cronm, Deuel, DeYoe, Emmett, Feigenbaum, Fry, Harper, Hawes, Heisinger, Jones, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noves, Patterson, Quigley, Reindollar, Seawell, Snyder, Stockwell, West, Witter, Wright, Young, and Mr Speaker—36.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Jones: Assembly Concurrent Resolution No. 45—Relative to leaves of absence of the Governor, Lieutenant Governor and the mem-

bers of the Senate and Assembly of the forty-eighth session of the Legislature of the State of California.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jones asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 45, at this time, without reference to printer, committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER
FORTY-FIVE.

Assembly Concurrent Resolution No. 45—Relative to leaves of absence of the Governor, Lieutenant Governor and members of the Senate and Assembly of the forty-eighth session of the Legislature of the State of California.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 45 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 45 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 45.

Relative to leaves of absence of the Governor, Lieutenant Governor and the members of the Senate and Assembly of the forty-eighth session of the Legislature of the State of California.

Resolved by the Assembly, the Senate concurring, That leave of absence from the State of California for a longer period than 60 days, during their term of office, is hereby granted to his excellency, C. C. Young, Governor of the State of California; to H. L. Carnahan, Lieutenant Governor of the State of California; and to the following members of the Senate and Assembly of the forty-eighth session of the Legislature of the State of California:

Senators James M. Allen, C. C. Baker, Frank S. Boggs, Arthur H. Breed, Victor J. Canepa, Henry E. Carter, Bert A. Cassidy, E. H. Christian, George C. Cleveland, Chas. H. Cobb, John Joseph Crowley, Walter H. Duval, Nelson T. Edwards, Herbert J. Evans, Roy Fellow, J. C. Garrison, P. J. Gray, Fred C. Handy, Edgar S. Hurlley, J. M. Inman, Herbert C. Jones, Ray Jones, Charles W. Lyon, Thomas A. Maloney, Thomas McCormack, J. W. McKinley, Frank F. Merriam, Edwin A. Mueller, Daniel C. Murphy, H. C. Nelson, J. L. Pedrotti, George W. Rochester, Will R. Sharkey, Herbert W. Slater, Ralph E. Swing, Tallant Tubbs, J. I. Wagy, Frank C. Weller, T. C. West, and Sanboin Young

Assemblymen Elbert G. Adams, Roscoe J. Anderson, Emory J. Arnold, Willard E. Badham, Willis M. Baum, Van Bernard, Roy Bishop, George R. Bliss, Archibald E. Brock, William M. Byrne, Harold C. Cloudman, F. C. Cloudsley, Frank B. Collier, Frank L. Coombs, Edward Craig, James C. Crawford, Bradford S. Crittenden, Melvyn I. Cronin, Ernest C. Crowley, Charles H. Deuel, A. C. DeYoe, H. E. Dillinger, Robert P. Easley, Crowell D. Eddy, Dan W. Emmett, Walter W. Feeley, B. J. Feigenbaum, Robert F. Fisher, James C. Flynn, Robert B. Fry, Joseph P. Gilmore, William E. Harper, Fred C. Hawes, S. L. Heisinger, William W. Hoffman, William B. Hornblower, Ray R. Ingels, Chris N. Jespersen, Augustus F. Jewett, Isaac Jones, William P. Jost, Morgan Kenton, Chester N. Kline, Edgar C. Levey, Walter J. Little, Frank W. Luttrell, Harry Lyons, M. J. McDonough, Frank McGinley, Henry McGuinness, M. S. Meeker, Eleanor Miller, James A. Miller, Frank W. Mixer, Albert H. Morgan, Jr., Harry F. Morrison, Roy J. Nielsen, Fred B. Noyes, Charles A. Oliva, Harry L. Parkman, Robert Lincoln Patterson, James L. Quigley, Charles F. Reindollar, Frederick M. Roberts, Eugene W. Roland, Jerome V. Scofield, Hubert B. Scudder, Jerrold L. Seawell, Harry F. Sewell, Bert B. Snyder, C. C. Spalding, James E. Stockwell, Percy G. West, Dan E. Williams, Ray Williamson, Myron D. Witter, Clare Woolwine, T. M. Wright, Forrest R. Young.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1187—An act authorizing and empowering any county or city and county to donate and grant to the State for inclusion in the State park system real property owned by it or which it may hereafter acquire; also authorizing any of the same to donate county moneys to the State and make the same available for the acquisition of real property for inclusion in the State park system; also authorizing the levy and collection of taxes and the incurring of indebtedness for any such purposes.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Kline:

AMENDMENT NUMBER ONE.

On page 1, line 16. of the printed bill, strike out all of said line 16, and insert in lieu thereof the following:

“(3) To levy in any year a special tax not to exceed two mills”.

Amendment adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

THIRD READING OF SENATE BILLS.

Senate Bill No. 797—An act providing for the formation, government, and operation of harbor districts, for the improvement and development of harbors, for the acquisition and improvement, government and operation of lands and works in connection therewith or appurtenant thereto, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying within such unincorporated territory and/or one or more municipalities; providing for the classification of such harbors and lands into a commercial or recreational or commercial and recreational harbors, and providing what may and may not be done in such harbors so classified and making it a misdemeanor to violate the restrictions thus imposed upon the harbors classified and providing for a penalty and punishment to be imposed upon such violation or violations; providing a means for defraying the cost and expense of forming, constructing, improving, governing and operating such harbor districts and harbors and authorizing counties and cities, jointly and separately to defray or contribute out of their general funds to such costs and expenses of such harbor districts, and authorizing the incurring of indebtedness, the issuance of bonds and the levy and collection of taxes within such district and the enforcement of such bonds and taxes; providing for the levy of special assessments within such district to defray such costs and expenses either wholly or partially and authorizing differential special assessments within such district; and providing and empowering such districts to accept financial or other aid for improvements and operations from the United States of America, the State of California and from any person or persons; and providing for the election within any such harbor districts formed under this act of a Board of Harbor Governors and fixing the qualifica-

tions, tenure of office, powers, duties, and manner of election of such Board of Governors.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Keaton:

AMENDMENT NUMBER ONE

In line 3 of the title of the printed bill, after the words "development of", insert the word "recreational".

AMENDMENT NUMBER TWO

In the title of the printed bill, beginning at line 11, strike out lines 11 to 14, inclusive, and insert in lieu thereof the following: "therein; defining recreational harbors; and providing generally what may".

AMENDMENT NUMBER THREE.

On page 2, line 58, of the title of the printed bill, strike out the words "and election".

AMENDMENT NUMBER FOUR

On page 2, line 59, of the title of the printed bill, strike out the word "harbor" at the end of said line 59 of the title.

AMENDMENT NUMBER FIVE

On page 2, in line 62, of the title of the printed bill, strike out the period after the word "governors", and insert in lieu thereof a comma and the following: "and providing the means by which territory may be annexed to any harbor district formed hereunder."

AMENDMENT NUMBER SIX.

On page 2, line 10, of the printed bill, after the word "such" and before the word "harbor", insert the word "recreational".

AMENDMENT NUMBER SEVEN

On page 2, line 16, of the printed bill, after the words "of a" and before the word "harbor", insert the word "recreational".

AMENDMENT NUMBER EIGHT.

On page 3, line 37, of the printed bill, strike out lines 37 to 41, inclusive, and insert in lieu thereof the following paragraph:

"Said petition shall state that the said harbor as proposed is a recreational harbor as defined by this act."

AMENDMENT NUMBER NINE

On page 10, line 8, of the printed bill, strike out lines 8 to 10, inclusive, and insert in lieu thereof the following: "election law of this state, and sample ballots shall be mailed to the electors within the proposed harbor district and election polling cards prepared as is provided under the election laws of the State of California, and said sample ballots so to be mailed shall be deposited in the mail directed to the registered electors within such proposed harbor district at least twenty days prior to the date of the election."

AMENDMENT NUMBER TEN.

On page 13, line 39, of the printed bill, after the word "of" and before the word "members", strike out the word "three", and insert in lieu thereof the word "five".

AMENDMENT NUMBER ELEVEN.

On page 13, line 42, of the printed bill, strike out the word "or" at the end of line 42, and insert in lieu thereof a period; also strike out all of lines 43 to 52, inclusive; and on page 14, strike out all of lines 1 to 24, inclusive, and insert in lieu thereof the following paragraph:

"Said board of governors shall be appointed as follows: One member of said board shall be appointed by the legislative body of each city any of whose territory is included within the harbor district and in the event that there are not five cities included within any harbor district formed under this act, then the appointment of such additional members as may be required to make up the total number of five shall be made by the board of supervisors of the county taking jurisdiction to call the election. The individual members of said board of governors shall hold office for the term of six years from the date of their appointment; *provided, however*, that any member appointed hereunder may be removed from office by the same municipal or county authority by which his appointment was effected; *and provided further*, that in any case where, under charter or otherwise, the appointive power of any city is vested in any other authority than the legislative body of said city, then, and in that event, the appointment in behalf of said city of its member or members upon said board of governors may be effected by such other appointing authority."

AMENDMENT NUMBER TWELVE

On page 20, line 7, of the printed bill, strike out all of lines 7, 8, 9 and 10, and insert in lieu thereof the following:
 "SEC 30 Recreational harbors only, as defined in this paragraph, may be created or improved under the provisions of this act."

AMENDMENT NUMBER THIRTEEN.

On page 20, line 23, of the printed bill, strike out all of lines 23 to 30, inclusive, and insert in lieu thereof the following:
 "SEC. 31. The board".

AMENDMENT NUMBER FOURTEEN.

On page 21, line 16, of the printed bill, strike out the period immediately after the word "funds", and insert in lieu thereof a semi-colon and the following: "*provided, however,* that none of the lands, works, or facilities under control of said board of governors shall be leased until the terms of said lease have been submitted to the legislative bodies of every city and county any of whose territory is included within the harbor district and until each of such legislative bodies shall by resolution have approved the terms of said lease."

AMENDMENT NUMBER FIFTEEN.

On page 25, line 2, of the printed bill, before the word "tax", insert the words "special assessment".

AMENDMENT NUMBER SIXTEEN.

On page 25, line 20, of the printed bill, before the word "tax", insert the words "special assessment".

AMENDMENT NUMBER SEVENTEEN.

On page 25, line 22 of the printed bill, strike out the word "assessor", and insert in lieu thereof the following "auditor. Such levy as to each zone within the harbor district shall be of a sum sufficient to meet the proportional annual charge upon said zone."

AMENDMENT NUMBER EIGHTEEN

On page 26, line 10 of the printed bill, immediately following line 10, add the following paragraphs:

"SEC 44. In any case where the harbor district is wholly contained within the limits of any one city, the said city may constitute any of its boards or commissions authorized under its charter to manage or control such lands or improvements as are included under this act as the board of governors of said harbor district and said board or commission so authorized by said city shall exercise all the functions and have all the powers herein granted to boards of governors of harbor districts

SEC 45 In any case where contiguous territory not originally included within the boundaries of any harbor district formed hereunder shall desire to annex to said harbor district and be included within the same, then, by petition signed in the manner hereinbefore provided for the formation of an original harbor district hereunder and upon the filing with the board of governors of said harbor district of said petition said board of governors may call two elections, which elections shall be called and held in the manner generally provided by law and notice thereof shall be given to the electors residing within the territories within which such elections are to be held, by mailing a sample ballot to each of said electors not less than twenty days prior to the date when such elections are to be held. The first of these two said elections may be held within the territory proposed to be annexed and a resolution authorizing the calling of said election shall be adopted by the board of governors. In each said resolution the total indebtedness of the harbor district on account of district bonds, interest, or otherwise shall be stated, and the proportionate amount of such total indebtedness, if any, to be assumed by the territory proposed to be annexed shall be stated and the ballot used at said election shall state the question "Shall that certain territory (describing same) be annexed to-----harbor district (naming the harbor district to which annexation is proposed) and shall the said territory to be annexed assume to pay the sum of-----dollars of the total indebtedness of said district, which said total indebtedness of said district is herein stated to be-----dollars (naming the total indebtedness of the district)?"

The votes cast at said election shall be canvassed by the board of governors of the harbor district and if it is found as a result of said canvass that a majority of the votes cast at said election within the territory stated to be annexed to the harbor district are favorable to the annexation thereof then, and in that event, the board of governors shall call an election to be held within the harbor district and the ballot shall state the proposition as follows:

"Shall that certain territory (describing same) be annexed to-----harbor district (naming the harbor district) and assume to pay-----dollars (naming the amount) of the total indebtedness of-----harbor district (naming the harbor district) said total indebtedness being in the sum of-----dollars (naming the amount of said total indebtedness)?"

The board of governors shall, after said election is held, canvass the returns thereof, and if, as a result of said canvass, it is found that a majority of votes cast at said election are in favor of the annexation of said additional territory then the board of governors shall adopt a resolution stating the fact that said additional territory is included within-----harbor district (naming the harbor district) and that the said additional territory so annexed has assumed to pay the sum of-----dollars of the total indebtedness of the harbor district

A copy of said resolution shall be certified and transmitted to the county auditor or county auditors any of whose territory is included within the enlarged harbor district and the said resolution shall constitute authority of the officials of said county or counties to annually charge the lands contained within the annexed territory with the amounts required to discharge that portion of the harbor district's indebtedness assumed to be paid by such annexed territory. Collection of said sums so to be paid by said annexed territory to be effected by the levy and collection of taxes within the lands of said annexed territory in the manner and form as provided hereinbefore for the collection of moneys for the payment of bond sinking funds, interest and maintenance charges of said harbor district."

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 217—An act to amend section 4241 of the Political Code, relating to salaries of officers and employees of counties of the twelfth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 217 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 229—An act to amend section 4258 of the Political Code, relating to salaries of officers of counties of the twenty-ninth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 229 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1168—An act to amend section 16x6 of the "Weights and Measures Act," approved June 16, 1913, as amended, relating to the salaries of the sealer of weights and measures and his deputies in counties of the sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1168 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jaspersen, Jones, Keaton, Klme, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1173—An act to amend section 4246 of the Political Code, relating to the salaries, fees and expenses of officers and their deputies and assistants in counties of the seventeenth class.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1173 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Jaspersen, Jones, Keaton, Klme, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—45.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 425—An act to amend section 21 of an act entitled "An act to provide for the incorporation and organization and management of county water districts, and to provide for the acquisition of water rights or construction thereby of waterworks and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved June 10, 1913 (Stats. 1913, page 1049), as amended by Statutes 1925, page 990, relating to collection of taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 425 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jaspersen, Jones, Keaton, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Patterson, Quigley, Reindollar, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—46.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Arnold moved to amend the title as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, as amended, in line 8 of the title, following the word "amended", insert "relating to".

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1115—An act to amend section 7 of an act entitled “An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof,” approved June 2, 1921, relating to the handling and sale of bread.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Fry moved that Assembly Bill No. 1115 be withdrawn from the file, and ordered re-referred to Committee on Public Health and Quarantine.

Motion carried.

Assembly Bill No. 1115 ordered re-referred to Committee on Public Health and Quarantine.

Assembly Bill No. 1184—An act to authorize the State Board of Agriculture to acquire property by gift, devise or bequest.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1184 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Keaton, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Patterson, Quigley, Reindollar, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1011—An act to amend section 3821 of the Political Code, relating to seizure and sale of personal property for unpaid taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1011 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Keaton, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Patterson, Quigley, Reindollar, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1185—An act relating to certain funds of inmates of State reformatories, hospitals and prisons and the expenditure thereof.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1185 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn,

Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Keaton, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Patterson, Quigley, Reindollar, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 695—An act to repeal section 3898*a* of the Political Code, as added by chapter 349 of the Statutes of 1921, and to add a new section thereto, to be numbered section 3898*b*, both relating to the disposition of proceeds of funds from the sale of land deeded to the State for delinquent taxes for the purpose of vocational education of dependents of veterans.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 695 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Collier, Coombs, Craig, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—48

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1172—An act to amend section 13 of an act entitled "An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes," approved March 1, 1929.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1172 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Collier, Coombs, Craig, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Seawell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—48

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1177—An act to amend sections 10 and 14 of the "State Housing Act," approved June 15, 1923, as amended, relating to definitions of terms used therein and to rear yards of apartment houses.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1177 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Collier, Coombs, Craig, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer,

Noyes, Patterson, Quigley, Reindollar, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1170—An act authorizing and empowering any municipal corporation to which tidelands and submerged lands, situated within the limits thereof, have been or may hereafter be granted by the State of California to grant all or any portion of such lands to the United States for public or governmental (including military or naval) purposes and validating and confirming grants of such lands made by such municipal corporations to the United States.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1170 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Collier, Coombs, Craig, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 567—An act creating an Olympic Games Commission, prescribing the powers and duties thereof, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 567 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Collier, Coombs, Craig, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—48.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1174—An act providing for a Water Commission, defining its duties and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1174 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Roland, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 817—An act to amend section 4 of an act entitled “An act to provide for the organization and government of public cemetery district,” approved June 1, 1921.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 817 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Roland, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 845—An act establishing certain additional State highways and classifying them as secondary State highways.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Kline moved that Assembly Bill No. 845 be withdrawn from the file, and ordered re-referred to Committee on Roads and Highways.

Motion carried.

Assembly Bill No. 845 ordered re-referred to Committee on Roads and Highways.

Assembly Bill No. 126—An act relating to the Piute Pass Highway; making a survey, location and estimate of cost of the highway, to be known as the Piute Pass Highway, from a point on the south fork of the San Joaquin River at Florence Lake, Fresno County, to North Lake on the north fork of Bishop Creek, Inyo County.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Heisinger moved that Assembly Bill No. 126 be withdrawn from the file, and ordered re-referred to Committee on Roads and Highways.

Motion carried.

Assembly Bill No. 126 ordered re-referred to Committee on Roads and Highways.

Assembly Bill No. 852—An act to amend section 1 of an act entitled “An act to provide a stenographer and typist for judges of superior courts, and providing for their salaries and the payments thereof,” approved May 31, 1927, relating to stenographers for judges of the superior court in and for counties of the fifteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 852 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough,

Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Roland, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1179—An act requiring all employers who accept tips or gratuities given to employees by others to post notice of such policy or practice in a conspicuous place in the establishment in which the business or enterprise is carried on, and keep accurate records of all such tips or gratuities; giving the Department of Industrial Relations power to enforce the provisions thereof; providing penalties for violation of its provisions; and repealing all acts or parts of acts in conflict therewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1179 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Patterson, Quigley, Reindollar, Roland, Seawell, Sewell, Snyder, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—46.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 853—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 853 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 216—An act to amend section 113 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to speed limits.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 216 passed by the following vote:

AYES—Adams, Anderson, Bishop, Bliss, Brock, Byrne, Collier, Craig, Cronin, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Harper, Heisinger, Hornblower, Ingels, Jones, Keaton, Kline, Luttrell, McDonough, McGuinn-

ness. Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Parkman, Patterson, Quigley, Seawell, Snyder, Williamson, Witter, and Young—42.
 NAYS—Bernard, Easley, Feigenbaum, Gilmore, Jespersen, Nielsen, Reindollar, Roland, Scudder, West, Williams, Wright, and Mr. Speaker—13.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Jones gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 216 was this day passed.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER FIFTEEN.

Assembly Joint Resolution No. 15—Relative to memorializing and petitioning Congress to enact legislation for the exclusion of Filipinos.
 Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 15 was refused adoption by the following vote:

AYES—Anderson, Bernard, Bliss, Collier, Deuel, DeYoe, Dillinger, Easley, Feeley, Fisher, Flynn, Fry, Gilmore, Hesinger, Hornblower, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roland, Seawell, Snyder, Williams, Woolwine, and Young—32.

NAYS—Adams, Arnold, Bishop, Brock, Craig, Crittenden, Cronin, Eddy, Feigenbaum, Harper, Jespersen, Jones, Little, McGuinness, Miller, Eleanor; Mixer, Morrison, Oliva, Quigley, Scudder, Sewell, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—27.

NOTICE OF RECONSIDERATION.

Mr. Adams gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Joint Resolution No. 15 was this day refused adoption.

Assembly Bill No. 1165—An act to add a new section, numbered 1677, to the Civil Code, declaring void certain provisions as to contingent maturity of indebtedness secured by real property, contained in certain written instruments therein specified.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1165 was refused passage by the following vote:

AYES—Anderson, Bernard, Bishop, Bliss, Brock, Collier, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Eddy, Feeley, Fisher, Flynn, Hesinger, Hornblower, Jespersen, Jones, Little, Meeker, Miller, Eleanor, Nielsen, Noyes, Parkman, Quigley, Scudder, Seawell, Stockwell, West, Witter, and Woolwine—32.

NAYS—Arnold, Craig, Easley, Emmett, Feigenbaum, Fry, Gilmore, Harper, Ingels, Jost, McDonough, McGuinness, Miller, James A., Mixer, Morrison, Oliva, Patterson, Reindollar, Roland, Snyder, Williams, Williamson, Wright, Young, and Mr. Speaker—25.

NOTICE OF RECONSIDERATION.

Mr. Morrison gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 1165 was this day refused passage.

Assembly Bill No. 830—An act to amend section 19x31 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to

the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended, said section relating to the salaries of probation officers," and assistant.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 830 passed by the following vote:

AYES—Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Collier, Coombs, Craig, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jones, Jost, Keaton, Little, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 70—An act to amend section 67 of the Code of Civil Procedure, relating to the superior court of the city and county of San Francisco, increasing the number of judges thereof, and providing for their compensation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 70 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 668—An act to amend section 41 of the Acquisition and Improvement Act of 1925, relating to the interest and sinking fund.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 668 passed by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman,

Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1183—An act to validate bonds of school districts, high school districts, union high school districts and junior college districts of every kind and class and providing for the levy of a tax to pay the same, and declaring the urgency of the same, the act to take effect immediately.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.
NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER ONE THOUSAND ONE HUNDRED EIGHTY-THREE.

Assembly Bill No. 1183—An act to validate bonds of school districts, high school districts, union high school districts and junior college districts of every kind and class and providing for the levy of a tax to pay the same, and declaring the urgency of the same, the act to take effect immediately.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1183 passed by the following vote:

AYES—Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 370—An act to amend section 634 of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 370 passed by the following vote:

AYES—Anderson, Arnold, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett,

Jones, Jost, Keaton, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Muller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated :

By Mr. Nielsen: Assembly Constitutional Amendment No. 39—Proposed amendment to article XIII of the constitution, relative to the exemption of motor vehicles and personal property of householders and other residents of this State.

Introduced, and referred to Committee on Constitutional Amendments.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 136—An act to add a new section to the Civil Code, to be numbered 1861*b*, allowing keepers of furnished apartment houses or furnished bungalow courts to take possession of baggage and other property of their guests or tenants for the purpose of enforcing all liens thereon.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 136 was refused passage by the following vote :

AYES—Bliss, Craig, Dillinger, Eddy, Emmett, Jewett, Miller, James A., Mixer, Morgan, Noyes, Oliva, Patterson, Stockwell, Williams, Witter, and Woolwine—16.

NOES—Anderson, Bernard, Collier, Cronin, Deuel, DeYoe, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Jespersen, Jones, Jost, Keaton, Luttrell, McDonough, Meeker, Miller, Eleanor; Morrison, Parkman, Quigley, Reindollar, Roland, Sewell, Snyder, Spalding, West, Williamson, Wright, Young, and Mr. Speaker—36.

NOTICE OF RECONSIDERATION.

Mr. Keaton gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 136 was this day refused passage.

Assembly Bill No. 477—An act to amend sections 24, 28, 43 and 46 of the "State Bar Act," approved March 31, 1927, relating to admission and licensing of members of "The State Bar of California."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 477 passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Craig, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 855—An act to add a new section to the Code of Civil Procedure, to be known as section 1238a, relating to the exercise of the right of eminent domain by an individual for his own use of water notwithstanding other persons do not participate in the benefit therefrom.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 855 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Byrne, Craig, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Heisinger, Ingels, Jespersen, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—Collier, and Jewett—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 833—An act relating to the election of teachers in the public schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 833 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Bliss, Brock, Collier, Craig, Crittenden, Cronin, DeYoe, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Woolwine, Young, and Mr. Speaker—53.

NOES—Jespersen, Spalding, and Wright—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 979—An act to provide for the payment of traveling expenses of superintendents of schools of counties attending national conventions of superintendents of schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 979 passed by the following vote:

AYES—Arnold, Badham, Bernard, Bishop, Collier, Craig, Crittenden, Cronin, Deuel, Easley, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hornblower, Jewett, Keaton, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, West, Williamson, Woolwine, and Mr. Speaker—42.

NOES—Anderson, Bliss, DeYoe, Emmett, Fisher, Heisinger, Jones, Snyder, Spalding, Stockwell, Williams, Witter, Wright, and Young—14.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. Collier gave notice that on the next legislative day he would move to reconsider the vote whereby Assembly Bill No. 979 was this day passed.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, May 6, 1920.

MR. SPEAKER Your Committee on Fish and Game, to which was referred the following resolution by Mr. Heisinger:

A RESOLUTION.

Relative to fish, game, and migratory game birds; providing for the creation of a committee of the Assembly to study the life and habits of same in California; and to prepare and submit a report of their findings to the Governor for transmittal to the Legislature and making an appropriation to cover the cost and expenses of the members of said committee incurred in the performance of such work.

WHEREAS, There is a general lack of knowledge as to the true status of the fish, game and migratory game life in California; and

WHEREAS, There is an almost universal desire on the part of the members of the Legislature of this State to preserve our fish and game life and to conserve it in such fashion as will benefit the present as well as future generations; now, therefore, be it

Resolved by the Assembly, That there is hereby created an Assembly committee to consist of three members to be appointed by the Speaker of the Assembly.

It shall be the duty of said committee to make a special study and investigation of fish, game and migratory wild game; their breeding habits, their breeding grounds, their productivity, their supply, the effects of nesting places upon their supply, whether private sanctuaries are harmful or beneficial to such wild life, and in addition thereto to determine what factor is most beneficial to the continued numbers of such fish, game and migratory wild game life.

It shall also be the duty of said committee to gather all available data possible from the federal government and from other states in regard to migratory wild life and to compile all data so obtained and from such compilation to render its report to the Governor of this State to be transmitted by the Governor to the Legislature. Such report shall be submitted not later than the 31st day of December, 1930.

The members of said committee shall receive no compensation for their services as a member of such committee but they shall receive all actual and necessary expenses incurred in performing their duties as a member of such committee.

There is hereby appropriated \$2,000 from the contingent fund of the Assembly or so much thereof as may be necessary to pay the actual and necessary traveling and other expenses incurred in making the investigation and report herein referred to. Same to be paid by the Controller on warrants drawn against the amount herein appropriated, when duly signed by the chairman of said committee.

Has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

SCUDDER, Chairman.

Mr. Heisinger moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Anderson, Badham, Bishop, Bliss, Collier, Craig, Crittenden, Cronin, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hornblower, Jewett, Jost, Keaton, Little, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A.; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Remondollar, Roland, Scudder, Sewell, Snyder, West, Williams, Williamson, Witter, Woolwine, and Mr. Speaker—45

NOES—Adams, Arnold, Bernard, Brock, Deuel, DeYoe, Emmett, Flynn, Harper, Jepsersen, Jones, Quigley, Spalding, Stockwell, Wright, and Young—16.

RESOLUTION.

The following resolution was offered:

By Mr. Feeley:

RESOLUTION.

Relating to the Investigating of the Cannery at the Mouth of the Klamath River.

WHEREAS, The continued existence and operation of the fish cannery at the mouth of the Klamath River is inimical to the best interests of the Klamath River Fish and Game District, in that commercial fishing resorted to within the river is not beneficial to the run of salmon and steelhead trout; and

WHEREAS, This river is the last great source of supply of salmon and steelhead trout spawn and is necessary to supply the hatcheries of the State with those species of food fishes for artificial propagation; and

WHEREAS, There has been introduced in the last two sessions of the Legislature a bill prohibiting commercial fishing of salmon in the Klamath River; and

WHEREAS, These bills have been defeated by the committees of both houses on the grounds that the said bills would take away the right of private property and would be a condemnation of the cannery operating on the Klamath River without due process of law; and

WHEREAS, It has been suggested by the Fish and Game Commission and members of the Legislature that the said fish cannery operating at the mouth of the Klamath River be purchased by the State of California, so as to prohibit the commercial fishing on the said Klamath River; now, therefore, be it

Resolved by the Assembly of the State of California. That the Speaker of the Assembly appoint a committee of three members of the Assembly to make an investigation and appraisal of the said cannery located at the mouth of the Klamath River, and the said committee confer with the Fish and Game Commission for the purpose of reaching an amicable adjustment and fair value of the said cannery for the purpose of having the Bureau of Fish and Game of the Department of Natural Resources immediately proceed with the purchase of the said cannery, and that the cost thereof be defrayed out of the fish and game preservation funds, and be it further

Resolved. That the sum of \$1,000 is hereby appropriated out of the contingent fund for the purpose of making said investigation and appraisal of the said cannery property located at the mouth of the Klamath River

Mr. Feeley moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Badham, Bernard, Bishop, Colher, Craig, Crittenden, Cronin, Dillinger, Eddy, Emmett, Feeley, Feigenbaum, Fry, Heisinger, Hornblower, Ingels, Jespersen, Jost, Keaton, Little, McDonough, McGuinness, Miller, Eleanor; Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Quigley, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, and Mr. Speaker—44.

NOES—Brock, Deuel, DeYoc, Fisher, Flynn, Gilmore, Harper, Jones, Spalding, Wright, and Young—11.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 232—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in municipal corporations of the sixth class.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Eddy:

AMENDMENT NUMBER ONE.

On page 5, line 5, of the printed bill, as amended in Assembly May 1, 1929, strike out all of lines 5 to 9, inclusive, and insert in lieu thereof the following paragraph: "18. To expend such sum as the board of trustees shall deem proper, not to exceed five per cent of the property tax levy in any one fiscal year, for music and promotion."

Amendment adopted.

Bill read third time, ordered to reprint, engrossment, and third reading.

THIRD READING OF SENATE BILLS.

Senate Bill No. 207—An act to add a new section, numbered 1027, to the Penal Code, relating to alienists in cases where a plea of not guilty by reason of insanity is entered.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Hornblower:

AMENDMENT NUMBER ONE

On page 1, line 9, of the printed bill, as amended, strike out the words "alienist or".

AMENDMENT NUMBER TWO

On page 1, line 23, of the printed bill, as amended, strike out the period immediately following the word "found", and insert in lieu thereof the following: "or in which the defendant was held for trial."

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 560—An act to amend the title and sections 1, 3, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48, 50, 51 and 53 and to repeal sections 2, 25 and 31 of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, and to add eight new sections thereto to be numbered 8a, 8b, 8c, 8d, 14a, 14b, 16a and 17a, relating to a division in the Department of Natural Resources for the supervision of petroleum and gas, relating to the appointment of agents for service of orders and notices, declaring the unreasonable waste of natural gas to be opposed to the public interest, permitting and authorizing agreements in the interests of conservation and providing for their specific enforcement, relating to the filing and the hearing of complaints concerning the waste of gas, relating to proceedings instituted by the Director of the Department of Natural Resources to prevent the unreasonable waste of gas, relating to certain requirements concerning removal of operating structures and casing from wells, and relating to certain requirements concerning the sale, exchange or other transfer of wells and land, creating a fund for the purposes of the act, providing for assessment of charges to be paid by operators and providing for the collection thereof, making an appropriation for the purposes of this act, and generally providing for the protection of the natural resources of petroleum and gas from waste and destruction, and declaring the same to be an urgency measure to take effect immediately.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During second reading of the bill, the following amendments were submitted by Mr. Woolwine:

AMENDMENT NUMBER ONE

On page 3, line 11, of the printed bill, as amended in Assembly April 30, 1929, strike out the word "thereof", and insert in lieu thereof the following: "of such waste and destruction".

AMENDMENT NUMBER TWO.

On page 20, line 12, of the printed bill, as amended in Assembly April 30, 1929, strike out the words "for the state oil and gas supervisor", and insert in lieu thereof the following: "employed by the director of natural resources".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No 359—An act to amend section 76 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, and to add a new section to said act, to be numbered section 76½, relating to the foreclosure of bonds.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Woolwine:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out the comma.

AMENDMENT NUMBER TWO.

On page 2, line 11, of the printed bill, strike out the word "posted", and insert in lieu thereof the word "pasted".

AMENDMENT NUMBER THREE.

On page 2, line 37, of the printed bill, following the word "after", strike out the following: "three (3)", and insert in lieu thereof the following: "four (4)".

AMENDMENT NUMBER FOUR.

On page 3, line 6, of the printed bill, strike out the following: "the improvement of-----", and insert in lieu thereof the following: "an improvement".

AMENDMENT NUMBER FIVE.

On page 3, commencing with the word "the", in line 9 thereof, strike out all of the printed matter down to and including the bracket following the word "demand" in line 10, and insert in lieu thereof the following: "thirty days after the service on you of this demand, the date of such service being this-----day of-----, 19--".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At eleven o'clock and thirty minutes p m., further proceedings under the call of the House were dispensed with, on motion of Mr. Patterson.

The roll of absentees was called, and Assembly Concurrent Resolution No. 46 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bernard, Bishop, Bliss, Craig, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—62.

NOES—Collier, Heisinger, and Wright—3.

Title read and approved.

Assembly Concurrent Resolution No. 46 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 46.

Relative to the creation of a committee for the making of a comprehensive study of legislative organization and procedure and related matters.

WHEREAS, There is need of a comprehensive study of legislative bodies, their organization, procedure and times of meeting to the end that the members of the Legislature of this State may be properly informed and advised as to such changes in respect thereto as may best suit the needs of California; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That a committee of five members, consisting of three members of the Assembly to be appointed by the Speaker of the Assembly and two members of the Senate, to be appointed by the President of the Senate. It is the duty of this committee to investigate and report on all matters and things which in its judgment are necessary or convenient to enable the Legislature to consider and recommend to the electors of the State such changes as may be deemed desirable in the constitution, organization and procedure of the Legislature of this State, comprehending among other things, the study of legislative systems of other states, frequency of regular sessions, compensation of members of legislative bodies, limitation upon the number of legislative bills which may be introduced by members, the policy and practice of introduction of bills by committees and the organization and work of committees between sessions; and be it further

Resolved, That said committee shall proceed to organize by the election of one of its members as chairman and by the election of a secretary and shall proceed with said investigation in such manner as may be determined by the committee; and be it further

Resolved, That the committee is hereby authorized to hold hearings at any place in this State, at which hearings, the people shall have an opportunity to present their views to the committee with reference to any suggested change with reference to questions under consideration by the committee and the committee may send any of its members or its secretary to any state in the union to make an investigation of conditions and/or to confer with other persons and organizations interested in solving the same or similar problems; and be it further

Resolved, That the committee is hereby authorized to do any and all things necessary to make a full and complete investigation of the matters herein referred to require the production of books, documents, records and papers of any kind; to issue subpoenas, to compel the attendance of witnesses and to procure testimony. Each member of the commission is hereby authorized to administer wants and all the provisions of article VIII, of chapter VIII, of title I, of part III, of the Political Code, relating to the attendance of witnesses before the Legislature and committees thereof shall apply to the committee appointed under this resolution and the committee shall submit its report to the Legislature of this state during the first week of the forty-ninth session thereof; and be it further

Resolved, That the sum of \$5,000 is hereby set apart, reserved and appropriated out of the respective contingent funds of the Assembly and Senate, said sum to be payable one-half from the contingent fund of the Assembly and one-half from the contingent fund of the Senate but not exceeding the sum of \$5,000 in all, for the purpose of paying the expenses incurred by the committee and the members thereof under the authority hereof, said payments to be disbursed from time to time by Controller's warrants to be drawn against said contingent funds upon written orders of the chairman of the committee. The members of the committee shall receive no salaries as members thereof, but they shall receive their necessary expenses incurred in the performance of their duties hereunder.

ADJOURNMENT.

At eleven o'clock and thirty-five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Wednesday, May 8, 1921.

LOUIS ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Wednesday, May 8, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cruttenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klue, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgau, Morrison, Nielsen, Noyes, Ohya, Parkman, Patterson, Qungley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—78.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Stockwell moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVE OF ABSENCE.

On motion of Mr. Williamson, Mr. Coombs was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. West, Mr. Edwin A. Wells, principal of Elk Grove Union High School; Miss Ione, teacher; Howard Kerby, president of the class of 1932, and the following students: Charles Ackeret, Jack Bitzer, June Bowman, Arthur Brown, Ernest Brinkerhoff, Alfred Buscher, Inez Cadjew, Doris Camp, Hilda Carlisle, Harold Carlson, Lois Coons, Marion Dannals, Reinhold Derheim, Phyllis Fiddymment, George Foulks, Lillian Frey, Bernice Fukushima, Irene Grant, Joseph Grant, Donna Green, Evan Green, June Grover, Cecil Hack, Takeyoshi Hamatani, Kiyohiko Hamatani, Leonard Hastie, Frank Hirohata, Paul Hirohata, Victor Ito, Barbara Kammerer, Howard Kerby, George King, Alfred Krull, Herbert Kurima, Carma Latson, Dick Ledwith, Helen Lucinski, Harry Mailey, Harry Mozza, George Mivao, Thelma Moore, Dorothy Matsumoto, Mary Mieponski, Rosie Nabuso, Ben Oda, Samuel Okamoto, Wendell Penrose, Gladys Robbins, Lloyd Robbins, Vernon Rogers, Sylvia Santich, Harold Sassman, Lorraine Schaeffer, Hilda Schanzenbach, Caroline Simunich, Ivy Strong, Evelyn Stumbo, Frank Stewart, Thomas Tanabe, William Tanson, Ruth Taylor, Edith Tegen, Leslie Thomas, Mary Vargus, Mary Veach, Mabel Waring, Norman Warren, Virginia Yori, Norma Yoshinaga, Roy Yoshinaga, Leonard Dymeck, Raymond Jamison, Harold Jordan, Dave Jones, Ruth

Van Vliet, Alma Core, Lester Koster, Eleanor Markofer, Francis Scott and Tom Lillico were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Luttrell, Mrs. Brawley of Santa Rosa was extended the privilege of the floor of the Assembly for this day, and her name ordered printed in the Journal.

Through the courtesy of Mr. West, Mr. William Lunn and Mr. James Freal of Elk Grove were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Brock, Mr. William T. Bell, president, and Mr. John W. Miller, secretary of the Redlands Building and Loan Association, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Kline, R. A. Condee of Chino, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Eddy, Mr. and Mrs. William T. Hart of Carlsbad, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON FEDERAL RELATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 3—Relating to hours of employment of persons on interstate carriers—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

WITTER, Chairman.

The above reported joint resolution ordered on file for adoption.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 860—An act to amend section 4½ of an act entitled "An act authorizing the creation, government, maintenance and dissolution of county sanitation districts, the annexation of contiguous territory to such districts, the issuance of bonds by such districts and the powers thereof," approved May 29, 1923, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

ON LABOR AND CAPITAL.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Senate Bill No. 14—An act to amend sections 1 and 2 of an act entitled "An act regulating the hours of employment in underground mines, underground workings, whether for the purpose of tunneling, making excavations or to accomplish any other purpose or design, or in smelting and reduction works," approved May 30, 1913, relating to the keeping of records of the hours worked, providing penalties for violation of the act, providing for the enforcement of the act by the Department of Industrial Relations and extending the benefits of the act to workers employed in sheds or buildings, in lime, cement and other reduction plants where dust is created—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

McDONOUGH, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1145—An act relating to the acquisition of Carquinez Bridge; creating a public corporation to be known as Carquinez Bridge Authority and providing for the appointment of the Carquinez Bridge Commission; defining the powers and duties of said commission and providing for the acquisition of said bridge and its operation as a publicly owned utility and as part of the highway system of the State of California; providing also for the issuance and sale of revenue bonds of said corporation for the purchase of said bridge and for the payment of interest on said bonds and the amortization thereof; providing for tolls of said bridge for the operation and maintenance thereof and payment of interest on and the amortization of said bonds; creating a district known as Carquinez Bridge District, defining the boundaries of the same and abrogating the right of counties to grant competitive franchises therein; providing for and creating a fund to carry out the purposes of this act; and providing for a revolving fund to meet any deficiency in the operation and financing of said bridge and providing for a method for the payment of the costs of the printing and sale of said bonds—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 240—An act to amend section 2 of an act entitled "An act to provide that the Department of Natural Resources, through the State Park Commission, shall have control of the State park system; to establish and define the State park system; to define certain powers and duties of the State Park Commissioner; to make an appropriation for carrying out the purposes of this act; and to establish a contingent fund and a revolving fund," approved May 25, 1927, relating to the State park system;

Also: Assembly Bill No. 1032—An act to prescribe a procedure for the acquisition of property by the State, counties and municipalities of property under the provisions of section 14½ of the constitution of California and the reservation of rights therein and the sale or other disposition and conveyance thereof; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 810—An act to amend the title and sections 1, 2, 3, 4, 5, 6, 9, 18 and 20 of the "Improvement Bond Act of 1915," approved June 11, 1915, and to add a new section to said act to be known as section 5a, relating to the issuance of bonds to represent assessments levied for public improvements made under the "Street Opening Act of 1903."

Also: Assembly Bill No. 519—An act making an appropriation for work of exploration, investigation and preliminary plans in furtherance of a coordinated plan for the conservation, development, and utilization of the water resources of California;

And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Concurrent Resolution No. 44—Relative to the creation of a committee for the purpose of investigating the apparent duplication of functions of the Bureau of Criminal Identification and Investigation—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

KLINE, Chairman.

The above reported concurrent resolution ordered to engrossment.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 38—A resolution to propose to

the people of the State of California an amendment to the constitution of said State by amending section 9 of article XIII of said constitution, relating to State and county boards of equalization—has had the same under consideration, and respectfully reports the same back without recommendation.

(Signed out:)

ANDERSON, Chairman.
ARNOLD.
HORNBLOWER.
BISHOP.
LYONS.
SNYDER.

The above reported constitutional amendment ordered to engrossment.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 523—An act to amend section 13 of the "State Medical Practice Act," approved June 2, 1913, as amended, relating to reciprocity certificates.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 219—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to recede from its amendments to Assembly Bill No. 1028—An act to amend section 4243 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class—and appointed Senators Slater, Handy and Allen as a Committee on Free Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Scudder, Luttrell and Fry as a Committee on Free Conference to meet with a like committee from the Senate to consider Senate amendments to Assembly Bill No. 1028.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to recede from its amendments to Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689, 690, 691 and 692 and to amend sections 662 and 675 of the said code, all relating to certain claims against the State of California and the powers and duties of the Department of Finance, Surveyor General, State Land Office and the officers, agents and employees thereof and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893—and appointed Senators Inman, Boggs and Cassidy as a Committee on Free Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. West, Reindollar and Young as a Committee on Free Conference to meet with a like committee from the Senate to consider Senate amendments to Assembly Bill No. 293.

RECONSIDERATION.

In compliance with the notice given on a previous day, Mr. Jones moved that the vote whereby Senate Bill No. 392 was passed be reconsidered.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Jones moved a call of the House.

Motion carried.

Time, ten o'clock and thirty minutes a.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Cloudman, Collier, Crawford, Crowley, Dillinger, Easley, Eddy, Fisher, Fry, Harper, Ingels, Jespersen, Jewett, Jones, Jost, Little, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Noyes, Reindollar, Roberts, Roland, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Wright, Young, and Mr. Speaker—45

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 898—An act to amend an act entitled "An act to provide for the apportionment and assessment upon the district or districts benefited of the cost or a portion of the cost of the separation of the crossing of a railroad or street railroad by a street, highway or public way and for the letting of contracts for the said work and for the enforcement and collection of such assessments, and providing for the issuance and effect of bonds therefor, whether said street or highway or the district to be benefited lies entirely within the unincorporated territory of a county or entirely within a municipality, or within such unincorporated territory and one or more municipalities, or within two or more municipalities, or where such highway or street forms a portion of the boundary of a municipality; and providing for the payment of a portion of the expenses for such improvement by counties or municipalities at their election," approved May 21, 1927, by adding thereto a new section to be known as section 13a, authorizing the inclusion in one proceeding for the separation of grades under the provisions of said act the separation or elimination of two or more grade crossings.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 898 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Crawford, Cronm, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder,

Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 240—An act to amend sections 2 and 4 of an act entitled "An act to provide that the Department of Natural Resources, through the State Park Commission, shall have control of the State park system; to establish and define the State park system; to define certain powers and duties of the State Park Commissioner; to make an appropriation for carrying out the purposes of this act; and to establish a contingent fund and a revolving fund," approved May 25, 1927, and to add a new section thereto to be numbered 4a, all relating to the State park system and the powers and duties of the Department of Natural Resources and the Park Commission in relation thereto.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 240 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Qungley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1032—An act to prescribe a procedure for the acquisition of property by the State, counties and municipalities of property under the provisions of section 14½ of the constitution of California and the reservation of rights therein and the sale or other disposition and conveyance thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1032 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Noyes, Oliva, Parkman, Qungley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating and licensing the distribution or sale of such products;

prescribing penalties for violation of the provisions hereof and repealing acts and parts of acts inconsistent therewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1130 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Crawford, Collier, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Lattle, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—61.
NOES—Williams—1.

Title read and approved.

Bill ordered transmitted to the Senate

Assembly Bill No. 1148—An act making an appropriation to carry out the provisions of an act entitled "An act to promote the better education of social workers; to provide for and regulate the examination of social workers; to provide for the issuance of licenses as social workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions thereof; and to provide penalties for the violations of any of the provisions thereof." as adopted at the forty-eighth session of the Legislature of the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1148 was refused passage by the following vote:

AYES—Adams, Bernard, Bishop, Bliss, Brock, Cloudman, Collier, Crittenden, Deuel, DeYoe, Dillinger, Eddy, Feigenbaum, Fisher, Harper, Heisinger, Jespersen, Jewett, Jones, Lattle, Luttrell, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Parkman, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, West, Witter, and Wright—39.

NOES—Arnold, Badham, Baum, Cronin, Crowley, Fry, Hornblower, Ingels, Jost, Keaton, McDonough, Morrison, Quigley, Reindollar, Stockwell, Williams, Young, and Mr. Speaker—19.

Assembly Bill No. 1176—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER ONE THOUSAND ONE HUNDRED SEVENTY-SIX.

Assembly Bill No. 1176—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1176 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1181—An act to reappropriate the unexpended balance of an appropriation made to augment, develop and improve the water supply and the water system of the Whittier State School.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1181 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1194—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at Los Angeles; providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents; (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix; (d) to pay over to the State treasury all sums from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys

agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligation have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Crawford, Cronm, Crowley, Deuel, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Helsing, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None.

THIRD READING OF ASSEMBLY BILL NUMBER ONE THOUSAND ONE HUNDRED NINETY-FOUR.

Assembly Bill No. 1194—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at Los Angeles; providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents; (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix; (d) to pay over to the State treasury all sums from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligation have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1194 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Crawford, Cronm, Crowley, Deuel, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Helsing, Hornblower, Ingels, Jespersen, Jewett,

Jones, Jost, Keaton, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1196—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Assembly for the seventy-ninth and eightieth fiscal years.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.
 NOES—None.

Assembly Bill No. 1196—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Assembly for the seventy-ninth and eightieth fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1196 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.
 NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Jones moved to amend the title as follows:

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, after the word "years", strike out the period, insert a comma in lieu thereof and add the following: "declaring the urgency thereof and providing that this act shall take effect immediately."

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 3—An act to amend sections 851 and 863 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to cities of the sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 3 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1178—An act to amend section 9a31 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California and repealing 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary of the county librarian in counties of the thirty-first class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1178 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—72.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 785—An act to amend sections 1184, 1184a and 1184b of the Code of Civil Procedure, relating to mechanics' liens.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 785 was refused passage by the following vote:

AYES—Adams, Badham, Baum, Bishop, Cloudman, Crawford, Cronin, Crowley, Dillinger, Easley, Feeley, Fisher, Fry, Gilmore, Heisinger, Hornblower, Ingels, Jewett, Jost, McDonough, McGinley, McGuinness, Miller, James A., Morgan, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roberts, Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, and Mr. Speaker—38.

NOES—Anderson, Arnold, Bernard, Bliss, Brock, Cloudsley, Collier, Crittenden, Deuel, DeYoe, Eddy, Emmett, Feigenbaum, Harper, Jespersen, Jones, Keaton, Kline, Little, Luttrell, Meeker, Miller, Eleanor; Mixer, Noyes, Patterson, Roland, Scofield, Spalding, West, Witter, Woolwine, Wright, and Young—33.

Assembly Bill No. 1182—An act to amend section 737g of the Political Code, relating to the salaries of superior court judges in and for the county of Contra Costa.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1182 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—63.

NOES—Spalding and Wright—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 219—An act to amend the California Vehicle Act, approved May 30, 1923, as amended and approved May 16, 1925, by adding thereto a new section to be numbered 94½, relating to the operation and equipment of motor vehicles operated upon public highways.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Nielsen moved that Assembly Bill No. 219 be withdrawn from the file, and ordered re-referred to Committee on Motor Vehicles.

Motion carried.

Assembly Bill No. 219 ordered re-referred to Committee on Motor Vehicles.

Assembly Bill No. 1188—An act to amend the California Vehicle Act approved May 30, 1923, as amended by adding a new section thereto to be numbered 159½, relating to the motor vehicle fund.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1188 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1189—An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand, approved March 1, 1911," as amended, relating to pay checks that can not be cashed and providing penalties for violation of the provisions of the act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1189 passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Seofield, Scudder, Seawell, Snyder, Spalding, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER
SIXTEEN.

Assembly Constitutional Amendment No. 16—Proposed amendment to article VI of the constitution, relative to practice of law and the acceptance of remuneration other than salary by judges.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 16 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Seofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—72.

NOES—None.

Title read and approved.

Assembly Constitutional Amendment No. 16 ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 16.

A resolution to propose to the people of the State of California an amendment to section 22 of article VI of the constitution, relating to practice of law and the acceptance of remuneration other than salary by judges

Resolved by the Assembly, the Senate concurring. That the Legislature of the State of California at its forty-eighth session, commencing on the seventh day of January, 1929, two-thirds of the members elected to each of the two houses voting in favor thereof, hereby proposes to the people of the State of California that section 22 of article VI of the constitution of said State be amended to read as follows:

22. No judge of a court of record shall practice law in or out of court during his continuance in office.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER
SEVENTEEN.

Assembly Constitutional Amendment No. 17—Proposed amendment to article VI of the constitution, relative to the ineligibility of judges to hold other offices or to accept remuneration other than their salary.

Amendment read.

The question being on the adoption of the amendment.

The roll was called, and Assembly Constitutional Amendment No. 17 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore,

Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—72.

NOES—None.

Title read and approved.

Assembly Constitutional Amendment No. 17 ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT No 17.

A resolution to propose to the people of the State of California an amendment to section 18 of article VI of the constitution, relating to the ineligibility of judges to hold other offices or to accept remuneration other than their salary.

Resolved by the Assembly, the Senate concurring. That the Legislature of the State of California at its forty-eighth session, commencing on the seventh day of January, 1929, two-thirds of the members elected to each of the two houses voting in favor thereof, hereby proposes to the people of the State of California that section 18 of article VI of the constitution of said State be amended to read as follows:

18. The justices of the Supreme Court, and of the District Courts of Appeal and the judges of the superior courts and the municipal courts shall be ineligible to any other office or public employment than a judicial office or employment during the term for which they shall have been elected or appointed, and no justice or judge of a court of record shall practice law in or out of court during his continuance in office.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER THIRTY-FIVE.

Assembly Constitutional Amendment No. 35—Proposed amendment to article IV of the constitution, relative to the legislative department. Constitutional amendment read.

The question being on the adoption of Assembly Constitutional Amendment No. 35.

The roll was called, and Assembly Constitutional Amendment No. 35 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Fisher, Frv. Gilmore, Harper, Hornblower, Ingels, Jewett, Jost, Keaton, Kline, Little, Luttrell, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Stockwell, Williams, Witter, Woolwine, Young, and Mr. Speaker—57.

NOES—Collier, Deuel, Emmett, Feigenbaum, Heisinger, Jespersen, Jones, McDonough, Meeker, Quigley, Roland, Snyder, Spalding, West, Williamson, and Wright—16.

Title read and approved.

Assembly Constitutional Amendment No. 35 ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 35.

A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending sections 2, 3, 15, 23 and 23a of article IV thereof, relating to the legislative department.

Resolved, by the Assembly, the Senate concurring. That the Legislature of the State of California at its forty-eighth session, commencing on the seventh day of January, 1929, two-thirds of all the members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes to amend sections 2, 3, 15, 23 and 23a of article IV of the constitution of the said State of California to read as follows:

Sec. 2. All sessions of the Legislature shall be annual, unless the Governor shall, in the interim, convene the Legislature, by proclamation, in extraordinary session. All sessions other than extraordinary shall commence at twelve o'clock m. on the first Monday after the first day of January each year.

Sec. 3. Members of the Assembly shall be elected in the year 1930 at the time and in the manner provided by law. Thereafter members of the Assembly shall be chosen for the term of four years and each election shall be on the first Tuesday after the first Monday in November, unless otherwise ordered by the Legislature;

provided, however, that the seats of the forty Assemblymen elected in the year 1932 from the odd-numbered districts shall be vacated at the expiration of the second year so that one-half of the members of the Assembly shall be elected every two years.

Sec. 15. No law shall be passed except by bill. Neither house shall place any bill upon final passage until the same, with the amendments thereto, have been printed for the use of the members and thirty days have elapsed from the date of its introduction, unless in case of urgency, two-thirds of the members of the house of origin, by a vote of yeas and nays, dispense with this provision. Nor shall any bill become a law unless the same be read on three several days in each house, unless, in case of urgency, two-thirds of the house where such bill may be pending, shall, by a vote of yeas and nays, dispense with this provision. Any bill may originate in either house, but may be amended or rejected by the other; and on the final passage of all bills they shall be read at length, and the vote shall be by yeas and nays upon each bill separately, and shall be entered on the Journal, and no bill shall become a law without the concurrence of a majority of the members elected to each house.

Sec. 23. The members of the Legislature shall receive for their services the sum of \$3,600 each for each year of the term for which they are elected, to be paid at such times during the session as may be provided by law.

Sec. 23a. Each house of the Legislature may, by resolution, provide for the employment of help, prescribe the duties and fix the compensation thereof; but in no case shall the total expense for officers, employees and attaches exceed the sum of \$400 per day for the Senate and \$450 per day for the Assembly, at any regular session, exclusive of the salary of the Secretary of the Senate and the Chief Clerk of the Assembly, who shall each receive such salary as shall be fixed by law, nor the sum of \$150 per day for each house at any special or extraordinary session, exclusive of the salaries of the Secretary of the Senate and the Chief Clerk of the Assembly. Except as herein otherwise specified, the provisions of this section shall be self-executing.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Williamson moved that the vote whereby Assembly Bill No. 88 was refused passage be reconsidered.

The roll was called, and the same was refused reconsideration by the following vote:

AYES—Arnold, Badham, Bishop, Bliss, Cloudman, Clowdsley, Crawford, Crittenden, Cronin, Crowley, Dillinger, Easley, Feeley, Fry, Gilmore, Hornblower, Jewett, Jost, McDonough, McGinley, McGuinness, Miller, James A., Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, and Young—39.

NOES—Anderson, Baum, Bernard, Brock, Collier, Craig, Deuel, DeYoe, Eddy, Emmett, Feigenbaum, Fisher, Harper, Heisinger, Ingels, Jespersen, Jones, Keaton, Kline, Little, Luttrell, Meeker, Miller, Eleanor; Mixer, Noyes, Roland, Spalding, West, Witter, Woolwine, Wright, and Mr. Speaker—32.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Arnold moved that the vote whereby Assembly Constitutional Amendment No. 24 was adopted be reconsidered.

The roll was called, and the same was refused reconsideration by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Cloudman, Craig, Crawford, Easley, Hornblower, Ingels, Jost, Keaton, McGuinness, Patterson, Quigley, Scofield, Stockwell, Williams, and Young—21.

NOES—Anderson, Bliss, Brock, Clowdsley, Collier, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Jespersen, Jones, Kline, Little, McDonough, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, West, Witter, Woolwine, and Wright—43.

Title read and approved.

Assembly Constitutional Amendment No. 24 ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 24.

A resolution to propose to the people of the State of California, an amendment to the constitution of said State by adding a new article thereto to be known as article XIII½, relating to revenue and taxation.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its forty-eighth regular session, commencing on the seventh day of January 1929, two-thirds of all the members elected to each of the two houses of the Legislature voting in favor thereof, hereby proposes to the people of the State of California that the constitution of said State be amended by adding a new article thereto, to be known as article XIII½, to read as follows:

ARTICLE XIII½.

SECTION 1. Subject to the provisions of section 1 of article IV and subdivision IV of section 16 of article XIII of the constitution, the Legislature is given and shall have and exercise full, complete and unrestricted power and authority (a) to define and classify property, not exempt under this constitution or under the laws of the United States, for taxation for State purposes, (b) to levy and impose taxes for State purposes and provide for the collection thereof, (c) to determine and provide the method, manner and means of raising and providing revenue for State purposes, and (d) to do and perform any and all other acts and things necessary, proper or convenient to exercise and carry into effect any or all of the powers and authority conferred by this article; *provided*, that until the Legislature shall have exercised the power and authority conferred by this article and made provision for the support and maintenance of the State government and for the necessary revenue for said purposes as herein authorized, the method, manner and means of levying and collecting taxes and raising revenue for State purposes now in force shall remain and continue, but when the Legislature shall have exercised the power and authority herein conferred upon it and made provision for the support of the State government and for the necessary revenues for State purposes, all parts and portions of this constitution in conflict with this article shall be deemed repealed.

If any of the provisions of this section conflict with the provisions of any other amendment to this constitution approved and ratified by the electors at the same election as that at which this amendment is approved and ratified, the provisions of this section shall prevail.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Adams moved that the vote where Assembly Joint Resolution No. 15 was refused adoption be reconsidered.

The roll was called, and the same was reconsidered by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Collier, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hornblower, Jewett, Jost, Keaton, Little, Luttrell, McDonough, McGuinness, Meeker, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Williams, Williamson, Woolwine, Young, and Mr. Speaker—49.

NOES—Brock, Cronin, Harper, Ingels, Jaspersen, Jones, Miller, Eleanor; Morgan, Sewell, Spalding, Stockwell, West, Witter, and Wright—14.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER FIFTEEN.

Assembly Joint Resolution No. 15—Relative to memorializing and petitioning Congress to enact legislation for the exclusion of Filipinos. Resolution read.

The question being on the adoption of Assembly Joint Resolution No. 15.

FLOOR AMENDMENTS.

During reading of Assembly Joint Resolution No. 15, the following amendment was submitted by Mr. Adams:

AMENDMENT NUMBER ONE.

On page 1, line 1. of the printed bill, strike out the words "the negroes,".

Amendment adopted.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Adams asked for and was granted unanimous consent to take up Assembly Joint Resolution No. 15 as amended, at this time, without reference to printer or file.

FURTHER CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER FIFTEEN.

Assembly Joint Resolution No 15—Relative to memorializing and petitioning Congress to enact legislation for the exclusion of Filipinos. Resolution read

The question being on the adoption of the resolution.

MOTION TO DEFER ACTION.

Mr. Adams moved that further consideration of Assembly Joint Resolution No. 15 be deferred until after recess.

Motion carried.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At twelve o'clock and forty-five minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Jones.

The roll of absentees was called, and the motion for reconsideration of Senate Bill No. 392 lost by the following vote :

AYES—Anderson, Bernard, Bishop, Brock, Cloudsley, Cronin, Crowley, Eddy, Fisher, Heisinger, Jespersen, Jones, Little, McGinley, McGuinness, Morgan, Scudder, West, and Williams—19

NOES—Adams, Arnold, Badham, Baum, Bliss, Byrne, Cloudman, Collier, Crawford, Crittenden, DeYoe, Dillinger, Easley, Feigenbaum, Fry, Gilmore, Harper, Ingels, Jewett, Jost, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Seawell, Sewell, Snyder, Spalding, Stockwell, Wright, Young, and Mr. Speaker—42.

Senate Bill No. 392 ordered transmitted to the Senate.

RECESS.

At twelve o'clock and forty-five minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Desch reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read :

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 15—Relative to memorializing and petitioning Congress to enact legislation for the exclusion of Filipinos—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported joint resolution ordered on file for adoption.

Also :

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. S18—An act to amend section 4242 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirteenth class—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

ON MOTOR VEHICLES.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Senate Bill No. 870—An act providing for the licensing of aircraft and airmen and to make uniform the law with reference thereto; providing penalties for violations and repealing acts in conflict herewith; and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back without recommendation, and be re-referred to Committee on Aviation and Aircraft.

(Signed out)

NIELSEN, Chairman.
 LYONS.
 CRITTENDEN.
 MORRISON.
 NOYES.
 FRY.
 MILLER, JAMES A.
 JESPERSEN.
 CLOUDMAN.
 JONES.
 BADHAM.
 WOOLWINE.
 WILLIAMS.

The above reported bill ordered re-referred to Committee on Aviation and Aircraft.

FURTHER CONSIDERATION OF ASSEMBLY JOINT RESOLUTION
 NUMBER FIFTEEN.

At this time the further consideration of Assembly Joint Resolution No. 15, which was under consideration at time of recess, was taken up for further consideration

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER FIFTEEN.

Assembly Joint Resolution No. 15—Relative to memorializing and petitioning Congress to enact legislation for the exclusion of Filipinos.

THE SPEAKER PRO TEMPORE IN THE CHAIR.

At two o'clock and five minutes p.m., Hon. Wm. J. Byrne, Speaker pro tempore of the Assembly, in the chair.

THE SPEAKER IN THE CHAIR.

At two o'clock and seven minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 15 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Deuel, DeYoe, Dillinger, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Heisinger, Hornblower, Jewett, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGunnness, Meeker, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Remdollar, Roland, Scofield, Seawell, Snyder, Spalding, Williams, Williamson, Young, and Mr. Speaker—52

NOES—Cloudman, Crittenden, Cronm, Crowley, Eddy, Emmett, Harper, Ingels, Jespersen, Jones, Little, Miller, Eleanor; Miller, James A, Mixer, Sewell, Stockwell, West, Witter, Woolwine, and Wright—20.

Title read and approved.

Assembly Joint Resolution No. 15 ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION No. 15

Relative to memorializing and petitioning Congress to enact legislation for the exclusion of Filipinos.

WHEREAS, The policy of unrestricted immigration as an aid to cheap labor has had a tendency towards destruction of American ideals and American racial unity; and

WHEREAS, This policy has tended to exploit the Negroes, the Chinese, the Japanese and the Hindus, resulting in their regulation or exclusion; and

WHEREAS, Filipinos have not been among those excluded under the Immigration Laws of the United States in accordance with our national policy of restrictive immigration; and

WHEREAS, The present absence of restriction on immigration from the Philippine Islands opens the door annually to thousands of Filipinos, causing unjust and unfair competition to American labor, and nullifying the beneficial results to be expected from a national policy of restrictive immigration; therefore be it

Resolved, by the Assembly and the Senate of the State of California, jointly. That the Legislature of the State of California earnestly petitions Congress to enact legislation which will exclude Filipinos from the United States or, at least, restrict immigration from the Philippine Islands; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby directed to send copies of this resolution to each member of the Senate and the House of Representatives of the United States

RESOLUTION.

The following resolution was offered:

By Mr. Feigenbaum:

WHEREAS, The Assembly did this day refuse passage to Assembly Bill No. 1148 by the vote of 39 ayes to 19 noes; and

WHEREAS, This bill was taken up for final passage while the Assembly was under a call on a previous measure; and

WHEREAS, Many of the members were absent at the time of the roll call; now, therefore, be it

Resolved by the Assembly. That the action of the Assembly in refusing passage to Assembly Bill No. 1148, be and the same is hereby rescinded, and the same is hereby ordered expunged from the records of the Assembly.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Jespersen, Jones, Jost, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Noyes, Oliva, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—61

NOES—Arnold—1

HON. CHAS. F. REINDOLLAR IN THE CHAIR.

At two o'clock and ten minutes p.m., Hon. Chas. F. Reindollar, member of the Assembly from the Seventeenth District, in the chair

CONSIDERATION OF ASSEMBLY BILL NUMBER ONE THOUSAND ONE HUNDRED FORTY-EIGHT.

Assembly Bill No. 1148—An act making an appropriation to carry out the provisions of an act entitled "An act to promote the better education of social workers; to provide for and regulate the examination of social workers; to provide for the issuance of licenses as social workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions thereof; and to provide penalties for the violations of any of the provisions thereof," as adopted at the forty-eighth session of the Legislature of the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1148 passed by the following vote:

AYES—Adams, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Deuel, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Gilmore, Harper, Heisinger, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Nielsen, Noyes,

Oliva, Roberts, Roland, Scofield, Seawell, Sewell, Spalding, West, Williams, Witter, and Wright—46.

NOES—Anderson, Arnold, Badham, Baum, Crowley, Emmett, Flynn, Fry, Hornblower, Ingels, Keaton, Luttrell, McDonough, Morrison, Patterson, Quigley, Reindollar, Snyder, Stockwell, Woolwine, and Young—21.

Title read and approved.

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Mr. Quigley: Assembly Joint Resolution No. 20—Relative to the independence of the Philippine Islands

Introduced, and referred to Committee on Federal Relations.

By Mr. Oliva: Assembly Joint Resolution No. 21—Relative to immigration.

Introduced, and referred to Committee on Federal Relations.

Mr. Quigley moved that the rules be suspended and the Assembly consider Assembly Joint Resolution No. 20 at this time, without reference to printer, committee, or file, and that same be considered engrossed.

Motion lost.

Assembly Joint Resolution No. 20 ordered referred to Committee on Federal Relations.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Jones moved that the vote whereby Assembly Bill No. 216 was passed be reconsidered.

The roll was called, and the same was refused reconsideration by the following vote:

AYES—Anderson, Badham, Cloudsley, Crittenden, Deuel, Dillinger, Eddy, Jespersen, Jewett, Jones, Kline, Nielsen, Roland, Sewell, West, and Wright—16.

NOES—Adams, Arnold, Baum, Bernard, Bishop, Bliss, Cloudman, Collier, Cronin, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jost, Keaton, Little, Lyons, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Seawell, Snyder, Spalding, Stockwell, Witter, Woolwine, and Young—42.

Bill ordered transmitted to the Senate.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Williamson: Assembly Concurrent Resolution No. 47—Relative to a resolution calling for the appointment of a special legislative committee to consider the constitutional mandate with respect to mechanic's liens and to suggest remedial legislation.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Williamson asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 47, at this time, without reference to printer, committee, or file, and that the same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER

FORTY-SEVEN.

Assembly Concurrent Resolution No. 47—Relative to a resolution calling for the appointment of a special legislative committee to consider

the constitutional mandate with respect to mechanics' liens and to suggest remedial legislation.

The question being on the adoption of the resolution.

Assembly Concurrent Resolution No. 47 was adopted.

Assembly Concurrent Resolution No. 47 transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No 47.

A resolution calling for the appointment of a special legislative committee to consider the constitutional mandate with respect to mechanic's liens and to suggest remedial legislation.

WHEREAS, The constitution of the State of California declares that mechanics, materialmen, artisans and laborers shall have a lien upon the property upon which they have bestowed labor or furnished material and provides that the Legislature shall provide for a speedy and efficient enforcement of such liens; and

WHEREAS, It appears that existing statutes do not efficiently provide for the protection of such classes of lienors and that the purpose of such constitutional mandate seems to be defeated; and

WHEREAS, It appears that remedial legislation may be urgently needed, now, therefore, be it

Resolved by the Assembly, the Senate concurring, That a joint legislative committee of four, two of whom shall be members of the Assembly and appointed by the Speaker of the Assembly and two of whom shall be members of the Senate and appointed by the Lieutenant Governor, be appointed to consider the matter and make a report at the next session of this Legislature and to suggest any appropriate legislation that in their opinion may be proper with respect thereto.

THE SPEAKER PRO TEMPORE IN THE CHAIR.

At two o'clock and fifteen minutes p.m., Hon. Wm. J. Byrne, Speaker pro tempore of the Assembly, in the chair.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 261—An act to amend an act entitled "An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than 100,000 persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium, and repealing all acts in conflict therewith," approved May 20, 1921, by amending section 1 and the title thereof, relating to the abandonment of cemeteries—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 836—An act relating to cafeterias in the public schools—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading

Also:

MR SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 167—An act to provide an institution for the confinement, care, training and rehabilitation of defective or psychopathic delinquents; to provide for the admission and commitment of such defective or psychopathic delinquents, providing penalties for certain violations hereof and making an appropriation to carry out the provisions of this act—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1180—An act to amend the title and sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20, of an act entitled "An act to create a flood control district to be called 'Los Angeles County Flood Control District'; to provide for the control and conservation of flood and storm waters, and for the protection of harbors, waterways, public highways and property in said district from damage from such waters, and for the construction of works and the acquisition of property therefor; to authorize the incurring of indebtedness, and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district; to provide for the government and control of said district, and to define the powers and duties of the officers thereof," approved June 12, 1915 as amended, and by adding four new sections to said act to be numbered sections 14, 3a, 3b and 3c, relating to and providing for the government and control of said district by a board of directors, defining the powers and duties of said board and for the appointment of certain officers by said board, and dividing said district into five divisions for the election of a director from each of such divisions, and providing for the performance of certain duties by Los Angeles county officers for said district—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 767—An act to revise an act entitled "An act to regulate the manufacture and sale of upholstered furniture; providing for the labeling of the same, providing for the licensing of persons manufacturing, selling, or repairing upholstered furniture, and creating the upholstered furniture inspection fund," approved May 9, 1927—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 38—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 9 of article XIII of said constitution, relating to State and county boards of equalization—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported constitutional amendment ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 44—Relating to the creation of a committee for the purpose of investigating the apparent duplication of functions of the Bureau of Criminal Identification and Investigation—and reports that the same has been correctly engrossed.

SPALDING, Chairman.

The above reported concurrent resolution ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 455—An act to amend section 1186 of the Code of Civil Procedure, relating to the effect and priority of mechanics' liens;

Also: Assembly Bill No. 331—An act to add a new section to be numbered 24½ to an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department, and to assess and collect taxes from time to time, for such purpose, and to create a board of fire commissioners," approved March 4, 1881, as amended, relating to inclusion of outlying territory within the fire limits of unincorporated towns and villages; And reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 250—An act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 232—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in municipal corporations of the sixth class—and reports that the same has been correctly re-engrossed.

SPALDING, Chairman.

The above reported bill ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 491—An act to add a new section to the Political Code to be numbered 2181c, relating to moneys of insane persons;

Also Assembly Bill No. 535—An act making an appropriation to pay the claim of Lew A. Norton against the State of California, declaring the urgency thereof and providing that this act shall take effect immediately;

Also Assembly Bill No. 1162—An act to amend section 15 of the Corporate Securities Act, relating to the State Corporation Department; and reports that the same have been correctly engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 1175—An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the general government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor, and the manner of payment thereof, and to repeal an act entitled "An act to authorize, empower, and direct the Governor of the State of California to employ counsel, agents, and attorneys for the purpose of prosecuting, collecting and recovering the claims of the State of California against the United States of America, to prescribe the terms and conditions of the employment, the rate of compensation therefor, and the manner of payment thereof," approved March 23, 1907;

Also Assembly Bill No. 1187—An act authorizing and empowering any county or city and county to donate and grant to the State for inclusion in the State park system real property owned by it or which it may hereafter acquire; also authorizing any of the same to donate county moneys to the State and make the same available for the acquisition of real property for inclusion in the State park system; also authorizing the levy and collection of taxes and the incurring of indebtedness for any such purposes;

And reports that the same have been correctly re-engrossed.

SPALDING, Chairman.

The above reported bills ordered on file for third reading.

RESOLUTION.

The following resolution was offered:

By Mr. Reindollar:

WHEREAS, Frank L. Coombs, beloved member of this Assembly, is now confined to his home in Napa, suffering from illness as a result of the tireless and conscientious devotion he has given to the business of legislation during this session; and

WHEREAS, His wise counsel and advice is missed by this House in the consideration of its business, be it

Resolved, That the Assembly offers its sincere sympathy to Frank L. Coombs, and expresses itself with the hope that he may resume his duties as a member of this House before the adjournment sine die

Resolved further, That as an expression of our feeling for our fellow-member, the Chief Clerk of the Assembly is hereby directed to forward a copy of this resolution with a suitable floral expression to Frank L. Coombs.

Resolution read, and unanimously adopted.

HON. CHAS. F. REINDOLLAR IN THE CHAIR.

At two o'clock and seventeen minutes p.m., Hon. Chas. F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Dillinger moved that the vote whereby Assembly Constitutional Amendment No. 13 was refused adoption be reconsidered.

The roll was called, and the same was reconsidered by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Byrne, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Hornblower, Ingels, Jespersen, Jones, Little, Luttrell, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morrison, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, Woolwine, and Young—46.

NOES—Bernard, Bishop, Bliss, Brock, Collier, Eddy, Feigenbaum, Harper, Heisinger, Jewett, Jost, Lyons, McDonough, Meeker, Morgan, Noyes, Reindollar, Spalding, West, Witter, and Wright—21.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER THIRTEEN.

Assembly Constitutional Amendment No. 13—Proposed amendment to article XIII of the constitution, relative to taxation.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment. The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Dillinger moved a call of the House.

Motion carried.

Time, two o'clock and twenty minutes, p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Jespersen, Jewett, Jones, Jost, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, and Wright—62.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

THE SPEAKER PRO TEMPORE IN THE CHAIR.

At two o'clock and twenty-one minutes p.m., Hon. William M. Byrne, Speaker pro tempore of the Assembly, in the chair.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1145—An act relating to the acquisition of Carquinez bridge; creating a public corporation to be known as Carquinez Bridge Authority and providing for the appointment of the Carquinez Bridge Commission; defining the powers and duties of said commission and providing for the acquisition of said bridge and its operation as a publicly owned utility and as part of the highway system of the State of California; providing also for the issuance and sale of revenue bonds of said corporation for the purchase of said bridge and for the payment of interest on said bonds and the amortization thereof; providing for tolls of said bridge for the operation and maintenance thereof and payment of interest on and the amortization of said bonds; creating a district known as Carquinez Bridge District, defining the boundaries of the same and abrogating the right of counties to grant competitive franchises therein; providing for and creating a fund to carry out the purposes of this act; and providing for a revolving fund to meet any deficiency in the operation and financing of said bridge and providing for a method for the payment of the costs of the printing and sale of said bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1145 passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Byrne, Cloudsley, Colher, Craig, Crittenden, Cronin, Crowley, Deuel, Dillinger, Eddy, Emmett, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jespersen, Jewett, Jost, Keaton, Kline, Little, Lyons, McDonough, McGinness, Meeker, Miller, James A., Mixter, Morrison, Noyes, Quigley, Reindollar, Roberts, Scofield, Scudder, Sewell, Snyder, Spalding, Williams, Witter, Woolwine, and Wright—49.

NOES—Anderson, Easley, Feigenbaum, Jones, Miller, Eleanor; Morgan, Stockwell, and Williamson—8.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. CHARLES F. REINDOLLAR IN THE CHAIR.

At two o'clock and twenty-two minutes p.m., Hon. Charles F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

Assembly Bill No. 767—An act to revise an act entitled "An act to regulate the manufacture, repair and sale of upholstered furniture; providing for the labeling of same; requiring that materials used be correctly described, and the percentage of materials used in each article stated; providing for the licensing of persons manufacturing, selling, or repairing upholstered furniture; making the violation of any of the provisions of this act a misdemeanor; and creating the upholstered furniture inspection fund," approved May 9, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 767 passed by the following vote:

AYES—Adams, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen,

Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Witter, Woolwine, and Wright—61.
 NOES—Brock, Fry, and Lyons—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 836—An act to amend section 1607*e* of the Political Code, relating to cafeterias in schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 836 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Parkman, Patterson, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, and Young—58.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At two o'clock and twenty-three minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 154—An act to add a new section to the Penal Code to be numbered 653 $\frac{3}{4}$, relating to the filing of statements of ownership of real property preceding the construction of any building thereon.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 154 was refused passage by the following vote:

AYES—Adams, Arnold, Badham, Bliss, Craig, Cronin, Dillinger, Feeley, Flynn, Fry, Hornblower, Jost, Little, McDonough, McGinley, McGuinness, Miller, James A., Morrison, Parkman, Patterson, Quigley, Roberts, Seawell, Sewell, Stockwell, Williams, Williamson, and Woolwine—28.

NOES—Anderson, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Crittenden, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Luttrell, Lyons, Meeker, Miller, Eleanor; Mixer, Nielsen, Noyes, Reindollar, Roland, Scofield, Scudder, Snyder, Spalding, West, Witter, Wright, Young, and Mr. Speaker—44.

Assembly Bill No. 1175—An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the general government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor, and the manner of payment thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1175 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Feelev, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Kline, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—68.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 416—An act to amend section 1161 of the Code of Civil Procedure, relating to the unlawful detainer by tenants of real property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 416 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Craig, Crawford, Crittenden, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Heisinger, Jones, Jost, Keaton, Kline, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Witter, Woolwine, Wright, Young, and Mr. Speaker—50.

NOES—Byrne, Cloudsley, Collier, Cronin, Crowley, Feigenbaum, Flynn, Gilmore, Hornblower, Jespersen, Lattle, Luttrell, McDonough, Morrison, Quigley, Roland, and Williamson—17.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 449—An act to amend “An act to provide for the organization, incorporation and government of municipal corporations.” approved March 13, 1883, as amended, by adding a new section thereto to be known as section 887, making it unlawful for any municipality to levy license taxes or fees against the business of, or instrumentalities used in, the sale or delivery of merchandise to retailers for retail purposes.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Nielsen moved that Assembly Bill No. 449 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Assembly Bill No. 449 ordered re-referred to Committee on Municipal Corporations.

Assembly Bill No. 818—An act to amend section 4242 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 818 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 232—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in municipal corporations of the sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 232 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1187—An act authorizing and empowering any county or city and county to donate and grant to the State for inclusion in the State park system real property owned by it or which it may hereafter acquire; also authorizing any of the same to donate county moneys to the State and make the same available for the acquisition of real property for inclusion in the State park system; also authorizing the levy and collection of taxes and the incurring of indebtedness for any such purposes

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1187 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 535—An act to appropriate money to pay the claims of corporations arising from the erroneous and unlawful assessment and payment under the provisions of the unconstitutional license acts approved March 20, 1905, and May 10, 1915, respectively, as amended, and the return of such unlawful corporation taxes erroneously collected under the provisions thereof.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

THIRD READING OF SENATE BILL NUMBER FIVE HUNDRED THIRTY-FIVE.

Assembly Bill No. 535—An act to appropriate money to pay the claims of corporations arising from the erroneous and unlawful assessment and payment under the provisions of the unconstitutional license acts approved March 20, 1905, and May 10, 1915, respectively, as amended, and the return of such unlawful corporation taxes erroneously collected under the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 535 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Assembly Bill No. 1162—An act to amend section 15 of the Corporate Securities Act, relating to the State Corporation Department.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1162 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar,

Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 200 passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—Brock, Collier, West, and Witter—4

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 650—An act appropriating money to be used for the purchase of dam sites and other necessary land to restrain tailings from hydraulic mining operations and for engineering investigation in connection therewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 650 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Brock, Cloudman, Collier, Craig, Cronin, Dillinger, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hornblower, Ingels, Jost, McDonough, McGinley, McGuinness, Meeker, Mixer, Morgan, Morrison, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Sewell, Stockwell, Williams, Williamson, Woolwine, Young, and Mr. Speaker—43.

NOES—Adams, Bernard, Bliss, Byrne, Cloudsley, Crawford, Crittenden, Crowley, Deuel, Easley, Feigenbaum, Hawes, Heisinger, Jespersen, Jewett, Jones, Keaton, Kline, Little, Lyons, Miller, Eleanor; Miller, James A., Nielsen, Noyes, Reindollar, Snyder, Spalding, West, Witter, and Wright—30

Title read and approved.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At two o'clock and thirty minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Dillinger.

The roll of absentees was called, and Assembly Constitutional Amendment No. 13 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Byrne, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Hawes, Hornblower, Ingels, Jespersen, Jones, Jost, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley,

Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, Woolwine, Young, and Mr. Speaker—58.

NOES—Bernard, Brock, Collier, Easley, Eddy, Feigenbaum, Harper, Heisinger, Jewett, Keaton, Meeker, Morgan, Spalding, West, Witter, and Wright—16.

Title read and approved.

Assembly Constitutional Amendment No. 13 ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 13.

A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article XIII of the constitution relating to taxation

Resolved by the Assembly the Senate concurring. That the Legislature of the State of California, at its forty-eighth regular session, commencing on the seventh day of January, 1929, two-thirds of all the members elected to each of the two houses voting in favor thereof, hereby proposes to the people of the State of California that section 1 of article XIII of the constitution of this State be amended to read as follows:

Section 1. All property in the State except as otherwise in this constitution provided, not exempt under the laws of the United States, shall be taxed in proportion to its value, to be ascertained as provided by law, or as hereinafter provided. The word "property," as used in this article and section, is hereby declared to include moneys, credits, bonds, stocks, dues, franchises, and all other matters and things, real, personal, and mixed, capable of private ownership, *provided*, that a mortgage, deed of trust, contract, or other obligation by which a debt is secured when land is pledged as security for the payment thereof, together with the money represented by such debt shall not be considered property subject to taxation; *and provided, further*, that property used for free public libraries and free museums, growing crops, property used exclusively for public schools, and such as may belong to the United States, this State, or to any county, city and county, municipal corporation, or irrigation district, within this State shall be exempt from taxation, except such lands and the improvements thereon located outside of the county or city and county, and except such lands and the improvements thereon located outside of the county or counties or city and county in which the municipal corporation or irrigation district owning the same is located, as were subject to taxation at the time of the acquisition of the same by said county, city and county, or municipal corporation or irrigation district; *provided*, that no improvements of any character whatever constructed by any county, city and county, municipal corporation or irrigation district shall be subject to taxation. All lands or improvements thereon, belonging to any county, city and county, municipal corporation or irrigation district not exempt from taxation, shall be assessed by the assessor of the county, city and county, or municipal corporation in which said lands or improvements are located; *provided*, that the assessed valuation shall at no time be greater than that shown for the same property upon the equalized assessment roll of the county for the year prior to that in which the property was acquired by the county, city and county, municipal corporation or irrigation district. The Legislature may provide, except in the case of credits secured by mortgage or deed of trust, for a deduction from credits of debts due to bona fide residents of this State.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 701—An act to regulate the construction, operation and maintenance of toll bridges and toll roads situated wholly or in part within the State of California, vesting the exclusive jurisdiction over said toll bridges and toll roads in the Department of Public Works of the State of California; authorizing and empowering said department to grant upon certain terms, limitations, conditions and restrictions and under such supervision as in its judgment may be necessary, franchises, privileges or licenses for the construction or operation of toll bridges and toll roads and for the taking and keeping of tolls thereon, and to fix, determine, modify or change the rate of tolls to be taken thereon; to terminate the right of boards of supervisors to grant franchises, privileges or licenses for the construction, operation and the taking and keeping of tolls on toll bridges and toll roads; also providing that the State may purchase or retake any such toll bridges or toll roads, constructed hereunder and repealing all other acts and parts of acts in conflict therewith.

Also Senate Bill No. 702—An act to repeal an act entitled "An act to provide for bridges across navigable streams, and across estuaries, ponds, swamps, or arms of bays that may be outside of the line of navigable waters," approved March 14 1881, and all amendments thereto; also providing that all rights, privileges, duties

and obligations now existing under any valid franchise or license heretofore granted under and by virtue of said act shall not be affected by the foregoing repeal but shall continue in full force and effect;

Also: Senate Bill No. 538—An act authorizing California Toll Bridge Authority and the Department of Public Works of the State of California to lay out, acquire and construct a highway crossing from the city of San Francisco across the bay of San Francisco to the county of Alameda and providing for the payment of the cost thereof

J. A. BEEK, Secretary of Senate

Senate Bills Nos. 701, 702 and 538 read first time, and referred to Committee on Commerce and Navigation.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day adopted Senate Joint Resolution No. 14—Relating to federal aid for the construction of roads over federal lands.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Senate Joint Resolution No. 14 read first time, and referred to Committee on Federal Relations.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 700—An act declaring the policy of the State of California relative to toll bridges and creating a board to be known as California Toll Bridge Authority and providing for membership thereof and specifying its duties and powers; also authorizing California Toll Bridge Authority to authorize and direct the Department of Public Works of the State of California to build, purchase, condemn or otherwise acquire for and in the name of the State of California toll bridges and other toll highway crossings and approaches thereto across waters, bays, arms of bays, straits, rivers and streams in California, both navigable and unnavigable or across any stream that is a boundary line between California and any other state, and to acquire franchises, rights, privileges, easements or other property either real or personal, used or to be used in conjunction with any such bridges; also authorizing the Department of Public Works to make recommendations to the California Toll Bridge Authority relative to the acquisition or construction of any toll bridge or toll highway crossing and to submit preliminary estimates of the cost of such acquisition or construction and the amount of revenue bonds required to be issued for such purpose; also authorizing California Toll Bridge Authority to issue and sell revenue bonds to provide funds for the acquisition or construction of toll bridges or other toll highway crossings secured as to the redemption thereof and the interest thereon only by the tolls or other revenues received from such bridge or bridges or other highway crossings and to prescribe the terms and conditions of such bonds, also authorizing the issuance and sale of such revenue bonds for the payment of interest during the period of actual construction of such bridge or other highway crossing and for a period of six months thereafter; also providing for the manner in which such bonds shall be issued and signed and the manner of sale and redemption thereof and the payment of interest thereon; also authorizing said California Toll Bridge Authority to charge and fix the rates of toll on such bridges or other highway crossings and regulating the amount thereof; also authorizing the Department of Public Works of the State of California to operate and maintain all such toll bridges or other toll highway crossings and to collect tolls thereon; also authorizing the Department of Public Works to acquire by eminent domain any toll bridge or bridges or other toll highway crossing or approaches thereto, real estate, personal property, franchises, rights, privileges or easements appurtenant thereto or appropriated to a public use by any person, firm or private corporation or otherwise and defining the procedure therefor; also providing that bonds issued and sold by California Toll Bridge Authority shall not constitute or be a debt or general obligation of the State and shall be secured only by the tolls or other revenues collected from the operation of such bridges or other highway crossings and shall be paid from such tolls or revenues made available by this act; also authorizing any city, county, city and county, incorporated city or town, or joint highway district to advance or contribute money, rights of way, labor, materials or other property in aid of the acquisition, construction, operation or maintenance of any such bridge or highway crossing and to issue and sell general obligation bonds for such purpose; also authorizing the California Toll Bridge Authority to enter into agreements with any such political subdivisions for the repayment of contributions or advances; and providing the time and manner of making such repayments; also providing for the

eliminations of toll charges on bridges or other highway crossings acquired and constructed under this act; also defining the limits within which other competitive bridges or other highway crossings or free ferries may be constructed or operated; and also authorizing the recital of the terms of such limitations in bonds issued hereunder; also creating and establishing certain funds and regulating the manner in which moneys may be withdrawn therefrom; also prescribing the manner in which any city, county, city and county, incorporated bridge and highway district or joint highway district may acquire or construct toll bridges or other toll highway crossings; also authorizing California Toll Bridge Authority to make agreements with steam and electric or other railroad or transportation companies for the use of portions of toll bridges or other highway crossings acquired or constructed under this act; also providing for the manner in which contracts shall be let for the building of bridges or other highway crossings; also empowering the Department of Public Works to designate certain county roads as State highways; also authorizing the acquisition or construction of tubes or tunnels in connection with such bridges or other highway crossings; also authorizing casualty insurance, indemnity bonds or accident insurance on bridges and other highway crossings constructed under this act; also giving, dedicating and setting apart rights of way through, over, on and across State property for the construction of such toll bridges or other toll highway crossings; also appropriating \$50,000 for the purpose of establishing a revolving fund and providing for the use thereof and the manner of reimbursements thereto.

J. A. BEEK, Secretary of Senate.

Senate Bill No. 700 read first time, and referred to Committee on Commerce and Navigation.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 251—An act to amend section 628f of the Penal Code, relating to the protection of fish.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary

Senate Bill No. 251 read first time, and referred to Committee on Fish and Game.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 658—An act making an appropriation for the purpose of carrying out the provisions of the act entitled "An act to promote the development of the California egg industry, to prohibit the sale of eggs unfit for human food, to prevent deception in the sale of eggs, to protect the consuming public in the matter of quality and weight, and to encourage greater consumption of eggs by regulating and standardizing the grading, classification, and labeling of all eggs displayed for sale, providing penalties for the violation of the provisions of this act, and repealing all acts and parts of acts in conflict herewith," approved May 23, 1925.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 658 read first time, and referred to Committee on Public Health and Quarantine.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1180—An act to amend the title and sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 and 20 of an act entitled "An act to create a flood control district to be called 'Los Angeles County Flood Control District'; to provide for the control and conservation of flood and storm waters, and for the protection of harbors, waterways, public highways and property in said district from damage from such waters, and for the construction of works and the acquisition of property therefor; to authorize the incurring of indebtedness, and the voting, issuing and selling of bonds and the levying and collecting of taxes by said district; to provide for the government and control of said district, and to define the powers and duties of the officers thereof," approved June 12, 1915, as amended, and by adding four new sections

to said act, to be numbered sections 1a, 3a, 3b and 3c, relating to and providing for the government and control of said district by a board of directors, defining the powers and duties of said board and for the appointment of certain officers by said board, and dividing said district into five divisions for the election of a director from each of such divisions, and providing for the performance of certain duties by Los Angeles County officers for said district.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Keaton moved that Assembly Bill No. 1180 be withdrawn from the file, and ordered re-referred to Committee on Conservation.

Motion carried.

Assembly Bill No. 1180 ordered re-referred to Committee on Conservation.

Assembly Bill No. 1190—An act relating to the granting of franchises upon, and leases of, certain tidelands heretofore granted to the city of Newport Beach, by the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Jones moved a call of the House.

Motion carried.

Time, two o'clock and thirty-two minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors..

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Emmett, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Kling, Little, Lyons, McGinness, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morgan, Nielsen, Parkman, Patterson, Quigley, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—57

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

Assembly Bill No. 167—An act to provide an institution for the confinement, care, training and rehabilitation of defective delinquents; to provide for the admission and commitment of such defective delinquents, and providing penalties for certain violations of the act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 167 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Heisinger,

Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Little, Lyons, McDonough, McGuinness, Mecker, Miller, Eleanor Miller, James A. Mixter, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 1191—An act to amend section 1 of an act entitled "An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions," approved May 27, 1919, relating to the granting of franchises upon, and leases of, the tidelands therein granted to the county of Orange.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1191 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Little, Lyons, McDonough, McGuinness, Mecker, Miller, Eleanor Miller, James A. Mixter, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 331—An act to add a new section to be numbered 24½ to an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department, and to assess and collect taxes from time to time, for such purpose, and to create a board of fire commissioners," approved March 4, 1881, as amended, relating to inclusion of outlying territory within the fire limits of unincorporated towns and villages.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 331 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Little, Lyons, McDonough, McGuinness, Mecker, Miller, Eleanor Miller, James A. Mixter, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 259—An act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 259 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Clowdsley, Collier, Craig, Crawford, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. ISAAC JONES IN THE CHAIR.

At two o'clock and thirty-five minutes p m., Hon. Isaac Jones, member of the Assembly from the Fifty-seventh District, in the chair.

Assembly Bill No. 261—An act to add two new sections to an act entitled "An act to provide for the organization of the government of public cemetery districts," approved June 1, 1921, as amended, to be numbered sections 13 and 14, relating to the detachment of territory from public cemetery districts

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 261 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Parkman, Patterson, Quigley, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 490—An act to amend section 2196 of the Political Code, relating to the care and treatment of mental defectives in sanitariums.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 490 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Parkman, Patterson, Quigley, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 455—An act to amend section 1186 of the Code of Civil Procedure, relating to the filing of notice of commencement of

work on any building or structure subject to mechanics' liens and the effect of mechanics' liens thereon.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 455 passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Colher, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feelev, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Parkman, Patterson, Quigley, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At two o'clock and thirty-seven minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Assembly Bill No. 1153—An act to define and to provide for the regulation, supervision and licensing of automobile loan brokers; defining the powers and duties of the Division of Motor Vehicles in respect thereto; providing for the enforcement of the act and prescribing penalties for violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1153 passed by the following vote:

AYES—Bernard, Bliss, Brock, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feelev, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Jost, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Noyes, Parkman, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Spalding, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—42.

NOES—Anderson, Arnold, Badham, Baum, Cloudman, Cloudsley, Collier, Craig, Dillinger, Emmett, Harper, Jewett, Jones, Little, Luttrell, Lyons, Mixer, Morgan, Patterson, Snyder, Stockwell, and West—22.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No. 810—An act to amend section 3 of the "Street Improvement Act of 1913," approved June 16, 1913, relating to notice.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 810 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feelev, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jones, Jost, Keaton, Little, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Assembly Bill No 519—An act making an appropriation for work of exploration and engineering investigations in relation to the coordinated plan for the development of the water resources of California as set forth and described in Bulletin No 12 of the Division of Engineering and Irrigation of the Department of Public Works.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 519 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jones, Jost, Keaton, Little, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Parkman, Patterson, Quigley, Reindollar, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER THIRTY-EIGHT.

Assembly Constitutional Amendment No. 38—Proposed amendment to article XIII of the constitution, relative to State and county boards of equalization.

Constitutional amendment read.

MOTION TO RE-REFER.

Mr. Arnold moved that Assembly Constitutional Amendment No. 38 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Assembly Constitutional Amendment No. 38 ordered re-referred to Committee on Constitutional Amendments.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER FORTY-FOUR.

Assembly Concurrent Resolution No. 44—Relative to the creation of a committee for the purpose of investigating the apparent duplication of functions of the Bureau of Criminal Identification and Investigation. Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 44 refused adoption by the following vote:

AYES—Craig, Cronin, Crowley, Feeley, Fry, Gilmore, Hawes, Hornblower, Jost, Keaton, Kline, McDonough, McGinley, McGuinness, Morrison, Parkman, Quigley, Sewell, Williamson, and Mr. Speaker—20.

NOES—Arnold, Badham, Baum, Bernard, Bliss, Cloudman, Cloudsley, Collier, Crawford, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Harper, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Little, Luttrell, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixter, Nielsen, Noyes, Roland, Scudder, Snyder, Spalding, Stockwell, West, Witter, and Wright—40.

Assembly Bill No. 491—An act to add a new section to the Political Code, to be numbered 2181c, relating to moneys of insane persons.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Sewell moved that Assembly Bill No. 491 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Assembly Bill No. 491 ordered re-referred to Committee on Judiciary.

Assembly Bill No. 43—An act to add a new section to the Penal Code, to be numbered 536c, relating to the handling of farm products on consignment.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jespersen moved that Assembly Bill No. 43 be withdrawn from the file, and ordered re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 43 ordered re-referred to Committee on Agriculture.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Messrs. Witter and Brock: Assembly Concurrent Resolution No. 48—Relative to certain abuses of fruit and vegetable auctions within this State.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Brock asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 48, at this time, without reference to printer, committee, or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER
FORTY-EIGHT.

Assembly Concurrent Resolution No. 48—Relative to certain abuses arising from the conduct of fruit and vegetable auctions within this State.

Resolution read.

The question being on the adoption of the resolution.

Assembly Concurrent Resolution No. 48 adopted.

Title read and approved.

Assembly Concurrent Resolution No. 48 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 48.

Relative to certain abuses arising from the conduct of fruit and vegetable auctions within this State.

WHEREAS, The orderly and systematic conduct of fruit and vegetable markets within this State, is of essential interest and concern to the producer and consumer alike, and

WHEREAS, Current reports clearly indicate that subsidiaries of certain public utilities operating fruit and vegetable auctions within this State, are guilty of unethical practices, including the sale of fruit and vegetables in carload lots, at auction, for less than the f. o. b. price thereof at loading points, and the granting of rebates in various forms to purchasers, thus demoralizing the producers' markets without benefiting the consumers; and

WHEREAS, These fruit and vegetable auctions are controlled or owned by, or are subsidiaries of corporations controlled or owned by, public utilities engaged in public freight and passenger transportation within this State; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate concurring. That the Railroad Commission of this State is hereby requested fully to investigate and study the operations of the aforesaid fruit and vegetable auctions and to ascertain

whether such auctions operating as aforesaid are subject to the regulation and control of the commission, and if so to take such steps as may be necessary in order to eliminate the aforesaid abuses; and, if such auctions are not so subject to the commission to determine the nature and extent of legislation necessary in order to eliminate such abuses and to preclude further unfair trade practices on the part of such public utilities; and, be it further

Resolved, That the Railroad Commission is requested to report the result of its investigation and study to the Legislature at its next session, together with the commission's recommendations for legislation, if any, necessary in order to accomplish the purposes herein indicated.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Keaton: Assembly Joint Resolution No. 22—Relative to taxation of banks.

Introduced, and referred to Committee on Federal Relations.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER THIRTY.

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to section 23a of article IV of the constitution of said State, relating to officers, employees and attaches.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

FLOOR AMENDMENT.

During reading of the constitutional amendment, the following amendment was submitted by Mr. Reindollar:

AMENDMENT NUMBER ONE.

On page 2, line 7, of the printed constitutional amendment, as amended May 6, 1929, strike out the word "law", and insert in lieu thereof the word "resolution".

Amendment adopted.

Senate Constitutional Amendment No. 30 ordered to reprint, and on file for adoption.

Senate Bill No. 599—An act relating to the support of junior colleges. Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Anderson:

AMENDMENT NUMBER ONE

On page 2, line 40, of the printed bill, as amended in Assembly April 1, 1929, strike out the words "one thousand" in said line, and insert in lieu thereof the words "five hundred".

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 843—An act authorizing and directing the Governor of the State of California to grant to the United States of America easements, the nature of which are described hereinafter, in and over certain parcels of real property, heretofore acquired by the State of California in connection with the rectification of the San Joaquin River, which said parcels of real property are more particularly described hereinafter, said easements to be used by the United States in connection

with the deepening, widening and rectification of the channel of the San Joaquin River, in accordance with an act of Congress entitled "An act authorizing the construction, repair and preservation of certain public works on rivers and harbors, and for other purposes," approved by the President on January 21, 1927.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Cloudsley:

AMENDMENT NUMBER ONE.

On page 11, Parcel No. 8C, line 9, of the printed bill, as amended, after the word "Channel", insert the word "line".

AMENDMENT NUMBER TWO.

On page 11, Parcel No. 8E, line 42, of the printed bill, strike out the word "by", and insert in lieu thereof the word "to".

AMENDMENT NUMBER THREE.

On page 13, Parcel No. 9A, line 1, of the printed bill, after the word "water", insert the word "channel".

AMENDMENT NUMBER FOUR.

On page 17, Parcel No. 41B, line 22, of the printed bill, after the word "channel", insert the word "line".

AMENDMENT NUMBER FIVE.

On page 20, Parcel No. 79, line 7, of the printed bill, strike out the comma after the figures "158".

AMENDMENT NUMBER SIX.

On page 22, Parcel No. 10 B-S, line 40, of the printed bill, after the word "boundary", insert the word "line".

AMENDMENT NUMBER SEVEN.

On page 30, Parcel No. 24D-S, line 25, of the printed bill, after the word "water", insert the word "channel".

AMENDMENT NUMBER EIGHT.

On page 34, Parcel No. 8A-S, line 4, of the printed bill, strike out the word "of".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 567—An act to amend sections 2, 3, 4 and 19 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Little:

AMENDMENT NUMBER ONE.

On page 3, line 13, of the printed bill, strike out the words "copies of said", and insert in lieu thereof the words "a postcard notice".

AMENDMENT NUMBER TWO.

On page 3, line 17, of the printed bill, strike out the period, and insert in lieu thereof a comma and the following: "notifying said property owner of the date of passage and number of the ordinance of intention, and the time and place set for the hearing of protests against the improvement."

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 533—An act to provide for the payment of actual and necessary traveling expenses of employees of school districts—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 533?

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, after said line 11, insert the following: "The governing board may direct any employee of the district to attend any convention or conference or to visit schools for the discussion or observation of any school matter appertaining to the duties of the employee or any question of interest to the school district."

The roll was called, and Senate amendment to Assembly Bill No. 533 was concurred in by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jost, Keaton, Kline, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—66.

NOES—Anderson—1.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 873—An act to revise an act entitled "An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof," approved June 3, 1921—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 873?

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the word "amend", and insert in lieu thereof the word "revise".

AMENDMENT NUMBER TWO.

On page 1, line 2, of the printed bill, strike out the word "amended", and insert in lieu thereof the word "revised".

The roll was called, and Senate amendments to Assembly Bill No. 873 were concurred in by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley,

Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jost, Keaton, Klme, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor: Miller, James A., Mixer, Morgan, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Wilhamson, Wittor, Wright, Young, and Mr. Speaker—66.

NOES—Anderson—1.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 132—An act to amend section 653c of the Penal Code, relating to the hours of labor on public works, the keeping of records of hours worked and the definition of public works—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 132?

AMENDMENT NUMBER ONE.

On page 2, line 16, of the amended printed bill, after the word "award", insert a hyphen.

AMENDMENT NUMBER TWO.

On page 3, lines 12 and 13, of the amended printed bill, strike out the words "system of any irrigation district or of the irrigation or drainage system of a reclamation district", and insert in lieu thereof the following: "or drainage system of any irrigation or reclamation district".

The roll was called, and Senate amendments to Assembly Bill No. 132 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Klme, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Wilhamson, Wright, Young, and Mr. Speaker—69.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1081—An act to amend section 111 of the Penal Code, relating to the expense of trials for escape—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1081?

AMENDMENT NUMBER ONE.

On page 1, line 19, of the printed bill, strike out the word "shall", and insert in lieu thereof the word "may".

The roll was called, and Senate amendment to Assembly Bill No. 1081 was concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Klme, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley,

Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.
 NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 253—An act providing for a State Nautical School in the port of San Francisco, creating a board to govern and manage the same, determining the power, duty and authority of the board, and its officers, providing for the appointment of the members of the board and its officers and employees, creating a fund for the support of the board and the school and equipment for the use thereof, and authorizing the Governor to secure a suitable vessel from the federal government for the use of the school, and making an appropriation therefor—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 253?

AMENDMENT NUMBER ONE.

On page 6, line 26, of the amended printed bill, after the word "hundred", strike out the word "fifty", and insert in lieu thereof the word "fifteen".

The roll was called, and Senate amendment to Assembly Bill No. 253 was concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.
 NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 633—An act to amend section 925 of the Penal Code, relative to the grand jury—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 633?

AMENDMENT NUMBER ONE.

On page 2, lines 8 and 9, of the printed bill, strike out the words "or when requested so to do by the grand jury".

AMENDMENT NUMBER TWO.

On page 2, line 26, of the printed bill, following the word "jury", insert the words "in an amount not to exceed ten dollars a day".

AMENDMENT NUMBER THREE.

On page 1, line 22, of the printed bill, as amended, strike out the word "must", and insert in lieu thereof the words "is empowered".

AMENDMENT NUMBER FOUR.

On page 1, line 23, of the printed bill, as amended, following the comma, insert the word "to".

AMENDMENT NUMBER FIVE.

On page 2, line 27, of the printed bill, as amended, strike out the words "in an amount not to exceed ten dollars a day".

AMENDMENT NUMBER SIX

On page 2, line 37, of the printed bill, as amended, following the word "jury", insert the words "in an amount not to exceed ten dollars a day".

The roll was called, and Senate amendments to Assembly Bill No. 633 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 386—An act to amend section 1 of an act entitled "An act requiring the payment into the State treasury of all moneys belonging to the State, received by the various State institutions, commissions, and officers and directing the disposition of the same," approved March 17, 1899, as amended and to add a new section, to be numbered 3 thereto, relating to the payment of State money into the treasury and abolishing certain special funds—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 386?

AMENDMENT NUMBER ONE

On page 2, line 8, of the printed bill, as amended, after the comma following the syllables "prations", insert the following: "and the proceeds from the sale or exchange of surplus products between public institutions, the disposition of which is otherwise provided for by law,".

AMENDMENT NUMBER TWO.

On page 2, line 27, of the printed bill, as amended, strike out all of said line following the comma after the word "institution", and strike out the following words: "of money or with wearing apparel,".

AMENDMENT NUMBER THREE.

On page 2, line 36, of the printed bill, as amended, strike out the comma, and insert in lieu thereof a period, and strike out all of the words in said line following said comma, and strike out all of lines 37 to 42, inclusive, of said page, and strike out the following words in line 43 of said page: "the proposals therefor".

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, strike out all of line 16, and insert in lieu thereof the following: "into the state treasury to the credit of the general fund, or to the credit of special funds, according to the provisions of this act, or according to the provisions of other laws applicable to such moneys, as the case may be. In the case of any state".

The roll was called, and Senate amendments to Assembly Bill No. 386 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 632—An act to add a new section to the Political Code, to be numbered 361j, relating to the Department of Agriculture—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 632?

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, strike out the period, and insert a semicolon in lieu thereof, and add the following: "provided, however, that the pro rata share so charged shall not exceed five per cent of the collections made by the department of agriculture for such bureau, division, board or other agency."

The roll was called, and Senate amendment to Assembly Bill No. 632 was concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—89.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1117—An act to amend section 84 and to repeal section 85 of the Civil Code, relating to children of annulled marriages—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1117?

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, after the numerals "84" in said line, insert a comma and the following: "and to repeal section 85."

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, after the period following the word "parent", insert the following paragraph:

"Sec. 2. Section 85 of the Civil Code is hereby repealed."

The roll was called, and Senate amendments to Assembly Bill No. 1117 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—89.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 184—An act to amend sections 361e, 361f and 361g of article 11a of chapter 3 of title I of part III of the Political Code and to add two new sections to said article, chapter, title, and part of said code to be numbered 361h and 361i, relating to the Department of Agriculture and the Division of Land Settlement thereof—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By FRANCIS A. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 184?

AMENDMENT NUMBER ONE.

On page 4, line 9, of the printed bill, after the words "proceed to", insert the word "effect"

The roll was called, and Senate amendment to Assembly Bill No. 184 was concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 897—An act to amend sections 3, 4, 5, 6 and 8 of an act entitled "An act to promote the development of the California canned fruit industry and to prevent deception in the packing and sale of canned fruit by establishing and defining certain standards for canned fruit of the varieties herein named, defining the powers and duties of the Director of the Department of Agriculture in relation hereto, including the collection of fees, creating a Board of Appeal and defining its powers and duties in relation hereto and fixing the compensation of the members thereof, prescribing penalties for violations hereof and making an appropriation to carry out the provisions hereof," approved May 23, 1925—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate
By FRANCIS A. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Senate Bill No. 897?

AMENDMENT NUMBER ONE.

On page 2, line 38, of the printed bill, after the word "forty-two", add the word "pieces".

AMENDMENT NUMBER TWO.

On page 2, line 43, of the printed bill, after the word "uniform", add the word "in"

AMENDMENT NUMBER THREE.

On page 5, line 25, of the printed bill, strike out the word "labeled", and insert the word "marked".

AMENDMENT NUMBER FOUR.

On page 5, line 47, section 6, of the printed bill, add the letter "s" to the word "grade"

AMENDMENT NUMBER FIVE.

On page 7, line 41, of the printed bill, after the words "such marking", add the words "to be".

AMENDMENT NUMBER SIX.

On page 9, line 11, of the printed bill, strike out the word "commenced", and insert the word "commended" in lieu thereof.

AMENDMENT NUMBER SEVEN.

On page 9, after line 36, of the printed bill, add the following paragraph:
 "All orders of the board of appeal shall be made in writing and filed in the office of the director of agriculture. Such orders shall be made and filed within ten days after the close of the hearing."

The roll was called, and Senate amendments to Assembly Bill No. 897 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 105—An act to amend section 384 of the Penal Code, relating to fires—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 105?

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, strike out the period, and insert in lieu thereof a comma and the following: "unless he possesses a written camp fire permit duly issued by or under the authority of the United States forestry service for use in a territory under the jurisdiction of said United States forest service adjacent to said property of another and is fully complying with all the rules and regulations of the United States forestry service."

The roll was called, and Senate amendment to Assembly Bill No. 105 was concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 2—An act to amend the Political Code by adding thereto a new section to be numbered 4041m, empowering boards of supervisors of the counties of the State to lease any land owned by the county for the drilling of oil and gas, and the extraction of other minerals—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 2?

AMENDMENT NUMBER ONE.

Strike out all of title of the printed amended bill, and insert in lieu thereof the following:

"An act to amend the Political Code by adding thereto a new section to be numbered 4041m, empowering boards of supervisors of the counties of the state to lease any land owned by the county for the drilling of oil and gas, and the extraction of other minerals"

AMENDMENT NUMBER TWO.

On page 2, line 9, of the printed amended bill, strike out the balance of line 9 following the word "owned", and all of line 10 up to and including the word "not", and insert in lieu thereof "by the county".

The roll was called, and Senate amendments to Assembly Bill No. 2 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 303—An act to amend section 626m of the Penal Code, relating to hunting and fishing at night—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put. Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 303?

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, after the word "to", insert the words "hunting and".

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed bill, after the period following the word "misdemeanor", insert "Nothing in this section contained shall be deemed to repeal nor in any wise affect any of the provisions of section 626u of this code."

The roll was called, and Senate amendments to Assembly Bill No. 303 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 773—An act to amend section 4041 of the Political Code and to add twenty-five new sections to said code, to be numbered 4041.1 to 4041.25, both inclusive, relating to jurisdiction and

powers of boards of supervisors—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 773?

AMENDMENT NUMBER ONE.

On page 3, line 30, of the printed bill, strike out the word "five", and insert in lieu thereof the word "ten".

The roll was called, and Senate amendment to Assembly Bill No. 773 was concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, MAY 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1045—An act to add a new section to the Penal Code, to be numbered 647a, relating to vagrancy—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1045?

AMENDMENT NUMBER ONE

On page 2, line 3, of the printed bill, strike out the word "accosts" and the comma.

AMENDMENT NUMBER TWO

On page 2, line 4, of the printed bill, strike out the word "children", and insert in lieu thereof the word "child".

AMENDMENT NUMBER THREE.

Strike out the title of the printed bill, and insert in lieu thereof the following: "An act to add a new section to the Penal Code, to be numbered 647a, relating to vagrancy."

AMENDMENT NUMBER FOUR.

On page 1, line 1, of the printed bill, as amended, beginning with the word "SECTION", strike out all the printed matter down to and including the period on page 2, line 8, and insert in lieu thereof the following:

"SECTION 1. A new section is hereby added to the Penal Code to be numbered 647a and to read as follows:

647a. Every person who annoys or molests any school child or who loiters about any school or public place at or near which school children attend, is a vagrant, and is punishable by a fine of not exceeding five hundred dollars or by imprisonment in the county jail for not exceeding six months, or by both such fine and imprisonment."

The roll was called, and Senate amendments to Assembly Bill No. 1045 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 640—An act to amend section 308 of the Civil Code of the State of California, concerning the organization of boards of directors of corporations—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 640?

AMENDMENT NUMBER ONE

On page 1, lines 5, 6 and 7, of the printed bill, as amended, strike out the semi-colon in line 5 and the words "also one or more vice presidents as they may consider necessary—when the board consists of three or more."

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, as amended, following the comma after the word "number", insert the following: "one or more vice presidents,".

AMENDMENT NUMBER THREE.

Strike out the period and add the following: "and meetings thereof."

The roll was called, and Senate amendments to Assembly Bill No. 640 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Rendollar, Roberts, Roland, Schoeld, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 2, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 721—An act to add a new section to the Political Code of the State of California, to be numbered 3456c, relating to assessments levied by reclamation districts—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 721?

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, after the word "lands", insert the following: "or rights of way".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill after the final period add a new sentence as follows: "Nothing in this section shall be construed to authorize the levying of an assessment upon public roads or highways lying within any reclamation district."

The roll was called, and Senate amendments to Assembly Bill No. 721 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley,

Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.
 NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 689—An act to amend sections 4 and 11 of an act entitled "An act to provide an institution for the confinement, cure care, and rehabilitation of drug addicts to be known as the State Narcotic Hospital; to provide for the government and maintenance thereof; to provide for admission and commitment of such addicts, and to prescribe penalties for unlawfully or improperly contriving to have persons adjudged drug addicts under this act; to provide penalties for procuring the escape, or aiding or advising in the escape of inmates, or concealing inmates thereof," approved April 9, 1927, relating to payment of expenses of persons committed to State Narcotic Hospital—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 689?

AMENDMENT NUMBER ONE.

On page 2, line 14, of the printed bill, beginning with the word "Execution", strike out all the printed matter down to and including the period on page 2, line 17, of the printed bill.

AMENDMENT NUMBER TWO

On page 2, line 8, of the printed bill, as amended, strike out all of the printed matter on said line.

AMENDMENT NUMBER THREE.

On page 2, line 9, of the printed bill, as amended, following the word "be", insert "the duty of the county auditor".

The roll was called, and Senate amendments to Assembly Bill No. 689 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cionin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feelev, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Klue, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.
 NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 691—An act to amend section 2192 of the Political Code, relating to payment of expenses of feeble-minded persons to State hospitals—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 691?

AMENDMENT NUMBER ONE.

On page 2, line 24, of the printed bill, as amended, beginning with the word "Execution", strike out all of the printed matter down to and including the period on page 2, line 7.

AMENDMENT NUMBER TWO.

On page 2, line 17, of the printed bill, as amended, beginning with the word "The", strike out all the printed matter down to and including the portion of a word "ness" on page 2, line 18.

AMENDMENT NUMBER THREE

On page 2, line 18, of the printed bill, as amended, following the word "be", insert "the duty of the county auditor".

The roll was called, and Senate amendments to Assembly Bill No. 691 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Schofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, MAY 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 692—An act to amend sections 20 and 31 of an act entitled "An act to be known as the 'Pacific Colony Act' to establish an institution for the care, confinement and instruction of feeble-minded and epileptic persons, to provide for government and maintenance thereof, and for the study of mental deficiency and related problems, to provide for admission and commitment to such institution and to prescribe penalty for unlawfully or improperly contriving to have persons adjudged feeble-minded under this act, to provide for the sterilization of inmates of such institution, to prescribe penalties for procuring the escape or aiding or advising in the escape of inmates, or concealing inmates thereof, to provide a contingent fund for the use of such institution and to make an appropriation therefor," approved June 1, 1917, as amended—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 692?

AMENDMENT NUMBER ONE.

On page 2, line 33, of the printed bill, strike out the word "fifteen", and insert in lieu thereof the word "twenty".

AMENDMENT NUMBER TWO.

On page 2, line 25, of the printed bill, as amended, beginning with the word "Execution", strike out all the printed matter down to and including the period on page 2, line 28.

The roll was called, and Senate amendments to Assembly Bill No. 692 were concurred in by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Schofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Senate Bill No. 146—An act to amend the Code of Civil Procedure by adding a new section numbered 549a, providing for the release from attachment of real property owned by any person not a party to the action.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, MAY 8, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 136—An act relating to productive activities of prisoners at State prisons and reformatories, providing for payments and credits for such work, defining the powers and duties of the State Board of Prison Directors in respect thereto and prescribing certain penalties and forfeitures :

Also : Senate Bill No. 222—An act to amend an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities ; providing for the enforcement of said act and penalties for the violation thereof ; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended, by adding a new section thereto to be numbered section 20a providing for appraisers and the creation of an appraisal fund.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 136 read first time, and referred to Committee on Prisons and Reformatories.

Senate Bill No. 222 read first time, and referred to Committee on Corporations.

Also :

SENATE CHAMBER, SACRAMENTO, MAY 8, 1929

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 576—An act to establish a State prison, creating a commission to select and purchase a suitable site therefor, and the construction of buildings and other improvements in connections therewith ; to provide for the commitment and transfer of prisoners thereto and therefrom ; to provide for the equipment, conduct and management thereof, and to make an appropriation therefor,

Also : Senate Bill No. 862—An act authorizing municipal corporations to acquire, improve and donate real property to the State of California ; providing for the use of such property and empowering the Director of Finance to receive in the name of the State of California gifts or donations of such improved real property subject to certain conditions and restrictions.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 576 read first time, and referred to Committee on Prisons and Reformatories

Senate Bill No. 862 read first time, and referred to Committee on Municipal Corporations

REPORTS OF COMMITTEES ON FREE CONFERENCE.

The following reports of Committees on Free Conference were received and read :

ASSEMBLY CHAMBER, SACRAMENTO, MAY 8, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689, 690, 691 and 692 and to amend sections 662 and 675 of the said code, all relating to certain claims against the State of California and the powers and duties of the Department of Finance, Surveyor General, State Land Office and the officers, agents and employees thereof and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893—reports that it has met a like committee of the Senate, consisting of Senators Inman, Boggs and Cassidy, and reports that the Committee on Free Conference has agreed to recommend the following: That the Assembly concur in the Senate amendments, and that the bill be further amended as follows :

AMENDMENT NUMBER ONE

In the title of the printed bill, as amended, beginning in line 6 and ending in line 10 of said title, strike out the following: "relating to certain claims against the State of California and the powers and duties of the department of finance, surveyor general, state land office and the officers agents and employees thereof", and insert in lieu thereof the following: "relating to the powers and duties of the department of finance, to certain claims against the State of California, to the making of exhibits by state departments, offices, boards or commissions, and creating in the department of finance a division of state lands, abolishing the offices of surveyor general, state land office

and registrar of state land office and transferring the duties, powers, purposes, responsibilities and jurisdictions thereof to said department".

AMENDMENT NUMBER TWO.

On page 2, line 52, of the printed bill, strike out the word "and", in said line, and insert in lieu thereof the word "if".

AMENDMENT NUMBER THREE

On page 3, of the printed bill, strike out lines 40 and 41, and insert in lieu thereof the following: "for the use or occupancy of space in any building owned, managed or controlled by the state and used or occupied by any state department,".

AMENDMENT NUMBER FOUR.

On page 4, line 16, of the printed bill, strike out the word "registrar", in said line, and insert in lieu thereof the word "register".

WEST,
REINDOLLAR,
YOUNG,

Assembly Committee on Free Conference.

INMAN,
BOGGS,
CASSIDY,

Senate Committee on Free Conference.

Mr. West moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noves, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.

NOES—None

Also:

MR. SPEAKER: Your Committee on Free Conference concerning Assembly Bill No. 1028—An act to amend section 4243 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class—reports that it has met a like committee of the Senate, consisting of Senators Slater, Handy and Allen, and reports that the Committee on Free Conference has agreed to recommend the following: That the Assembly concur in the Senate amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, as amended in Senate April 9, 1929, strike out the words "one deputy", and insert in lieu thereof the following: "one copyist for the county clerk and ex officio clerk of the board of supervisors".

SCUDDER,
LUTTRELL,
FRY,

Assembly Committee on Free Conference.

SLATER,
HANDY,
ALLEN,

Senate Committee on Free Conference.

Mr. Scudder moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noves, Parkman, Patterson, Quigley,

Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.
 NOES—None.

Also:

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 146—An act to amend the Code of Civil Procedure by adding a new section numbered 549a, providing for the release from attachment of real property owned by any person not a party to the action—reports that it has met a like committee of the Senate, consisting of Senators Swing, Allen, and Baker, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the title of the printed bill, after the word "attachment", insert "and execution".

AMENDMENT NUMBER TWO.

On page 1, line 19, of the printed bill, after the period following the word "provided", add the following: "The provisions of this section shall extend and apply to real property levied upon by execution."

**BROCK,
 HOFFMAN,
 MEEKER,**

Assembly Committee on Free Conference.

**SWING,
 ALLEN,
 BAKER,**

Senate Committee on Free Conference.

Mr. Brock moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowler, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feelev, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McKinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noves, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Wright, Young, and Mr. Speaker—69.

NOES—None.

SECOND READING OF SENATE BILLS.

Senate Bill No. 181—An act to amend section 1418 of the Penal Code, relating to reprieves, commutations, and pardons.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 418—An act to amend the title of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, and to add a new section to be numbered section 3½, relating to maintenance.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 707—An act relating to the leasing of real property by the political subdivisions of the State and providing a procedure therefor.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 639—An act to provide for the purchase of school supplies for school districts by superintendents of schools of counties.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 415—An act providing for the protection of watersheds against forest fire, and providing an appropriation therefor.

Bill read second time.

MOTION TO RE-REFER.

Miss Miller moved that Senate Bill No. 415 be withdrawn from the file, and ordered re-referred to Committee on Conservation.

Motion carried.

Senate Bill No. 415 ordered re-referred to Committee on Conservation.

Senate Bill No. 306—An act to appropriate the sum of \$10,000 to be used in the dredging and widening of the Pajaro River between the counties of Santa Cruz and Monterey.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 350—An act making an appropriation to clear the channel of the Mokelumne River from the Southern Pacific bridge near Woodbridge to the point where the United States government has cleared the channel near Benson channel.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 652—An act appropriating money for the support of the State Department of Public Health for the conduct of research and investigation of sewage and industrial wastes to determine upon proper methods of treatment and disposal.

Bill read second time.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. West:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, as amended in Senate April 3, 1929, after the word "audited", strike out the remainder of said line 13 and the words "state department of finance," in line 14, and insert in lieu thereof the words "according to the provision of law,".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 815—An act to provide for the promotion of maternal hygiene under the State Department of Public Health, and to appropriate money for carrying out the provisions of the act.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 705—An act to add a new section to the Political Code, to be numbered section 4041s, relating to powers and duties of boards of supervisors.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 268—An act to amend section 4280 of the Political Code, relating to the compensation of officers in counties of the fifty-first class.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 84—An act to amend the Code of Civil Procedure by amending sections 204, 205 and 206 thereof and to repeal sections 204a, 204b, 204c, 204d, 208, 209, 211, 214, 215, 219, 220, 225, 226, 227, 228, 230, 231, 232, 246, 247, 248, 250 and 251 of the same code, relating to the selecting, returning, summoning, drawing and impaneling of jurors.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 30, of the printed bill, strike out the word "five", and insert in lieu thereof the word "six".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, strike out all of lines 36, 37, 38, 39, 40 and 41, inclusive, and insert in lieu thereof the following: "On the authorization of the judges in such a case, the secretary shall have two assistant secretaries, who shall assist also in the performance of the duties of jury commissioner and one whose salary shall be three hundred dollars per month and the other two hundred fifty dollars per month. The salaries herein authorized shall be paid out of the same fund that salaries of county officers are paid."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 877—An act to validate licenses and franchises for the construction, keeping and taking toll on roads.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the word "two", and insert in lieu thereof the word "three".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 876—An act to validate franchises to construct and operate toll roads.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, after the word "have", insert the word "heretofore".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 869—An act to amend section 30 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the California Highway Patrol and the personnel thereof.

Bill read second time, and ordered on file for third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At two o'clock and fifty minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Jones.

The roll of absentees was called, and Assembly Bill No. 1190 passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—70.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

RECONSIDERATION LAPSED.

The motion of Mr. Keaton that Assembly Bill No. 136 be reconsidered having lapsed, the Speaker ordered Assembly Bill No. 136 transmitted to the Senate.

RECONSIDERATION LAPSED.

The motion of Mr. Morrison that Assembly Bill No. 1165 be reconsidered having lapsed, the Speaker ordered Assembly Bill No. 1165 transmitted to the Senate.

RECONSIDERATION LAPSED.

The motion of Mr. Collier that Assembly Bill No. 979 be reconsidered having lapsed, the Speaker ordered Assembly Bill No. 979 transmitted to the Senate.

ADJOURNMENT.

At three o'clock p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Thursday, May 9, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Thursday, May 9, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—78.

Quorum present.

PRAYER.

By invitation of the Speaker, prayer was offered by Hon. Crowell D. Eddy, Assemblyman from the Eightieth Assembly District.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Baum moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVE OF ABSENCE.

On motion of Mr. Kline, Mr. Coombs was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Seawell, Benton Welty, principal of the Auburn Union Grammar School, Mrs. W. W. Keith and Miss Helen Gridley, teachers, and the following students: John Andreani, Iris Atwood, Fred Atwood, Herbert Clegg, Emerson Chappel, Annabelle Dahlberg, Melvin Dunn, Robert Elder, Isabel Haines, Annie Horath, Norval Johnson, Kiyoki Kamezaki, Tatsuo Kamezaki, Velma Kitt, Helen Leavitt, Francis Moss, Harris Munger, Einer Olson, Ina Olson, Toy Okasaki, Carroll Phelps, Edith Philbert, Lola Philbert, Frank Saul, Melvin Shafer, Frances Sing, Franklyn Souza, Isabel Steiner, Mary Veal, Frank Wilkinson, Woodrow Young, Irma Atwood, Dorothy Bristow, Helen Davis, Wanda Dooley, Amy Ekberg, Brady Hostetter, Victor Johnson, Merl Kyburz, Walter Kitt, Howard Ludwig, Naydine Rufe, Mae Ring, Eddie Sather, Norman Tillotson, Ewell Winton, George Souza, Geneva Threlkel, Norwin Threlkel, Lawrence Bell, Leota Dixon, Fred Marty and Katherine Frost were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Seawell, H. M. Cooper, president of board of trustees, Mrs. George Hamilton, clerk, George Patterson, Martin Van Riper and George Atwood, trustees, of the Auburn Union Grammar School, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Seawell, Mr. Neil Marvin, traffic officer of Auburn, who accompanied the students of the Auburn Union Grammar School to visit the Legislature, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Bernard, Mr. Arthur L. Shull, principal of the Corning Union High School, and the following students: Eugene Patterson, Clyde Preble, Myron Graybill, Marie Zerkle, Robert Swank, Hazel Bankhead, Duri Mae Ludwig, Fern Raymond, Ruby Coryell, Lois Swalley, Margaret Teal, Alice Ghek, Leota Branham, Emily Silbersack, Edith Franklin, Myrtle Smith, Mary Wilson, Waldine Babb, Ellen Griswold, Ina Chapin, Garland Rodgers, Anson Houghton, Elsa Close and Fulmer Birch were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Bernard, Mrs. W. C. Smith, Mrs. N. R. Close, Mrs. Chas. Zerkle, Mrs. Marion Newkirk, Mr. and Mrs. B. E. Glick and Mrs. Arthur L. Shull of Corning, California, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Baum, C. A. Ballreich, F. S. Gay, M. Spier and S. T. Norton of Los Angeles were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Noyes, Mrs. L. R. Wilkins, leader of the Clarksburg Camp Fire Girls, and the following Camp Fire Girls: Bellmeda Valine, Betty Olson, Pansy Sakai, Jane Reamer, Yaikó Ishimmoto, Roxana Holmes, Adeline Baliel, Emma Giannoni, Louise Yelland and Lorraine Monice were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 258—An act to amend sections 2, 3, 4, 6, 7, 8, 12, 14, 16, 17, 18, 19, 20, and 23 of an act entitled "An act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing penalties for the violation of the provisions of this act," approved May 31, 1927, and to add new sections thereto to be numbered sections 3a, 14a and 20a, relating to the regulation of the occupation and practices of hairdressers, cosmeticians, and cosmetologists—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

FRY, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 487—An act to provide for the establishment and maintenance of preventoria for the treatment of persons susceptible to tuberculosis; providing for the granting of State aid to cities, counties, cities and counties, and groups of counties, for the care and treatment of such persons; defining the powers and duties of the Department of Public Health and Bureau of Tuberculosis in relation thereto, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FRY, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 620—An act to revise an act entitled "An act defining mattresses; regulating the making, remaking, and sale thereof; prohibiting the use of unsanitary and unhealthy materials therein; requiring that materials used shall be accurately described, and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915, as amended—has

had the same under consideration, and respectfully reports the same back without recommendation, as amended.

FRY, Chairman.

The above reported bill ordered on file for second reading.

ON CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Corporations, to which was referred Senate Bill No. 793—An act to amend sections 290, 290b, 296, 297, 301, 308, 309, 343, 354, 359, 362 and 593 of the Civil Code, to add two new sections to said code numbered 296a and 326a, respectively, and to repeal sections 290c, 290e, 290f, 290g, 290i, 291, 293, 294, 295, 321a, 344, 361, 403 and 604a, all relating to corporations—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

LYONS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Corporations, to which was referred Senate Bill No. 794—An act to amend sections 405, 406, 407, 408, 409 and 410 of chapter 6, title I, part IV, division I of the Civil Code, and to add two new sections to said chapter, to be numbered 411 and 412, respectively, all relating to foreign corporations—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

LYONS, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Corporations, to which was referred Senate Bill No. 221—An act to amend sections 2 and 20 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities, providing for the enforcement of said act and penalties for the violation thereof, and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended, relating to fees—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

LYONS, Chairman

The above reported bill ordered on file for second reading.

ON IRRIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Irrigation, to which was referred Senate Bill No. 867—An act to add a new section to be numbered 10½ to the county water works district act approved June 13, 1913, as amended, relating to the levy of taxes on land only in county water works districts at the option of the petitioners for the formation of such districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

MIXTER, Chairman
ANDERSON.
MORGAN,
BLISS
CRITTENDEN.
HEISINGER
BERNARD.
MEEKER.
INGELS.
EASLEY.
WEST
COLLIER
JESPERSEN.
WILLIAMS

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929

MR. SPEAKER, Your Committee on Municipal Corporations, to which was referred Senate Bill No. 184—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41, and 42

of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues, and to add new sections to said act to be numbered 2a, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds, and providing for the proceedings which shall be affected by the foregoing amendments—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

ON AVIATION AND AIRCRAFT

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929

MR. SPEAKER: Your Committee on Aviation and Aircraft, to which was referred Senate Bill No. 870—An act providing for the licensing of aircraft and airmen and to make uniform the law with reference thereto; providing penalties for violations and repealing acts in conflict herewith; and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended

(Signed out)

BISHOP, Chairman.
CRAIG.
FRY.
NIELSEN
HORNBLOWER.
MILLER, JAMES A.

The above reported bill ordered on file for second reading.

ON BUILDING AND LOAN ASSOCIATIONS

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Building and Loan Associations, to which was referred Senate Bill No. 874—An act to amend sections 2 and 15b of the "Building and Loan Commission Act" and to add a new section thereto, to be numbered section 1a, relating to securing permits from the Building and Loan Commissioner before selling or offering for sale guarantee capital stock or permanent nonwithdrawable capital stock of building and loan associations, relating to the formation of building and loan associations, providing penalties for the violation of the provisions of the act, the term of office of the commissioner and providing for the bonding of all officers and employees of licensees of the Building and Loan Commissioner—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

(Signed out)

ROBERTS, Chairman.
MORGAN.
WRIGHT.
SPALDING.
COLLIER.
BADHAM.
SEWELL.
McGINLEY.

The above reported bill ordered on file for second reading.

ON FISH AND GAME

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Bill No. 434—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste, to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish markets must conform, to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers, to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919, as amended, and to add three new sections thereto to be numbered 8, 9 and 10, regulating fisheries of the State operating for commercial purposes, and prescribing the seasons in which saidings may be taken—has had the

same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Bill No. 760—An act to amend and to revise an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,'" approved March 21, 1911, and all acts or parts of acts inconsistent herewith," approved May 19, 1915, as amended;

Also: Senate Bill No. 27—An act to amend section 626s of the Penal Code, relating to the protection of game;

Also: Senate Bill No. 687—An act to amend section 632 of the Penal Code, relating to the protection of fish; and to repeal section 633 of the Penal Code, relating to the protection of fish;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SCUDDER, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Concurrent Resolution No. 24—Relative to salmon fishing on the Pacific Coast, and directing the State Fish and Game Commission to confer and cooperate with the states of Oregon, Washington, and with the United States Department of Fisheries, relative to the control of salmon fishing—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

SCUDDER, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Bill No. 270—An act to amend section 10 of an act entitled "An act to provide for the protection of fur-bearing mammals, defining fur-bearing mammals, providing for a license for hunting or trapping such fur-bearing mammals and requiring reports to be filed with the Fish and Game Commission," approved May 18, 1917, as amended, relating to the protection of bears and predatory animals—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC CHARITIES AND CORRECTIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Public Charities and Corrections, to which was referred Senate Bill No. 13—An act to amend section 2210b of the Political Code, relating to the Woman's Relief Corps Home of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ROLAND, Chairman.

The above reported bill ordered on file for second reading.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 139—An act to add a new section to the Penal Code to be numbered 1127a, relating to instructions on indirect evidence;

Also: Senate Bill No. 164—An act to appropriate the sum of \$200,000 out of any money in the State treasury, not otherwise appropriated, to lease wires, construct, purchase and maintain in operation, teletype equipment between cities in California and the Bureau of Criminal Identification and Investigation at Sacramento; and for the operation of the teletype equipment to be under the direction of the Bureau of Criminal Identification and Investigation;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass

KLINE, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 745—An act to amend section 1446 of the Penal Code, relating to judgments in criminal cases—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

ON ROADS AND HIGHWAYS.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Senate Bill No. 579—An act to provide for a county engineer for each county in this State; providing for his appointment, manner of removal, qualification, compensation and duties; authorizing the board of supervisors for each county to purchase and obtain all necessary equipment, materials and instrumentalities to carry out the object of this act; to provide said county engineer with an office and necessary assistance—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Senate Bill No. 581—An act to amend section 487 of the Penal Code, relating to grand theft—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JESPERSEN, Chairman.

The above reported bill ordered on file for second reading.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 673—An act relating to the ages of retirement and to the payment of retirement salaries to teachers employed in the public schools of this State—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

(Signed out)

WILLIAMSON, Vice Chairman.
REINDOLLAR,
McDONOUGH.
ROBERTS.
SEWELL.
ADAMS.
BAUM.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 655—An act providing for the certifying to boards of supervisors and county auditors the total cost of educating junior college pupils residing in counties and not in any junior college district—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

(Signed out)

BYRNE, Chairman.
ADAMS.
REINDOLLAR.
WILLIAMSON.
DEUEL.
WRIGHT
McDONOUGH.
KLINE
ROLAND.
SEWELL.

The above reported bill ordered on file for second reading.

ON MILITARY AFFAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929

MR. SPEAKER: Your Committee on Military Affairs, to which was referred Senate Bill No. 832—An act to amend section 5 of an act entitled "An act to provide for the burial of ex-Union soldiers, sailors and marines dying without leaving sufficient means to defray burial expenses," approved March 15, 1889, as amended, relating to duties of boards of supervisors of counties—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

PATTERSON, Chairman

The above reported bill ordered on file for second reading
Also:

MR. SPEAKER: Your Committee on Military Affairs, to which was referred Senate Bill No. 755—An act to appropriate the sum of \$45,000 for the purchase of a burial plot in the city of Oakland—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

PATTERSON, Chairman

The above reported bill ordered re-referred to Committee on Ways and Means.

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 859—An act granting to the city of Pacific Grove the title to the water front of said city together with certain submerged lands in the bay of Monterey contiguous thereto—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 631—An act to prohibit the sale, issue or delivery of stock or securities of any special or advisory board contracts with life insurance policies in this State, and providing for revocation of license by the Insurance Commissioner—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JEWETT, Chairman.

The above reported bill ordered on file for second reading.

ON WAYS AND MEANS

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 128—An act to amend an act entitled "An act creating a State Bureau of Criminal Identification and Investigation providing for its organization and defining its powers and duties and making an appropriation to carry out the provisions hereof, and repealing an act entitled "An act to create a State Bureau of Criminal Identification, and providing for the appointment of a director of said bureau, defining his duties and qualifications and powers, providing for the appointment of a clerk of said bureau and fixing his qualifications; fixing compensation of said director and clerk, providing for the manner of paying the same and providing for the expense of conducting the office," approved March 20, 1905," approved May 31, 1917, as amended, by amending sections 3, 8 and 9 thereof and adding a new section thereto, to be numbered 9a, relating to the powers and duties of the bureau, providing for the training of peace officers and requiring that certain crimes and criminal statistics and information be reported to the bureau:

Also: Senate Bill No. 481—An act to be known as the "Bovine Tuberculosis Law" of California; to provide for the eradication of bovine tuberculosis; to regulate the sale, possession and/or disposition and restrict the use of tuberculin; to provide for the approval of veterinarians; to regulate the sale of milk and products thereof for live stock or poultry feeding; to regulate the importation, transportation and exhibition of cattle; to provide for the identification, branding and disposal of tuberculosis animals; to provide for the establishment of tuberculosis control areas and the tuberculin testing of cattle therein; to provide for the slaughter of cattle which positively react to said test, and for the payment by the State for such

reacting cattle; to provide for the care and feeding of the offspring of certain cattle, the tuberculin testing thereof and the branding and slaughter of positive reactors to the tuberculin test; to prescribe the powers and duties of the Director of Agriculture in relation to this act, and for the making of rules and regulations to carry out the provisions thereof, to provide an appropriation for purposes of this act; to prescribe penalties for violation of the provisions hereof, and to repeal all acts and parts of acts in conflict herewith; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

ON CONTINGENT EXPENSES

ASSEMBLY CHAMBER, SACRAMENTO, May 8, 1929

MR. SPEAKER Your Committee on Contingent Expenses, to which was referred the following resolution:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the persons or firms listed below, and for the amounts of money set opposite their respective names and as itemized below; and the State Treasurer is hereby authorized and directed to pay the same:

Bureau of Purchases-----	\$300 02
Department of Finance-----	85 02
Cascade Towel Supply-----	49 87
Western Union Telegraph Co-----	2 89
Postal Telegraph Co-----	1 02
Pacific Telephone and Telegraph Co-----	74 45

Has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

SNYDER, Chairman.
 NIELSEN
 GILMORE.
 COLLIER.
 WILLIAMS.

Mr. Snyder moved the adoption of the report.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Eddy, Feeley, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Keaton, Kline, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Wright, and Mr. Speaker—49.

NOES—None.

HON. CHAS. F. REINDOLLAR IN THE CHAIR.

At ten o'clock and thirty-two minutes a.m., Hon. Chas. F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to recede from its amendments to Senate Bill No. 614—An act requiring the recording of maps of subdivisions of land in certain cases; prescribing the conditions on which such maps may be recorded; authorizing the execution of contracts secured by bond for the placing of improvements on streets, highways, and ways dedicated thereby; prohibiting any attempt to place other requirements for the recording of such maps, prohibiting the selling, or offering or contracting to sell any subdivision or portion thereof except by reference to any map other than a recorded map; making certain acts misdemeanors; and repealing earlier acts in conflict therewith—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.
 By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 614?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 614 by the following vote:

AYES—None.

NOES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Deuel, Eddy, Feeley, Feigenbaum, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—53.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Snyder, Roland and Jones as a Committee on Free Conference to meet with a like committee from the Senate to consider Assembly amendments to Senate Bill No. 614.

THE SPEAKER IN THE CHAIR.

At ten o'clock and thirty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Also:

SENATE CHAMBER, SACRAMENTO, May 6, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to recede from its amendments to Senate Bill No. 615—An act to promote the expeditious and economical administration of justice, and authorizing the Judicial Council to make rules relating to the administration of the courts of this State, the distribution and disposal of business therein, and the pleading, practice and procedure in said courts—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.
By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 615?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 615 by the following vote:

AYES—None.

NOES—Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Deuel, Eddy, Feeley, Feigenbaum, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jones, Jost, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—53.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Snyder, Roland and Jones as a Committee on Free Conference to meet with a like committee from the Senate to consider Assembly amendments to Senate Bill No. 615.

SECOND READING OF SENATE BILLS.

Senate Bill No. 860—An act to amend section 4½ of an act entitled "An act authorizing the creation, government, maintenance and dissolution of county sanitation districts, the annexation of contiguous territory to such districts, the issuance of bonds by such districts and the powers thereof," approved May 29, 1923, as amended.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 14—An act to amend sections 1 and 2 of an act entitled "An act regulating the hours of employment in underground mines, underground workings, whether for the purpose of tunneling, making excavations or to accomplish any other purpose or design, or in

smelting and reduction works," approved May 30, 1913, relating to the keeping of records of the hours worked and prima facie proof of violation of the act, providing penalties for violation of the act, providing for the enforcement of the act by the chief of the Division of Labor Statistics and Law Enforcement and extending the benefits of the act to workers employed in lime and cement plants.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted to the committee:

AMENDMENT NUMBER ONE.

On page 2, line 5, of the printed bill, as amended on April 23, 1929, insert the words "shall not exceed eight hours within any".

AMENDMENT NUMBER TWO.

On page 2, line 11, of the printed bill, as amended on April 23, 1929, strike out the semicolon, and insert in lieu thereof a period.

AMENDMENT NUMBER THREE.

On page 2, line 15, of the printed bill, as amended on April 23, 1929, strike out the word "the", and insert in lieu thereof the word "The", making this the beginning of a new paragraph as well.

AMENDMENT NUMBER FOUR.

On page 2, line 32, of the printed bill, as amended on April 23, 1929, insert after the word "who", the word "are".

AMENDMENT NUMBER FIVE.

On page 2, line 41, of the printed bill, as amended on April 23, 1929, strike out the word "violate", and insert in lieu thereof the words "work in violation of".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER NINE.

Senate Constitutional Amendment No. 9—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding section 15 to article IX thereof, relating to the Henry E. Huntington Library and Art Gallery.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 9 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jost, Keaton, Klme, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—Byrne—1.

Title read and approved.

Senate Constitutional Amendment No. 9 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 9.

A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding section 15 to article IX thereof, relating to the Henry E. Huntington Library and Art Gallery.

Resolved by the Senate, the Assembly concurring. That the Legislature of the State of California at its forty-eighth regular session, beginning on the seventh day of January, 1929, two-thirds of all members elected to each of the houses of said Legislature voting in favor thereof, hereby proposes to the qualified electors of the

State of California, an amendment to the constitution of said State by adding to article IX thereof a new section to be numbered 15 and to read as follows.

Sec 15. The trusts and estates created for the founding, endowment and maintenance of the Henry E. Huntington Library and Art Gallery, under and in accordance with an act of the Legislature approved March 10, 1885, chapter 47 of the Statutes of California of 1885, by the endowment grant executed by Henry E. Huntington and Arabella D. Huntington on the thirtieth day of August, 1919, and recorded in book 6937, page 97 of deeds, records of Los Angeles, California, on the fifteenth day of September, 1919, and by the amendments of such grant and by gifts and grants supplementary thereto and by confirmatory grants, are permitted, approved and confirmed. The board of trustees of the Henry E. Huntington Library and Art Gallery, as such, or in the name of the institution, or by other intelligible designation of the trustees, or of the institution, may receive property, real or personal, and wherever situated, by gift, grant, devise, or bequest, for the benefit of the institution, and such property, unless otherwise provided, shall be held by the trustees of the Henry E. Huntington Library and Art Gallery upon the trusts provided for in the grant founding the institution, and amendments thereof and grants supplementary thereto. All property as of July 1, 1929, held in trust for the founding, maintenance or benefit of the Henry E. Huntington Library and Art Gallery and the increments thereof and all personal property received in exchange therefor shall be exempt from taxation. The Legislature may modify, suspend and revive at will the exemption from taxation herein given. The trustees of said institution shall annually report their proceedings to the person who for the time being shall fill the office of Secretary of State of the State of California, and said trustees shall accompany said report with a full account of their financial operations for the preceding year and with a statement of the financial affairs of the institution.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Joint Resolution No. 12—Requesting the United States Senate to pass a resolution, relating to the appointment of a committee to investigate the organization and operation of public utility corporations supplying telephone communications.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Joint Resolution No. 12 read first time, and referred to Committee on Federal Relations.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 28—Relative to continuing the legislative investigation as to the advisability of establishing a states prison in one of the southern counties of the State of California.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Concurrent Resolution No. 28 read first time, and referred to Committee on Prisons and Reformatories.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Constitutional Amendment No. 42—A resolution to propose to the people of the State of California, an amendment to the constitution of said State by adding a new section to article XIII to be known as section 17, relating to revenue and taxation and reimbursement to counties and to a city and county for losses sustained as a result of the withdrawal of property from local taxation.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Constitutional Amendment No. 42 read first time, and referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Constitutional Amendment No. 41—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article IX thereof a new section to be numbered 64, relative to the payment of retirement salaries to teachers who have qualified therefor by service in the public school system as provided by law.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

Senate Constitutional Amendment No. 41 read first time, and referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 2—An act to amend section 1180 of the Penal Code, relating to the effect of an order granting a new trial in criminal cases;

Also: Senate Bill No. 134—An act to amend sections 1377, 1378 and 1379 of the Penal Code, relating to compromise of criminal charges and prescribing penalties for violations of the provisions thereof;

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

Senate Bills Nos. 2 and 134 read first time, and referred to Committee on Crime Problems.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 248—An act validating certain leases of city properties, by the legislative authorities of certain municipalities operating under freeholders' charters;

Also: Senate Bill No. 393—An act to provide relief for owners of crops damaged by protected game animals;

Also: Senate Bill No. 880—An act relating to the acquisition of land, water or land and water within the State of California by the United States for migratory bird reservations.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

Senate Bill No. 248 read first time, and referred to Committee on Municipal Corporations.

Senate Bills Nos. 393 and 880 read first time, and referred to Committee on Fish and Game.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 808—An act to amend section 626a of the Penal Code, relating to the retention of fish and game after the open season;

Also: Senate Bill No. 724—An act to provide for the organization and government of public water districts, in unincorporated territory, and authorizing the levy of taxes for the maintenance thereof.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

Senate Bill No. 808 read first time, and referred to Committee on Fish and Game.

Senate Bill No. 724 read first time, and referred to Committee on Municipal Corporations.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 885—An act to amend section 1 of an act entitled "An act authorizing and providing for the abandonment and disposal of cemeteries

and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than 100,000 persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium and repealing all acts in conflict therewith," approved May 20, 1921;

Also: Senate Bill No. 882—An act to add a new section to be numbered 580a to the Code of Civil Procedure, relative to the place for the commencement and trial of actions;

Also: Senate Bill No. 866—An act to amend section 4236l of the Political Code, relating to the compensation of county and township officers in counties of the seventh class;

Also: Senate Bill No. 831—An act making an appropriation from the fish and game preservation fund for conservation work for the benefit of the commercial fishing industry of the State of California.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bills Nos. 885 and 882 read first time, and referred to Committee on Judiciary.

Senate Bill No. 866 read first time, and referred to Committee on County Government.

Senate Bill No. 831 read first time, and referred to Committee on Fish and Game.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 253—An act to repeal section 772 of the Penal Code, relating to removal of public officers by summary proceedings.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 253 read first time, and referred to Committee on Judiciary.

THIRD READING OF SENATE BILLS—(RESUMED).

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER THIRTY-THREE.

Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of said State, being an amendment of section 1 of article II of said constitution, relative to elections and eligibility of voters, disabilities and absent voters.

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the title of the printed bill, strike out the word "eleven", and insert in lieu thereof the word "two".

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill, strike out the word "eleven", and insert in lieu thereof the word "two".

AMENDMENT NUMBER THREE.

On page 2, line 8, of the printed bill, beginning with the comma, strike out all of the printed matter down to and including the period on page 2, line 40, and insert in lieu thereof the following: "expect to be absent from their respective

precincts or unable to vote therein, by reason of physical disability, on the day on which any election is held."

Amendments adopted.

Senate Constitutional Amendment No. 33 ordered to reprint, and on file for adoption.

Senate Bill No. 626—An act to add new sections to the Civil Code of the State of California, to be known as sections 452*b*, 452*c*, 452*d*, 452*e* and 452*f*, and to amend section 453 of the Civil Code, relative to mutual benefit associations transacting business upon the assessment plan; regulating their method of organization, requiring a bond to be filed with the Insurance Commissioner providing for the repayment of moneys paid by applicants if any association fails to qualify within one year; fixing the minimum number of applicants necessary to qualify; requiring such associations, whether heretofore or hereafter organized, to maintain a certain membership or to submit to revocation of certificate of authority; permitting merger or reinsurance with other insurance companies; limiting applicants to the age of fifty-five years; exempting associations of employees or other persons which do not pay, directly or indirectly, compensation for solicitation of applicants or members from laws regulating transaction of insurance except sections 452*a* and 453 of the Civil Code; and providing for and limiting assessments and annual dues.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 626 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jost, Keaton, Kline, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Olva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 839—An act relating to powers and duties of city prosecutors of cities, or cities and counties, operating under a freeholders' charter.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 839 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jost, Keaton, Kline, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Olva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—53.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 125—An act to add a new section to the Penal Code, to be numbered 1308, relating to bail bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 125 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jost, Keaton, Kline, Little, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—55.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. FRANK B. COLLIER IN THE CHAIR.

At ten o'clock and fifty-two minutes a.m., Hon. Frank B. Collier, member of the Assembly from the Forty-sixth District, in the chair.

Senate Bill No. 665—An act making an appropriation for the construction and the equipment on the campus of the University of California at Berkeley of a building to be known as the John M. Eshleman Memorial.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 665 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 450—An act to add a new section to be known as section 77a to the "California Vehicle Act," approved May 30, 1923, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 450 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 264—An act to add a new section to the Penal Code, to be numbered 588*d*, relating to the display of red lights on or near public highways.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 264 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Kline, Little, Luttrell, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 23—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section, to be numbered 141½, relating to the liability of an owner or driver of a motor vehicle for the injury or death of a guest.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 23 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Crawford, Cronin, Crowley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Luttrell, McDonough, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roland, Scofield, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—Hoffman—1.

Title read and approved.

NOTICE OF RECONSIDERATION.

Mr. West gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 23 was this day passed.

Senate Bill No. 869—An act to amend section 30 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the California Highway Patrol and the personnel thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 869 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Cronin, Crowley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Lyons, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Parkman, Reindollar, Roland, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—Arnold, McDonough, McGinley, Morgan, Patterson, Quigley, Seawell, Spalding, and Stockwell—9.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 820—An act to provide for the labeling, disinfecting and advertising of convict-made goods, wares and merchandise, and requiring that notice that such articles are on sale shall be conspicuously posted in places where such articles are offered for sale.

Bill read third time

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Reindollar:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, as amended, strike out all of lines 49 to 52, inclusive, and insert in lieu thereof the following:

"SEC. 5. The provisions of this act shall not apply to any goods, wares or merchandise manufactured in any penitentiary or prison of this state".

AMENDMENT NUMBER TWO.

On page 3 of the printed bill, as amended, strike out all of lines 1 to 4, inclusive.

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

HON. GEORGE R. BLISS IN THE CHAIR.

At eleven o'clock and thirty minutes a.m., Hon. George R. Bliss, member of the Assembly from the Fifty-ninth District, in the chair.

Senate Bill No. 782—An act to amend section 2186 of the Political Code.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 782 was refused passage by the following vote:

AYES—Adams, Bliss, Brock, Craig, Ingels, Little, Luttrell, McGuinness, Mixer, Noyes, Oliva, Spalding, and West—13.

NOES—Anderson, Baum, Bernard, Cloudman, Cloudsley, Crawford, Cronin, Crowley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Hoffman, Jewett, Jones, Jost, Kline, McDonough, McGmley, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Parkman, Patterson, Reindollar, Scofield, Seawell, Stockwell, Williams, Williamson, Witter, Wright, and Young—40.

NOTICE OF RECONSIDERATION.

Mr. Wright gave notice that on the next legislative day he would move to reconsider the vote whereby Senate Bill No. 782 was this day refused passage.

Senate Bill No. 428—An act providing for the board and lodging of high school pupils in lieu of transportation to and from schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 428 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Kline, Little, Luttrell, McGmley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Oliva, Parkman, Patterson, Roberts, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Young—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 141—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime, after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation or the imposition of jail sentence or fine or both, or other conditions to fit the crime in connection with probation, and the disposition of such accusation after full compliance with the terms of probation, and providing for the creation of offices of adult probation officer, assistant adult probation officer and deputy adult probation officer, and fixing their compensation and duties, and providing for adult probation boards in said counties, and cities and counties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 141 finally passed by the following vote :

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Kline, Little, Luttrell, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Oliva, Parkman, Patterson, Roberts, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wight, and Young—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 827—An act to amend sections 3, 8, 11, 14, 16a and 20 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Senate Bill No. 827 be withdrawn from the file, and ordered re-referred to Committee on Judiciary.

Motion carried.

Senate Bill No. 827 ordered re-referred to Committee on Judiciary.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and fifty-five minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 683—An act to amend section 22 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets; to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables; to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 683 finally passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Eddy, Feeley, Feigenbaum, Flynn, Fry, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Kline, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Spalding, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 138—An act to add a new section to the Penal Code, to be numbered 1127*c*, relating to instructions on evidence of flight.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 138 finally passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Cronin, Feeley, Feigenbaum, Flynn, Fry, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Jost, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—50.

NOES—Hoffman—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 140—An act to add a new section to the Penal Code, to be numbered 1127*b*, relating to instructions to the jury with reference to the opinions of expert witnesses.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 140 finally passed by the following vote:

AYES—Adams, Badham, Baum, Bernard, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Easley, Eddy, Feigenbaum, Flynn, Fry, Harper, Hawes, Heisinger, Ingels, Jewett, Jones, Jost, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Seawell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—49.

NOES—Cronin, and Hoffman—2.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 850—An act making an appropriation to pay the claim of Fred F. Freitas against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 850 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Brock, Byrne, Clowdsley, Collier, Craig, Crawford, Cronin, Crowley, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Kline, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor, Mixer, Morrison, Nielsen, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 680—An act to repeal chapter 1 and articles I to VI, inclusive, of chapter 2 of title X of part IV, division III, of the Civil Code, and to add a new chapter 1 of title X of part IV, division III, in place thereof, and to declare title XI of part III of the Code of Civil Procedure in certain respects limited by said new chapter 1, and to amend article VII of chapter 2 of title X of part IV, division III, of the Civil Code, by making said article VII, chapter 2 of title X of part IV, division III, of the Civil Code, all relating to partnerships; and to make the Partnership Law of the State of California uniform with the law of other states.

Bill read third time

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 680 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Brock, Byrne, Clowdsley, Collier, Craig, Crawford, Cronin, Crowley, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Kline, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor, Mixer, Morrison, Nielsen, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 681—An act to repeal chapter 3 of title X of part IV, division III of the Civil Code, and to add a new chapter 3 of part IV, division III, in place thereof, all relating to limited partnerships, and to make the law relating to limited partnerships uniform with the law of other states.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 681 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Brock, Byrne, Clowdsley, Collier, Craig, Crawford, Cronin, Crowley, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Kline, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor, Mixer, Morrison, Nielsen, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 388—An act to amend sections 6, 7 and 29 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, relating to the creation, organization and government of joint highway districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 388 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Klme, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor; Mixer, Morrison, Nielsen, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 503—An act to amend section 767 of the Political Code of the State of California, relating to reporters' salaries.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 503 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Klme, Luttrell, Lyons, McDonough, McGuinness, Miller, Eleanor; Mixer, Morrison, Nielsen, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 826—An act to amend section 6 of an act entitled "An act authorizing municipal corporations to discontinue the use of land for park purposes when the fee thereof is vested in the municipal corporation, and authorizing the sale or other disposition of such lands," approved May 12, 1927, relating to the sale of lands.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 826 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Easley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 504—An act to amend sections 1, 2, 4, 5, 7, 9, 15 and 19 of act 5216, General Laws of California, entitled "An act to provide for the maintenance by municipalities of lighting systems along public

streets, alleys and other public places, and for the lighting thereof by electric current, gas or other illuminating agent; and for the assessment of the cost and expense thereof upon the property benefited, and the manner of collecting such assessments.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 504 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Craig, Crawford, Cronin, Crowley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Jost, Keaton, Kline, Little, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Sewell, Stockwell, West, Wilhamson, Woolwine, Young, and Mr. Speaker—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 322—An act to regulate and prevent the transportation of persons to gambling ships; to prevent the solicitation of persons to visit gambling ships; and to provide penalties for such transportation or solicitation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 322 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Craig, Crawford, Cronin, Crowley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Heisinger, Hoffman, Jost, Keaton, Kline, Little, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Sewell, Stockwell, West, Wilhamson, Woolwine, Young, and Mr. Speaker—47.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. CHARLES F. REINDOLLAR IN THE CHAIR.

At twelve o'clock and twenty-five minutes p.m., Hon. Charles F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

Senate Bill No. 346—An act to amend an act entitled "An act to create a public corporation to be known as 'The State Bar of California,' to provide for its organization, government, membership and powers, to regulate the practice of law, and to provide penalties for violation of said act," approved March 31, 1927, by amending sections 9, 15, 26, 29, 30, 32 and 34 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 346 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Easley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Hoffman, Jewett, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison,

Nielsen, Oliva, Roland, Scudder, Sewell, Stockwell, West, Williams, Williamson, Woolwine, Young, and Mr. Speaker—46.
 NOES—Anderson, and Quigley—2.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At twelve o'clock and thirty minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

RECESS.

At twelve o'clock and thirty minutes p.m., on motion of Mr. Fry, the Assembly was declared at recess until two o'clock p.m. of this day.

REASSEMBLED.

At two o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk Desch reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON MEDICAL AND DENTAL LAWS.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Senate Bill No. 684—An act relating to the maintenance of the professorship of nursing education at the University of California at Berkeley, defining the powers and duties of the State Director of Finance in relation thereto, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CRONIN, Chairman.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 7, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 862—An act authorizing municipal corporations to acquire, improve and donate real property to the State of California, providing for the use of such property and empowering the Director of Finance to receive in the name of the State of California gifts or donations of such improved real property subject to certain conditions and restrictions—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

ON AGRICULTURE.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Senate Bill No. 642—An act to amend an act entitled "An act to establish a standard of weights and measures in the State of California, to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies, defining the powers and duties of such officers; and making an appropriation to carry this act into effect." approved June 16, 1913, as amended, by adding thereto a new section to be numbered 16a, relating to sealers

of weights and measures—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

JOST, Chairman.

The above reported bill ordered on file for second reading.

ON CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: Your Committee on Corporations, to which was referred Senate Bill No. 222—An act to amend an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are herein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended by adding a new section thereto to be numbered section 20a providing for appraisers and the creation of an appraisal fund—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

LYONS, Chairman.

The above reported bill ordered on file for second reading.

ON MANUFACTURES.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: Your Committee on Manufactures, to which was referred Senate Bill No. 192—An act to prevent unfair discrimination against California manufacturers by making it unlawful for any municipality to levy license taxes or fees against such manufacturers that are not levied against nonresident manufacturers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

MORRISON, Chairman.

The above reported bill ordered on file for second reading.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 553—An act to amend section 537 of the Code of Civil Procedure, relating to attachment.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 553 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Flynn, Fry, Harper, Heisinger, Hoffman, Jepsen, Jewett, Jones, Jost, Little, Lyons, McGuinness, Meeker, Mixer, Roberts, Roland, Seudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 133—An act to amend section 2 of an act entitled "An act to establish free employment bureaus under the control and management of the Commissioner of the Bureau of Labor Statistics, and making an appropriation therefor," approved May 17, 1915, and to add a new section thereto to be numbered 2a, further defining the purposes of such employment bureaus and the powers and duties of the Commissioner of the Bureau of Labor Statistics in the conduct thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 133 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Flynn,

Fry, Harper, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Little, Lyons, McGuinness, Meeker, Mixer, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 398—An act to amend section 3714 of the Political Code, relating to the preparation, submission and adoption of county and district budgets and to the levy of taxes and prescribing limitations on county expenditures.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Patterson, Reindollar, Roberts, Roland, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—McDonough—1.

Senate Bill No. 398—An act to amend section 3714 of the Political Code, relating to the preparation, submission and adoption of county and district budgets and to the levy of taxes and prescribing limitations on county expenditures.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 398 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Patterson, Reindollar, Roberts, Roland, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—McDonough—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 549—An act to add a new section to be numbered 402*h*, to part I, article X, of the Penal Code, relating to the use of filthy, contaminated or unsanitary packing material.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 549 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hoffman, Jespersen, Jones, Jost, Keaton, Kline, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Patterson, Reindollar, Roberts,

Roland, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.
NOES—McDonough—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 797—An act providing for the formation, government and operation of harbor districts, for the creation, improvement and development of harbors, for the acquisition and improvement, government and operations of lands and works in connection therewith or appurtenant thereto, whether lying entirely within unincorporated territory of a county or counties or wholly or partially including territory of one or more municipalities within such county or counties or lying within unincorporated territory of said county or counties and one or more municipalities therein; providing for the classification of such harbors and lands into commercial or recreational or commercial and recreational harbors, and providing generally what may and may not be done in such harbors so classified and authorizing the governing body of such harbor district to adopt rules and regulations in relation to said harbor, and to adopt and enforce ordinances restricting and governing the said harbor and its use, violation of any said ordinance being punishable as misdemeanors by fine or imprisonment, or both fine and imprisonment; providing a means for defraying the cost and expense of forming, constructing, improving, governing and operating such harbor district and harbors, and authorizing counties and cities, jointly and separately, to defray or contribute out of their general funds to such costs and expenses of such harbor districts, and authorizing the incurring of indebtedness, the issuance of bonds and the levy and collection of taxes within such district and the enforcement of such bonds and taxes; authorizing the establishment of appropriate funds in the manner provided by law for the impounding and disbursement of the moneys required to meet such costs and expenses; providing for the levy of special assessments within such district to defray such costs and expenses, either wholly or partially, and authorizing the legislative body of the county or city assuming jurisdiction to call the election upon the question of the formation of such harbor district to determine what zones, if any, within the harbor district are benefited to a greater or less extent than other zones, and to define said zones within such district and assess the cost of the said harbor works and improvements within said district zones in accordance with the benefits so found to be enjoyed by the several zones therein delineated; providing and empowering such districts to accept financial or other aid for improvements and operations from the United States of America, the State of California, and from any person or persons; providing the means whereby the legislative body of any city heretofore or hereafter granted any rights in respect to tidelands and submerged lands may permit the exercise of such rights, by the board of governors in any harbor district formed hereunder and providing for the appointment and election within any such harbor district formed under this act of a board of harbor governors and fixing the qualifications, tenure of office, powers, duties and manner of election of such board of governors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 797 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Cloudman, Craig, Crawford, Cronm, Crowley, Deuel, DeYoe, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hoffman, Ingels, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Quigley, Reindollar, Roberts, Roland, Seawell, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—Byrne—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 214—An act to amend section 9 of the State Medical Practice Act, approved June 2, 1913, as amended, relating to applications for certification under said act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 214 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Hoffman, Ingels, Jost, Keaton, Kline, Little, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Reindollar, Roland, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—52.

NOES—Anderson—1.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. RAY R. INGELS IN THE CHAIR.

At three o'clock and forty minutes p. m., Hon. Ray R. Ingels, member of the Assembly from the Sixth District, in the chair.

Senate Bill No. 418—An act to amend the title of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, and to add a new section to be numbered section 3½, relating to maintenance.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 418 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Hoffman, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 639—An act to provide for the purchase of school supplies for school districts by superintendents of schools of counties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 639 finally passed by the following vote.

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Hoffman, Jost, Kline, Little, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—50.

NOES—None

Title read.

AMENDMENT TO TITLE.

During reading of the title, Miss Miller moved to amend the title as follows:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, as amended in Senate May 2, 1929, strike out said line 2, and insert in lieu thereof the following: "districts and defining the powers and duties of superintendents of schools of counties and other officers in relation thereto."

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 306—An act to appropriate the sum of \$10,000 to be used in the dredging and widening of the Pajaro River between the counties of Santa Cruz and Monterey.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 306 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Hoffman, Jost, Kline, Little, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Quigley, Reindollar, Roberts, Roland, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—50.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 350—An act making an appropriation to clear the channel of the Mokelumne River from the Southern Pacific bridge near Woodbridge to the point where the United States government has cleared the channel near Benson channel.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 350 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Meeker, Miller, James A., Mixer, Morrison, Patterson,

Quigley, Reindollar, Roland, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 652—An act appropriating money for the support of the State Department of Public Health for the conduct of research and investigation of sewage and industrial wastes to determine upon proper methods of treatment and disposal.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 652 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Meeker, Miller, James A. Mixer, Morrison, Patterson, Quigley, Reindollar, Roland, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 815—An act to provide for the promotion of maternal hygiene under the State Department of Public Health, and to appropriate money for carrying out the provisions of the act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 815 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Meeker, Miller, James A. Mixer, Morrison, Patterson, Quigley, Reindollar, Roland, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 181—An act to amend section 1418 of the Penal Code, relating to reprieves, commutations, and pardons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 181 finally passed by the following vote:

AYES—Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, McDonough, Meeker, Miller, James A. Morrison, Noyes, Patterson, Quigley, Roberts, Roland, Snyder, Stockwell, West, Williams, Witter, Woolwine, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At three o'clock p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 84—An act to amend the Code of Civil Procedure by amending sections 204, 205 and 206 thereof and to repeal sections 204a, 204b, 204c, 204d, 208, 209, 211, 214, 215, 219, 220, 225, 226, 227, 228, 230, 231, 232, 246, 247, 248, 250 and 251 of the same code, relating to the selecting, returning, summoning, drawing and impaneling of jurors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 84 finally passed by the following vote:

AYES—Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, McDonough, Meeker, Miller, James A. Morrison, Noyes, Patterson, Quigley, Roberts, Roland, Snyder, Stockwell, West, Williams, Witter, Woolwine, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 877—An act to validate licenses and franchises for the construction, keeping and taking toll on roads.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 877 finally passed by the following vote:

AYES—Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, McDonough, Meeker, Miller, James A. Morrison, Noyes, Patterson, Quigley, Roberts, Roland, Snyder, Stockwell, West, Williams, Witter, Woolwine, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 876—An act to validate franchises to construct and operate toll roads.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 876 finally passed by the following vote:

AYES—Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Flynn, Fry, Gilmore, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, McDonough, Meeker, Miller, James A. Morrison, Noyes, Patterson, Quigley, Roberts, Roland, Snyder, Stockwell, West, Williams, Witter, Woolwine, Wright, and Mr. Speaker—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 466—An act to amend an act to create a flood control district to be called "American River Flood Control District"; to provide for the control and disposition of storm and flood waters and for the protection of waterways, property, public highways and public places in said district from damage from such waters, and for the construction of works and the acquisition of property within or without the district; providing for the payment of the costs and expenses of such acquisitions and improvements, and the issuance and effect of bonds therefor and the payment of such bonds and maintenance costs of said district by special assessments raised in said district, and the enforcement of such bonds and assessments, and providing for the establishment and administration of revolving funds to assist in the carrying out of such acquisitions, work and improvements; and providing for the annexation of property to said district; and providing for the government and control of said district, and to define the powers and duties of the officers thereof; authorizing the incurring of an obligation, not exceeding \$25,000, by said district in advance of the authorization of bonds by said district; providing for the redemption of warrants evidencing said indebtedness by the State and for the repayment of one-half of the moneys so advanced by the State for such redemption, and appropriating the sum of \$25,000 for said purpose, "approved May 28, 1927, by adding a new section thereto, to be numbered 18a," making an appropriation in the sum of \$25,000 to defray the expenses of the district and providing that a portion thereof shall be returned to the State.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. West moved that Senate Bill No. 466 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Senate Bill No. 466 ordered re-referred to Committee on Ways and Means.

Senate Bill No. 399—An act to amend section 602 of the Penal Code, relating to malicious injury to real property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 399 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fy, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Muller, James A., Morrison, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scudder, Scawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—61

NOES—DeYoe—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 400—An act to amend section 627 of the Penal Code, relating to trespass.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 400 finally passed by the following vote:

AYES—Anderson, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jepsen, Jost, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—58.

NOES—DeYoe—1

Title read and approved.

Bill ordered transmitted to the Senate

Senate Bill No. 713—An act to amend section 11 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks and other sanitary purposes; the acquisition of property thereby; the calling and conducting of elections in such districts; the assessment, levy, collection, custody and disbursement of taxes therein; the issuance and disposal of the bonds thereof and the determination of their validity and making provision for the payment of such bonds and disposal of their proceeds; to empower sanitary boards to make and enforce sanitary regulations and providing penalties for violations thereof," approved May 17, 1923.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 713 finally passed by the following vote:

AYES—Anderson, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jepsen, Jost, J. J. J., Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Mixer, Morrison, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—58.

NOES—DeYoe—1

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 207—An act to add a new section, numbered 1027, to the Penal Code, relating to alienists in cases where a plea of not guilty by reason of insanity is entered.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 207 finally passed by the following vote:

AYES—Anderson, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jepsen, Jost, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Patterson, Quigley, Rem-

dollar. Roberts. Roland. Scofield. Scudder. Seawell. Snyder. Spalding. Stockwell. West. Williams. Williamson. Witter. Wright. and Mr. Speaker—58.
 NOES—DeYoe—1.

Title read and approved.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON MOTOR VEHICLES.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Senate Bill No. 588—An act to add a new section to the Penal Code to be known as section 537i, relating to the defrauding of garage keepers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

NIELSEN, Chairman.
 HAWES
 WILLIAMSON.
 OLIVA.
 FRY.
 BADHAM.
 FEELEY
 DILLINGER.
 WOOLWINE.
 CLOUDMAN.
 MORRISON
 LYONS.

The above reported bill ordered on file for second reading.

ON PRISONS AND REFORMATORIES.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Senate Bill No. 136—An act relating to productive activities of prisoners at State prisons and reformatories, providing for payments and credits for such work, defining the powers and duties of the State Board of Prison Directors in respect thereto and prescribing certain penalties and forfeitures—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

HAWES, Chairman.
 REINDOLLAR.
 FRY.
 DEUEL.
 YOUNG.
 ARNOLD.
 KLINE.

The above reported bill ordered on file for second reading

Also:

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Senate Concurrent Resolution No. 28—Relative to continuing the legislative investigation as to the advisability of establishing a State prison in one of the southern counties of the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

(Signed out)

HAWES, Chairman.
 REINDOLLAR.
 FRY.
 MILLER, ELEANOR.
 ARNOLD.
 WEST.
 EASLEY.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Senate Bill No. 576—An act to establish a State prison; creating a com-

mission to select and purchase a suitable site therefor; and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

HAWES, Chairman.
REINDOLLAR.
FRY.
MILLER, ELEANOR.
ARNOLD.
WEST.
EASLEY.

The above reported bill ordered on file for second reading.

ON RULES.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1929.

MR SPEAKER: Your Committee on Rules, to which was referred Senate Bill No 371—An act to promote the purity of legislation by requiring the registration of persons engaged in influencing or attempting to influence legislation, defining advocates, and advocating, requiring the filing of statements of money received and expended by such persons and requesting a disclosure of the source from which money was received and how it was expended; prohibiting acts and practices in relation to influencing legislation and providing for the punishment of violation hereof—has had the same under consideration, and respectfully reports the same back without recommendation, as amended

(Signed out)

JONES, Chairman.
FEIGENBAUM.
WILLIAMSON.
ROLAND.
SNYDER.
LITTLE.
LEVEX.

The above reported bill ordered on file for second reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 258—An act to amend sections 2, 3, 4, 6, 7, 8, 12, 14, 16, 17, 18, 19, 20, and 23 of an act entitled "An act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing penalties for the violation of the provisions of this act," approved May 31, 1927, and to add new sections thereto to be numbered sections 3a, 14a and 20a, relating to the regulation of the occupation and practices of hairdressers, cosmeticians, and cosmetologists.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 45, of the printed bill, as amended, strike out the word "five", and insert in lieu thereof the word "seven".

AMENDMENT NUMBER TWO.

On page 3, line 46, of the printed bill, as amended, strike out the word "act", and insert in lieu thereof the word "amendment".

AMENDMENT NUMBER THREE

On page 3, line 52, of the printed bill, as amended, strike out the word "five", and insert in lieu thereof the word "seven".

AMENDMENT NUMBER FOUR.

On page 4 of the printed bill, as amended, strike out all of line 19, and insert in lieu thereof the following: "for four years, two for three years, two for two years and two for one year".

AMENDMENT NUMBER FIVE.

On page 4, line 34, of the printed bill, as amended, after the word "attend", insert the following: "but not to exceed seventy-five per diems for board meetings in any one year,".

AMENDMENT NUMBER SIX.

On page 4, line 35, of the printed bill, as amended, strike out the words "or fraction".

AMENDMENT NUMBER SEVEN

On page 4, line 36, of the printed bill, as amended, strike out the word "thereof"

AMENDMENT NUMBER EIGHT.

On page 7, line 23, of the printed bill, as amended, after the word "cosmetologist", insert the following: "in an approved or licensed school in which such practice is taught".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 487—An act to provide for the establishment and maintenance of preventoria for the treatment of persons susceptible to tuberculosis; providing for the granting of State aid to cities, counties, cities and counties, and groups of counties, for the care and treatment of such persons; defining the powers and duties of the Department of Public Health and Bureau of Tuberculosis in relation thereto, and making an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 620—An act to revise an act entitled "An act defining mattresses; regulating the making, remaking, and sale thereof; prohibiting the use of unsanitary and unhealthy materials therein; requiring that materials used shall be accurately described, and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 6, of the printed bill, strike out lines 6 to 9, inclusive, and insert in lieu thereof the following: "or cushion, which could be used in any way for sleeping or reclining purposes."

AMENDMENT NUMBER TWO

On page 2, line 11, of the printed bill, strike out lines 11 to 13, inclusive, and insert in lieu thereof the following: "fabric or material from which shoddy is constructed; or sweepings; *provided, however,* that the word "sweepings" shall not, for the purposes of this act, apply to new materials free from refuse, dirt or other contamination, or any material, not otherwise prohibited by this act."

AMENDMENT NUMBER THREE.

On page 3, line 19, of the printed bill, strike out line 19, and insert in lieu thereof the following: "or old, or secondhand or shoddy, and the name and address of the vendor or manufacturer,".

AMENDMENT NUMBER FOUR

On page 3, line 26, of the printed bill, strike out line 26, and insert in lieu thereof the following: "length and breadth thereof, also percentage of each".

AMENDMENT NUMBER FIVE.

On page 3, line 48, of the printed bill, strike out the words "division of weights and.", all of lines 49 to 52, inclusive, and insert in lieu thereof the following: "department of agriculture fund created by chapter seventy of the statutes of 1929 to be expended in accordance with law in carrying out the provisions of this act."

AMENDMENT NUMBER SIX.

On page 5, line 39, of the printed bill, strike out line 39, and insert in lieu thereof the following

"SEC 9 Any mattress made from any material of which prior use has been made or known as"

AMENDMENT NUMBER SEVEN

On page 5, line 41, of the printed bill, strike out lines 41 to 42, inclusive, and insert in lieu thereof the following "sweepings, provided, however, that the word "sweepings" shall not, for the purposes of this act, apply to new materials free from refuse, dirt or other contamination;" shall have stamped or printed upon".

AMENDMENT NUMBER EIGHT.

On page 5, line 49, of the printed bill, strike out line 49, and insert in lieu thereof the following: "provisions of this act shall be approved by".

AMENDMENT NUMBER NINE.

On page 6, line 41, of the printed bill, strike out line 41, and insert in lieu thereof the following "to any premises where mattresses are made, remade"

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 793—An act to amend sections 290, 290*b*, 296, 297, 301, 308, 309, 343, 354, 359, 362 and 593 of the Civil Code, to add two new sections to said code numbered 296*a* and 326*a*, respectively, and to repeal sections 290*c*, 290*e*, 290*f*, 290*g*, 290¹/₂, 291, 293, 294, 295, 321*a*, 344, 361, 403 and 604*a*, all relating to corporations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In the title of the printed bill, as amended in Senate April 3, 1929, strike out lines 1 to 6, inclusive, and insert in lieu thereof the following:

"An act to amend sections 283, 285, 290, 290*b*, 292, 296, 297, 301, 305, 308, 309, 312, 317, 318, 331, 332, 333, 334, 335, 336, 337, 354, 355, 359, 362, 403, 452*a*, 591, 593, 594, 602*b*, 605, 606, 649*a*, 653*d*, 653*o*, 653*v*, 653*hh*, 653*ab* of the Civil Code, to add four new sections to said code, numbered 296*a*, 326*a*, 361*b* and 399 respectively, and to repeal sections 290*c*, 290*e*, 290*f*, 290*g*, 290¹/₂, 291, 293, 294, 295, 321*a*, 337, 338, 339, 340, 341, 342, 343, 344, 345, 349, 360, 361, 473, 587*a*, 588, 590, 603 and 604*a*, all relating to corporations."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, as amended in Senate April 3, 1929, strike out lines 1 to 20, inclusive, also strike out pages 2 to 11, inclusive, and insert in lieu thereof the following:

"SECTION 1. Section 283 of the Civil Code is hereby amended to read as follows:

283. The provisions of this title are applicable to every private corporation, unless there be a special provision in relation thereto inconsistent with some provision of this title, in which case the special provision prevails.

SEC. 2. Section 285 of the Civil Code is hereby amended to read as follows:

285. Corporations may be formed by the voluntary association of any three or more persons in the manner prescribed in this title, for any lawful purpose or purposes

SEC 3 Section 290 of the Civil Code is hereby amended to read as follows:

290. Articles of incorporation shall state

1. The name of the corporation.

2. The purposes for which it is formed.

3. The county in this state where the principal office for the transaction of the business of the corporation is to be located

4. The number of shares which may be issued and, if the shares are to have a par value, the par value of each share and the aggregate par value of all shares; if the shares are to be without par value, it shall be so stated.

5. If the shares are to be classified, a description of the classes of shares and a statement of the number of shares of each kind or class, and the nature and extent of the preferences, rights, privileges and restrictions granted to or imposed upon the holders of the respective classes of stock, and, except as to the matters and things so stated, no distinction shall exist between said classes of stock or the holders thereof.

6. The total number of shares actually subscribed, the names of the subscribers and the number of shares, respectively, for which they have subscribed and the amount to be paid by them for such shares.

7. The number of its directors, not less than three, and the names and residences of the persons who are appointed to act until the first annual meeting of shareholders or until the selection and qualification of their successors.

8. The articles of incorporation may also contain provisions:

(a) Prescribing special qualifications of persons who may be shareholders, or restricting the right to transfer or hypothecate shares;

(b) Granting or denying to the directors the power to levy assessments upon the shares or any class thereof, or restricting such power;

(c) Denying to shareholders preemptive rights to subscribe to any or all issues of shares or denying or placing limitations upon such rights.

SEC. 4. Section 290b of the Civil Code is hereby amended to read as follows:

290b. (1) Subject to any limitations in the articles of incorporation, or any amendment thereof, any corporation having shares without par value may issue such shares for such amount of consideration as may be determined from time to time by the board of directors, with due regard to the interests of existing shareholders and for a fair value, and when such consideration has been received by the corporation, such shares shall be deemed fully paid. Every person to whom shares without par value are issued, except as a share dividend, shall be obligated to pay the corporation a definite price or value in property or services for each share to be determined as provided in this section.

(2) If, upon issue of shares having no par value, any part of the consideration received by the corporation is to be treated as paid-in surplus rather than as capital, the directors or shareholders as the case may be, who determine the amount of the consideration, shall at that time specify what proportion of such consideration is to be considered as surplus and what proportion thereof is to be considered as capital. In the absence of such designation all consideration for shares without par value shall be credited to capital. Amounts of surplus paid in by shareholders shall be shown on the books of the corporation as a separate item designated "paid-in surplus."

(3) The provisions of section 309 and section 309½ as to "capital stock" shall apply to the capital of corporations which issue shares without par value. Subject to preferences granted in the articles, each share without par value shall be equal to every other share.

SEC. 5. Section 292 of the Civil Code is hereby amended to read as follows:

292. Each person named therein as a director must sign the articles of incorporation and acknowledge such execution before an officer designated by the laws of this state as one before whom an acknowledgment may be made. Any other signatures to the articles must be acknowledged in the same manner.

Any certificate of an acknowledgment taken without the state must be authenticated by the certificate of an officer having the requisite official knowledge of the qualifications of the officer before whom the acknowledgment was made.

SEC. 6. Section 296 of the Civil Code is hereby amended to read as follows:

296. If the articles of incorporation conform to law, the secretary of state shall file them in his office and put an indorsement of filing thereon. The corporate existence shall begin upon the filing of the articles of incorporation and shall continue for an indefinite term unless it be in this code otherwise expressly provided.

A copy of the articles of incorporation, certified by the secretary of state and bearing the indorsement of the date of filing in his office, shall be filed in the office of the county clerk of the county in which the corporation is to have its principal office.

The secretary of state shall not file articles of incorporation which set forth a name which is likely to mislead the public or which is the same as, or resembles so closely as to tend to deceive.

(1) The name of a domestic corporation, or

(2) The name of a foreign corporation which is authorized to transact intrastate business in this state, or

(3) A name which is under reservation, as provided in section 296a of this code, unless the certificate of reservation is presented at the time of filing such articles or it is established to the satisfaction of the secretary of state that said name was reserved for such use.

The use by a corporation of a name in violation of this section may be enjoined notwithstanding that its articles may have been filed by the secretary of state.

The secretary of state shall not file articles of incorporation setting forth a name in which the words "trust" or "trustee" appear, unless the certificate of approval of the superintendent of banks is attached thereto.

SEC. 7. A new section is hereby added to the Civil Code to be numbered 296a, and to read as follows:

296a. Any applicant therefor may, upon payment of a fee of two dollars, obtain from the secretary of state a certificate of reservation of any name which is not the same as, or which does not resemble, so closely as to tend to deceive, that of a corporation formed under the laws of this state or that of a corporation formed under the laws of another state, territory or foreign country and authorized to transact intrastate business in this state, and which is not already under reservation, as herein provided, and upon the issuance of such certificate the name stated therein shall be reserved for a period of thirty days.

SEC. 8. Section 297 of the Civil Code is hereby amended to read as follows:

297. A copy, certified by the secretary of state, of any articles filed or of any certificate of incorporation heretofore issued by the secretary of state shall have the same force and effect in evidence as the originals, and except as against the state, either the original or a copy thereof so certified shall be conclusive evidence of the creation of the corporation and of a sufficient compliance with the conditions prescribed by law as precedent to incorporation, and shall be prima facie evidence of the facts stated in such instrument and that the corporation is in existence.

SEC. 9. Section 301 of the Civil Code is hereby amended to read as follows:

301. A corporation may adopt by-laws consistent with its articles and with the laws of the state at a meeting, by the vote of shareholders or members entitled to exercise a majority of the voting power, or by the written assent of holders of shares representing two-thirds of the voting power, without a meeting for that purpose, *provided*, that the written assent of two-thirds of the incorporators of a corporation which has accepted no subscriptions for shares other than the subscriptions set forth in its articles of incorporation shall be sufficient for the adoption of by-laws.

SEC. 10. Section 305 of the Civil Code is hereby amended to read as follows:

305. The business of every corporation shall be managed by a board of at least three directors, who need not be shareholders unless the articles of incorporation or by-laws so require. A director shall hold office for the term for which he was appointed or elected and until his successor is elected and qualified.

The articles or by-laws may fix the term of office of the directors at not more than two years from the date of election and until the election and qualification of successors.

Unless otherwise prescribed in the articles or by-laws, directors other than those named in the articles shall be elected annually by the shareholders.

Directors named in the articles shall have full power to manage all the business of the corporation until the annual election, or until their successors are elected and qualified.

Vacancies in the board of directors may be filled by a majority of the remaining directors, though less than a quorum, unless it is otherwise provided in the articles or the by-laws, and each director so elected shall hold office until his successor is elected at the next annual meeting of the shareholders, or at any special meeting duly called for that purpose prior thereto.

A vacancy shall be deemed to exist in case the shareholders shall increase the authorized number of directors, but shall fail, for a period of thirty days from the effective date of such increase, to elect the additional directors so provided for, or in case the shareholders fail at any time to elect the full number of authorized directors.

When one or more of the directors shall give notice of his or their resignation to the board, effective at a future date, the board shall have the power to fill such vacancy or vacancies to take effect when such resignations shall become effective. Each director so appointed shall hold office during the remainder of the term of office of the resigning director or directors, or until their successors are appointed and qualify.

A majority of the authorized number of directors shall be necessary to constitute a quorum for the transaction of business unless the by-laws shall provide that a different number shall constitute a quorum, which shall in no case be less than one-third the total number of directors, nor less than two. Every act of a majority of the directors present at a meeting at which a quorum is present shall be valid as the act of the board of directors, unless a greater number is required by this title or by the articles of incorporation or by-laws.

SEC. 11. Section 308 of the Civil Code is hereby amended to read as follows:

308. Upon their election the directors shall meet and organize by the election of a president, a secretary and a treasurer. They may also appoint a chairman of the board, one or more vice presidents, assistant secretaries and assistant treasurers. Any two or more of such offices, except those of president and secretary, may be held by the same person. Any vice president, assistant treasurer or assistant secretary respectively may exercise any of the powers of the president, the

treasurer or the secretary as provided in the by-laws or directed by the board of directors, and shall perform such other duties as may be imposed upon him.

The by-laws may provide for the appointment by the board of directors of an executive committee, and may authorize the board to delegate to such committee any of the powers and authority of the board except the power to declare dividends and to make any changes in the by-laws. Such committee shall be composed of members of the board and shall act only in the intervals between meetings of the board and shall be subject at all times to the control of the board of directors.

A majority of the prescribed number of directors shall be necessary to constitute a quorum for the transaction of business unless the by-laws provide that a different number shall constitute a quorum, which in no case shall be less than one-third the total number of directors, nor less than two.

Every act or decision of a majority of the directors present at a meeting at which a quorum is present, made or done when duly assembled, shall be valid as the act of the board of directors, unless a greater number is required by this code or by the articles or by-laws; *provided*, that a minority of the directors in the absence of a quorum, may adjourn from day to day but may not transact any business.

SEC. 12. Section 309 of the Civil Code is hereby amended to read as follows:

309. Unless they shall have been first permitted or authorized so to do by the commissioner of corporations, directors of corporations must not make dividends except from the surplus profits arising from the business thereof; nor must they divide, withdraw, or pay to the stockholders, or any of them, any part of the capital stock, except as hereinafter provided, *provid*ed, that dividends may be paid upon shares entitled to cumulative preferential dividends from paid-in surplus as well as from profits arising from the business, but the holders of such shares shall be notified when dividends are paid from paid-in surplus. Nothing herein prohibits a division and distribution of the capital stock of any corporation which remains after the payment of all its debts, upon its dissolution, or the expiration of its term of existence.

In case of any wilful or negligent violation of the provisions of this section, the directors under whose administration the same shall have happened, except those who cause their dissent therefrom to be entered on the minutes of such directors at the time, or were not present at that time, shall be jointly and severally liable to the shareholders of such corporation to the full amount of any loss sustained by such shareholders, or in case of the insolvency of the corporation to the corporation or its receiver, liquidator or trustee in bankruptcy to the full amount in either case of any loss sustained by the shareholders or creditors by reason of such unauthorized dividend, withdrawal or distribution.

Any director against whom a claim is asserted under or pursuant to this section, and who is held liable under or pursuant hereto shall be entitled to contribution from other directors who are liable pro rata according to the number of such directors, and also from the shareholders who knowingly accepted or received any dividend or distribution not authorized by this title to be made, and such shareholders shall contribute in proportion to the amounts received by them respectively. Any one or more directors and stockholders may be sued in the same action.

SEC. 13. Section 312 of the Civil Code is hereby amended to read as follows:

312. The presence in person or by proxy of the holders of a majority of the shares entitled to vote at any meeting shall constitute a quorum for the transaction of business. A majority of the members or shares entitled to vote in the case of nonprofit corporations shall constitute a quorum unless otherwise provided in the articles or by-laws.

Unless the articles or by-laws otherwise provide, the board of directors may fix a time not exceeding thirty days preceding the date of any meeting of shareholders, or the date fixed for the payment of any dividend or distribution, or for the allotment of rights, or when any change or conversion or exchange of shares shall go into effect, as a record date for the determination of the shareholders entitled to notice of and to vote at any such meeting or entitled to receive any such dividend or distribution, or any such allotment of rights, or to exercise the rights in respect to any such change conversion or exchange of shares and in such case, only shareholders of record on the date so fixed shall be entitled to notice of and to vote at such meeting, or to receive such dividend, distribution or allotment of rights, or to exercise such rights, as the case may be, notwithstanding any transfer of any shares on the books of the corporation after any record date fixed as aforesaid. The board of directors may close the books of the corporation against transfers of shares during the whole or any part of such period.

Any regular or called meeting of the shareholders or members may adjourn from day to day, from time to time, if for any reason there are not present the holders of a majority of the shares or a quorum of members entitled to vote, or no election is had, such adjournment and the reasons therefor being recorded in the minutes of the proceedings.

SEC. 14. Section 317 of the Civil Code is hereby amended to read as follows:

317. When all the shareholders or members of a corporation are present at any meeting, or when the shareholders or members not represented thereat give their written consent to the holding thereof at the time and place the meeting is held,

and such written consent is made a part of the records of such meeting, the proceedings had at such meeting are valid irrespective of the manner in which the meeting is called or the place where it is held.

SEC. 15. Section 319 of the Civil Code is hereby amended to read as follows:

319. Meetings of the board of directors or trustees of a corporation may be held at any place, within or without the state, fixed by a quorum thereof, unless otherwise provided in the articles of incorporation or by-laws. Meetings of the shareholders or members of a corporation may be held at the principal office for the transaction of the business of the corporation, or at any other place, within or without the state, designated in the articles of incorporation or by-laws.

SEC. 16. A new section is hereby added to the Civil Code to be numbered 326a and to read as follows:

326a. Whenever shares of a corporation are to be, or have been, issued or transferred to a person or corporation as trustee, whether or not the certificate representing such shares describes the trust or identifies any beneficiary, it shall be conclusively presumed in favor of such corporation and its transfer agent that such trustee has the power to accept and transfer title to such shares, and there shall be no duty upon the corporation or its transfer agent to inquire into or determine the existence or validity of any trust or the terms thereof, nor to recognize any equitable interest in or claim to such shares on the part of any other person, whether disclosed by such certificate or otherwise unless enjoined by a court of competent jurisdiction.

SEC. 17. Section 331 of the Civil Code is hereby amended to read as follows:

331. (1) Shares are not assessable except as provided in this article. If the articles expressly confer such authority, and subject to any limitations therein contained the directors of any corporation may in their discretion, levy and collect assessments upon all shares of any or all classes made subject to assessment by the articles. This authority is additional to that of making calls for the unpaid subscription price of shares.

(2) Corporations without shares of stock may levy dues or assessments on their members, if so provided in their articles, in proportion to their interests, enforceable either by action or by forfeiture of membership upon reasonable notice.

(3) Any corporation organized for or engaged in the business of selling, distributing, supplying or delivering water for irrigation purposes or domestic use, and not as a public utility, may levy assessments upon its shares, whether or not fully paid, unless otherwise provided in its articles. If any shares of any such corporation which have been made appurtenant to any land as provided in section 324 of this code, become delinquent in the payment of assessments the right to receive water or dividends thereon may be denied, and they may be sold and transferred without said lands as if not appurtenant thereto, and the purchaser shall acquire the right to receive water as provided in the articles or by-laws of the corporation, or they may be forfeited to the corporation.

SEC. 18. Section 332 of the Civil Code is hereby amended to read as follows:

332. Every resolution levying an assessment must specify the amount thereof, when to whom and where payable; fix a day, subsequent to the actual service or publication of the assessment notice on which the unpaid assessments shall be delinquent, not less than thirty nor more than sixty days from the time of passing the resolution levying the assessment; and a day for the sale of delinquent shares not less than fifteen nor more than sixty days from the date the shares become delinquent.

SEC. 19. Section 333 of the Civil Code is hereby amended to read as follows:

333. Upon the passing of the resolution levying the assessment, the secretary shall cause to be mailed and published a notice thereof in substantially the following form:

(Name of corporation in full. Location of principal office.)

Notice is hereby given that at a meeting of the board of directors held on the (date) an assessment of (amount) per share was levied upon the shares of the corporation payable (when, to whom and where). Any shares upon which this assessment remains unpaid on the (day fixed) will be delinquent, and unless payment is made in the meantime, the said shares, or so many of said shares as may be necessary, will be sold at the (particular place) on the (date) at (the hour) of such day, to pay the delinquent assessment, together with five per cent penalty. (Name of secretary with location of office.)

SEC. 20. Section 334 of the Civil Code is hereby amended to read as follows:

334. The notice must be personally served upon each shareholder, or, in lieu of personal service must be sent through the mail addressed to each shareholder at his address, if it appears on the books of the corporation, and if it does not appear, at the place where the principal office of the corporation is located. In the absence of personal service on each shareholder a notice shall be published once in some newspaper of general circulation published at the city or town of the principal office of the corporation. If there be no newspaper published in the city of the principal office of the corporation, then the publication must be made in some newspaper of the county if there be one, and if there be none then in some newspaper published in an adjoining county.

SEC. 21. Section 335 of the Civil Code is hereby amended to read as follows:

335. The date of sale of delinquent shares fixed in any resolution levying an assessment may be extended from time to time for not more than thirty days at a time by order of the directors entered on the records of the corporation, or when delinquent sale is restrained by order of a court. Notice of such extension shall be given by announcement by the secretary, assistant secretary, or other person authorized to conduct such sale, made at the time of sale last theretofore fixed.

SEC. 22. Section 336 of the Civil Code is hereby amended to read as follows:

336. At the place and time appointed in the notice of sale, the secretary must, unless otherwise ordered by the directors, sell or cause to be sold at public sale to the highest bidder for cash so many shares of each shareholder of the assessed shares of stock as may be necessary to pay the assessment and charges thereon according to the notice; if payment is made before the sale, the shareholder shall pay a penalty of five per cent in addition to the assessment. The person offering at such sale to pay the assessment and penalty for the smallest number of shares is the highest bidder, and the stock purchased must be transferred to him on the stock books of the corporation on the payment of the assessment and penalty. No corporation shall be required to accept an offer for a fraction of a share. If no bidder can be found to pay the amount due on the shares, together with the penalty, the shares shall be declared forfeited to the corporation in satisfaction of the assessment and penalty thereon, and shall have the status of authorized but unissued shares. The only remedy for the collection of any assessment on fully paid shares shall be by sale or forfeiture unless the remedy by action is expressly authorized in the articles but calls or installments of the unpaid balance of the subscription price may be collected when due either by action or, after the notice hereinbefore provided, by sale or forfeiture.

SEC. 23. Section 337 of the Civil Code is hereby amended to read as follows:

337. When no provision as to the time or times of payment of the consideration for the issue of shares is made in the agreement of subscription or purchase, shares shall be paid for on the call of the board of directors. Thirty days notice of the amount called and of the time and place of payment shall be given either personally or by registered mail to the last known address of each shareholder or by publication in a newspaper as in case of assessments upon fully paid shares. When any shareholder fails to pay any installment of the subscription price or call upon his shares at the time when such payment is due, the corporation, its receiver or trustee in bankruptcy may collect the amount by action, or by sale or forfeiture as in case of assessments upon fully paid shares. Claims against two or more shareholders may be joined in the same action.

SEC. 24. Section 354 of the Civil Code is hereby amended to read as follows.

354. Every corporation, as such, has power:

1. Of succession, by its corporate name, for the period limited; and when no period is limited, perpetually;
2. To sue and be sued, in any court;
3. To make and use a common seal, and alter the same at pleasure;
4. To acquire, hold, lease, encumber, convey or otherwise dispose of real and personal property;
5. To appoint such subordinate officers or agents as the business of the corporation may require, and to allow them suitable compensation;
6. To make by-laws, not inconsistent with any existing law, for the management of its property, the regulation of its affairs, and for the transfer of its stock;
7. To admit stockholders or members, and to sell their stock or shares for the payment of assessments or installments; *provided*, that a corporation shall not, in issuing shares or taking subscriptions therefor, agree to repurchase such shares, or give to the subscriber a right to surrender or resell the same to the corporation;
8. To purchase and cancel upon its books and restore to the status of authorized but unissued shares any of its outstanding shares as follows:
 - (a) To collect or compromise in good faith a debt, claim or controversy with any shareholder;
 - (b) From surplus available for cash dividends when authorized by vote or written consent of the holders of two-thirds of each class of shares outstanding exclusive of the shares to be purchased;
 - (c) From one who as an employee has purchased such shares from the corporation under an agreement giving the corporation the right to repurchase;
 - (d) To eliminate fractional shares;
 - (e) To carry out provisions of its articles or amended articles of incorporation authorizing the redemption of such shares;
9. To enter into any obligations or contracts or to do any acts incidental to the transaction of its business, or conducive to the attainment of the purposes of the corporation.

SEC. 25. Section 355 of the Civil Code is hereby amended to read as follows:

355. The enumeration in the articles of the objects, purposes, powers and authorized business of the corporation shall have no effect other than as between the corporation and its directors or officers, as an authorization to the directors and as a limitation upon the actual authority of the representatives of the corporation.

No limitation upon the business, purposes or powers of the corporation contained in or implied by the articles shall be asserted as between the corporation or any shareholder and any third person. Such limitations may be asserted in an action by a shareholder or at the suit of the state, to enjoin the continuation of unauthorized business, or to dissolve the corporation, or in an action by the corporation or by the shareholders suing in a representative suit, against the officers or directors of the corporation for violation of their authority.

Any contract or conveyance made in the name of a corporation, which is authorized or ratified by the directors, or is done within the scope of the authority, actual or apparent, given by the directors, shall bind the corporation, and the corporation shall acquire rights thereunder, whether the contract be executed or wholly or in part executory.

SEC 26 Section 359 of the Civil Code is hereby amended to read as follows:

359. By complying with the following provisions, any corporation formed under the laws of this state may create a bonded indebtedness or increase the same, and two or more corporations formed under the laws of this state may create or increase a consolidated bonded indebtedness:

(1) A resolution authorizing such creation or increase of bonded indebtedness and stating the amount of the bonded indebtedness to be created, or the amount to which the bonded indebtedness is to be increased, shall be adopted by the affirmative vote of at least a majority of the directors or trustees of such corporation, at a regular or special meeting, which resolution must be approved by the vote or written assent or assents of stockholders representing at least two-thirds of the subscribed shares of each class of stock of the corporation, or of a majority of the members of a corporation without shares of stock. If approved by the vote of stockholders or members, such vote may be had at a regular or a special meeting, and a resolution, containing a copy of the resolution adopted by the board of directors and setting forth the fact of the approval thereof by the stockholders or members, must be adopted by the votes of stockholders either present in person or represented by proxy at said meeting and representing at least two-thirds of the subscribed shares of each class of stock of the corporation, or, except as hereinafter provided, by the votes of a majority of the members of a corporation without shares of stock. In lieu of the approval of such resolution at a meeting of stockholders or members, such resolution may be approved by the written assent or assents of stockholders representing at least two-thirds of the subscribed shares of each class of stock of the corporation or, except as hereinafter provided, by the written assent or assents of a majority of the members of a corporation without shares of stock, which assent or assents shall contain a copy of such resolution and shall state the fact of the approval thereof by the stockholders or members and shall be filed with the secretary of the corporation.

Such assent may be executed and filed by the attorney-in-fact of any stockholder or member with the same effect as if executed and filed by his principal. If, pursuant to the articles of incorporation or amended articles of incorporation of any corporation without shares of stock, the respective members thereof have unequal voting power, the affirmative vote or written assent of members representing a majority of the votes in such corporation shall be sufficient to approve the resolution passed by the directors or trustees.

If the by-laws of a corporation without shares of stock fix the number of members constituting a quorum, the affirmative vote or written assent of members equal in number to two-thirds of such number shall be sufficient to approve the resolution passed by the directors or trustees.

A corporation without shares of stock, whose articles of incorporation, or any amendment thereto, authorize its board of directors or trustees to create a bonded indebtedness or increase the same without the approval of its members, shall not be subject to the provisions of this section requiring approval of the resolution of such board by such members.

(2) Any two or more corporations formed under the laws of this state may, by complying separately with the provisions of this section relating to the creation or increase of bonded indebtedness, create or increase a consolidated bonded indebtedness which shall be binding jointly and severally on such corporations, and which may be secured by a consolidated mortgage or deed of trust executed by all such corporations, mortgaging or conveying in trust all or any of the properties of all such corporations acquired or to be acquired.

SEC. 27. A new section is hereby added to the Civil Code, to be designated 361b, and to read as follows:

361b. Any two or more corporations may be: (a) merged into one of such constituent corporations, which is herein designated as the surviving corporation, or (b) consolidated into a new corporation, as follows:

(1) The board of directors of each corporation shall approve an agreement which shall set forth the terms of merger or consolidation, and the mode of carrying the same into effect, as well as the manner and basis of converting the shares of the constituent corporations into the shares of the consolidated or surviving corporation. If the agreement is for a consolidation, it shall state the matters required to be stated in articles of incorporation by section 290, except the matter of sub-

scriptions, and these statements shall be deemed to be the articles of incorporation of the corporation created by the agreement.

If the agreement is for a merger it shall state any matters with respect to which the articles of the surviving corporation are to be amended.

(2) The agreement shall be signed by the president or a vice president and the secretary or an assistant secretary of each corporation, and acknowledged by the officers executing the same on behalf of their respective corporations.

(3) The agreement must be approved by the vote of the holders of not less than two-thirds of the issued and outstanding shares of each class of its stock of each of the constituent corporations at a meeting duly called upon notice of the purpose thereof, mailed to the last known post-office address of each shareholder at least twenty days prior to the date of such meeting. There shall be mailed with the notice of such meeting a statement of the terms of the proposed agreement. In lieu of such vote of stockholders of any of said corporations it may be approved with like effect by the written consent of shareholders representing not less than two-thirds of the issued and outstanding shares of each class of its stock, which shall be filed with the secretary of such corporation.

If the agreement is approved by the required vote or written consent, that fact shall be certified on the agreement by the secretary of each meeting or the secretary of each corporation.

(4) Any amendment to the agreement may be adopted, and the agreement so amended may be approved, by like vote at such meeting, or like written consent of the shareholders of any of the constituent corporations, and if the agreement so amended be approved by like vote at such meeting, or like written consent of the stockholders of the other constituent corporation or corporations, and by the board of directors of each of the constituent corporations, the agreement so amended shall be signed and acknowledged and shall have certified upon it the approval of stockholders in the same manner as provided for the original agreement, and shall then be considered the merging or consolidating agreement.

(5) The agreement so approved, certified, executed and acknowledged shall be filed with the secretary of state, and shall thereupon become effective, and the several parties thereto shall be one corporation. A copy of said agreement, certified by the secretary of state, shall be filed with the county clerk of the county in which the principal office for the transaction of the business of the corporation is to be located, and a copy thereof, thus certified, shall be filed with the county clerk of any county in which any party to the agreement has real property or its principal office. A certified copy of such agreement shall have the same force in evidence as the original, and, except as against the state, shall be evidence of the performance of all conditions precedent to such consolidation or merger, and the creation or existence of the new or surviving corporation, and shall be prima facie evidence that the corporation is still in existence.

(6) The surplus appearing on the books of the constituent corporations, to the extent to which it is not capitalized by the issue of shares or otherwise, may be entered as earned or paid-in surplus, as the case may be, on the books of the consolidated or surviving corporation, and may thereafter be dealt with as such.

(7) Upon the merger or consolidation, as provided herein, the separate existence of the constituent corporations shall cease, except that of the surviving corporation in case of merger, and the consolidated or surviving corporation shall succeed, without other transfer, to all the rights and property of each of the constituent corporations, and shall be subject to all the debts, liabilities and duties of each, in the same manner as if the surviving or new corporation had itself incurred them. Any action or proceeding pending by or against any of such constituent corporations may be prosecuted to judgment, which shall bind the new or surviving corporation, or the new or surviving corporation may be proceeded against or substituted in its place.

(8) The merger or consolidation of any number of railroad corporations, incorporated under the laws of this state, with any number of railroad corporations incorporated under the laws of other states or territories of the United States may be effected as provided in this section if the laws of each state or territory in which said corporations were formed authorize such consolidation.

Sec 28 Section 362 of the Civil Code is hereby amended to read as follows:

362. By complying with the following provisions, any domestic corporation may amend its articles of incorporation for any or all of the following purposes:

(1) To change its name to any name not likely to mislead the public, or which is not the same as, and does not resemble, so closely as to tend to deceive,

(a) The name of a domestic corporation, or

(b) The name of a foreign corporation which is authorized to transact intrastate business in this state, or

(c) A name which is under reservation, as provided in section 296a of this code, unless the certificate of reservation is presented at the time of filing of the certificate of such amendment or it is established to the satisfaction of the secretary of state that such name was reserved for such use.

(2) To change or add to its powers and purposes; or to set forth different or additional powers or purposes;

(3) To change the location of its principal office or place of business to any other county within the state; *provided*, that no amendment need be made to change the

principal office from one location to another in the same county or city and county;

(4) To state, if it so desires, the period of its existence as extended;

(5) To increase or diminish the number of its directors;

(6) To increase or decrease the authorized number of its shares or the aggregate par value thereof.

(7) To provide for the classification of its shares of stock, in which event there must be set forth a statement of the number of shares of each kind or class, and the nature and extent of the preferences, rights, privileges and restrictions granted to or imposed upon the holders of the respective classes of stock, and, except as to the matters and things so stated, no distinction shall exist between said classes of stock or the holders thereof;

(8) To change the statement of such classification or the nature and extent of such preferences, rights, privileges or restrictions of the shares issued or unissued, or to repeal such statement and eliminate such classification of the shares;

(9) To change shares having par value into the same or a different number of shares without par value; to increase or reduce the par value of shares; to change shares without par value into the same or a different number of shares with or without any par value;

(10) Generally, to alter its articles in any other respect, lawful at the time of making the amendment.

A resolution providing for any such amendment must be adopted by the affirmative vote of a majority of the directors or trustees of the corporation, and must be approved by the vote or written assent of shareholders holding at least a majority of the issued and outstanding shares, or by the vote or written assent of the members representing a majority of the voting power, if the corporation has no shares of stock. If any proposed amendment provides for an increase in the aggregate par value of the shares of a corporation or would make any change in the preferences, rights, privileges, or restrictions of any class of issued and outstanding shares, the vote or written assent of the holders of two-thirds of the issued and outstanding shares of each class of stock shall be necessary to the approval thereof, or such larger majority as the articles of incorporation or any amendment thereto may require. The resolution or assents of such shareholders or members must contain a copy of the resolution of the directors or trustees and state the fact of approval thereof.

After such amendment has been approved, the president or a vice president and the secretary or an assistant secretary shall execute a certificate, under the seal of the corporation, which shall be verified by their oath and shall set forth:

(1) The time and place of the meeting of the board of directors or trustees;

(2) A copy of resolution adopted thereat;

(3) The vote in favor of such resolution;

(4) The time and place of the meeting of the shareholders or members and the total vote by which such resolution was approved, or, if the approval was by written assent, the number of shares or members represented by the assents filed with the secretary of the corporation;

(5) The fact that the resolution or assents of the shareholders or members contained a copy of the resolution of the board of directors or trustees and expressed their approval of said resolution;

(6) The number of issued and outstanding shares, and number of each class of such shares, if classified, or the number of members of the corporation;

Provided, that two-thirds of the incorporators of any corporation which has not accepted subscriptions for shares other than those set forth in its articles of incorporation, may adopt any such amendment by executing a certificate stating that no subscriptions for shares other than those set forth in the articles of incorporation have been accepted by the corporation and that the signers thereof thereby adopt the amendment therein set forth, which certificate shall be verified by the oath of each signer thereof.

Any certificate of amendment may contain a copy of the articles of incorporation, as amended.

The certificate shall be submitted to the secretary of state, who shall file the same and put an endorsement of filing thereon if he finds that it shows a compliance with the provisions of this section. Thereupon, the articles of incorporation shall be deemed amended in accordance with such certificate and a copy of such amendment and the certificate thereto, certified by the secretary of state shall be prima facie evidence of the performance of the conditions necessary to the adoption thereof.

The secretary of state shall forthwith issue a certified copy of said certificate and transmit said copy to the county clerk of the county in which the principal place of business of the corporation was situated at the time said corporation was incorporated, which copy shall be filed by said county clerk upon payment of the fee prescribed by law. A copy of such certificate, certified by the secretary of state, shall be filed by such corporation in the office of the county clerk of every other county in which such corporation has or holds real property. Any corporation which shall amend its articles of incorporation and shall fail to file certified copies, as required by the preceding sentence, shall be subject to the penalties and liabilities provided for in section 299 of this code for a failure of corporations to file copies

of their articles of incorporation in the office of the county clerks of the counties in which they shall purchase, hold, or locate real property.

Nothing appearing herein shall be construed to permit a corporation to extend or reduce the term of its existence by amending its articles of incorporation.

SEC. 29. A new section is hereby added to the Civil Code, to be numbered 399, and to read as follows:

399. All corporations, whether they expire by their own limitation, by forfeiture of charter or by order of court, or are otherwise dissolved, shall nevertheless continue to exist for the purpose of winding up their affairs, prosecuting and defending actions by or against them, and of enabling them to collect and discharge obligations, to dispose of and convey their property, and to collect and divide their assets, but not for the purpose of continuing the business for which the corporation was established.

Any assets inadvertently or otherwise omitted from the winding up shall continue in the dissolved corporation for the benefit of the persons who would have been entitled thereto upon dissolution of the corporation, and on realization shall be distributed accordingly.

Before the payment of any part of the capital and before beginning the business for which the corporation was created, the incorporators named in any articles of incorporation may dissolve the corporation by filing in the office of the secretary of state a certificate, verified by the oath or affirmation of a majority of the incorporators named in the articles of incorporation, that no part of the capital has been paid and no debts are unpaid, and thereupon the said corporation shall be dissolved.

SEC. 30. Section 403 of the Civil Code is hereby amended to read as follows:

403. Every domestic corporation may file with the secretary of state a designation of a natural person, residing at a stated address in this state, as its agent for the purpose of service of process, and the delivery, to such agent, of a copy of any process against such corporation shall constitute valid service on such corporation. Such corporation shall file with the secretary of state notice of any change in the address of the person thus designated, and may revoke any such designation by filing notice thereof with the secretary of state.

If such designation has not been filed with the secretary of state, or if process against any domestic corporation can not, with the exercise of due diligence, be served upon the person designated or in any other manner provided by law, service may be had upon such corporation by delivering to the secretary of state, or to any person employed in his office in the capacity of a deputy, duplicate copies of such process, together with a fee of five dollars, which shall be included in the taxable costs of the suit, action or proceeding. Upon the receipt of such process and fee, the secretary of state shall forthwith give notice of the service of such process to the corporation at its principal office in this state, and shall forward to such office, by registered mail with request for return receipt, a copy of such process; *provided, however*, that failure to give such notice or to mail copies of such process shall not affect the validity of the service. The defendant shall appear and answer within thirty days after such service upon the secretary of state.

The secretary of state shall keep a record of all process served upon him under this or any other law of this state, and shall record therein the time of such service and his action with reference thereto.

This section shall not apply to banks, trust companies, insurance companies or any corporation subject to the jurisdiction of the railroad commission.

SEC. 31. Section 452a of the Civil Code is hereby amended to read as follows:

452a. Twenty-five or more persons may incorporate an association for the purpose of paying the nominee of any member thereof a sum, upon the death of the member, not exceeding three dollars for each member of the association, but not exceeding, in any case, the sum of three thousand dollars. The articles of incorporation must contain the statements required by section 593, except that they must provide that the voting power, property rights, and interests of the respective members shall be equal.

SEC. 32. Section 591 of the Civil Code is hereby amended to read as follows:

591. Corporations for the formation and organization of chambers of commerce, boards of trade, mechanic's institutes, and other associations for the extension and promotion of trade and commerce, or the advancement, protection, and improvement of the mechanic arts, may be formed with or without capital stock by twenty or more persons. If the corporation is to issue shares it may be incorporated in the manner prescribed in chapter one of title one of this part, or it may be incorporated without shares as provided in section 593. No corporation formed under this title must engage in any mercantile, commercial, or mechanical business.

SEC. 33. Section 593 of the Civil Code is hereby amended to read as follows:

593. Any religious association or body of this state, composed of constituent churches, parishes, congregations, societies or missions which have a common convention, synod, council, assembly, or conference, or any church, diocese, synod, district or other religious organization and any other unincorporated association, society, club or organization not for profit and any number of persons, not less than three, may incorporate under this title.

The articles of incorporation shall state that the corporation is formed under this title for purposes other than pecuniary profit and shall set forth:

1. The name of the corporation.
 2. The purposes for which it is formed.
 3. The county in this state where the principal office for the transaction of the business of the corporation is to be located.

4. The names and residences of three or more persons who are to act in a capacity equivalent to that of directors until the selection and qualification of their successors, and who may be styled directors, trustees, governors, or members of the executive board or may be given such equivalent titles as may be deemed appropriate, but who shall be subject to all laws of this state relating to directors or trustees of such corporations, except as otherwise in this title provided. The number of persons so named shall constitute the number of directors of the corporation until changed in the manner provided by law.

5. The articles of incorporation may fix the voting power, property rights and interests of the members and may provide for different classes of membership, but unless otherwise provided therein there shall be but one class of members, whose voting power, property rights and interests shall be equal.

The persons who are to act in the capacity of directors must subscribe to the articles of incorporation and the signatures of any other persons desiring to associate with said persons for the purpose of forming such corporation shall also be subscribed thereto, and such execution shall be acknowledged as provided in section 292 of this code; *provided*, that the articles of incorporation of any church, diocese, synod, district or other religious organization or any other association, society or club which has a presiding officer, president or other head and an acting secretary, clerk, scribe or other similar officer, need be subscribed and acknowledged only by such officers, but there shall be attached thereto an affidavit by said officers that such association has at a meeting duly voted to authorize its incorporation, and that they executed the articles by authority of the association.

Upon the filing of the articles of incorporation with the secretary of state, the corporation shall be formed and shall continue to exist as a corporation until dissolved, with the capacity possessed by a natural person to contract, convey, take gifts of real and personal property, sue and defend, borrow money, give promissory notes or bonds therefor and secure the payment thereof by mortgage or deed of trust upon property real or personal and perform all other acts within or without the state to the same extent as a natural person, and to receive bequests and devises by will for its own use or upon trusts, to the same extent as a natural person, subject however to the provisions of section 1313 of the Civil Code of the State of California. The limitations of section 595 of the Civil Code shall not apply to such corporations heretofore organized or formed or hereafter organized under this section.

The directors of such corporation may be elected and by-laws for its government may be made and amended in accordance with the constitution, by-laws, discipline, rules and regulations of such church, society, or other organization, or in accordance with the by-laws adopted by it.

SEC. 34. Section 594 of the Civil Code is hereby amended to read as follows:

594. Any association of this state made up of constituent or member clubs, or other subordinate bodies, having a common periodical or occasional convention or other general assemblage whether of members or delegates, and operating on the federation plan, whether state, district or otherwise, or having no fixed meeting place for such assemblages, or having no fixed office or principal place of business in any one county or city and county or for the meetings of its agencies or committees or officers, and which association determines such place or places from time to time through its agencies and according to its rules and customs, may incorporate for purposes other than profit, and without capital stock in the manner prescribed by section 593, except that in lieu of stating the county in this state where the principal office for the transaction of the business of the corporation is to be located, the articles of incorporation shall set forth a means whereby the office and constitutional principal place of business of the corporation, which must be in this state, as it exists from time to time, may be ascertained; or must state that same shall be provided by constitution or by-law; and, until such provision is otherwise made, said place shall be the place of business, or if none such the residence, from time to time, in this state of the chief executive officer of the corporation.

SEC. 35. Section 602b of the Civil Code is hereby amended to read as follows:

602b. Amendment of articles of incorporation of corporations sole. The bishop, chief priest, presiding elder, or other incumbent of any corporation sole, incorporated under the laws of this state, may at any time amend the articles of incorporation of said corporation sole by changing the name of said corporation sole or the term of its existence or its territorial jurisdiction or the manner of filling any vacancy in the incumbency thereof, or by providing for any mode of administering the temporalities and property of said corporation sole during any vacancy in the incumbency thereof, or during the absence or disability of the incumbent, and may by amended articles of incorporation make provision for any act or thing for which provision is authorized in original articles of incorporation of corporations sole by any law of this state. In any amended articles of incorporation so filed, it shall be competent to ratify or confirm any change made prior to the enactment of this

section in respect of any matter which it is herein provided may be the subject matter of amendment of articles of incorporation of a corporation sole.

Amended articles of incorporation of a corporation sole shall be subscribed and verified by the affidavit of the incumbent of said corporation sole, and shall be filed with the secretary of state, and a copy thereof, certified by the secretary of state, shall be filed with the clerk of the county in which said incumbent resides.

SEC. 36. Section 605 of the Civil Code is hereby amended to read as follows:

605. Any corporation organized under the laws of this state for purposes other than profit may consolidate with any other like association or associations, or corporation or corporations, created under the laws of this state, so as to form a new or consolidated corporation, in such manner as may be authorized by the respective boards of directors or trustees of such associations or corporations by resolution adopted at meetings of the respective boards called for that purpose.

The resolution to be adopted by each of the respective boards shall state the names of all the corporations or associations to be united by the consolidation, the dates of their respective incorporation, and the name of the new or consolidated corporation, and shall designate three or more persons by whom articles of incorporation of the new or consolidated corporation shall be subscribed and acknowledged in compliance with this section.

The persons so designated may incorporate the new or consolidated corporation in the manner prescribed by section 503, except that in addition to containing the matters required by said section, the articles of incorporation shall state the names and dates of incorporation of the respective corporations which are to be consolidated, and there shall be attached to said articles copies of the aforesaid resolutions of the several associations or corporations uniting in the consolidation, certified by the respective secretaries of such associations or corporations under the corporate seal thereof; and the said articles of incorporation shall in the body thereof refer to the said resolutions and to the certified copies thereof so attached, and by such reference make the said certified copies a part of the said articles.

From and after the filing of such articles of incorporation with the secretary of state the former associations or corporations uniting in the consolidation and comprising the component parts of the new or consolidated corporation shall cease to exist, and the new or consolidated corporation shall succeed to all the rights, duties and powers of the component associations or corporations, and shall be possessed of all the rights, duties and powers set forth in its articles of incorporation not inconsistent with this title, and shall be subject to all the liabilities and obligations of the former component associations or corporations, and shall succeed to and become vested with all the property thereof, both real and personal, of every name and nature, and may make by-laws and do all things permitted by this title; *provided, however*, that no corporation shall be authorized to transact any business until it shall have filed in the office of the county clerk of the county in which its principal business is to be transacted, a copy of its articles of incorporation certified by the secretary of state.

SEC. 37. Section 606 of the Civil Code is hereby amended to read as follows:

606. Twenty five or more persons may organize a nonprofit corporation for the purpose of receiving, acquiring, holding, managing, administering and expending property and funds for charitable and eleemosynary purposes, including the assistance and support of charitable and eleemosynary institutions, associations and undertakings.

Such corporation shall, as an incident of its purpose and without any necessity for expressing the same in its articles of incorporation, have the following powers which it may exercise in full measure without the necessity of obtaining any order of court of authorization, approval or confirmation:

1. To act as trustee under charitable and eleemosynary trusts, receiving, holding, managing, administering and expending property and funds in accordance with the respective trusts upon which the same are acquired and held.

2. To receive, hold, manage, administer and expend property and funds upon the general charitable and eleemosynary trust that the same, either as to principal or income or both shall be applied to the assistance and support of such charitable or eleemosynary institutions or objects, and at such times and to such extent as the corporation may in its judgment deem most conducive to the public welfare. No bequest, devise, gift or transfer of property or funds to such corporation for a charitable or eleemosynary purpose shall be invalid because of indefiniteness or uncertainty as to the purposes of the beneficiaries thereof, but, to the extent to which such indefiniteness or uncertainty exists, the same shall be resolved by the corporation in the manner which, in its judgment, is most consonant with the purpose of the donor and most conducive to the public welfare.

3. Subject to the provisions of section 1313 of the Civil Code, to take property and funds by will, gift or otherwise and with or without specification of any charitable or eleemosynary purpose, but in case no charitable or eleemosynary purpose is specified, the property or funds so received shall, nevertheless, be held upon the trust that the same shall be used for charitable and eleemosynary purposes. Such corporation shall not have the power to take or hold property or funds for any purpose other than a charitable or eleemosynary one.

4. To hold, in its own name and right, real and personal property of every nature and description without limitation as to extent, character or amount and with all the powers of control, management, investment, change and disposal incident to the absolute ownership of property or funds by a private person, subject only to the terms of particular trusts and to the general trust that all its properties and funds shall be held for charitable and eleemosynary purposes.

5. To borrow money, either upon or without security, giving such promissory notes or other evidences of indebtedness and such pledges, mortgages or other instruments of hypothecation as it may be advised.

6. To appoint and pay officers and agents to conduct and administer the affairs of the corporation, but no member of the board of trustees shall receive any compensation.

7. To adopt by-laws prescribing the duties of the officers and agents of the corporation, the detail of its organization, the time and manner of its meetings, and any and all detail incident to its organization and the efficient conduct and management of its affairs.

8. To do any and all things which a natural person might do necessary or desirable for the general purpose for which the corporation is organized.

The exercise of the powers of the corporation, with the right to delegate to officers and agents the performance of duties and the exercise of powers, shall be vested in a board of trustees of not less than nine nor more than twenty-five persons, provided that the articles of incorporation may prescribe that the matter of controlling, managing, investing and disposing of the property of the corporation for the purpose of earning an income therefrom, as distinguished from the matter of applying property and funds to charitable and eleemosynary purposes, shall be exclusively in a finance committee consisting of not less than three members of the board, designated or appointed in some particular manner; and provided also, that the matter of controlling, managing, investing and disposing of the property of the corporation for the purpose of earning an income therefrom may be delegated either in whole or in part to one or more trust companies or banks duly authorized to conduct a trust or banking business in this state.

The articles of incorporation shall specify how the trustees shall be chosen and their terms of office, which shall not exceed six years. It shall be permissible that some or all of the trustees be chosen by specified associations or corporations or by those who are officers thereof and by public officials. As the articles of incorporation may prescribe, the board of trustees may constitute the corporation, or the corporation may have a membership distinct from the board of trustees. In the latter case the by-laws shall prescribe the terms and qualifications of membership.

The corporation shall be subject at all times to examination on behalf of the state to ascertain the condition of its affairs and to what extent, if at all, it may fail to comply with trusts which it has assumed or may depart from the general purpose for which it is formed. Such right of examination shall pertain ex officio to the attorney general. In case of any such failure or departure the attorney general shall institute, in the name of the state, the proceedings necessary to correct the same. Except as specially approved by the attorney general there shall be no accumulation of income by such corporation for a period longer than five years.

The expenses of the corporation may be apportioned to the extent necessary against the various trust funds and property held by it, in the manner which seems just and equitable to the corporation, and the meeting of such expenses shall be deemed a charitable or eleemosynary purpose.

The articles of incorporation of each such corporation shall set forth:

- (a) Its name;
- (b) That it is a nonprofit corporation organized solely for general charitable and eleemosynary purposes under section 606 of the Civil Code of California;
- (c) The county in this state where the principal office for the transaction of the business of the corporation is to be located;
- (d) The number of trustees, their terms of office and how they are to be chosen;
- (e) The names and residences of the members of the first board of trustees;
- (f) Any other matter which it is provided herein may or should be set out in the articles of incorporation.

SEC 38. Section 649a of the Civil Code is hereby amended to read as follows:

649a. If the proposed articles of incorporation of any college or seminary of learning provide for the conferring of academic or professional degrees, the secretary of state shall ascertain whether the conditions stated in the articles have been complied with and shall not file such articles until he is satisfied that such conditions have been complied with.

SEC 39. Section 653d of the Civil Code is hereby amended to read as follows:

653d. The articles of incorporation of any such association shall state:
The name of the association;
The purposes for which it is formed,
The county in this state where the principal office for the transaction of the business of the corporation is to be located;

The number of the directors thereof, and the names and residences of those selected for the first year, the amount which each member is to pay upon admission

as a membership fee, and that each member signing the articles has actually paid in such sum, and that the interest and right of each member therein is to be equal.

SEC. 40. Section 653c of the Civil Code is hereby amended to read as follows:

653c. The articles of incorporation of any such association shall state:

1. The name of the association;
2. The purpose for which it is formed;
3. The county in this state where the principal office for the transaction of the business of the corporation is to be located;

4. The number of directors thereof, which must not be less than three and which may be any number in excess thereof, and the names and residences of those selected for the first year and until their successors shall have been elected, and shall have accepted office.

5. Whether the voting power and the property rights and interest of each member shall be equal or unequal, and if unequal the articles shall set forth a general rule or rules applicable to all members by which the voting power and property rights and interests, respectively, of each member may and shall be determined and fixed, but the association shall have power to admit new members who shall be entitled to vote and to share in the property of the association with the old members, in accordance with such general rule. This provision of the articles of incorporation shall not be altered, amended, or repealed except by the unanimous written consent or the vote of all of the members.

SEC. 41. Section 653r of the Civil Code is hereby amended to read as follows:

653r. The articles of incorporation of any such corporation shall state:

1. The name of the corporation.
2. The purpose for which it is formed.
3. The county in this state where the principal office for the transaction of the business of the corporation is to be located.

4. The number of directors thereof, which must not be less than three and which may be any number in excess thereof, and the names and residences of those selected for the first year and until their successors shall have been elected, and shall have accepted office.

5. Whether the voting power and the property rights and interest of each member shall be equal or unequal, and if unequal the articles shall set forth a general rule or rules applicable to all members by which the voting power and the property rights and interests, respectively, of each member may and shall be determined and fixed, but the corporation shall have power to admit new members who shall be entitled to vote and to share in the property of the corporation with the old members, in accordance with such general rule.

SEC. 42. Section 653hh of the Civil Code is hereby amended to read as follows:

653hh. The articles of incorporation of any such association shall state:

- (a) The name of the association.
- (b) The purposes for which it is formed.
- (c) The county in this state where the principal office for the transaction of the business of the corporation is to be located.

(d) The number of directors thereof, which must be not less than five (5) and may be any number in excess thereof; the term of office of such directors; and the names and residence of those who are to serve as incorporating directors for the first term, or until election and qualification of their successors.

(e) If organized without capital stock, whether the voting power and the property rights and interest of each member shall be equal or unequal; and if unequal, the general rule or rules applicable to all members by which the voting power and the property rights and interests, respectively, of each member may and shall be determined and fixed; and providing for the admission of new members who shall be entitled to vote and to share in the property of the association with the old members, in accordance with such general rule or rules. Any such provision shall not be altered, amended, or repealed except by the written consent or vote of three-fourths of the members.

(f) If organized with capital stock, the amount of such stock and the number of shares into which it is divided and the par value thereof, also the total number of shares actually subscribed, the names of the subscribers and the number of shares, respectively, for which they have subscribed and the amount to be paid by them for such shares.

The capital stock may be divided into preferred and common stock. If so divided, the articles of incorporation must contain a statement of the number of shares of stock to which no preference is granted and the nature and definite extent of the preference and privileges granted.

SEC. 43. Section 653ab of the Civil Code is hereby amended to read as follows:

653ab. Three or more persons may incorporate under this title for the purpose of establishing a library, to be conducted without pecuniary profit. The articles of incorporation shall state that the corporation is formed under this title but otherwise shall contain the statements required by section 593.

SEC. 44. Sections 290c, 290e, 290f, 290g, 290i, 291, 293, 294, 295, 321a, 337, 338, 339, 340, 341, 342, 343, 344, 345, 349, 360, 361, 473, 587a, 588, 590, 603 and 604a of the Civil Code are hereby repealed."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No 794—An act to amend sections 405, 406, 407, 408, 409 and 410 of chapter 6, title J, part IV, division I of the Civil Code, and to add two new sections to said chapter, to be numbered 411 and 412, respectively, all relating to foreign corporations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 4 of the title of the printed bill, as amended in the Senate April 3, 1929, strike out the word "two", and insert in lieu thereof the word "three".

AMENDMENT NUMBER TWO.

In line 5 of the title of the printed bill, as amended in the Senate April 3, 1929, strike out the word "and", and insert "and 413" before the word "respectively".

AMENDMENT NUMBER THREE.

On page 2, line 40, of the printed bill, as amended in the Senate April 3, 1929, insert the following after the period: "A copy of such articles, and any translation thereof, duly certified by the secretary of state of this state, must be filed with the county clerk of the county in this state in which the principal office of the corporation is located, and with the county clerk of any other county in this state in which the corporation owns real property."

AMENDMENT NUMBER FOUR.

Strike out all of line 47 of page 2, of the printed bill, as amended in the Senate April 3, 1929, following the period, and all of lines 48, 49, 50, 51 and 52 of said page and all of lines 1 and 2 of page 3 of said bill, and insert the following in lieu thereof: "No foreign corporation which has filed with the secretary of state a designation of an agent for the service of process, pursuant to the requirements of any law in force at the time of such filing, need file with the secretary of state the statement provided for in section 405, except for the purpose of designating a new agent. Any foreign corporation may revoke any designation heretofore or hereafter made of an agent for the service of process by filing with the secretary of state a statement setting forth such revocation and containing the name of the new agent and all other matters required by section 405, and any such corporation may designate a new agent by filing with the secretary of state the statement required by said section."

AMENDMENT NUMBER FIVE.

On page 3, line 3, of the printed bill, as amended in the Senate April 3, 1929, strike out the word "such", and insert in lieu thereof the words "any foreign".

AMENDMENT NUMBER SIX.

On page 3, line 7, of the printed bill, as amended in the Senate April 3, 1929, insert "or if no person has been designated." after the comma.

AMENDMENT NUMBER SEVEN.

On page 3, line 14, of the printed bill, as amended in the Senate April 3, 1929, strike out "by leave".

AMENDMENT NUMBER EIGHT.

Strike out all of lines 15 and 16 and 17 and the words "action or preceding", in line 18 of page 3, of the printed bill, as amended in the Senate April 3, 1929, and insert in lieu thereof the following: "by delivering to the secretary of state, or to any person employed in his office in the capacity of a deputy, duplicate copies of such process, and a fee of five dollars, and, if the corporation has not filed with the secretary of state the statement required by section 405, there shall also be delivered to the secretary of state a statement of the address of such corporation to which notice, and a copy of such process, shall be sent, whereupon service of such process upon such corporation shall be deemed to be complete and shall constitute valid service on such corporation, and the corporation shall appear and answer within thirty days after such service on the secretary of state."

AMENDMENT NUMBER NINE.

Strike out the words "whereupon service of", in line 23, of page 3, of the printed bill, as amended in the Senate April 3, 1929, and all of line 24 of said page, and all of line 25 of said page except the word "the", and insert in lieu thereof the following: "or in case he has no record of such corporation or such offices, then such notice shall be telegraphed and such copies shall be mailed to the corporation, at the address given in the statement delivered to the secretary of state at the time of such service; *provided, however*, that failure of the secretary of state to give such notice or to mail copies of such process shall not affect the validity of such service."

AMENDMENT NUMBER TEN.

Strike out all of line 28, of page 3, of the printed bill, as amended in the Senate April 3, 1929, and the words "after such mailing", and the period in line 29 of said page

AMENDMENT NUMBER ELEVEN

On page 4, line 4, of the printed bill, as amended in the Senate April 3, 1929, strike out "concern-", and insert in lieu thereof the word "upon"

AMENDMENT NUMBER TWELVE.

On page 4, line 5, of the printed bill, as amended in the Senate April 3, 1929, strike out "ing its property in this state, or".

AMENDMENT NUMBER THIRTEEN.

Strike out all of lines 8, 9, 10, 11, 12 and 13, of page 4, of the printed bill, as amended in the Senate April 3, 1929, and insert in lieu thereof the following: "If the corporation was not qualified at the time of the transaction out of which the cause of action arose, it shall not maintain nor defend any action or proceeding thereon until it shall have complied with the provisions of this chapter, and shall have paid to the secretary of state a penalty of two hundred fifty dollars, in addition to the fees due for filing the copy and statement required by section 405, and shall file with the clerk of the court in which the action is pending, receipts showing the payment of said fees and penalty and all franchise taxes and any other taxes on business or property in this state that should have been paid for the period during which it transacted intrastate business. In case of the wilful or persistent violation of the provisions of this chapter the court may also adjudge a forfeiture to the other party of one-fourth of the amount of the recovery that may be obtained in any such action or proceedings."

AMENDMENT NUMBER FOURTEEN.

On page 5 of the printed bill, as amended in the Senate April 3, 1929, insert the following after line 21.

"Sec 9. A new section is hereby added to chapter six of title one, part four, division first of the Civil Code, to be numbered 413, and to read as follows:

413. Nothing contained in this chapter shall be construed to repeal, alter or amend the provisions of section 616 of the Political Code, or to prevent any foreign insurance company from carrying out the provisions of contracts made before the surrender of its right to engage in intrastate business in this state, nor the right to carry out contracts made with citizens of other states who may subsequently become citizens of or residents in this state.

The provisions of this chapter requiring the filing of copies of articles with the secretary of state and with county clerks shall not be applicable to foreign corporations which, prior to the eighth day of March, 1901, complied with the provisions of the act entitled "An act to amend 'An act in relation to foreign corporations,' approved April 1, 1872," approved March 17, 1899, but any such corporation and any other corporation which is qualified to do intrastate business in this state, upon the adoption, hereafter, of any amendment to its articles or any certificate supplemental thereto, or any act amendatory of or supplemental to the act creating it, must forthwith file with the secretary of state a copy thereof, certified by the proper official of the government under the laws of which it was created, and a verified translation thereof, if in a foreign language, and must file a copy thereof, certified by the secretary of state, with the county clerk of the county in which its principal office in this state is located and with the county clerk of any other county in which it owns real property."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 221—An act to amend sections 2 and 20 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for

the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended, relating to fees.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 434—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish markets must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919, as amended, and to add three new sections thereto to be numbered 8, 9 and 10, regulating fisheries of the State operating for commercial purposes, and prescribing the seasons in which sardines may be taken.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 3, line 44, of the printed bill, as amended in Senate May 1, 1929, strike out the following: "forty per cent (40%)", and insert in lieu thereof the following: "thirty per cent (30%)".

AMENDMENT NUMBER TWO.

On page 3, line 51, of the printed bill, as amended in Senate May 1, 1929, strike out the period after the word "used", and insert in lieu thereof a semicolon and the following "provided, further, that plants other than packing or reduction plants which are solely engaged in the manufacture of products from fish which are fit to be used, intended to be used and are in fact used for human consumption and where either fifty per cent of the wet weight of the fish will be used in the manufacture of such product or that all of the oil extractable and extracted from such fish will be so used within the State of California, then the commission shall issue a permit authorizing the applicant to use in its plant the quantity of fish set forth and requested in said application for the purposes therein specified."

AMENDMENT NUMBER THREE.

On page 4, line 14, of the printed bill, as amended in Senate May 1, 1929, strike out the period after the word "condition", and insert in lieu thereof a semicolon and the following: "provided, further, that any of such fish so used in a reduction plant by a canner of sardines shall be deemed the equivalent of sardines and included within the percentage of the total amount of sardines received by such canner during each calendar month herein allowed to be used by such canner of sardines in a reduction plant."

AMENDMENT NUMBER FOUR.

On page 2, line 27, of the printed bill, as amended in the Senate May 1, 1929, strike out the word "unlawful", and insert in lieu thereof the word "lawful".

Amendments adopted.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 867—An act to add a new section to be numbered 10½ to the County Water Works District Act approved June 13, 1913, as amended, relating to the levy of taxes on land only in county water works districts at the option of the petitioners for the formation of such districts.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 184—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41, and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add new sections to said act to be numbered 2a, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds; and providing for the proceedings which shall be affected by the foregoing amendments.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, as amended in the Senate April 5, 1929, strike out the title of said bill, and insert in lieu thereof the following:

"An act to amend the title and sections 2, 4, 5, 8, 9, 10, 11, 17, 18, 22, 23, 24, 25, 38, 39, 40, 41, 42, 44, 45, of an act of the Legislature in the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, and to add new sections to said act to be numbered 21a, 25a, 25b, 25c, 25d, 25e, 25f, 27a and 35a, relating to procedure, to the time and manner of notice, hearing and effect of protests and providing for the manner of the payment of the costs and the expenses of the acquisitions and improvements under said act to term and character of bonds issued and period of deferred payments on principal thereof, number of zones, levy and effect of special assessment taxes and bonds, suit to determine validity and supplemental issue of bonds under ad valorem plan of assessment, restricting the use of the ad valorem plan to acquisitions only, and providing a method of direct assessment and reassessment plan to cover the costs and expenses of such acquisitions and such improvements, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the costs and expenses of such acquisitions and for the costs and expenses of such improvements, and providing a method for the payment of such bonds, and providing as to what proceedings shall be affected by the foregoing amendments."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, as amended in the Senate April 5, 1929, strike out lines 1 to 11, inclusive, and all of the remainder of said bill, to and including page 42 thereof, and insert in lieu thereof the following:

"SECTION 1. The title of an act entitled "An act to provide for the acquisition of, including the laying out, opening, extending, widening, straightening, and acquiring in any manner, in whole or in part, and for the improvement of and work upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places, parks, pleasure grounds, commons, and all public ways and other property and rights of way of the public, including any property over which possession and right of use have been obtained under the provisions of section 14 of article one of the constitution of the State of California, in whole or in part, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying within such unincorporated territory and one or more municipalities, or lying within two or more municipalities, or forming the exterior boundary of any municipality where the same joins unincorporated territory of a county or the territory of another municipality, whether partly or wholly within or without said boundary, and the establishment and change of grade thereof; and providing for the payment of the costs and expenses of such acquisitions and such work and improvements, and the issuance and effect of bonds therefor and the payment of such bonds by special assessment taxes raised in assessment districts established for that purpose, and the enforcement of such bonds and taxes; and providing for aid from counties and municipalities in such acquisitions, work and improvements; and providing for the establishment and administration of revolving funds to assist in the carrying out of such acquisitions, work and improvements," approved May 23, 1925, as amended, is hereby amended to read as follows:

An act to provide for the acquisition of, including the laying out, opening, extending, widening, straightening, and acquiring in any manner, in whole or in part, and

for the improvement of and work upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places, parks, pleasure grounds, commons, and all public ways and other property and rights of way of the public, including any property over which possession and right of use have been obtained under the provisions of section 14 of article one of the constitution of the State of California, in whole or in part, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying within such unincorporated territory and one or more municipalities, or lying within two or more municipalities, or forming the exterior boundary of any municipality where the same joins unincorporated territory of a county or the territory of another municipality, whether partly or wholly within or without said boundary, and the establishment and change of grade thereof; and providing for the payment of the costs and expenses of such acquisitions and such work and improvements, and the issuance and effect of bonds therefor and the payment of such bonds by special assessment taxes raised in assessment districts established for that purpose, providing for the payment for acquisitions under an ad valorem plan of special assessment taxes or under a direct assessment plan of special assessments, and providing for the payment for work and improvement by the direct assessment method, and the enforcement of such bonds and special assessment taxes and special assessments; and providing for aid from counties and municipalities in such acquisitions, work and improvements; and providing for the establishment and administration of revolving funds to assist in carrying out of such acquisitions, work and improvements; and providing for the issuance and payment of street improvement bonds to represent certain assessments for the costs and expenses of any of such acquisitions or improvements, and providing a method for the payment of such bonds.

SEC. 1a. Section 2 of said "Acquisition and improvement act of 1925, as amended, is hereby amended to read as follows:

Sec. 2. Whenever the public interest or convenience may require, the legislative body of any county and the legislative body of any municipality are hereby severally authorized and empowered to order the acquisition, or improvement (as those terms are defined hereafter in this act), or both such acquisition and improvement, of any one or more of the public ways or of property or of rights of way of the public over which they are herein invested with jurisdiction. Separate proceedings may be had and taken for such an acquisition or improvement or both such acquisition and improvement may be included within and consummated in a single proceeding. Where the latter procedure is followed, public ways already acquired, as well as the whole or a portion of those to be acquired under the proceeding, may be improved under the one proceeding. The acquisitions and improvements above provided for may comprehend and include the whole or any portion or portions, either in length or in width, of any one or more of such public ways, property and rights of way, whether the same are contiguous or otherwise and neither the various items of the improvement or improvements, nor of the acquisition or acquisitions, nor the improvement and acquisition as a whole, included in a proceeding need be contiguous or coterminous. In addition to the above authority, power and jurisdiction, there is hereby granted the following authority, power and jurisdiction: To issue and sell or otherwise dispose of bonds representing the costs and expenses of any acquisitions, and in the event it may be determined in any specific proceeding that such costs and expenses are to be met by ad valorem assessment, taxes, to constitute a fund for the payment of such bonds; and also to make and issue special assessments, diagrams and warrants representing the costs and expenses of acquisitions and improvements as in this act hereafter provided, and to issue bonds to represent unpaid assessments therefor; and to levy and collect special assessment taxes upon districts for acquisitions and to enforce special assessments against specific lots, pieces or parcels of land within the districts, all as in this act hereafter provided; to establish such districts and determine their boundaries and in the event of an acquisition to be paid for under the ad valorem tax plan, to establish and fix the boundaries of the zones in the district; to establish grades for the doing of any work or the making of any improvement authorized in this act, as in this act hereafter provided; to make transfers of money from county funds or funds of the municipality to such special funds as are in this act hereafter provided; to purchase material and furnish the same to be used in any of the improvements comprehended in this act, as in this act hereafter provided; to make direct contributions of money in part payment of the expenses of any one or more or all of the acquisitions and improvements comprehended in this act; to create and administer revolving funds to facilitate and assist in the carrying on and completing of such acquisitions and improvements, as in this act hereafter provided; and to do any and all things necessary or incidental to the accomplishment of the things which are permitted to be done under this act. The jurisdiction of the legislative body of a county shall extend over and it shall have said power and authority to acquire or improve public ways within the boundaries of such county, and also those forming the exterior boundary of any municipality or municipalities where the same join unincorporated territory of the county, and also public ways and publicly owned property lying within one or more municipalities, where, in the case of an acquisition, the proposed acquisition, in the judgment of said legislative body, is necessary or proper to complete, connect with, or render of greater use to

the public any public way or ways or public property in unincorporated territory of the county already acquired or to be acquired under the proceeding; and where, in the case of an improvement, the proposed improvement, in the judgment of said legislative body, is necessary or proper to complete, connect with, or render of greater use to the public any existing improvements in or on any public way or ways or public property in unincorporated territory of the county, or any improvements to be made under the proceeding; *provided*, that the consent of the legislative body or bodies of such municipality or municipalities, within the boundaries of which such public ways and property lie, shall first be obtained thereto and to the assessment of the property therein, which, in the opinion of the legislative body of the county, will be benefited thereby. Likewise, the jurisdiction of the legislative body of a municipality shall be extended over and it shall have said power and authority to acquire and improve public ways within the boundaries of such municipality, and also those forming its exterior boundaries where it joins unincorporated territory of the county or the territory of another municipality, and also public ways and public property lying within unincorporated territory of a county and of one or more other municipalities, where, in the case of an acquisition, the proposed acquisition, in the judgment of said legislative body, is necessary or proper to complete, connect with, or render of greater use to the public, any public way or ways or public property within the municipality for which said legislative body functions, whether already acquired or to be acquired under the proceeding; and where, in the case of an improvement, the proposed improvement, in the judgment of said legislative body, is necessary or proper to complete, connect with, or render of greater use to the public any existing improvements in or on any public way or ways or public property within said municipality, or any improvements to be made under the proceeding; *provided*, that the consent of the legislative body or bodies of the county and of such other municipality or municipalities within the boundaries of which such public ways and property lie, expressed by resolution, shall first be obtained thereto and to the assessment of the property therein, which, in the judgment of the legislative body of the municipality conducting the proceeding will be benefited thereby. The true intent and meaning of the above provisions for such acquisitions and improvements is that the necessary jurisdiction and power for the consummation thereof shall be vested in, and proceedings therefor may be had and taken by, the legislative body either of the county or of any municipality in which the public interest or convenience is affected thereby and that each of said legislative bodies shall have concurrent jurisdiction to initiate such proceedings; *provided*, that the legislative body initiating the proceedings and adopting the resolution of intention therefor, as hereinafter provided, shall thereafter have exclusive jurisdiction of the proceeding and of all acquisitions and improvements comprehended therein, for the purposes of consummating the same.

Sec. 1b. Section 4 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 4. The legislative body desiring to initiate proceedings for the making of any acquisition or improvement, or both an acquisition and improvement, under the provisions of this act, may, by an order to be entered upon its minutes, designate some county officer, if the legislative body be that of a county, or some municipal officer, if it be that of a municipality, or some other competent person, in either case, and direct him to prepare and furnish specifications for the proposed acquisition or improvement, or both. The said specifications, in the case of an improvement, shall include all plans, profiles, cross-sections and specifications necessary therefor, together with a statement of the estimated cost of the improvement (inclusive of incidental expenses and the costs of the proceeding), a description of the district to be benefited by the proposed improvement and a map or plat showing the same, and shall show the grades to which the contemplated improvements are to be constructed. In the case of an acquisition, the said specification shall include a description of all property to be acquired, together with a map or plat showing the same, the total sum of the estimated expense of said acquisition (which expenses shall include the estimated amount of just compensation and damages, the estimated expenses chargeable to the plaintiff in the condemnation action, and the estimated incidental expenses of the proceeding) and a description of the district to be benefited by the proposed acquisition and a map or plat showing the same and also the different zones within said district (if any are necessary because of varying benefits), with a statement as to what percentage of the total amount to be levied each year shall be levied upon the lands within each zone in the district; *provided*, that the expense is to be collected by the ad valorem method under a special assessment tax. In the event that the contemplated proceeding includes both an acquisition and an improvement, two distinct districts may be provided, one for the acquisition and one for the improvement. In the event that a single district only is provided for both the acquisition and the improvement, then the provisions with reference to zoning shall apply to the district only for the purpose of acquisition where the expense is to be met by an ad valorem assessment tax. Said specifications shall be signed by the person designated and directed to prepare them and be presented to the legislative body ordering them. Said legislative body shall examine the said specifications and may approve them or order modifications or changes to be made therein. When approved by the legislative body they shall be filed with the clerk of said body. At any time before

the adoption of a resolution of intention the specifications may be corrected or modified by the order of said body.

Any error or informality in the appointment of any officer or other person to prepare specifications, or the omission of a formal order of appointment altogether, shall not invalidate or in any way affect the proceedings.

In case the consent of any legislative body other than the one conducting the proceedings is required, as provided in section 2 of this act, then, after the specifications shall have been approved and filed, the legislative body conducting the proceeding shall, by resolution, request such consent (or consents, if more than one is necessary), and a copy of the resolution requesting such consent, together with a copy of the specifications, shall be filed with the legislative body, or bodies, whose consent is requested. Such legislative body, or bodies, may consent by resolution.

SEC 2 Section 5 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

SEC 5 Before ordering any acquisition or any improvement authorized by this act, the legislative body which is to conduct the proceeding shall adopt a resolution of intention so to do, referring to the public way, in the case of a public way already acquired, by its lawful or official name, or the name by which it is commonly known, and, in the case of a public way to be acquired under the proceeding, by the name by which such public way is to be called upon its acquisition (which name shall thereby be fixed and established), and when the acquisition or improvement is of property or a right of way owned or to be acquired by the public, then by briefly describing the said property or right of way. No proceeding for any improvement taken or had under this act shall ever be held to be invalid on the ground that the public way or ways, or any portion thereof, upon which the work or improvement, or any part thereof, is to be or was done has not been dedicated or acquired; *provided*, the same is lawfully dedicated or acquired or an order of immediate possession and use thereof has been obtained at any time before judgment is entered in the suit involving such proceeding.

In the case of an acquisition, the resolution shall briefly set forth that a public way or property or right of way (naming it or otherwise briefly describing it) is to be acquired state the purpose of such acquisition, and describe the property necessary or convenient to be taken therefor, and refer to the specifications on file for all details and for the estimated expense of the acquisition. It shall be determined in said resolution that the public interest and necessity require the acquisition therein set forth, and that said property to be taken is necessary therefor. Said resolution shall contain a description of the district of the lands to be benefited by said proposed acquisition which shall be known and referred to in each instance thereafter as the "acquisition assessment district." The said description of the acquisition assessment district may be in general terms, referring to a plat or map approved by the legislative body conducting the proceeding, which shall be on file in the office of the clerk of such legislative body at the time of the adoption of said resolution of intention, and which shall indicate by a boundary line the extent of the territory to be included in the proposed acquisition assessment district, which said plat or map shall govern for all details as to the extent of said acquisition assessment district. Said resolution, in the case of an acquisition, shall be adopted by a vote of two-thirds of the members of said legislative body. In the case of an improvement, said resolution shall determine that the contemplated improvement is of more than local or ordinary public benefit and that the public interest and necessity require the improvement set forth in the resolution and that the expenses of said improvement shall be chargeable upon a district which said legislative body shall declare in said resolution to be the district benefited by said improvement, and to be assessed to pay the costs and expenses thereof. Said resolution shall contain a description of the district of lands to be benefited by said proposed work of improvement which shall be known and referred to thereafter in the proceeding as the "improvement assessment district." The said description of the improvement assessment district may be in general terms, referring to a plat or map approved by the legislative body conducting the proceeding, which shall be on file in the office of the clerk of such legislative body at the time of the adoption of said resolution of intention and which shall indicate by a boundary line the extent of the territory to be included in the proposed improvement assessment district, which said plat or map shall govern for all details as to the extent of said improvement assessment district. Said resolution shall briefly describe the improvement, it being sufficient to state in general terms the class or kind of work contemplated (such as grading, paving, sewerage, or other work or improvement), and to give in general the location of the proposed improvement and refer to the plans, profiles, detail drawings and specifications therefor, or such of them as may be suitable or proper (which shall be approved by said legislative body and be on file in the office of the clerk thereof at the time of the adoption of said resolution), for the estimated cost of the improvement (inclusive of incidental expenses and costs of the proceeding), for a full and detailed description and location of said proposed improvement and of the grades to which said improvement is to be constructed.

Said resolution shall contain the following statement: "The notice of all persons is directed to the grades for the proposed improvement and to the provisions of the acquisition and improvement act of 1925 relating to grades," and in cases where the construction of the proposed improvement will result in a substantial change (considered with reference to existing physical conditions) with respect to the relation

of the elevation of any abutting property to that of the public way as it will exist upon being improved to the proposed grade, there shall be included in said statement the following: "Particular notice is directed to the fact that substantial changes in the relation of the elevation of abutting property to that of said public way (or ways), as it (or they) will exist after being improved, will result from the construction of the above mentioned improvements to the proposed grades." If both an acquisition and improvement are contemplated in the same proceeding, one resolution of intention, containing the above requirements in the respective cases, shall be sufficient. Each proceeding under this act may, for convenience, be entitled, and such entitling shall be sufficient for all purposes: "In the matter of acquisition and improvement district No. _____ of the county (or city, as the case may be) of _____" (giving a different number to each district for which a proceeding is had) and a like designation of the district (omitting the words "in the matter of") shall be a sufficient designation of the district at all times and for all purposes. Said resolution shall also contain a statement that, for the expenses of the things therein proposed to be done, in connection with and incident to the acquisition in the event that the expenses of such acquisition is to be met by the ad valorem plan of an assessment tax, bonds will be issued to the total amount of the cost or costs thus to be raised by an ad valorem assessment tax, excepting the amount, if any, to be contributed thereto by the county or municipality in money, said bonds to bear interest at the rate of _____ (not to exceed eight) _____ per cent per annum, payable semiannually, the first interest payment to be made on the second day of January or the second day of July (whichever month first succeeds the date of the bonds) next succeeding one year after the date of such bonds, and the aggregate principal of such bonds issued under the proceeding to be paid and discharged within (not to exceed thirty) _____ years after the date of issuance, approximately one _____ (not less than one-thirtieth) _____ part of such aggregate principal to be payable annually, all in gold coin, and that a special fund for the payment of such bonds will be constituted by the levy of special assessment taxes upon the lands within the acquisition assessment district, in accordance with the provisions of this act, according to the assessed value of said lands, exclusive of the improvements thereon, except as in this act otherwise provided. Said resolution shall state that the first payment on the aggregate principal of the acquisition and immediate possession bonds issued will be made _____ (either two or three years, as said legislative body shall determine) after the issuance thereof. In the event that it is provided that the cost and expenses of the acquisition shall be met by the specific direct assessment plan, and also with respect to all expenses for work and improvement, said resolution shall contain a statement that the costs and expenses of the acquisition and of the proposed improvement, less any amount, if any, to be contributed under section 7 of this act, shall be assessed upon each particular lot, piece or parcel of land lying within the improvement assessment district in accordance with the estimated benefit which each such lot, piece or parcel of land will receive as provided by this act. Said resolution shall also contain a statement that serial bonds shall be issued to represent assessments of twenty-five dollars or more, for the cost of the whole or any portion of the work or improvement authorized by this act and also for the cost of the whole or any portion of the acquisition in the event that the direct assessment plan is to be followed and that said bonds shall be issued under the provisions of part three of an act of the Legislature of the State of California, entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks, within municipalities, and upon property and rights of way owned by municipalities, or of which a municipality has possession and the right of use under the provisions of section 14 of article one of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended and as the same may hereafter be amended excepting therefrom section 64 and the said provisions of said part three of said act and the amendments which may hereafter be made thereto are hereby incorporated in and adopted as a part of this act, save and excepting section 64 which is covered by section 25a of this act. Wherever in said part three of said act the following phrases shall be deemed to and are hereby declared to include in appropriate cases the following, to wit: "City or council" includes "board of supervisors"; "city" or "municipality" includes "county"; "treasurer" or "city treasurer" includes "county treasurer"; "street superintendent" includes "county surveyor"; "tax rolls of said city" includes "tax rolls of said county"; the bond may be designated as "series _____ in the _____ (city or county) of _____."

The time within which the acquisition bonds and immediate possession bonds to be issued under the proceeding shall be paid and discharged may differ from the time within which the improvement bonds issued under the proceeding may be paid and discharged, in which case the resolution of intention shall state all matters as to the time within which the bonds issued under the proceedings will be paid and

discharged as hereinbefore required, both for the improvement bonds and also for all acquisition bonds and immediate possession bonds, if any.

Said resolution of intention may provide that the interest rate to be paid on all acquisition bonds and immediate possession bonds, if any, which shall be issued under the proceedings under the ad valorem plan of special assessment tax shall not exceed a maximum rate to be stated in said resolution, which maximum rate shall not exceed eight per cent per annum, payable semiannually, and if such maximum rate be provided for in the case of acquisition bonds and immediate possession bonds, without giving the final and exact interest rate at which such bonds will eventually be issued and sold, said resolution shall contain a statement thereof with respect to such bonds, in lieu of the statement hereinbefore in this section provided.

The lands upon which special assessment taxes and special assessments shall be levied, as in this act provided, shall be all those lying within the assessment district, including any lands which are the operative property of any public utility, except as otherwise provided in this section; *provided*, said lands shall not include any lands belonging to the United States government or the State of California, but shall include all lands belonging to a county, municipality, district, public agency, mandatory of the government, school board, educational, penal or reformatory institution, or institution for the feeble-minded or insane, included within the assessment district, whether being in use in the performance of any public function or otherwise; *provided, however*, that the legislative body conducting the proceedings may, in the resolution of intention, declare that any land or lands, describing the same, belonging to any county, municipality, district, public agency, mandatory of the government, school board, educational, penal or reformatory institution, or institution for the feeble-minded or insane, lying within the assessment district, or any of them, shall be omitted from the said district and from the levy and collection of the special assessment taxes and special assessments thereafter to be levied and collected to cover the expenses of the acquisition or improvement, or both, as the case may be, and in the event that said lands or any of them shall by said resolution be so omitted then the total expenses of the things done in the proceedings shall be met by the levying and collection of such special assessment taxes and special assessments upon and from the remaining lands within the assessment district, without regard to such omitted lands. In order that any such lands may be so omitted, however, it must be determined and set forth in the resolution of intention that such lands are in use in the performance of a public function.

If, in the judgment of the legislative body conducting the proceeding, it is desirable to assess the cost upon the ad valorem special assessment tax plan and varying benefits will be derived from the acquisitions by the different parcels of land lying within the acquisition assessment district so require, the said acquisition district shall be divided into zones. Said acquisition district may be divided into as many zones, not to exceed twenty in number, as may be deemed necessary because of varying benefits, and each zone shall be composed of and include the lands within the district which will be benefited in a like measure. If more than twenty zones are necessary because of varying benefits, the procedure of this act shall not be available and the method of assessing the costs and expenses by direct assessment plan shall be followed. In the event that the ad valorem assessment tax method is followed, said legislative body shall also determine the percentage of the total amount to be levied each year which shall be levied upon the lands within each zone in the acquisition assessment district. When the acquisition assessment district is divided into such zones the resolution of intention shall so state, giving said percentages to be levied each year upon the lands in each zone. Each zone shall be designated by a different letter or number and shall be plainly shown upon the map or plat of the acquisition assessment district filed in the office of the clerk of such legislative body and referred to in the resolution of intention, either by separate boundaries, coloring, or other convenient and graphic method, so that all persons interested may with accuracy ascertain within which zone any parcel of land is located. It shall be sufficient in all cases where the acquisition assessment district is to be divided into such zones according to benefits if the resolution of intention states that fact and refers to said plat or map for the boundaries and all details concerning the said zones.

Said resolution shall contain a notice of the day, hour and place (to be fixed therein) when and where any and all persons having any objections to the proposed acquisition or improvement or both (if both be included in the proceeding), to the proposed grades to which the improvement (if any) is to be constructed, to the extent of the improvement assessment district, or to the extent of the acquisition assessment district, to the zones (if any) into which said acquisition assessment district is to be divided, or to the percentages to be raised from each of said zones or to any or all of the foregoing, or other matters to which objections may be made, may appear before the legislative body conducting the proceeding and be heard. Said time shall not be less than thirty nor more than seventy-five days from the date of the adoption of said resolution. The clerk of said legislative body shall cause said resolution of intention to be published by at least two insertions. The

date of the first publication shall not be less than twenty days before the day fixed in said resolution for said hearing.

SEC. 4. Section 8 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 8. Not later than twenty days prior to the date fixed in the resolution of intention for the hearing the superintendent of work shall cause to be conspicuously posted along the line of said contemplated work or improvement, if an improvement is contemplated, at not more than three hundred feet in distance apart, but not less than three in all, and along all the open streets within the improvement assessment district at not more than three hundred feet in distance apart on each street so posted, and along the line of the property to be acquired, if an acquisition is contemplated, at not more than three hundred feet in distance apart but not less than three in all, notices of the adoption of said resolution; *provided, however*, that the failure to post any or all of said notices shall in no event affect the validity of the proceedings or the jurisdiction and power of the legislative body to order the acquisition or improvement, or both. Said notices shall be entitled "Notice of public improvement" in letters of not less than one inch in height; and shall, in legible characters, state the fact of the adoption of the resolution of intention, its date, and briefly and in general terms, the improvement or acquisition, or both, as the case may be, proposed, and refer to the resolution of intention for further particulars. The said notices need not contain a description of either the acquisition assessment district or improvement assessment district described in the resolution of intention but may refer to said resolution therefor. Said notices shall contain also a statement of the day, hour and place when and where any and all persons having any objections to the proposed improvement or acquisition, or both, as the case may be, or to the grade or grades to which the improvement is proposed to be constructed, or to the extent of the acquisition assessment district or improvement assessment district or to the zones, if any, into which the acquisition assessment district is divided, or to the percentages of the total amount to be levied each year which shall be levied upon the lands within each zone, or to any or all of the foregoing, may appear before the legislative body and be heard.

If deemed advisable and the legislative body so orders, said notices may consist of printed copies of the resolution of intention, entitled as above provided, and the same shall be sufficient for all purposes of said notice.

The clerk of the legislative body conducting the proceeding shall mail postcard notices to all owners of land within the acquisition assessment district or improvement assessment district or both, as the case may be (as said ownerships appear upon the last equalized assessment roll of the city or county as the case may be, or as otherwise known to the clerk) stating in substance the fact and date of the adoption of the resolution of intention, referring to the resolution of intention for a description of the improvement or acquisition, or both, as the case may be, and of the district, and for further particulars, and stating that land of the addressee is within the assessment district and the time and place at which objections will be heard. No failure of the clerk to send any of said notices and no failure of any property owners or others interested to receive the same and no defects in such notice shall in any way vitiate or invalidate the proceeding, but the legislative body conducting the proceeding shall not order the acquisition or improvement, or both, until the clerk shall have filed in the record of proceedings in his office an affidavit that he has diligently and in good faith attempted to ascertain the addresses of the owners of land within the acquisition assessment district or improvement assessment district, or both, as the case may be and that he has mailed notices to all of such land owners whose addresses he found, at least fifteen days prior to the date of hearing stated in the notice. Such affidavit shall be conclusive evidence of the facts therein stated.

SEC. 5. Section 9 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 9. At any time not later than the hour set for hearing objections as provided in the preceding section, any owner of land within the boundaries of the acquisition assessment district or improvement assessment district as set forth in said resolution may, severally, or with other such owners, file with the clerk of the legislative body conducting the proceedings written objection to the thing or things proposed to be done, whether it be an improvement or acquisition, or both, or to the grade or grades to which the improvement is proposed to be constructed, or to the extent of the improvement assessment district or acquisition assessment district, or to the zones, if any, into which the acquisition assessment district is divided, or to the percentage of the total amount to be levied each year which is to be levied upon the lands in each of said zones, or to any or all of the matters to which objections may be made. Upon such hearing all objections and protests to the doing of the thing or things proposed to be done shall be heard and considered. If upon said hearing it appears that the owners of more than one-half of the area of the property included within the entire acquisition

assessment district, as proposed, have in writing made objection to the doing of the thing or things proposed to be done, in connection with the acquisition, in their entirety, and to the ordering of the same, the legislative body shall, by a resolution to be entered upon its minutes, so find and thereupon no further proceeding for substantially the same acquisition may be begun within a period of six months from the date of such finding unless such protest shall be overruled by a four-fifths vote of the legislative body. In order that such objections constitute a bar, as aforesaid, they must specifically state that the objections are to the doing of the thing or things proposed in connection with the acquisition in their entirety and not merely to some item, class, kind or part of the thing or things proposed to be done in connection with the acquisition. If the fact be that the owners of more than one-half of the area of the property included within the entire acquisition assessment district as proposed have not so in writing made objection going to the ordering of the thing or things proposed to be done in connection with the acquisition, as an entirety, the legislative body shall so find, and may thereupon proceed with the hearing, but such finding need not be in writing and may, for the purpose of proceeding with the hearing, be a mere announcement of the body. Next shall be heard, in any order desired by such body, such objections as shall be made to the extent of the district and to the zones, if any, into which said acquisition assessment district is divided and to the said percentages as set forth in the resolution of intention. Next shall be considered the protests, if any, which may have been made in writing against the work or improvement if the proceedings call for the same.

In the case of an improvement, next shall be heard such objections as shall be made to the proposed improvement as provided hereinbefore. Any owner of land liable to be assessed for said work or improvement may make written protests against the proposed work or against the extent of the district to be assessed therefor, or both, and may also file objections to the grade or grades to which the improvement is proposed to be constructed. Such protests or objections must be in writing and be delivered to the said clerk of the city council or board and no other protests or objections shall be considered. At the time set for hearing protests, the city council or board shall proceed to hear and pass upon all protests so made and its decision shall be final and conclusive. If upon said hearing it appears that the owners of more than one-half of the area of the property included within the entire improvement assessment district, as proposed, have in writing made objection to the doing of the thing or things proposed to be done in connection with the improvement, in their entirety, and to the ordering of the same, the legislative body shall, by a resolution to be entered upon its minutes, so find and thereupon no further proceedings for substantially the same improvement may be begun within a period of six months from the date of such finding, unless such protests shall be overruled by a four-fifths vote of the legislative body. In order that such objections constitute a bar, as aforesaid, they must specifically state that the objections are to the doing of the thing or things proposed in connection with the improvement in their entirety and not merely to some item, class, kind or part of the thing or things proposed to be done in connection with the improvement. If the fact be that the owners of more than one-half the area of the property included within the entire improvement assessment district as proposed have not so in writing made objection going to the ordering of the thing or things proposed to be done in connection with the improvement, as an entirety, the legislative body shall so find, and may thereupon proceed with the hearing but such finding need not be in writing, and may for the purpose of proceeding with the hearing, be a mere announcement of the body and if the owners of more than fifty per cent of such area have made such written objection and such objection has been overruled by a four-fifths vote of the legislative body, it shall thereupon proceed with the hearing. Next shall be heard in any order desired by such body, such objections as shall be made to the extent of the district and to the grade or grades to which the improvement is proposed to be constructed.

The hearing may be continued from time to time by the legislative body by an order to be entered upon its minutes.

SEC 6. Section 10 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 10. Unless the power to proceed shall have ceased as hereinbefore provided, the legislative body shall in conclusion of the aforementioned hearing and as a determination of all questions arising thereat, by resolution to be entered upon its minutes, declare its findings that the owners of more than fifty per cent of the area of the property included in the acquisition assessment district have not made written objection going to the entirety of the thing or things proposed to be done, in connection with the acquisition, or if such objections have been made by the owners of more than fifty per cent of such area that such objections are overruled by an affirmative vote of four-fifths of the members of the legislative body, and that the owners of more than fifty per cent of the area of the property included in the improvement assessment district have not made written objection going to the entirety of the thing or things proposed to be done in connection with the improvement, or if

such objections have been made by the owners of more than fifty per cent of such area that such objections are overruled by an affirmative vote of four-fifths of the members of the legislative body. Said legislative body may at the conclusion of the hearing thereon and in said resolution determine the extent and boundaries of the acquisition assessment district and may exclude from the acquisition assessment district described in the resolution of intention any parcels of land which it may find will not be benefited by the doing of the thing or things proposed to be done in connection with such acquisition. It may also change or modify either as to number or boundaries the zones, if any, in the event that the expenses of the acquisition are to be met by the ad valorem plan of an assessment tax, into which said acquisition district is divided, so that each zone shall be composed of the lands within said acquisition assessment district which will be benefited in like measure, and it may also change the percentage of the total amount to be levied each year which shall be levied upon the lands within each zone in the acquisition assessment district, said legislative body may also in said resolution determine the extent and boundaries of the improvement assessment district and may also exclude from the improvement assessment district described in the resolution of intention, any parcels of land which it may find will not be benefited by the doing of the thing or things proposed to be done in connection with said improvement; said legislative body may also change or modify the boundary of said improvement assessment district. If no changes be made in the boundaries of the acquisition assessment district or improvement assessment district as the same are set forth in the resolution of intention, or no changes are made in the zones or the percentages to be levied on the lands in said acquisition assessment district each year as set forth in said resolution, it shall be sufficient to state that the boundaries of the improvement assessment district and the acquisition assessment district, and the zones and the percentages of said acquisition assessment district to be levied thereon each year, are those set forth in the resolution of intention, but if any changes be made in the boundaries of the improvement assessment district or the acquisition assessment district, the boundaries as finally determined shall be fully set forth in said resolution, and the plat or map of the acquisition assessment district and the plat or map of the improvement assessment district on file in the office of the clerk of such legislative body and referred to in the resolution of intention shall be made to show said boundaries as finally determined, and if any changes be made in the zones referred to in the resolution of intention, the description of the boundaries of said zones, as finally determined, shall be fully set forth, and said plat or map on file in the office of the clerk of the legislative body shall be changed to show the boundaries of said zones as finally determined, and, if any changes be made in the percentages of the amount to be levied each year upon the lands within each zone of the acquisition assessment district, the resolution shall so state, giving such percentages, as finally determined. In the event that the expenses of the proposed acquisition is to be levied by the direct assessment plan, the hearing shall be confined to the matter of the extent of and the boundaries of the assessment district. The boundaries of the acquisition assessment district, as the same are set forth in the resolution of intention, shall not be so changed as to include within the district any territory not within its boundaries as set forth in said resolution.

The boundaries of the improvement assessment district, as the same are set forth in the resolution of intention, shall not be so changed as to include within the district any territory not within its boundaries as set forth in said resolution.

Said legislative body may also change or modify the grades as set forth in the plans and specifications and referred to in the resolution of intention. If no change or modification be made as to the grades, as the same are set forth in the plans and specifications and referred to in the resolution of intention, it shall be sufficient to state in the resolution adopted at the conclusion of said hearing, that the grades as finally determined, are those set forth in such plans and specifications, but if any changes are made in the grades, as set forth in the plans and specifications and referred to in the resolution of intention, such changes shall be set forth in said resolution adopted at the conclusion of said hearing.

If any changes or modifications be made in the boundaries of the improvement assessment district or the acquisition assessment district or the zones, or the percentages to be levied each year upon the lands within each zone in the acquisition assessment district, or the grades, or any or all of the foregoing, such changes or modifications shall be made by a four-fifths vote of the legislative body.

The boundaries of the improvement assessment district and acquisition assessment district, the location and extent of the zones, if any, and the percentages of the total amount to be levied each year which shall be levied upon the lands within each zone in the acquisition assessment district in those instances where the cost and expenses are to be collected under the ad valorem plan of an assessment tax, so determined, shall then be established and prevail for all purposes of the proceeding and until any bonds to be issued under the proceedings shall have been fully paid and discharged. When the expenses for the acquisition are to be met by the direct assessment method, the boundaries of the district shall remain as established until the assessments have been paid and until any bonds issued to represent unpaid assessments shall have been fully discharged, and the grades so determined shall be the grades for all the purposes of the proceeding and the

improvement to be done thereunder. The findings and determination of said legislative body shall be final and conclusive.

SEC 7. Section 11 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec 11. Having thus taken action upon all objections and protests to the doing of the thing or things proposed to be done and having determined the boundaries of the improvement assessment district and the boundaries of the acquisition assessment district and also in the event that the expenses of the acquisition are to be met by a special assessment tax on the ad valorem plan, then also of the zones, if any, and the percentages heretofore referred to, and the grades for the improvement, the legislative body shall have jurisdiction and may, by resolution, order the thing or things proposed to be done in the resolution of intention to be done. The resolution ordering the doing of the thing or things proposed to be done may be the same in which all of the final determinations above mentioned are made, or it may be a separate resolution, in which latter case it shall refer to the resolution making said final determination. Neither said resolution ordering the doing of the thing or things proposed to be done nor any resolutions, notices, orders or determinations thereafter made or given in the proceeding need contain a description of the work or improvement to be done or the property to be acquired, and it shall be sufficient in any of the foregoing to refer therein to the resolution of intention for a description of the work or improvement to be done, or the property to be acquired, or both, as the case may be, and, if the boundaries of the improvement assessment district and the boundaries of the acquisition assessment district, the zones, percentages and grades set forth in the resolution of intention have not been changed, it shall be sufficient in any of the foregoing to refer therein to the description of the same set forth in the resolution of intention, but if said boundaries, said zones, said percentages and said grades or any or all of the same have been changed then it shall be sufficient to refer to the resolution changing and determining the same for a description thereof and all details relative thereto.

If said resolution ordering the doing of the thing or things proposed to be done include the acquisition of property, the legislative body shall therein direct an action to be brought by the attorney, in the proper superior court, in the name of the county or of the municipality for which the legislative body conducting the proceedings functions, as the case may be, for the condemnation of the property necessary or convenient to be taken therefor.

If said resolution orders work or improvement to be done, the legislative body shall therein fix a time for receiving bids for doing said work or improvement and direct the clerk thereof to give notice accordingly, inviting sealed bids. In the event the proceeding includes the acquisition of property which must be acquired before the construction of the improvement can be commenced, the time for receiving bids may be fixed as the first regular meeting day of the legislative body after the expiration of fifteen days following the signing of the decree or order of the court entitling the plaintiff in the action to possession and use of the property sought to be acquired, and the clerk shall be directed in said resolution to give the notice inviting bids after the signing of such decree or order or a future day and hour certain may be fixed, and if a decree or order giving possession is not obtained at a time prior to such day sufficient to permit the first publication of the notice inviting bids to be had at least ten days prior thereto, the legislative body may, by resolution, refix said day for receiving bids and direct the clerk to give notice inviting bids for said new day so fixed. A single exercise shall not exhaust this power to refix the day for receiving bids in such cases, but it may be resorted to as many times as are necessary.

In the event that the proceeding includes both an acquisition and improvement, the legislative body may require the bidders who submit bids for performing the work and improvement to purchase the bonds which have been or are to be issued to cover the cost of the acquisition and immediate possession, or either or both, and to include in their bid for the improvement a bid for said bonds, which shall not be for less than par. Such determination and requirement shall be made by resolution and shall direct the clerk to give notice accordingly in the notice inviting bids, stating the total par value of such bonds, and the interest rate, if fixed; otherwise the maximum interest rate. In the event such determination and requirement are made the time fixed for receiving bids for the improvement may be any time after directing the issuance of the bonds under the provisions of section 28 or section 30 of this act, fixing a day certain, but the power to refix such time shall exist as heretofore in this section provided. In such event the provisions made elsewhere for the notice of sale and sale of such bonds shall not apply, where inconsistent herewith. The successful bidder shall, within fifteen days after the first publication of the notice of award, make payment to the treasurer in cash for such bonds, which shall be used by said treasurer in the same manner as if such bonds were sold separately; *provided, however*, that the successful bidder shall not be entitled to a contract for the said work or improvement until such payment is made and until the plaintiff in the action to acquire the public way or ways required has obtained a valid court order, judgment or decree entitling it to possession of the public way or ways to be improved. In such cases, the twenty days after the first publication of the notice of award provided in section 14 for enter-

ing into the contract shall be extended to ten days after the entry of such order, judgment or decree

SEC. 8. Section 17 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 17. The superintendent of work is hereby authorized, in his capacity as such superintendent of work, to execute the contract with the awardee of the same, and to receive and approve all bonds by this act required on the part of such awardee. He shall, by the terms of said contract, fix the time for the commencement of the work or improvement, which shall not be more than twenty days from the date thereof, and for the completion of said work or improvement under all contracts entered into by him, and the contract shall provide that the work shall be prosecuted with diligence until completed. The time of completion fixed in the contract may be extended from time to time by said superintendent of work, under the direction of the legislative body expressed by resolution, a copy of which shall be certified by the clerk of said legislative body and attached to the contract. Such extension of time may be granted by the legislative body at any time before the expiration of three months after the time originally fixed for completion in the contract or by the last previous extension of time, and the extension so granted shall be deemed to commence and be effective from the date of such expiration. Any such extension of time shall not release any surety or sureties upon any bond required under this act.

Said contract shall provide that the work or improvement to be done shall be under the direction and to the satisfaction of said superintendent of work, and that the materials used shall comply with the specifications and be to the satisfaction of said superintendent of work, and shall undertake on behalf of the county or municipality, as the case may be, that, upon the performance and completion of the contract on the part of the contractor, and under the provisions of the "Acquisition and improvement act of 1925," all steps will be taken, in and by said act authorized to be taken, to effect the issuance of the assessments, diagrams, warrants and bonds in said act authorized to be issued. Said contract shall also contain an express notice that in no case, except where it is otherwise provided by law, or the charter of the county or municipality whose legislative body is conducting the proceedings, as the case may be, shall the county or municipality, as the case may be, or any officer thereof, be liable for any portion of the expense or be helden under said contract in any way except for the discharge of official duty under the law, nor shall said county or municipality as the case may be, be liable for any materials or sums of money except those which the resolution of intention shall provide will be furnished or paid.

SEC. 9. Section 18 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 18. If, after the execution of the contract, the contractor shall fail to begin the work in good faith within the time provided in said contract, or shall fail at any time thereafter to prosecute said work diligently according to the terms of the contract, the superintendent of work shall make a report to the legislative body setting forth wherein the contractor is in default. Thereupon the legislative body shall cause written notice to be mailed to said contractor at his last known address that at a time, to be set in the notice and which must be not less than five days after the mailing of the notice, said body will hold a hearing to determine whether or not the contract shall be declared forfeited

At the time set in said notice, or at any time to which the matter may be continued, the legislative body shall determine whether or not the contractor is in default either in respect to beginning said work or in respect to its diligent prosecution. If said body determines that the contractor is in default it may declare the contract forfeited. In such event it may again call for bids and award the contract as provided heretofore for awarding the contract in the first instance.

If bids are again called for and a new contract entered into at a price greater than that in the contract declared forfeited, suit shall be brought on the bond of the original contractor for an amount equal to the excess of the second contract over the first, plus the incidental expense incurred in entering into the new contract. The sum recovered shall be placed in the general fund of the county or municipality, as the case may be.

SEC. 9a. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 21a and to read as follows:

Sec. 21a. In case of an improvement, the legislative body shall direct the engineer of work to make a diagram of the property affected or benefited by the proposed work or improvement, as described in the resolution of intention, and to be assessed to pay the expenses thereof. Such diagram shall show each separate lot, piece or parcel of land, and the dimensions of each such lot, piece or parcel of land, and the relative location of the same to the work proposed to be done, all within the limits of the improvement assessment district; and when said diagram shall have been approved by the legislative body, the clerk shall certify the fact and date thereof. Immediately thereafter the said diagram shall be delivered to the superintendent of work, who shall, after the contractor has fulfilled his contract to the satisfaction of said superintendent of work or legislative body on appeal, proceed to estimate upon the lands, lots or portions of lots within the improvement assessment district, as shown by said diagram,

the benefits arising from such work, and to be received by each such lot, portion of such lot, piece or subdivision of land, and shall thereupon assess upon and against said lands in said improvement assessment district the total amount of the costs and expenses of such work, and in so doing shall assess said total sum upon the several pieces, parcels, lots or portions of lots, and subdivisions of land in said improvement assessment district, benefited thereby, to wit, upon each respectively, in proportion to the estimated benefits to be received by each of said several lots, portions of lots, or subdivisions of land. In other respects the assessment shall be as provided in the next section. The assessment and apportionment of the expenses of all of such improvement shall be made by the superintendent of work, as set forth in this act; *provided, however*, that the legislative body may by resolution provide that the assessment thereafter to be made in the proceeding shall be made and signed by the superintendent of streets or county surveyor, as the case may be, instead of by the superintendent of work, and in such event, the provisions outlined in this act with reference to the duties of the superintendent of work shall be construed as being complied with when such duties are so performed by said superintendent of streets or said county surveyor, in lieu of the superintendent of work.

SEC. 10 Section 22 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

SEC. 22 In case of an improvement, after the contractor has fulfilled his contract to the satisfaction of the superintendent of work, the superintendent of work, or the superintendent of streets, or the county surveyor, as the case may be, if the power and duty so to do has been delegated to him as heretofore provided, shall make an assessment covering the sum due for the work performed and specified in the said contract (including all incidental expenses), in conformity with the provisions of the preceding section according to the character of the work done. The assessment shall briefly refer to the contract, the work contracted for and performed, and shall show the amount to be paid therefor, together with all incidental expenses, the amount of each assessment against each lot or portion of lot, the number of each lot or portion or portions of a lot so assessed, and shall have attached thereto a diagram exhibiting each street or street crossing, lane, alley, place or court, property or rights of way on which any work has been done, showing the relative location of each lot, or portion of lot to the work done, numbered to correspond with the numbers of the assessments. The said assessment shall then be filed with the city clerk or the county clerk, as the case may be, and said clerk shall then give notice of the filing of said assessment and of a time to be therein fixed by the said clerk when all persons interested in the work done, or in the assessment will be heard by the city council or board of supervisors, as the case may be. Such notice shall be posted for not less than five (5) days on or near the council chamber door, or the chamber door of the board of supervisors, and in addition be published in a newspaper published twice in a newspaper published in such city or county, if there be any, the first of which publications shall not be less than fifteen (15) days before the time fixed for such hearing. Such notice shall also be given by mailing a post card to the owner of each lot listed according to the name and address appearing on the last equalized assessment roll, for city taxes or for county taxes, as the case may be, prior thereto, or as known to the clerk; *provided*, that a failure of the clerk to give such notice by mailing or of any persons addressed to receive same, shall not affect the jurisdiction of the council or board, to proceed with the hearing noticed. Reference shall therein be made to the resolution of intention and the date of its passage, for a description of the work therein mentioned and no other description thereof shall be necessary. The owners, the contractor or his assigns, and all other persons interested in any work done under this act, or in the assessment, feeling aggrieved by any act or determination of the superintendent of work, engineer of work, superintendent of streets, or the county surveyor, in relation thereto or who claim that the work has not been performed according to the contract in a good and substantial manner, or who claim that any portion of the work for any reason was omitted or illegally included in the contract for the same, or having or making any objection to the correctness of the assessment or diagram or other act, determination or proceeding of the superintendent of work, engineer of work, superintendent of streets, or county surveyor, shall prior to the day fixed for the hearing upon the assessment, appeal to the city council or to the board of supervisors, as the case may be, by briefly stating in writing the grounds of appeal. Upon such appeal, the said city council or board of supervisors, as the case may be, may remedy and correct any error or informality in the proceedings, and revise and correct any of the acts or determinations of the superintendent of work, engineer of work, superintendent of streets, or county surveyor, relative to the said work; may confirm, amend, alter, modify or correct the assessment or diagram in such manner as to them shall seem just and require the work to be completed according to the directions of the city council or the board of supervisors, as the case may be; and may instruct and direct the superintendent of work, the engineer of work, the superintendent of streets, or the county surveyor, as the case may be, to correct the warrant, assessment or diagram in any particular. All the decisions and determinations of the said city council or of the board of supervisors, as the case may be, upon notice and hearing as aforesaid, shall be final and conclusive upon all persons entitled to appeal under the provisions of this section, as to all errors, informalities,

and irregularities, which said city council or board of supervisors might have avoided, or have remedied, during the progress of the proceedings, or which it can at that time remedy. No assessment, warrant, or diagram, and no proceedings prior to the assessment, shall be held invalid by any court for any error, informality, or other defect in the same, where the resolution of intention of the council or board of supervisors, as the case may be, to do the work, has been actually published as herein provided. When no appeal is taken or when the orders and determinations of the council or board of supervisors, as the case may be, upon appeal have been complied with, and the council or board of supervisors, as the case may be, is satisfied with the correctness of the assessment, thereupon the street superintendent or county surveyor, as the case may be, shall attach thereto a warrant bearing the date of said order of said city council or board of supervisors as the case may be.

The said treasurer shall immediately mail a demand to the owners of the property assessed, as shown upon the last equalized assessment roll, or as otherwise known to him, stating the amount of the assessment and the time and place for cash payment thereof, and for thirty (30) days after the recordation shall receive the amount due upon any assessment and give a receipt therefor, and cancel said assessment of record, *provided* that any omissions or irregularities in the making or receiving of such demand shall not, however, constitute a defect in the proceedings, or in any way affect the validity of the proceedings or the bonds issued to represent the unpaid assessments.

Any property owner who is also a defendant in the condemnation suit for an acquisition may offset his award or any portion of his award in such action against the assessment made to cover the costs and expenses of the acquisition upon any lot, piece or parcel of land owned by him, or he may apply said award pro tanto upon such assessments, in which case the treasurer shall make an entry upon the assessment roll showing the amount paid by offset and the source of such amount. Such property owner shall execute duplicate receipts for such part due him as is offset against such assessments, one of which shall be retained by the treasurer and the other shall be filed with the clerk of the court, and the plaintiff shall thereupon be entitled to a satisfaction pro tanto of the interlocutory judgment.

Sec. 11. Section 23 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 23. To said assessment shall be attached a warrant, which shall be signed by the superintendent of work, or by the superintendent of streets, or county surveyor, as the case may be, if the power and duty to do so has been delegated to him as hereinbefore provided, and countersigned by the mayor of said municipality, or the president of said board. The said warrant shall be substantially in the following form:

By virtue hereof, I, _____, (name of superintendent of work, or superintendent of streets, or county surveyor, as the case may be) of _____ (city or county) of _____, county of _____, State of California, by virtue of the authority vested in me as said _____ (superintendent of work, or superintendent of streets, or county surveyor, as the case may be) do authorize and empower _____ (name of contractor) _____ (his, their or its) agents or assigns to demand and receive the several assessments upon the assessment and diagram hereto attached, and this shall be _____ (his, their or its) warrant for the same. Serial bonds bearing interest at the rate of _____ per cent per annum, and extending over a period ending _____ years from and after the second day of January next succeeding the fifteenth day of the next November following the date of said bonds are to be issued to represent the cost and expenses of the work described in the assessment and in the manner and form prescribed by law, and notice is hereby given that a bond in such series will issue to represent each assessment of twenty-five dollars or more remaining unpaid for thirty days after the date of recording this warrant.
Date _____

(Name of superintendent of work, superintendent of streets, or county surveyor,
as the case may be)

Countersigned by (name of mayor of
municipality or president of board)

Said warrant, diagram and assessment shall be recorded in the office of said superintendent of streets or county surveyor, as the case may be. When so recorded the several amounts assessed shall be a lien upon the lands, lots, or portions of lots assessed, respectively, and such lien shall so continue until it be discharged of record. Such lien shall be subordinate to all special assessment liens previously imposed upon the same property, but it shall have priority over all special assessment liens which may thereafter be created against the said property and from and after the date of said recording of any warrant, assessment and diagram, all persons shall be deemed to have notice of the contents thereof. After said warrant, assessment and diagram are recorded, the same shall be delivered to the contractor, or his agent, or assigns, on demand but not until after the payment of the incidental expenses not previously paid by the contractor, or his assigns; and by virtue of said warrant said contractor, or his agents or assigns, shall be authorized to receive the amount of the

several assessments made to cover the sum due for the work specified in such contract and assessments.

The warrant hereinbefore mentioned, shall be and constitute full authority to the contractor, his agents or assigns, to collect the said assessments and they shall be free to make demands upon the owners by virtue of the said warrant and to demand and receive payment of the same, and give receipt therefor, and they shall, whenever the owner so demands give a receipt to him, and the street superintendent or county surveyor, as the case may be, thereafter shall, upon presentation of such receipt, mark upon the said assessment note of the said payment.

SEC. 12. Section 24 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 24 The warrant shall be returned to the superintendent of streets or the county surveyor, as the case may be, on or after thirty (30) days after the date of recording same, with the written statement of all payments received upon the assessment, signed by the contractor or his assigns. Thereupon the superintendent of streets or county surveyor, as the case may be, shall file the statement so made with the record of the warrant and assessment by attaching it in the same book and immediately following the record of the assessment. Upon such filing the warrant shall be redelivered to the contractor, or his assigns.

The said superintendent of streets or county surveyor, as the case may be, is authorized at any time to receive the amount due upon any assessment and warrant issued by him and give a good and sufficient discharge therefor; *provided*, a bond has not been issued to represent said assessment; *provided, further*, that when suit shall have been brought to collect the amount due upon any assessment as herein provided, the plaintiff shall file with the superintendent of streets or county surveyor, as the case may be, a written notice of the pendency of said action showing the particular assessments affected by said action or actions; and after the filing of said notice the said superintendent of streets or county surveyor, as the case may be, shall not receive any money on account of said assessment, and thereafter he shall have no authority to cancel said assessment or give a discharge thereof without the written consent of the owner of said assessment until judgment has been rendered in said action or the same has been dismissed. In case any warrant is lost, upon proof of such loss a duplicate can be issued, upon which collections may be made, with the same effect as on the original. After the filing of the written statement of payments as aforesaid, all amounts remaining due thereon shall draw interest at the rate of one per cent per month until paid, said interest to be computed from the date of the filing of the contractor's statement and if such amount be not paid within six months thereafter, there shall be added thereto a penalty of five per cent of the principal amounts then due thereon.

SEC. 13. Section 25 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 25. No assessment, warrant or diagram and no proceedings prior to the assessment, shall be held invalid by any court for any error, informality, or other defect in the same where the resolution of intention of the council or the board of supervisors to do the work, has been actually published as herein provided. No action, suit or proceeding to set aside, cancel, avoid, annul, or correct any assessment or reassessment, or to review any of the proceedings, acts, or determinations therein, or to question the validity of, or enjoin the collection of the assessment, or reassessment, or to enjoin the issuance of bonds to represent the same, shall be maintained by any person unless such action or actions shall have been commenced within thirty (30) days after the recording of the warrant, assessment and diagram or reassessment, and thereafter all persons shall be barred from any such action or any defense of invalidity of the assessment or of bonds issued thereon, or of the reassessment, if such be made and of bonds issued thereon.

SEC. 14 A new section is hereby added to said "Acquisition and improvement act of 1925" as amended, to be numbered section 25a and to read as follows:

Sec. 25a. It shall be the duty of the superintendent of streets or county surveyor on or before the fourth Monday of September of each year to certify to the city tax collector of the city conducting said proceedings or to the county tax collector as the case may be, or in case the city taxes are collected by the county, to the county tax collector, a list of the properties within said city or cities or county upon which there is a lien for delinquent assessments, as shown by the records of the street superintendent, or county surveyor. In case the assessment district for said improvement includes territory in more than one city or in one or more cities and a county said notice herein provided for shall be placed on the county tax bill. Such tax collector shall cause to be pasted or attached to or printed or stamped upon the tax bill or tax receipt, a notice which shall in substance be as follows:

"Notice of Assessments

"There is an assessment lien on this property which must be paid to city street superintendent (or bureau of assessments in cities where such bureau exists, or to county surveyor as the case may be), to avoid foreclosure."

At any time after the first day of July next succeeding nine months following the date of recording of such assessment, the contractor or his assignee may sue in his own name the owner of the land, lots or portions of lots assessed on the day of the date of recording of the warrant, assessment and diagram, and recover the amount

of any assessment remaining unpaid together with interest and any penalties allowed hereunder; *provided*, that if any state, county or municipal taxes or other special assessment or assessments be delinquent on said property then such action may be brought at any time after ninety days after the recording of such assessment.

When suit has been brought in accordance with the provisions of this section, the plaintiff shall be entitled to have and recover five dollars attorney fees on each assessment sued on, in addition to all taxable costs, notwithstanding that the suit may be settled or a tender may be made before a recovery in said action, and he may have judgment therefor; *provided*, that if the court finds an unnecessary number of actions have been brought, where the parties are identical, it may allow the costs of one action only, *and provided, further*, that such attorney's fee in any one action shall not exceed five dollars where said action shall be settled before trial or where judgment shall be taken on default. Suit may be brought in the superior court within whose jurisdiction said work has been done, and in case any of the assessments are made against lots, portions of lots, or lands, the service of process must be had in said action, in such manner as is prescribed in the codes and laws of this state. It shall be competent to bring a single action under any such assessment irrespective of the number of lots assessed where the parties defendant are identical, and where separate actions are brought, the same may be consolidated by order of the court. The said warrant, assessment and diagram, with proof of nonpayment shall be held prima facie evidence of the regularity and correctness of the assessment and of the prior proceedings and acts of the superintendent of streets or county surveyor and city council or board upon which said warrant, assessment and diagram are based, and like evidence of the right of the plaintiff to recover in the action. The plaintiff in such action may recover the costs of any abstract or report of search of title procured in good faith in order to determine ownership, such search to be by a reputable abstractor or title company and such cost not to exceed five dollars per lot, and such abstract or report of search with affidavit of payment to be filed in the action.

In a complaint in any such action it shall be held sufficient to allege briefly that the city council or board ordered the work, the performance of the work under the contract, the making of the assessment, the issuing of said warrant and the making of said diagram; that an assessment (naming the amount) was levied against that certain lot or parcel of land (describing the same) which, according to the information and belief of the plaintiff, is owned by the defendant; that payment of said assessment has not been made.

In describing said lot or parcel of land in said complaint it shall be sufficient to refer to the same by its number upon said diagram, provided a certified copy of said warrant, assessment and diagram shall have been previously filed in the office of the recorder of the county or city and county in which the same is situated. It shall be the duty of such recorder to so file any such certified copy presented to him upon payment of the filing fee therefor, which fee is hereby fixed at fifty (50) cents.

If the contractor or his agent or any person acting in behalf of the contractor shall, prior to the filing of a complaint for the recovery of any assessment as herein provided or subsequent to the filing of suit and prior to the allowance of attorney fees and costs as herein provided, make any written demand upon or present any bill or notice in writing to such owner, demanding, requesting or notifying such owner to pay or that there is due, attorney's fees or court costs in connection with the collection of such assessment, then, the superintendent of streets, or county surveyor is authorized, upon written demand of such owner, accompanied by the affidavit of such owner, that such written demand, bill or notice for the payment of attorney's fees and costs, or either thereof, was made upon or presented to such owner prior to the commencement of suit, or subsequent to the filing of suit and prior to the allowance of attorney's fees and costs, together with such written demand, bill or notice to mark said assessment "paid" and such assessment shall thereby be deemed to be paid and the lien thereof, released; *provided*, that this clause shall not be held to apply to the service of summons and complaint in a civil action.

Should suit be brought for the recovery of any assessment prior to the time permitted for bringing same as herein provided, then in such action, so brought the plaintiff shall not recover and defendant shall be entitled to have and recover such attorney's fees as the court may deem reasonable in addition to all taxable costs and he may have judgment therefor.

Sec. 15. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25b and to read as follows:

Sec. 25b. The council, or board, instead of waiting until the completion of the improvement, may, in its discretion, and not otherwise, upon the completion of two blocks or more of any improvement, order the street superintendent, or county surveyor, to make an assessment for the proportionate amount of the contract completed, and thereupon proceedings and rights of collection of such proportionate amount shall be had as provided herein.

Sec. 15a. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25c and to read as follows:

Sec. 25c. The records kept by the superintendent of streets, or county surveyor, in conformity with the provisions of this act, and signed by him, shall have the same

force and effect as other public records, and copies therefrom, duly certified, may be used in evidence with the same effect as the originals. The said records shall, during all office hours, be open to the inspection of any citizen wishing to examine them, free of charge.

SEC. 15b. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25d and to read as follows:

Sec 25d. In those instances where the expenses of the acquisition are to be met by special assessments under the direct assessment plan, the resolution of intention shall so state and said special assessments shall be issued under the provisions of sections 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26 of an act of the Legislature entitled "An act to provide for the laying out, opening, extending, widening or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvements," as amended, and as the same may hereafter be amended. The said provisions of said sections 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26 of said act and the amendments which may hereafter be made thereto are hereby incorporated in and adopted as a part of this act. Whenever in said sections 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26 of said act the following phrases are used, they shall be deemed to and are hereby declared to include in appropriate cases the following, to wit: "city council" includes "board of supervisors"; "city engineer" includes "engineer of work or superintendent of work or county surveyor, as the case may be"; "assessment district" includes "acquisition assessment district"; "council" or "city council" includes "board of supervisors."

Sec 16. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25e and to read as follows:

Sec. 25e. Any council or board of supervisors passing a resolution of intention under the provisions of this act shall have power to determine that serial bonds shall be issued to represent assessments of twenty-five dollars, or more, for the cost of the whole or any portion of any acquisition or acquisitions or any work or improvement authorized by this act, whether in incorporated or unincorporated territory; and when any council or board of supervisors, shall determine that such serial bonds shall be issued, it shall so declare in the resolution or ordinance of intention to do the work, and the said bonds shall be issued under the provisions of part three of an act of the Legislature of the State of California, entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks, within municipalities, and upon property and rights of way owned by municipalities, or of which a municipality has possession and the right of use under the provisions of section 14 of article one of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended and as the same may hereafter be amended, excepting therefrom section 64. The said provisions of said part three of said act and the amendments which may hereafter be made thereto are hereby incorporated in and adopted as a part of this act, save and excepting section 64, which is covered by 25a of this act, and it is also hereby provided that the period of time over which the said bonds may extend may be longer than the period provided in the improvement act of 1911, that is, the bonds to represent special assessments for the acquisitions may extend over a period not to exceed twenty-nine (29) years from the second day of January next succeeding the fifteenth day of the next November following their date and the bonds to represent special assessments for improvement may extend over a period not to exceed nineteen (19) years from the second day of January next succeeding the fifteenth day of the next November following their date. In either of such cases, an even annual proportion of the principal sum thereof shall be payable by coupon on the second day of January every year after the fifteenth day of the next November following the date of the said bonds until the whole is paid and the interest shall be payable semiannually by coupons on the second day of January and the second day of July respectively of each year after the date of the bonds, at a rate not to exceed seven per cent (7%) on all sums unpaid, until the whole of said principal and interest are paid. (Otherwise all of the provisions of said part three of the improvement act of 1911 shall be applicable.) Wherever in said part three of said act the following phrases shall be deemed to and are hereby declared to include in appropriate cases the following, to wit: "City or council" includes "board of supervisors"; "city" or "municipality" includes "county"; "treasurer" or "city treasurer" includes "county treasurer"; "street superintendent" includes "county surveyor"; "tax rolls of said city" includes "tax rolls of said county"; the bond may be designated as "series ----- in the county or city of -----"

In the event that it is provided that the costs and expenses of the acquisition, or acquisitions, shall be met by the specific direct assessment plan, the phrase, date of the warrant, shall be deemed to and is hereby declared to include, the date of the first publication of notice that said sums assessed are due and payable, and the street superintendent, or county surveyor, as the case may be, shall make and certify to the city treasurer or county treasurer, as the case may be, a complete list of all assessments unpaid, which amount to twenty-five dollars or over, after the full expiration of thirty days from the date of the said first publication of notice that the sums assessed are due and payable.

SEC 17. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered 25f, and to read as follows:

Sec. 25f. Whenever any assessment heretofore issued or which may be hereafter issued is or shall be void, or unenforceable, for any cause, or if bonds shall have been, or shall be, issued to represent any assessments and such issuance shall not have been, or shall not be effective through the curative provisions in relation thereto, or any curative act that may be passed by the Legislature in relation thereto to make them valid and enforceable, then, in any of such events a reassessment therefor may be issued. The true intent and meaning of this section is to make the cost and expense of work or improvement made through an attempted compliance with this act, payable by the real estate benefited by such work or improvement by making a reassessment therefor.

Such power of reassessing embraces both a full and a partial reassessment, and is not exhausted by a single attempted exercise thereof.

A reassessment shall be ordered under any one of four circumstances:

First—Where the owner or holder of any assessments, or of bonds issued under this act to represent assessments, request the legislative body of the city or the county, as the case may be, in which the assessment has been or shall be issued to order a reassessment. In such event if said legislative body be of the opinion that the assessments or bonds in question are not enforceable it shall order the making and issuing of a reassessment covering only the assessments owned or held by the petitioner or the assessments represented by the bonds owned or held by such petitioner.

Second—Whenever any court of competent jurisdiction in any suit to foreclose the lien of any assessment or to enforce the obligation of any bond issued to represent any assessments issued under this act, has for any reason held such lien unenforceable, then it shall in and by its decree direct the making of a reassessment to cover the assessments involved in such suit.

Third—Whenever any court of competent jurisdiction in any suit to set aside the lien of any assessment or of any bond representing any assessment, or in any suit to quiet title against the lien of any such assessment, or bond, or in any suit to enjoin the making, filing, confirmation or issuance of any assessment or bond to pay for the cost and expenses of any work done hereunder, shall in its judgment decree such assessments or bonds to be void, or unenforceable, then it shall in and by its decree direct the making of a reassessment to cover the assessments involved in such suit.

Fourth—Whenever any contractor or assignee of a contractor shall have done or performed any work or improvements pursuant to proceedings had and taken in attempted compliance with the provisions of this act, and whenever prior to the issuance of any assessments, any court of competent jurisdiction in any suit to invalidate the contract or any of such proceedings shall for any reason declare said contract or other proceedings to be invalid, then such court shall in and by its decree direct the making of a reassessment for the reasonable value of the work and improvement actually done and performed in good faith by the contractor, or such portion thereof as was of a kind that could lawfully have been ordered under the provisions of this act.

The manner of making, issuing and enforcing the reassessment shall be as follows:

The superintendent of streets or county surveyor shall, upon the entering of a decree of court directing a reassessment or upon the making of an order by the legislative body of the city or county, as the case may be, directing a reassessment, proceed to make a reassessment in the following manner:

If the reassessment be a partial one only, then it shall not be necessary for the diagram to show any other lots than the ones covered by such partial reassessment. If it be a full reassessment, however, then the superintendent of streets or county surveyor shall prepare and file with the reassessment a diagram showing the lots, pieces or parcels of land deemed by him to have been benefited by the work or improvement. The reassessment shall assess upon and against each of the lots, pieces or parcels of land, contained therein an amount arrived at as follows: The benefits derived, or to be derived by each of the said lots, pieces or parcels of land from the work or improvement estimated as of the date of the filing in the clerk's office of the original assessment shall first be listed. Then there shall be added thereto interest thereon from twenty (20) days after the date of filing the original assessment at the rate of seven per cent (7%) per annum, and the total sum shall constitute and be the amount of the proposed several assessments in such reassess-

ment. The total of such reassessment, however, exclusive of interest, shall not exceed the cost of the work or improvement. Such assessment need not be in any prescribed form, but shall refer to the original assessment, give the date of the original assessment and state that it is made pursuant to the orders of the legislative body of the city or county, as the case may be, or decree of the court, and shall be accompanied by a diagram showing the lots to be reassessed and their relation to the work. It shall then be presented to the legislative body, which shall fix a time for hearing before it. Such time must be at least twenty (20) days after the reassessment is so presented. The city clerk or county clerk, as the case may be, shall then advertise the time of such hearing before the legislative body by publishing a notice in the newspaper in which the notice of award of contract for the improvement for which the assessment was made, was published unless the legislative body directs publication in some other paper. In said notice a description of the district shall be set forth and the assessment diagram referred to for particulars. Such notice shall be published for five insertions, if the paper be a daily, or by two insertions if the paper be published less frequently. At the time fixed for said hearing, or at such time or times to which the same may be thereafter adjourned, the legislative body shall consider the objections to said reassessment and in its discretion informally direct the revision, correction or modification of such reassessment in such manner as is most equitable to apportion to each lot, piece or parcel of land thereby benefited the amount of the actual benefits derived from such improvement. When such reassessment shall have been revised, or corrected or modified so as to comply with the judgment of said legislative body, then it shall pass a resolution confirming the reassessment. The street superintendent or county surveyor shall thereupon record the reassessment with a certificate at the end thereof by the city clerk or county clerk, as the case may be, that it is the reassessment approved by said legislative body. He shall also note opposite the several assessments in the original assessment that have been displaced by the reassessment note the fact that the reassessment has been made, giving its date, and shall credit upon such reassessment or upon the bonds issued to represent the same, together with all payments theretofore made upon the original assessment, interest on such payments at the rate of seven per cent (7%) per annum from and after the date of such payments. Such reassessment shall be collectible and payable in the same manner as an original assessment and shall be enforceable by suit in the same manner provided in this act for enforcing an original assessment, and shall have the same weight in evidence. Bonds issued under the original assessment shall also issue upon the reassessment for such sum as may be reassessed against the lots, pieces or parcels of land covered thereby. When the reassessment is recorded, the original assessment shall be canceled by the street superintendent or the county surveyor so far as it affects the particular assessments involved. New bonds shall not be issued until the original bonds are delivered up to the city treasurer or county treasurer, as the case may be, who shall cancel the same. The lien of such reassessment shall hold its relative rank as to other special assessment liens as of the date of the original assessment.

In the event such work or improvement made in attempted compliance with this act, is fully completed to the satisfaction of the street superintendent or county surveyor, as the case may be, then it shall be the duty nevertheless of the proper officer to make and file an assessment for the costs and expenses thereof, so as to form the basis of a reassessment in the event such assessment should be unenforceable.

SEC. 17a. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered 27a and to read as follows.

SEC. 27a. In those instances where the cost and expenses of the acquisition are to be met by a special assessment tax under the ad valorem plan, immediate possession and use of all or any portion of the property sought to be condemned may be had as provided by sections 28, 28½, and 28¾ of this act.

SEC. 17b. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered 35a, and to read as follows.

SEC. 35a. In those instances where the costs and expenses of the acquisition are to be met by a special assessment tax under the ad valorem plan, the issuance and sale of the bonds in connection with such acquisition shall be had as provided by sections 36, 36½ and 36¾ of this act. In the instances where the costs and expenses of the acquisition, or acquisitions, are to be met by the direct assessment plan, the bonds issued hereunder in connection with such acquisition, or acquisitions, shall be sold to the highest cash bidder after advertising for bids, which advertisement shall be published by at least two insertions. Said bonds shall not be sold for less than the amounts of the assessments for which they were issued. If any bond be sold for an amount in excess of the amount for which it was issued, such excess shall be paid into the general fund of the city or county, as the case may be. The proceeds of the sale of such bonds shall be paid into the fund of the proceeding to represent assessments in which said bonds were issued.

SEC. 19. Section 38 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

SEC. 38. If for any reason, in those instances where the ad valorem plan of special assessment tax is followed, the funds derived from the issuance of bonds as heretofore provided for any acquisition under a proceeding had and taken under

this act, shall be insufficient to pay the interlocutory judgment or judgments and all incidental expenses of the proceedings, or any additional moneys are required to be deposited in court in order that possession and use of the property sought to be condemned, or any portion thereof, may be had or retained, the legislative body conducting the proceedings may meet such deficit by an appropriation out of the general fund of the county or municipality, as the case may be, or by ordering a supplemental issue of bonds of the district and the sale of such bonds, which bonds shall be issued and sold in like manner and form and under like procedure and with like notice to that heretofore in this act prescribed for the issuing of bonds to obtain funds for deposit in order that immediate possession and use of the property sought to be condemned may be obtained or to defray the expenses of an acquisition, as the case may be. The report of the attorney that additional funds are needed for any of the purposes in this section stated shall be made to the legislative body conducting the proceeding and such legislative body shall thereafter proceed as hereinbefore in this section provided. In the event such a supplemental issue of bonds is made, said legislative body may advance the moneys required from the general fund of the county or municipality, as the case may be, and thereafter reimburse said fund from the proceeds of such supplemental issue.

Also if the funds derived from the issuance of bonds for any improvement are insufficient to pay the cost of the same and all incidental expenses thereof the legislative body which conducted the proceedings may meet such deficiency by an appropriation out of the general fund of the county or municipality, as the case may be, or by ordering a supplemental issue of bonds of the district and the sale of such bonds as provided for a supplemental issue of acquisition bonds, except that the report that additional funds are needed shall be made by the superintendent of work.

SEC 18. Section 39 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 39. The bonds issued under and in pursuance of this act for an acquisition in those instances where the expenses of the acquisition is to be met by a special assessment tax under the ad valorem plan may in form and shall in substance (using designations and filling blanks as appropriate under the proceeding) be as indicated following, to wit:

ACQUISITION AND IMPROVEMENT DISTRICT BOND

Acquisition and Improvement District No. _____ of the county (or city) of _____, State of California.

§ _____ Bond No. _____ Series _____

Under and by virtue of an act of the Legislature of the State of California, known as the "Acquisition and improvement act of 1925," the county (or city) of _____, State of California, will pay to the bearer, out of the fund hereinafter designated, at the office of the treasurer of said county (or city), on the _____ day of _____, 19____, the sum of _____ dollars in gold coin of the United States of America, with interest thereon in like gold coin at the rate of _____ per cent per annum, payable semiannually on the second day of January and the second day of July in each year from the date hereof (except that the first interest payment will be made on the second day of _____ next succeeding one year after the date of this bond and the last installment of interest payment will be paid at the maturity of this bond) upon the presentation and surrender, as they respectively become due, of the proper interest coupons hereto attached, the first of which is for interest from the date hereof to the second day of _____ (here insert the month, January or July, which next succeeds the date of the bond) next succeeding one year after the date of this bond, and the last for interest to the maturity hereof from the last preceding date of interest payment.

This bond is issued under and in conformity with the provisions of the above mentioned "Acquisition and improvement act of 1925" and is one of a series of bonds to be issued to represent the expenses of certain acquisitions of property by the public, authorized by the provisions of said act and comprehended in the proceedings had for the above named district. It is hereby certified, recited and declared that all proceedings, acts and things required by law precedent to or in the issuance of this bond have been regularly had, done and performed, and this bond is by law made conclusive evidence thereof.

This bond is payable out of the "Acquisition and Improvement District No. _____ of the county (or city) of _____ interest and sinking fund" exclusively, as the said fund appears upon the books of the treasurer of said county (or city) and neither said county (or city), nor any officer thereof shall be holden for its payment otherwise, but in accordance with the provisions of said act a special assessment tax will be levied and collected upon the lands in said district in an amount clearly sufficient to pay the principal and interest of said bonds as the same shall become payable.

In witness whereof the _____ (here designate the legislative body) _____ of the said county (or city) has caused this bond to be signed by the treasurer of said county (or city) and the seal of _____ (here use the words "the board of supervisors of said county" or the words "the city," as

the case may be) to be affixed this _____ day of _____ 19____

[SEAL]

Treasurer of the county (or city) of _____,
State of California.

The designation of the district by its name and number set forth at the top of the bond shall be sufficient to identify and distinguish each and all of the bonds thereof from any other issue. The bonds issued shall be designated by a separate series from those issued thereafter, if any, to defray the remaining expenses of the acquisition, as for example, "Series A" for the bonds issued to raise funds necessary to obtain an order of immediate possession and use of the property to be acquired before trial as in this act provided, and "Series B" for the bonds issued for the remaining expenses of the acquisition. The bonds issued for the expenses of the acquisition shall be designated by separate series, as for example, those issued to raise funds to obtain such an order of possession as "Series A" and those issued for the remaining expenses of the acquisition as "Series B," according to the order, in point of time, in which the respective issues are made.

All bonds issued under this act shall be signed by the treasurer of the county or municipality whose legislative body conducts the proceeding and shall have the seal of the board of supervisors of the county or the seal of the city, as the case may be, thereto affixed, and when so signed shall be binding according to the terms thereof as prescribed in the above form therefor. The interest coupons attached to said bonds shall be in such form as the said treasurer shall determine, subject to the provisions of this act and the determination made by the legislative body, and the signature on said interest coupons by said treasurer, by either written or engraved or printed fac-simile signature shall be sufficient.

SEC. 20. Section 40 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 40. The principal and interest of the bonds issued in those instances where the expenses of the acquisition are to be met by a special assessment tax under the ad valorem plan under this act shall be payable in gold coin of the United States of America at the office of the treasurer issuing the same. The legislative body is hereby vested with power to determine, and shall in the resolution of intention determine, the number of years, not to exceed thirty, in the case of bonds for an acquisition and bonds for immediate possession, after their issuance within which the aggregate principal thereof to be issued in any proceeding under this act shall be paid and discharged, and to fix the rate of interest, not to exceed eight per cent per annum, payable semiannually, to be paid thereon; *provided, however*, that in the case of acquisition bonds and immediate possession bonds the rate stated in the resolution need only be a maximum rate, which shall not exceed eight per cent per annum, payable semiannually, in which case the exact rate of interest shall be determined upon the sale of the bonds, as heretofore provided. It shall be a sufficient determination and fixing of the term and interest rate of said bonds to set forth in the resolution of intention that bonds will be issued for the expense of the things to be done in any language which will fairly indicate such time, the fractional part of the principal to be paid each year, and the interest rate for improvement bonds and either the interest rate or the maximum interest rate for which acquisition bonds and immediate possession bonds will be issued. It may be provided in said resolution that the first payment of principal shall become due, either two, or three years after the date of the acquisition and immediate possession bonds. The number of installments of payments on the principal shall be indicated in said resolution of intention, and in any proceeding the number of installments of payment on the principal of improvement bonds may differ from the number of installments of payments on the principal of acquisition bonds and immediate possession bonds, if any, to be issued in said proceeding. The amount of the principal due on the acquisition and immediate possession bonds, issued under the ad valorem plan of special assessment tax in each annual payment need not be exactly the same, but with respect to each installment except the last may be made to differ not more than five hundred dollars from the amount obtained by dividing the total of the principal amount due under the bonds by the number of installments. Each installment, except the last, shall be an even multiple of one hundred and the last installment shall be for the balance of the total principal amount not provided to be paid in the previous installments.

In the case of the amount of any supplemental issue of bonds, or the amount of any issue of acquisition bonds after immediate possession bonds have been issued in the proceedings, is insufficient for such bonds to mature in multiples of one hundred dollars over the term of maturity of the bonds to be issued, as stated in the resolution of intention, in that event the legislative body conducting the proceedings may fix the maturities of such bonds, and the denominations thereof, so that the same may be issued in multiples of one hundred dollars and in that event such bonds shall mature in as nearly as possible equal, annual amounts and the first payment on the principal thereof shall be as stated in the resolution of intention.

All bonds issued hereunder in those instances where the expenses of the acquisition are to be met by a special assessment tax under the ad valorem plan shall be

dated as provided in this act, and in case immediate possession bonds, and acquisition bonds are provided to be issued as hereinabove just noted, the respective dates of such bonds shall be the dates of the respective resolutions ordering the issuance of the same.

The interest payments on said acquisition and immediate possession bonds issued as hereinabove just provided shall be payable semiannually on the second day of January and the second day of July of each year, except that the first interest payment shall be made on the second day of January or the second day of July (whichever month first succeeds the date of the bonds) next succeeding one year after the date of said bonds, and except that the last installment of interest shall be payable at the maturity of the bonds, in the manner indicated in the form of bond in this act set forth. It shall not be necessary, either in the resolution of intention or otherwise, to set forth or determine the days of the month on which payments of interest are to be made, nor that payments shall be made in gold coin, nor that payments shall be made at such treasurer's office, but all persons are charged with notice of the contents of this section, especially in the aforesaid particulars.

SEC. 21. Section 41 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 41. For each district in which acquisition and immediate possession bonds have been issued as hereinabove just provided under the provisions of this act a special fund to be named "Acquisition and improvement district No. _____ of the county (or city) of _____ interest and sinking fund" (the number to be that of the district) for the discharge and payment of such bonds, and interest thereon, shall be constituted by the county or municipality (as the case may be) whose legislative body has conducted the proceedings, as follows, to wit: In case the district is entirely within one municipality there shall each year at the time of levying taxes for general municipal purposes be levied by the legislative body of such municipality against and upon all of the lands within said district a special assessment tax in an amount clearly sufficient, together with any moneys which are or may be in said fund, to pay all the principal which has become or will become payable and all interest which has become or will become payable on the acquisition and immediate possession bonds issued under the proceeding before the proceeds of another tax levy made at the time of the next general tax levy for general municipal purposes can be made available for the payment of said principal and interest.

In case the district is entirely within unincorporated territory of the county, or partly within unincorporated territory of the county, and partly within one or more municipalities, or within two or more municipalities, there shall each year at the time of the general tax levy for county taxes be levied by the board of supervisors against and upon all the lands within said acquisition assessment district a special assessment tax, in an amount clearly sufficient, together with any moneys which are or may be in said fund, to pay all the principal which has become or will become payable and all interest which has become or will become payable on the acquisition and immediate possession bonds issued under the proceeding before the proceeds of another tax levy made at the time of the general tax levy for county purposes can be made available for the payment of said principal and interest.

The lands within any such district shall include any land which is the operative property of any public utility and include any lands belonging to any county, municipality, district, public agency, mandatory of the government, school board, educational, penal or reformatory institution or institution for the feeble-minded or insane, whether being used in the performance of a public function or not, unless declaration was made in the resolution of intention omitting any of said lands from the assessment to be made, but shall not include any lands belonging to the United States government or to the State of California.

If the acquisition assessment district has been divided into zones and the percentage of the total amount to be levied each year which shall be levied upon the lands within each zone in the district has been determined, as provided in this act, in that event the total amount of the special assessment tax to be levied each year shall be divided according to said percentages and such percentage to be levied upon the lands in each zone shall be levied upon the lands therein as above provided.

In case the acquisition assessment district is entirely within one municipality the assessment-rolle for general municipal taxes for such municipality shall be the basis for the levy and computation of such tax (except as to property not assessed thereon), and in case said district lies entirely within unincorporated territory of the county, or partly in unincorporated territory of the county and partly within one or more municipalities, or within two or more municipalities, the county assessment roll for general county taxes shall be the basis for the levy and computation of the tax (except as to property not assessed thereon). Such special assessment taxes shall be in addition to all other taxes levied for county purposes or for municipal purposes, as the case may be, and shall be levied, computed, entered, collected and enforced in the same manner and by the same persons and at the same time and with the same penalties and interest as are other taxes for county purposes or for municipal purposes, as the case may be, and all laws applicable to the levy, collection and enforcement of taxes for county purposes or for municipal purposes, as the case may be, are hereby made applicable to said special assessment tax.

It shall be the duty of the county assessor or the city assessor, as the case may be, to assess, exclusive of any improvements thereon, all lands heretofore in this section mentioned (if any there may be in any acquisition assessment district formed under this act) not otherwise assessed for purposes of general county taxes or general taxes of a municipality, as the case may be, against which such special assessment taxes are to be levied. The assessment of such lands (if any such there be in the district) shall be made at the same time and in the same manner and by the same persons as the assessment for general county taxes or general taxes of a municipality, as the case may be, and shall be equalized at the same time and in the same manner and by the same persons as such general county taxes or general taxes of a municipality are equalized. And the official or officials who are required to give notice of the equalization of the general county assessment roll or the general municipal assessment roll, as the case may be, shall give notice to all persons interested, for the same time and in the same manner as that given on the equalization of said general assessment rolls, of the equalization of assessments of such lands for the purpose of taxing the same to pay the principal and interest of acquisition and immediate possession bonds issued under this act. Said lands need not be described in said notice, but it shall be sufficient to state therein that the lands assessed include all lands in certain acquisition and improvement districts, designating them by their proper names, which are not assessed on the general county or municipal assessment roll, as the case may be, but are subject to assessment under the proceedings creating said assessment districts. At said hearing all persons interested in any lands in said districts may appear and be heard upon any matter of equalization affecting any lands within such districts, and the notice of equalization shall so state.

In the event that there is included within such district any land belonging to any county, municipality, district, public agency, mandatory of the government, school board, educational, penal or reformatory institution or institution for the feeble-minded or insane, and which is being used in the performance of a public function, and no declaration was made in the resolution of intention omitting such land from the assessment to be made, the amount of the special assessment tax levied each year against said land, as above provided, shall be an enforceable obligation against the owner of or the governing body controlling said land, and it shall be the duty of the officer or body having charge of the disbursement of the funds of the owner of said land to pay the amount of said special assessment tax levied, from any of the funds thereof available, immediately upon its becoming due. If for any reason there are no moneys in any of such funds, then the county or municipality, as the case may be, whose legislative body conducted the proceedings shall pay said special assessment tax against said land and the said owner or governing body controlling said land shall reimburse such county or municipality immediately upon the receipt of sufficient moneys in any of its available funds. In all cases in which sufficient funds are not available to make such reimbursement before the time of another tax levy, the board or officers whose duty it is to levy taxes for said owners shall include in the next tax levy an amount, in addition to moneys for all other purposes, sufficient to reimburse said county or municipality.

The legislative body of the county or municipality, as the case may be, which conducted the proceedings for the acquisition, in those instances where the expenses of the acquisition, or acquisitions, are to be met by a special assessment tax under the ad valorem special assessment tax plan provisions of this act may annually at or prior to the time said tax levy is made, transfer from the general fund of such county or municipality or from any fund which may be used for acquisitions of a similar character to those made under the proceeding, to the interest and sinking fund above provided for, such amount as in the judgment of said legislative body should be transferred. It is the intention of this provision that further assistance in addition to that, if any, provided for in the resolution of intention and that which may be given as elsewhere provided in this act, may be given by such county or municipality toward the payment of the expenses of the thing or things done under the proceedings after acquisition or immediate possession bonds for said expenses shall have been issued and sold, and apart from the loans, and apart from the advances under the revolving fund elsewhere in this act provided.

In any event, it shall be the duty of the legislative body, which is required by this section to levy the special assessment tax, to levy a special assessment tax each year upon all of the said lands within the acquisition assessment district, and if zones have been established, then in accordance with the percentages prescribed, clearly sufficient to pay the principal and interest of said acquisition and immediate possession bonds as the same shall become payable, and in this behalf the legislative body is hereby empowered to include in the said levy such an amount as to it, in its best judgment, shall be deemed reasonable to provide for anticipated delinquencies in the payment of such special assessment taxes.

Whenever any of said acquisition or immediate possession bonds or any payment of principal or interest thereon shall become due and there shall not be sufficient money in said interest and sinking fund to pay the same, the legislative body which conducted the proceeding may, pending the levy and collection of a special assess-

ment tax therefor, order the amount of money necessary to pay said acquisition and immediate possession bonds, or payment of principal or interest so falling due, to be transferred from the general fund of the county or municipality, as the case may be, to said interest and sinking fund, and the amount of money so transferred shall be deemed a loan to said interest and sinking fund and shall be repaid to the general fund from the first money coming into said interest and sinking fund thereafter. Any money remaining in any acquisition and improvement district interest and sinking fund after all of the acquisition and immediate possession bonds of the acquisition assessment district have been retired shall be transferred to the general fund of the county or municipality, as the case may be, whose legislative body conducted the proceeding and may by said body be used in repairing any public way in said district, regardless of whether a portion or all of the district as originally formed may have been included within one or more municipalities which did not include such portions or all of the district at the time the proceedings for the same were initiated.

The legislative body and other officers and bodies named are hereby vested with power and jurisdiction to do all and singular the things which in this section it is declared shall or may be done by it or them.

In all cases in which the proceeding is conducted by the legislative body of a municipality where the taxes are required by this section to be levied by the board of supervisors of the county, the clerk of the legislative body conducting the proceeding, in addition to transmitting to the treasurer of such municipality an attested copy of any order or orders for the issuance of acquisition or immediate possession bonds in the proceeding, shall transmit to the legislative body of the county a certified copy of such order or orders for the issuance of such bonds, together with certified copies of the resolution of intention and of the resolutions and orders in which are set forth the boundaries of the acquisition assessment district, the number of zones, if any, and the percentage of the total amount to be levied each year which shall be levied upon the lands within each zone in said district, as said matters were finally determined, and shall also transmit to such legislative body a certified copy of the map of the acquisition assessment district showing the boundaries of said district and of the zones therein, if any, as finally determined, and upon the filing with such legislative body of said certified copies it shall thereupon have jurisdiction and the other officers of the county shall have jurisdiction and it shall be their duty to take the steps required in this section for the assessment, levy, computation, entry, collection and enforcement of such special assessment taxes.

In all cases in which the legislative body of a municipality conducted the proceedings, and the county officials levy and collect the taxes, as heretofore provided, the proper officers of said county upon collecting the taxes aforesaid shall, not later than the thirtieth day of each month in which said taxes are collected, transmit the same to the city treasurer of the municipality, the legislative body of which conducted the proceedings, together with a statement of the amounts delinquent in each acquisition assessment district, if there be any delinquencies; *provided, however*, that nothing in this section shall be construed as requiring the city officials of any municipality which has availed itself of the provisions of any law permitting the duties of city officials relating to the assessment, collection and enforcement of taxes to be performed by county officials, to perform any of the duties herein prescribed relating to the assessment, collection and enforcement of taxes which are performed for said city by county officers, and the taxes required to be levied hereunder shall be assessed, collected and enforced by the persons who perform such duties for said city.

SEC. 22. Section 42 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec 42. All acquisition and immediate possession bonds issued under the ad valorem special assessment tax plan provisions of this act bonds issued in pursuance of the provisions of this act shall be negotiable and shall by their issuance be conclusive evidence of the regularity, validity and legal sufficiency of all proceedings, acts and determinations in anywise pertaining thereto, had or made under this act, and after the same are issued no tax levied or collected for the purpose of paying the principal or interest on said bonds shall be held to be invalid or illegal, or set aside or refunded, by reason of any error, informality, irregularity, omission or defect in any of the proceedings, acts or determinations in anywise pertaining to the issuance or payment of said bonds, nor shall any action or proceeding be thereafter commenced or maintained to cancel or set aside said bonds or to prevent the payment thereof or the levy or collection or enforcement of a tax for such payment.

The legislative body conducting the proceedings may at any time after any acquisition or immediate possession bonds have been ordered issued, but before the delivery of the same, or after any contract has been awarded, but before the same has been signed, bring an action in the superior court of the county in which the district lies to determine the validity of such bonds or contract. The jurisdiction of all parties interested may be had by publication of summons at least once a week for four consecutive weeks in some newspaper of general circulation published in the county in

which said suit is brought, such paper to be designated by the court having jurisdiction of the proceeding. Said summons shall contain a statement of the title of the action, the approximate amount of bonds involved in the action or the approximate amount of the contract price as nearly as the same may be estimated, a general description of the acquisition assessment district to be assessed for the payment of principal and interest of acquisition and immediate possession bonds issued or to be issued in the proceeding, a reference to the petition on file in such action for a description of the work or improvement or of the acquisition, as the case may be, and for all particulars of such action, and the prayer of the petitioner for relief. Jurisdiction shall be complete thirty days after the first publication of such summons in the manner herein provided. Any person interested may at any time before the expiration of said thirty days appear and by proper proceedings contest the validity of such bonds or contract. Such action shall be speedily tried and judgment rendered declaring such bonds or contract either valid or invalid.

The court hearing said action, in inquiring into the regularity, legality or correctness of such proceedings, must disregard any error, irregularity or omission which does not affect the substantial rights of the parties to said action. The rules of pleading and practice provided by the Code of Civil Procedure, where not inconsistent with this act, are applicable to the action herein provided for. Any motion for a new trial must be heard and determined within ten days from the filing of the notice of intention. The costs of the hearing in such action may be allowed and apportioned between the parties or taxed to the losing party in the discretion of the court. Either party shall have the right to appeal to the supreme court within thirty days after the rendition of such judgment and the appeal must be heard and determined within three months from the time of taking such appeal.

Such action shall be a proceeding in rem and the judgment therein shall be final and conclusive of the validity of such bonds or said contract and of the validity of all proceedings prior to the issuance of such bonds or the awarding of such contract and shall be conclusive evidence of the validity of acquisition and immediate possession bonds or contract and of the validity of all proceedings prior to the issuance of such bonds or the award of such contract.

SEC 22a. Section 44 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec 44. Whenever any court of competent jurisdiction shall determine that any proceedings, steps or actions purporting to have been taken, or any bond or bonds issued under this act, in those instances where the ad valorem plan of special assessment tax is followed is or are void, invalid or unenforceable, or shall for any cause enjoin the issuance of any bonds proposed to be issued under this act, said court shall determine whether the acquisitions made or purported to have been made are such as might have been ordered under the provisions of this act. If the court shall find that any acquisition has been made or attempted to be made which could have been made under the provisions of this act then the said court shall direct the legislative body which conducted the proceeding to take proceedings as in this section provided for the issuing of new bonds to cover the reasonable value of the expenses of such acquisitions as have been made. Said legislative body may also, without any decree of any court, upon the written application of any bondholder, or upon the written application of any person interested in an acquisition attempted to be had under the proceeding, or of any bondholder, determine that the proceedings authorizing said acquisition, are for any reason invalid, and direct that new proceedings be had as provided in this section for the issuing of bonds to cover the reasonable value of so much of the expenses of the acquisition or acquisitions of such property as might have been ordered under this act.

It is hereby declared to be the true intent and meaning of this section to make the costs and expenses of all acquisitions had or to be had through an attempted compliance with and exercise of the powers conferred by the provisions of this act, payable by the lands benefited or to be benefited by such acquisitions, by the issuance of new bonds to defray the expenses thereof.

Upon a decree of court or an order of the legislative body having been made as above provided, the said legislative body shall cause to be made by the superintendent of work or by some other county (or city) officer, as the case may be, or by some other competent person appointed by it for that purpose, a report for a proposed new bond issue. Said report shall set forth a description of such acquisitions as have been found by the court or said legislative body to be of such kind as might have been ordered under this act, and shall state the amount necessary to defray the expenses thereof (which shall not exceed the total amount of the original expense thereof, including incidental expenses of the original proceedings therefor and interest thereon at the same rate proposed for the new bond issue from the date of the order of the legislative body for the issuance of the original bonds for said acquisition, if any). In the event any payments have been made upon the principal or interest of any bonds outstanding, which have been declared invalid, by the owners of lands within the assessment district by the payment of any special assess-

ment taxes which have been levied therefor, the amounts of such payments shall be ascertained and deducted from the amount for which new bonds are to be issued under this section and said report shall set forth the amount of the payments made and state that a credit or offset is to be made for said amount in the issuance of such new bonds. Said report shall be entitled in the matter of the same acquisition and improvement district as the original proceedings under which such improvements or acquisitions were made, shall be signed by the person making said report and be filed with the clerk of said legislative body. Upon the filing of said report the legislative body shall fix a day, hour and place for a hearing thereon, which time shall not be less than twenty days after the time of the filing, and direct the clerk of said body to give notice of the filing of said report and of said hearing, as provided in this section. The said clerk shall thereupon give notice of the filing of said report and of said hearing, which notice may, in form, and shall, in substance be (filling blanks) as follows:

NOTICE OF HEARING OF PROPOSED NEW BOND ISSUE.

In the matter of acquisition and improvement district No. _____ (giving the same number as in the original proceedings) of the county (or city), of _____, State of California.

Notice is hereby given that a report for a proposed new bond issue in the above entitled matter has been filed with the clerk of the _____ (designating the legislative body) _____ of the county (or city) of _____. Said report describes an acquisition of property by the public, the expenses of which is declared to be the sum of \$ _____ and includes the following: (Here insert in general terms a description of the property acquired and for what purpose acquired.) Said report declares that the district of the lands benefited by said acquisition is described as follows: (Here insert description of the district contained in the report.) Said report also declares that the lands in said district are divided into the following zones (if such be the case), each zone including the lands benefited in like measure: (Here insert a description of the zones in which the district is divided.) The percentages of the amounts to be raised by special assessment taxes against the lands in each of said zones to defray said expenses are as follows: (Here insert the alphabetical or numerical designation of each zone and opposite it the percentage to be raised therefrom.)

Notice is hereby given to all persons interested that it is proposed to issue new bonds for said acquisitions to the amount (or amounts) of the reasonable value and the expenses thereof, being the amount (or amounts) above stated—less the sum (if there be any) of _____ dollars, which has been paid upon bonds previously issued, by the payment of special assessment taxes levied therefor, and for which a credit or offset will be made in the issuance of said new bonds—said bonds to bear interest at the rate of _____ per cent per annum, payable semiannually, all in gold coin of the United States (and such other language as is necessary to describe said bonds) and to pay the principal and interest of said bonds by the levy of special assessment taxes annually upon the lands within the district above described, all as provided for in the "Acquisition and improvement act of 1925" to which statute the notice of all persons interested is hereby directed; and that a hearing on the said matter will be held before the said legislative body at the hour of _____ m. on the _____ day of _____, 19____, at the chambers thereof, located at _____.

Given by order of said legislative body (describing same) this _____ day of _____, 19____.

Clerk of _____ (designating the legislative body.)

Said notice shall be signed by the clerk of the legislative body, and shall be published by at least three insertions and a copy thereof shall be posted for five days (not necessarily simultaneously) on or near the chamber door of said legislative body. Said publication and posting shall be completed not less than ten days before the date fixed for said hearing.

At the time fixed for the hearing of said report, or at any time to which said hearing may be continued, any person interested may appear and be heard upon any of the matters set forth in said report. Said legislative body shall have the power to confirm said report and to revise, correct or modify said report in such manner as it shall deem just and in accordance with the facts, in respect to the acquisition or acquisitions made or to be made and the expenses thereof (which shall not exceed the aggregate of the amounts paid or to be paid for the property acquired and the incidental expenses of the proceedings for such acquisition and shall also include interest upon the bonds issued or to be issued at the same rate adopted for the new bond issue from the date of the order of the legislative body directing the issuance of the original bonds), to the question of the district of the lands to be benefited (but any lands not included within the description set forth in said report shall not be included within said district), to the zones (if any) into which said district is divided, or to the percentages to be raised in each of said zones, or in respect to all of said matters; and at the conclusion of the hearing shall adopt a resolution declaring its findings and determinations in the matter,

which shall be final and conclusive upon all persons and in all proceedings as to all matters so found and determined. If no changes are made in any of the matters set forth in said report it shall be sufficient in said resolution to declare that said report is confirmed and that bonds shall be issued as therein provided, but if any changes are made such changes shall be set forth and it may be declared that said report is confirmed as so modified by the changes set forth. The clerk of the legislative body shall at once transmit an attested copy of said resolution to the treasurer and upon receipt of the same the treasurer shall proceed to issue bonds as therein ordered. Said bonds shall be dated as of the date of the adoption of said resolution ordering the issuance of the same, and shall be issued and signed in all respects by the same officers and in the same manner and form as the bonds issued under the provisions for the original bond issue and special assessment taxes shall be levied, collected and enforced for the payment of the same in like manner and by the same officers as hereinbefore provided. Said bonds by their issuance shall be conclusive evidence of the regularity of all proceedings prior thereto under this act and after the same are issued no tax levied or collected for the purpose of paying the principal or interest on said bonds shall be held to be illegal or set aside or refunded by reason of any error, informality, irregularity, omission or defect in any of the proceedings prior to the issuance of said bonds, nor shall any action or proceeding be thereafter commenced or maintained to cancel or set aside said bonds or prevent the payment thereof, or the levy, collection or enforcement of any taxes for such payment.

Upon the issuance of said new bonds for an acquisition and the expenses thereof shall, upon their issuance, if bonds have been issued and sold prior thereto for such acquisition and expenses and declared invalid, be delivered to the then holders of such outstanding bonds declared invalid, upon surrender for cancellation of such bonds, and, if no bonds have been issued and sold, then said new bonds shall be sold as in this act provided for the sale of bonds originally issued for the payment of the expenses of acquisition and the proceeds of such sale used to defray the expenses of the acquisition as heretofore provided.

All payments made, through the payment of special assessment taxes levied, upon any bonds issued under proceedings taken or purporting to have been held or determined to be invalid or void, as in this section provided, subsequent to the issuance and sale of said bonds, shall, upon the issuance of new bonds, as in this section provided, for the balance remaining after crediting such payments, be deemed to have been made upon the new bonds issued hereunder, the same as though said new bonds had been issued for the total amount set forth in the report, without crediting any payments made upon bonds previously issued, and the payments which had been made returned; and no payments so made shall in such case ever be recovered or any tax proceedings or sales held invalid on that account.

SEC 22a. Section 45 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 45. Any bonds which shall be issued under the provisions of this act, for an acquisition or acquisitions, shall be legal investments for all trust funds, and for the funds of insurance companies, banks, both commercial and savings, and trust companies, and for state school funds, and whenever any money or funds may by any law now or hereafter enacted be invested in bonds of cities, cities and counties, counties, school districts or irrigation districts within the State of California, such money or funds may be invested in acquisition and immediate possession bonds issued under this act and in accordance with its provisions, and whenever bonds of cities, cities and counties, counties, school districts or irrigation districts within this state may by any law now or hereafter enacted be used as security for the performance of any act or the deposit of any public moneys, the said acquisition and immediate possession bonds issued under this act and in pursuance of its provisions may be so used.

SEC. 23. The foregoing amendments to existing sections of the said "Acquisition and improvement act of 1925," as amended, and the new sections added thereto by this act shall not apply to or affect any proceeding in which a resolution ordering specifications shall have been adopted prior to the effective date of this act, but in such a proceeding the said act, as in effect prior to this enactment, shall govern and control as to all matters in such a proceeding."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 870—An act providing for the licensing of aircraft and airmen and to make uniform the law with reference thereto; providing penalties for violations and repealing acts in conflict herewith; and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

Strike out lines 1 to 5, inclusive, of the title of the printed bill, and insert in lieu thereof the following:

"An act relating to the use of the air and to make uniform the law with reference thereto; providing for the licensing of aircraft, airmen and air navigation facilities; providing, in a certain contingency, for the creation of the aeronautical commission of California, prescribing its powers and duties and making an appropriation for its use, providing for the enforcement of the act and penalties for violations thereof and repealing acts in conflict therewith."

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, strike out lines 3 to 13, inclusive, and insert in lieu thereof the following:

"SEC. 2. Except in taking off from or landing on an established landing field, airport, or on property designated for that purpose by the owner, it shall be unlawful to navigate any aircraft over the congested parts of a city, town, settlement or open-air assembly of persons, except at a height sufficient to permit of a reasonably safe emergency landing, which in no case shall be less than one thousand feet, or elsewhere at a height less than five hundred feet, except where indispensable to an industrial flying operation; *provided*, that the provisions of this section shall not apply when special circumstances render a departure therefrom necessary to avoid immediate danger or when such departure is required because of stress of weather conditions or other unavoidable cause.

SEC. 3. It shall be unlawful to acrobatically fly an aircraft carrying passengers for hire or any aircraft over a congested area of any city, town, settlement or open-air assembly of persons, or below two thousand feet in height over any established civil airway, or at any height over any established airport or landing field. Any acrobatic maneuvers performed over any other place shall be concluded at a height greater than one thousand five hundred feet. The term "acrobatically fly" as used in this section means any intentional maneuver not necessary to air navigation."

AMENDMENT NUMBER THREE.

On page 3 of the printed bill, strike out line 11, and insert in lieu thereof the following: "the operation of aircraft in flying, or the use of airports, emergency or other landing fields, or in any way regulating".

AMENDMENT NUMBER FOUR

On page 3, line 27, of the printed bill, strike out the words "received actual", and insert in lieu thereof the following: "receive his actual and".

AMENDMENT NUMBER FIVE.

On page 4 of the printed bill, strike out lines 15 to 18, inclusive, and insert in lieu thereof the following:

"No state license shall be necessary under this section in the case of any aircraft or airman holding a valid and existing federal license, corresponding to the state license which would otherwise be required hereunder."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No 874—An act to amend sections 2 and 15*b* of the "Building and Loan Commission Act" and to add a new section thereto to be numbered section 1*a*, relating to securing permits from the Building and Loan Commissioner before selling or offering for sale guarantee capital stock or permanent nonwithdrawable capital stock of building and loan associations; relating to the formation of building and loan associations, providing penalties for the violation of the provisions of the act; the term of office of the commissioner; and providing for the bonding of all officers and employees of licensees of the Building and Loan Commissioner.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 760—An act to amend and to revise an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California

into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith," approved May 19, 1915, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 20 of the printed bill, as amended April 4, 1929, strike out all of that portion of line 33 following the words "waters on the", and all of lines 34 and 35, and in lieu thereof insert the following: "westerly, southerly and easterly side of said island lying between a line extending southwest magnetic from Mills landing and a line extending east magnetic from the headland on easterly side of Goat harbor."

AMENDMENT NUMBER TWO.

On page 21 of the printed bill, as amended April 4, 1929, between lines 25 and 26, insert the following:

"SEC 71. Fish and game district one "S" shall consist of and include all lands lying within the county of Lassen within the following boundaries: Beginning at the old Haydenhill post office in the approximate center of section thirty-six, township thirty-seven north, range nine east, Mount Diablo base and meridian; thence following westerly along the old Juniper road through Windmill flat to the junction of the new Juniper road near Meyers springs; thence southeasterly along the new Juniper road to the shores of Silva flat reservoir, thence around the south and east shores of Silva flat reservoir to the Coon camp road; thence northerly following said road to Haydenhill to the point of beginning.

SEC 72. Fish and game district one "T" shall consist of and include all lands within the county of Humboldt lying within the following boundaries: Beginning at the junction of Freeman creek and Little river in section three, township seven north, range one east, Humboldt base and meridian; thence northerly following Freeman creek to its intersection with the west line of section thirty-four, township eight north, range one east, Humboldt base and meridian; thence northerly one and one-half miles to the east one-quarter corner of section twenty-eight, township eight north, range one east, Humboldt base and meridian, this being the summit of the divide between Maple creek and Railroad creek; thence northerly, easterly and southerly following the summit of said divide and the summit of the divide between Railroad creek and Camp Nine gulch to the center of section twenty-six, township eight north, range one east; thence westerly and southerly following the fence line to Little river thence down Little river to the place of beginning.

SEC. 73. Fish and game district three "H" shall consist of and include all lands lying within the county of Santa Barbara within the following boundaries: Beginning at the summit of the San Marcos pass in approximate section seventeen, township five north, range twenty-eight west, San Bernardino meridian; thence following easterly the summit of the divide between the Pacific ocean and the Santa Ynez river approximately ten miles to the Tunnel trail; thence northerly along said trail to the south abutment of the Gibraltar dam; thence on the summit of said dam across the Santa Ynez river to the north abutment; thence due north approximately one and one-half miles to the summit of the divide between the Santa Ynez river and Camuesa canyon; thence following northwesterly said divide to the southerly side of Camuesa road; thence in a general westerly direction following the southerly side of said road to the intersection of the north section line of section thirty-one, township six north, range twenty-seven -----, San Bernardino meridian; thence due west approximately one and one-half miles to the easterly line of San Marcos ranch; thence southwesterly to where said ranch line intersects the San Marcos road; thence southerly following the easterly side of said road to the point of beginning.

SEC. 74. Fish and game district eighteen "A" shall consist of and include the ocean waters and tidelands to high water mark of the state extending southerly from La Grande beach pier or wharf in San Luis Obispo county to the mouth of the Santa Maria river."

AMENDMENT NUMBER THREE.

On page 21 of the printed bill, as amended April 4, 1929, in line 26 strike out the figures "71", and insert in lieu thereof the figures "75".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 27—An act to amend section 626s of the Penal Code, relating to the protection of game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, as amended April 4, 1929, following the comma after the letter "R", insert the following: "one "S," one "T,".

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, as amended April 4, 1929, following the comma after the letter "G", insert the following: "three "H,".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 687—An act to amend section 632 of the Penal Code, relating to the protection of fish; and to repeal section 633 of the Penal Code, relating to the protection of fish.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 9, of the printed bill, after the word "lure", strike out the period, and insert in lieu thereof the following: "except as hereinbefore provided."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 270—An act to amend section 10 of an act entitled "An act to provide for the protection of fur-bearing mammals, defining fur-bearing mammals, providing for a license for hunting or trapping such fur-bearing mammals and requiring reports to be filed with the Fish and Game Commission," approved May 18, 1917, as amended, relating to the protection of bears and predatory animals.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 13—An act to amend section 2210b of the Political Code, relating to the Woman's Relief Corps Home of California.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 139—An act to add a new section to the Penal Code to be numbered 1127a, relating to instructions on indirect evidence.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 164—An act to appropriate the sum of \$200,000, out of any money in the State treasury, not otherwise appropriated, to lease wires, construct, purchase and maintain in operation, teletype equipment between cities in California and the Bureau of Criminal Identification and Investigation at Sacramento; and for the operation of the teletype equipment to be under the direction of the Bureau of Criminal Identification and Investigation.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 579—An act amending section 1 of an act entitled "An act to regulate contracts on behalf of the State in relation to the erection, construction, alteration, repair or improvement of any State

structure, building, road or other State improvement of any kind, and to repeal an act entitled 'An act to regulate contracts on behalf of the State in relation to erections and buildings,' approved March 28, 1876,' approved March 22, 1909, as amended.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 581—An act to amend section 363*b* of the Political Code, and to add thereto a new section to be numbered 363*o*, relating to the Department of Public Works.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 36, of the printed bill, strike out lines 36 and 37, and insert in lieu thereof the word "crossing."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 673—An act relating to the ages of retirement and to the payment of retirement salaries to teachers employed in the public schools of this State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 8, line 36, of the printed bill, as amended, strike out the word "retired", and insert in lieu thereof the following: "granted a retirement salary".

AMENDMENT NUMBER TWO.

On page 8, line 41, of the printed bill, as amended, strike out the word "retired", and insert in lieu thereof the following: "been heretofore granted a retirement salary".

AMENDMENT NUMBER THREE.

On page 12, line 1, of the printed bill, as amended, strike out all of said line 1.

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 655—An act providing for the certifying to boards of supervisors and county auditors the total cost of educating junior college pupils residing in counties and not in any junior college district.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 832—An act to amend section 5 of an act entitled "An act to provide for the burial of ex-Union soldiers, sailors and marines dying without leaving sufficient means to defray burial expenses," approved March 15, 1889, as amended, relating to duties of board of supervisors of counties.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, strike out all of said line after the period following the numeral "5" in said line; also on page 1, strike out all of lines 7 and 8, and insert in lieu thereof the following: "The board of supervisors of each county may fix the compensation, if any, to be paid to the person appointed pursuant to the provisions of section 1 of this act, and may allow such person such amounts for

expenses incurred in the performance of duties performed by him under the provisions of this act, as it may deem proper."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 859—An act granting to the city of Pacific Grove the title to the water front of said city together with certain submerged lands in the bay of Monterey contiguous thereto.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 745—An act to amend section 1446 of the Penal Code, relating to judgments in criminal cases

COMMITTEE AMENDMENT

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, as amended, strike out all of lines 3 to 6, inclusive, and insert in lieu thereof the following:

"1446. A judgment that the defendant pay a fine may also direct that he be imprisoned until the fine be satisfied, in the proportion of one day's imprisonment for every dollar of the fine, or such judgment may also direct that the defendant pay the fine within a limited time or in installments, to be stipulated in the judgment and that in default of payment as therein stipulated he be imprisoned until the fine is satisfied in full, in the proportion of one day's imprisonment for every dollar of the fine remaining unpaid."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 631—An act to prohibit the sale, issue or delivery of stock or securities of any special or advisory board contracts with life insurance policies in this State, and providing for revocation of license by the Insurance Commissioner.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 128—An act to amend an act entitled "An act creating a State Bureau of Criminal Identification and Investigation, providing for its organization and defining its powers and duties and making an appropriation to carry out the provisions hereof, and repealing an act entitled 'An act to create a State Bureau of Criminal Identification, and providing for the appointment of a director of said bureau, defining his duties and qualifications and powers; providing for the appointment of a clerk of said bureau and fixing his qualifications; fixing compensation of said director and clerk, providing for the manner of paying the same and providing for the expense of conducting the office,' approved March 20, 1905," approved May 31, 1917, as amended, by amending sections 3, 8 and 9 thereof and adding a new section thereto, to be numbered 9a, relating to the powers and duties of the bureau, providing for the training of peace officers and requiring that certain crimes and criminal statistics and information be reported to the bureau.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 19, of the title of the printed bill, as amended in Senate April 4, 1929, after the word "bureau" in said line 19, strike out the period, insert a semicolon and the following: "and to make an appropriation therefor."

AMENDMENT NUMBER TWO.

On page 2, line 13, of the printed bill, as amended in Senate April 4, 1929, strike out lines 13 and 14, and insert in lieu thereof the following: "appoint a superintendent for said bureau and such special criminal investigators not to exceed six in".

AMENDMENT NUMBER THREE.

On page 2, line 17, of the printed bill, as amended in Senate April 4, 1929, strike out the words "investigators or specialists in crime detection", and insert in lieu thereof the following: "special criminal investigators".

AMENDMENT NUMBER FOUR.

On page 4, of the printed bill, as amended in Senate April 4, 1929, following line 41, insert the following:

"SEC 5 A new section is hereby added to said act to be numbered section 9b to read as follows:

Sec. 9b. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of thirty-five thousand dollars (\$35,000) for the purposes of carrying out the provisions of this act in addition to such sum or sums otherwise appropriated for such purpose."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 481—An act to be known as the "Bovine Tuberculosis Law" of California; to provide for the eradication of bovine tuberculosis; to regulate the sale, possession and/or disposition and restrict the use of tuberculin; to provide for the approval of veterinarians; to regulate the sale of milk and products thereof for live stock or poultry feeding; to regulate the importation, transportation and exhibition of cattle; to provide for the identification, branding and disposal of tuberculosis animals; to provide for the establishment of tuberculosis control areas and the tuberculin testing of cattle therein; to provide for the slaughter of cattle which positively react to said test, and for the payment by the State for such reacting cattle; to provide for the care and feeding of the offspring of certain cattle, the tuberculin testing thereof and the branding and slaughter of positive reactors to the tuberculin test; to prescribe the powers and duties of the Director of Agriculture in relation to this act, and for the making of rules and regulations to carry out the provisions thereof; to provide an appropriation for purposes of this act; to prescribe penalties for violation of the provisions hereof; and to repeal all acts and parts of acts in conflict herewith.

Bill read second time.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 13 of the title of the printed bill, as amended in the Senate April 16, 1929, following the word "cattle," insert the following: "to provide for the eradication of bovine tuberculosis among calves by areas";

AMENDMENT NUMBER TWO.

In line 14 of the title of the printed bill, as amended in the Senate April 16, 1929, following the word "cattle", insert the word "therein".

AMENDMENT NUMBER THREE

On page 2 of the printed bill, as amended in the Senate April 16, 1929, following line 16, insert a new paragraph as follows.

"(e) The term "tuberculosis eradication calf raising area" shall be construed to mean an area established and delineated by proclamation of the director of agriculture of the State of California for the purpose of promoting the eradication of bovine tuberculosis among calves in said area."

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, as amended in the Senate April 16, 1929, in line 17, strike out "(e)", and insert in lieu thereof "(f)".

AMENDMENT NUMBER FIVE

On page 2 of the printed bill, as amended in the Senate April 16, 1929, in line 19, strike out "(f)", and insert in lieu thereof "(g)".

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, as amended in the Senate April 16, 1929, in line 24, strike out "(g)", and insert in lieu thereof "(h)".

AMENDMENT NUMBER SEVEN.

On page 4 of the printed bill, as amended in the Senate April 16, 1929, in line 7, following the word "place", strike out the word "designed", and insert in lieu thereof the word "designated."

AMENDMENT NUMBER EIGHT.

On page 4 of the printed bill, as amended in the Senate April 16, 1929, in line 38, strike out the word "groups", and insert in lieu thereof the word "group".

AMENDMENT NUMBER NINE.

On page 6 of the printed bill, as amended in the Senate April 16, 1929, in line 9, strike out the word "research", and insert in lieu thereof the word "regents".

AMENDMENT NUMBER TEN.

On page 6 of the printed bill, as amended in the Senate April 16, 1929, following line 25, insert a new section as follows.

"Sec. 12. Following public hearing before the board of supervisors of any county on the subject of the formation of a tuberculosis eradication calf raising area, such board of supervisors may request the director of agriculture of the State of California to declare such county a tuberculosis eradication calf raising area, and thereupon the director of agriculture shall establish by proclamation such tuberculosis eradication calf raising area in accordance with the provisions of this act. Such proclamation shall designate the territorial boundaries of such area and shall be published for three successive weeks in one newspaper of general circulation printed and published in said county."

AMENDMENT NUMBER ELEVEN.

On page 6 of the printed bill, as amended in the Senate April 16, 1929, strike out all of lines 26 and 27, and insert in lieu thereof the following:

"Sec. 13. The offspring of all bovine animals within any tuberculosis eradication calf raising area shall be removed from such animals within forty-".

AMENDMENT NUMBER TWELVE.

On page 6, line 51, of the printed bill, as amended in the Senate April 16, 1929, following the word "beef", insert the words "or veal".

AMENDMENT NUMBER THIRTEEN.

On page 7, line 1, of the printed bill, as amended in the Senate April 16, 1929, strike out "SEC. 13", and insert in lieu thereof "SEC 14".

AMENDMENT NUMBER FOURTEEN.

On page 7, line 15, of the printed bill, as amended in the Senate April 16, 1929, strike out "SEC. 14", and insert in lieu thereof "SEC 15".

AMENDMENT NUMBER FIFTEEN.

On page 7, line 20, of the printed bill, as amended in the Senate April 16, 1929, strike out "SEC. 15", and insert in lieu thereof "SEC. 16".

AMENDMENT NUMBER SIXTEEN.

On page 7, line 24, of the printed bill, as amended in the Senate April 16, 1929, strike out "SEC. 16", and insert in lieu thereof "SEC. 17".

AMENDMENT NUMBER SEVENTEEN.

On page 7, line 40, of the printed bill, as amended in the Senate April 16, 1929, strike out "SEC. 17", and insert in lieu thereof "SEC. 18".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 684—An act relating to the maintenance of the professorship of nursing education at the University of California at

Berkeley, defining the powers and duties of the State Director of Finance in relation thereto, and making an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 862—An act authorizing municipal corporations to acquire, improve and donate real property to the State of California; providing for the use of such property and empowering the Director of Finance to receive in the name of the State of California gifts or donations of such improved real property subject to certain conditions and restrictions

Bill read second time, and ordered on file for third reading.

Senate Bill No. 192—An act to prevent unfair discrimination against California manufacturers by making it unlawful for any municipality to levy license taxes or fees against such manufacturers that are not levied against nonresident manufacturers.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 136—An act relating to productive activities of prisoners at State prisons and reformatories, providing for payments and credits for such work, defining the powers and duties of the State Board of Prison Directors in respect thereto and prescribing certain penalties and forfeitures.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 576—An act to establish a State prison; creating a commission to select and purchase a suitable site therefor; and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 371—An act to promote the purity of legislation by requiring the registration of persons engaged in influencing or attempting to influence legislation, defining advocates, and advocating, requiring the filing of statements of money received and expended by such persons and requesting a disclosure of the source from which money was received and how it was expended; prohibiting acts and practices in relation to influencing legislation and providing for the punishment of violation hereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, after the word "in", insert "the business of".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, following the period after the figure 2, strike out all of the balance of section 2, and insert in lieu thereof the following: "Advocating" as defined and understood in this act shall consist of any effort to influence the action of the Legislature of the State of California, or of any committee of either house of the Legislature, or of any member of the Legislature upon any bill, measure, resolution or other matter pending or coming before the Legislature or before any committee thereof, or upon any proposed or anticipated bill, measure, resolution or other matter, whether such effort be by appearing before committees of the Legislature for the purpose of advocating the adoption or defeat of any such bill, measure, resolution or other matter, or by soliciting or attempting to influence the vote of members of the Legislature upon any such bill, measure, resolution or other matter."

AMENDMENT NUMBER THREE.

On page 1, line 18, of the printed bill, after the period following the figure "3", strike out all of said line 18, down to and including the word "he" in line 19, and insert: "Any person desiring to regularly engage in the business of advocating as defined in this act".

AMENDMENT NUMBER FOUR.

On page 3, line 28, of the printed bill, strike out the word "Sec." in line 28, and all of the balance of section 13.

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 222—An act to amend an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended, by adding a new section thereto to be numbered section 20a providing for appraisers and the creation of an appraisal fund.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 642—An act to add three new sections to article II of title I, of part III, of the Political Code to be numbered 372h, 372i, and 372j, creating a Division of Weights and Measures in the Department of Public Health and providing for the administration thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 3, line 47, of the printed bill, as amended in Senate May 1, 1929, strike out all of lines 47 to 52, inclusive, and also strike out on page 4 all of lines 1 and 2, inclusive, and insert in lieu thereof the following: "the State of California shall attend such meetings as the board of supervisors of the county wherein he is employed, shall require. He shall be allowed all actual and necessary traveling expenses incurred while on any service that requires him to go outside the county. Said expenses shall not exceed the sum of fifty dollars in any calendar year and".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 558—An act to amend section 737s of the Political Code, relating to the salary of the judges of the superior court in and for the county of Los Angeles.

Bill read second time, and ordered on file for third reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Concurrent Resolution No. 24—Relative to Joint Rules of Senate and Assembly;

Also: Assembly Concurrent Resolution No. 26—Relative to expediting proceedings for the construction, operation and maintenance of a dam on the American River near Folsom.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The above reported concurrent resolutions ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 19—An act to add a new section to the Political Code to be numbered 462, relating to claims for which a warrant has been issued and paid and the amount thereof returned to the State treasury for payment by the State Treasurer, and prescribing a time after which said amount shall revert to and become a part of the general fund of the State;

Also: Assembly Bill No. 54—An act to amend section 4300b of the Political Code, relating to sheriff's fees;

Also: Assembly Bill No. 52—An act to amend section 4307 of the Political Code, relating to county charges;

Also: Assembly Bill No. 194—An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended;

Also: Assembly Bill No. 201—An act to add new sections to the Political Code to be numbered 363k, 363l, and 363m, creating a Division of Motor Vehicles in the Department of Public Works, and providing for the administration thereof;

Also: Assembly Bill No. 260—An act to amend section 366 of the Political Code, relating to the Department of Institutions;

Also: Assembly Bill No. 377—An act to amend section 849 of the Code of Civil Procedure, relating to summons, by whom and how served and returned.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 378—An act to amend section 902 of the Code of Civil Procedure, relating to writs of execution;

Also: Assembly Bill No. 379—An act to amend section 905 of the Code of Civil Procedure, relating to proceedings supplementary to execution;

Also: Assembly Bill No. 454—An act to amend section 900 of the Code of Civil Procedure relating to the lien of judgments rendered in a justice's court;

Also: Assembly Bill No. 682—An act to add a new section to the Civil Code to be numbered 2924a, relating to sales of trust property;

Also: Assembly Bill No. 688—An act to amend the State Medical Practice Act, approved June 2, 1913, as amended, by adding thereto a new section known as section 11a, relating to the recognition of a certificate of examination issued by the National Board of Medical Examiners of the United States;

Also: Assembly Bill No. 746—An act to add a new section to the Penal Code, to be known as section 1046a, relating to jury panels;

Also: Assembly Bill No. 903—An act to add a new section to the Reclamation Board Act, as amended, to be numbered 5a, relating to the Reclamation Board;

Also: Assembly Bill No. 905—An act appropriating money to pay the claim of Mr. S. W. Moore against the State of California;

Also: Assembly Bill No. 906—An act appropriating money to pay the claim of Grove J. Fink against the State of California.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 907—An act appropriating money to pay the claim of Fred A. Taylor against the State of California;

Also: Assembly Bill No. 908—An act to appropriate money to pay the claim of C. E. Skidmore against the State of California;

Also: Assembly Bill No. 909—An act appropriating money to pay the claim of E. E. Purrington against the State of California;

Also: Assembly Bill No. 910—An act to pay the claim of L. A. Norton against the State of California;

Also: Assembly Bill No. 912—An act appropriating money to pay the claim of Will C. Wood against the State of California;

Also: Assembly Bill No. 913—An act to pay the claim of Hans Hansen against the State of California;

Also: Assembly Bill No. 914—An act appropriating money to pay the claim of the city controller of the city of Los Angeles against the State of California;

Also: Assembly Bill No. 915—An act appropriating money to pay the claim of H. L. Preston against the State of California;

Also: Assembly Bill No. 916—An act appropriating money to pay the claim of Harold E. Smith against the State of California

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1053—An act to accept the provisions and benefits of an act passed by the Senate and House of Representatives of the United States of America in Congress assembled and approved February 5, 1929, to provide for the further development of vocational education; to create a vocational education fund and making an appropriation therefor;

Also: Assembly Bill No. 1064—An act making an appropriation to pay the claim of the American Railway Express Company against the State of California;

Also: Assembly Bill No. 1083—An act authorizing the State Department of Finance to select and acquire additional land for the State Hospital at Patton, California, and to that end to sell or exchange certain property belonging to the State and situated in the county of San Bernardino, and making an appropriation therefor;

Also: Assembly Bill No. 1111—An act to amend section 3748 of the Political Code, relating to the time and place of payment of taxes.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 274—An act to amend section 1415 of the Code of Civil Procedure, relating to powers, duties and obligations of special administrators;

Also: Assembly Bill No. 611—An act relating to the apportionment of moneys to elementary school districts;

Also: Assembly Bill No. 1067—An act making an appropriation to meet a deficiency in the appropriation for support of the Railroad Commission for the seventy-ninth and eightieth fiscal years;

Also: Assembly Bill No. 1102—An act to appropriate money for permanent improvements in aid of and in connection with State Teachers College of San Diego;

Also: Assembly Bill No. 1124—An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1140—An act making an appropriation out of the fish and game preservation fund for the construction of jetties at the mouth of the Russian River;

Also: Assembly Bill No. 1141—An act making an appropriation for the construction of jetties at the mouth of the Russian River.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 124—An act to establish an institution for the confinement, care and reformation of women misdemeanants, and women convicted of a felony the punishment for which is less than death; to provide for its maintenance, conduct and government, and to make an appropriation therefor—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary. *

The question being put. Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 124?

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, following the word "of", insert a semicolon, and strike out the words "women misdemeanants, and" in line 3, and insert in lieu thereof the following:

"(a) women convicted of misdemeanor under the provisions of an act entitled "An act to regulate the sale of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, or adjudged vagrants under the provisions of section 647 of the Penal Code, and deemed by the court proper subjects for such confinement, care and reformation, and (b) of".

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, strike out the period, and insert in lieu thereof a comma and the following: "which board shall be and constitute the division of women's institutions within the department of penology of the State of California. The division hereby created shall be administered by said board of trustees, and the chairman of said board, who shall also be known as chief of the division."

AMENDMENT NUMBER THREE.

On page 2, line 35, of the printed bill, strike out the period following the word "biennially", and insert in lieu thereof a comma and the following. "and at such other times as the governor may direct."

AMENDMENT NUMBER FOUR.

On page 2, line 46, of the printed bill, after the word "therefrom", insert a comma and the following: "by the state board of prison directors or by the director of the state department of institutions,".

AMENDMENT NUMBER FIVE.

On page 1, line 6, of the printed bill, as amended, after the comma following the numerals "1907", insert the following: "or of an act entitled "An act to regulate the sale, purchase, distribution and use of habit forming, narcotic and other dangerous drugs and substances, and providing penalties for the violation thereof," adopted at the forty-eighth session of the Legislature."

AMENDMENT NUMBER SIX.

On page 3, line 46, of the printed bill, as amended, strike out all of lines 46 to 48, inclusive, and insert in lieu thereof the following "and industrial capacity; *provided, however*, no inmate shall be confined longer than the term of her commitment."

The roll was called, and Senate amendments to Assembly Bill No. 124 were concurred in by the following vote:

AYES—Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Little, Luttrell, Lyons, Miller, Eleanor; Oliva, Patterson, Reindollar, Roberts, Roland, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Woolwine, Wright, and Mr. Speaker—50

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning

Assembly Bill No 1028—An act to amend section 4243 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class.

J. A. BEEK, Secretary of Senate
By C. A. MCLEAN, JR., Assistant Secretary.

The above reported bill ordered to reprint, and enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Assembly Bill No 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689, 690, 691 and 692 and to amend sections 662 and 675 of the said code, all relating to certain claims against the State of California and the powers and duties of the Department of Finance, Surveyor General, State Land Office and the officers, agents and employees thereof and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893

J. A. BEEK, Secretary of Senate.
By C. A. MCLEAN, JR., Assistant Secretary.

The above reported bill ordered to reprint, and enrollment.

ADJOURNMENT.

At three o'clock and thirty-five minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock, a.m., Friday, May 10, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Friday, May 10, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—74.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Crittenden, Mr. Bernard was granted leave of absence for the day.

On motion of Mr. Jones, Mr. Coombs was granted leave of absence for the day.

On motion of Mr. Cronin, Mr. Feigenbaum was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Crittenden, Walter J. Ekenberg, U. S. S. Lexington, of Tracy, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Crittenden, Edward K. Barkley of the U. S. S. Lexington, of Tracy, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Cronin, James J. Sullivan of San Francisco was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Anderson, Hon. C. C. McCray of Redding, former member of the Assembly, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Witter, T. D. McCall, president of Pioneers Society of Imperial County, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Brock, Hon. J. J. Pendergast of Redlands, former member of the Assembly, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Seawell, Dorothy Dyke, teacher of Grass Valley High School, and the following students: Jim McGuire, Raymond Handleim, Olive Shewes, Ramona Talboe, Yvonna Mooers, Hazel Ducoty, Dorothy Hayes, Loraine Lewis, Mary Lewis, Elizabeth Lucas, Vivian Coombs, Ruth Richards, Arthur Merrill, Bob Hocking, Jack Lewis, Roger Kitto, Winifred Morgan, Vere Basham, Audella Hogle, Fred Conway, Keith Breckenridge, Elmer Crase, John Marks, Lawrence Tremanan, Everett Champion, Wm. Partridge, Frances Re, Stanley Nobs, Benton Wileoxon, Albert Krasavac, George Kohler, Ernest Kramn and Emmet Pearce were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

RESOLUTION

The following resolution was offered:

By Miss Miller:

WHEREAS, In Philadelphia on May 10, 1913, the second Sunday in May was first designated by the House of Representatives as Mother's Day, and has since been so observed by the American people; and

WHEREAS, The portrait of Abraham Lincoln which hangs before us on the wall of the Assembly Chamber reminds us today of his much-quoted tribute, "All that

I am, and all that I hope to be, I owe to my angel mother"; therefore, it is deemed appropriate, and be it

Resolved, That we do emulate his example in this regard and that we pause in our day's occupation to pay tribute to those mothers who gave us life; who directed our youthful steps; and whose eloquent life and triumphant faith and love blessed our every endeavor, ripened our every holy impulse and enlarged every hopeful horizon of our lives; and be it further

Resolved, That we express our devotion and deep gratitude not only to our own high-souled, heroic mothers, but that we voice appreciation of all mothers who embody in their lives that parental affection which inspires the love of children; that strength of character which commands obedience to rightful authority; and that wisdom of the heart which recognizes the majesty and significance of motherhood, to the end that with quenchless fidelity to duty the home may be a fountain of happiness and a bulwark of the state; and be it further

Resolved, That this Assembly Chamber be fittingly decorated with floral offerings in commemoration of Mother's Day and that in furtherance thereof the Superintendent of Capitol Grounds be requested to provide the requisite floral tributes in this respect; and be it further

Resolved, That when we adjourn today we do so out of appreciation and devotion to all mothers.

MOTHER O' MINE

If I were hanged on the highest hill,
 Mother o' mine, O Mother o' mine,
 I know whose love would follow me still,
 Mother o' mine, O Mother o' mine.
 If I were drowned in the deepest sea,
 Mother o' mine, O Mother o' mine,
 I know whose tears would come down to me,
 Mother o' mine, O Mother o' mine.
 If I were damned of body and soul,
 Mother o' mine, O Mother o' mine.
 I know whose prayers would make me whole,
 Mother o' mine, O Mother o' mine.

—Rudyard Kipling.

Resolution read, and unanimously adopted.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

By Mr. Speaker:

NAPA, CALIFORNIA.

Hon. Edgar Levey, Speaker of the Assembly.

DEAR SIR: Mr. Coombs was quite overcome upon receipt of the beautiful flowers sent him by his fellow members.

He wishes me to assure them of his deep appreciation of the friendship which prompted the sending.

It is his deep regret that he will be unable to share the closing hours of the session as well as its responsibilities.

Very truly,

B. R. (MRS. FRANK L.) COOMBS.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Mr. Speaker:

SAN FRANCISCO, CALIFORNIA, April 30, 1929.

*Speaker Edgar C. Levey,
 Assembly, Sacramento, California.*

DEAR SIR: The Italian Federation of California, Incorporated, respectfully urges you to advocate the adoption of the Senators Murphy and Canepa Resolution No. 4560, relating to the equalization of immigration restriction.

The Italian Federation of California, Incorporated, respectfully urges your interest that the Congress of the United States give immediate consideration to the actual preposterous apportionment of the immigration restriction, that the expiring basis of the 1890 census be not revived.

That the 1924 Immigration Act be amended as to extend the restriction also to the countries of the western hemisphere, and that the quotas be placed on the latest census.

Whereas the statute of the Immigration Act of 1924 gives unduly advantages to the British Empire, to Mexico and to Germany, inasmuch that of the present average of 310,308 immigrants a year (without including the immigrants from the United States possessions of the Philippine Islands) during the fiscal years from 1925 to 1928, the average immigration from the British Empire (Great Britain, Ireland and Canada) has been of 139,236 a year, the average immigration from Mexico has been of 50,754 a year, and the average immigration from Germany has been of 47,695 a year, or making the present total average immigration from the British Empire, Mexico and Germany 237,685 a year (1928 Report of the Commissioner General of Immigration—table 84, page 196).

While the total of the yearly quotas for all the countries of southern, eastern and central Europe less Germany is of 20,447 only (table at page 5446, volume 70, Congressional Record, March 15, 1929), and the average of the total of all their immigration, that is including also all the immigrants extra-quota as wives and minor children of citizens, for the last four fiscal years, has been of 35,534 a year only (1928 Report of the Commissioner General of Immigration—table 82, page 190).

Whereas by such ruling of the immigration, while hundreds of thousands of plain immigrant workers—without family tie whatsoever in this country—from Canada, Great Britain and Ireland, Mexico, Germany and the Philippines are admitted every year in the United States (table at page 5446, volume 70, Congressional Record, already quoted—which considers only quota-countries immigrants—shows that for the period of six months from July 1 to December 31, 1928, 52,617 of the 71,900 immigrants from northwestern Europe, were nonpreference immigrants, or immigrants who had not special reasons as family bond, or because agricultural workers, for being admitted, that is they were just plain immigrant workers);

In the same time, wives, children, parents of immigrants from southern, eastern and central Europe less Germany, must stay in the waiting line for many and many years (the table of the Congressional Record just quoted shows that though in them nearly nine-tenths of the visas are given to preference-immigrants; there are, without counting the cases not registered, 68,328 registered demands of preference immigrants—first preference: parents of immigrants 20,136, farmers 25,456; second preference: wives and children of immigrants 22,736—and the total of their quotas being but 20,447, it will take more than three years to have only the cases already registered being included in the quotas).

Whereas the "national origins" plan, though it would still increase the unduly privileges of the British Empire as a whole, and it would not affect the Mexican immigration, it would increase by about 4000 (from 20,447 to about 24,000) the total of the quotas from southern, eastern and central Europe less Germany, and that this increase, though slight, would yet mean that 4000 more parents, wives and children of immigrants per year would be taken from the waiting line affording relief to thousands of families;

The Italian Federation of California, Incorporated, while denouncing both basis, the 1890 census and the "national origins" as utterly unscientific and non-American (among other things, if applied to every country as they should, by both basis the scanty immigration from new countries as Argentina and Brazil would be practically wiped out as it has been nearly wiped out the small immigration from Australia);

Respectfully point out that for the stated reasons the "national origins" is nevertheless preferable to the 1890 census basis; and

Urges that the restriction be based on the 1920 census and be extended to every country. Thus, beside to distribute the quotas in even proportion to the number of immigrants of the different nationalities already here, the total number of immigrant aliens would be cut from the present 310,308 per year to less than 275,000 (the 1920 census of white immigrants was 13,712,754: the 2 per cent of it, is 274,255). The problem of the separation of the families would be soon eliminated, thus carrying out the platforms' pledges of both political parties.

Very respectfully yours,

ITALIAN FEDERATION OF CALIFORNIA, INCORPORATED.

By A. B. BERTUSI.

F. BERTOLETTI, Secretary.

By Chief Clerk:

LOS ANGELES, CALIFORNIA, May 8, 1929.

Clerk, State Assembly, Sacramento, California.

DEAR SIR: I wish to protest against the so-called slander legislation aimed at radio broadcasting, recently passed by the Senate.

It seems to me that there are plenty of laws now existing regarding slander to cover every emergency without this additional legislation. The only means the

public have of finding out the facts are over the radio and nothing should be done to prevent these facts being broadcast.

If possible, have this protest read, and oblige,

Respectfully yours,

E. A. MOREY.

Also:

LOS ANGELES, CALIFORNIA, May 8, 1929.

Clerk of Assembly, Sacramento, California.

DEAR SIR: As a voter and large property owner in this State, I wish to enter my protest against any bill that will curtail free speech, particularly over radio station KGEF of this city.

I feel that the bill is aimed at this particular station, and I wish to say that it is doing a tremendous amount of good, and therefore I wish to oppose any such bill as I understand is before the Assembly.

If possible, I would like this letter to be read before the committee.

Thanking you, I am

Yours very truly,

A. A. EAGER.

Also:

May 8, 1929.

Clerk of the California Assembly.

DEAR SIR: In the name of a large family of voters, and also a wide circle of friends and club associates, I wish to enter our protest against the so-called "Radio Anti-Slander Bill," introduced in the Senate by Senator Rochester of Los Angeles.

We are watching the vote on this measure and noting the attitude of the respective members of the Legislature toward it.

We consider it a menace against legitimate free speech, calculated to interfere with the exposure of public evils which should be uncovered in the interest of public morals and clean government.

Please read this communication to the Assembly.

Yours truly,

B. V. CUSHMAN.

Also.

LOS ANGELES, CALIFORNIA, May 8, 1929.

Mr. Secretary of the Assembly.

Will you please do all in your power to have Rev. R. P. Schuler's radio kept on the air. Really you must know something about conditions down here, and he is doing more good to help straighten up and clean up things in this city and put people wise to what should be done than anyone else. Thank you.

Respectfully,

MRS. B. V. GINADER.

Also:

NORWALK, CALIFORNIA, May 8, 1929.

The Clerk of the Assembly, Sacramento, California.

DEAR SIR: I desire, through you, to register my protest to the State Assembly against the iniquitous attack on the freedom of speech that I understand has passed the Senate and is now before the Assembly, in the bill pretending to aim at curbing slander on the radio stations.

Very respectfully,

W. T. BURGNER.

Also:

SANTA MONICA, CALIFORNIA, May 8, 1929.

Clerk of the House, Sacramento, California.

DEAR SIR: I wish as a citizen and taxpayer to protest, through you, to our Legislature, most emphatically, against the passage of any law providing any penalty for libel applying to the radio, from that pertaining to printed or spoken libel.

Respectfully yours,

JOHN I. RINAHER.

Also:

LOS ANGELES, CALIFORNIA, May 7, 1929.

Clerk of State Assembly, Sacramento, California.

DEAR SIR: I wish to enter my protest on the "Radio Slander" Bill passed by Senate May 6, 1929, for I feel it is a direct attack on station KGEF, a station doing more good in Los Angeles than most of the others. The passing of that bill is truly un-American, and besides free speech is still allowed in this good old United States of

America. There are surely enough measures to cover direct slander without passing new laws.

Please read this letter before Assembly.

Sincerely,

GROVER C. MARTIN.

Also.

LOS ANGELES, CALIFORNIA, May 8, 1929.

To the Clerk of the Assembly, Sacramento, California.

MY DEAR SIR: I note that the Senate has passed a bill to limit the rights of free speech over the radio. I certainly do not concur with the Senate action and hope and trust that the Assembly will not support this un-American measure. Please submit this protest to the Assembly.

Sincerely,

S. E. SOLOMON.

Also:

Clerk of the House, Sacramento.

DEAR SIR: As citizens and taxpayers, we wish through you to protest most emphatically against the passage of any law providing any penalty for libel, applying to the radio, any different from that pertaining to printed or spoken libel. The present laws are adequate to punish any improper use of the right of free speech.

Yours truly,

N. O. RINAKER.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 754—"An act to regulate contracts on behalf of the State in relation to the erection, construction, alteration, repair or improvement of any State structure, building, road or other State improvement of any kind, and to repeal an act entitled 'An act to regulate contracts on behalf of the State in relation to erections and buildings,' approved March 28, 1876," approved March 22, 1909, as amended, relating to information concerning bidders on public works under the jurisdiction and control of the Department of Public Works;

Also: Senate Bill No. 712—"An act providing for the registration of contractors, and defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting, and fixing the fees for such licenses; providing the method of suspension and cancellation of such licenses; and prescribing the punishment for violation of the provisions of this act;

Also: Senate Bill No. 842—"An act to create a State Medical Library, to provide for the establishment and maintenance of said library as a part of the State Library, to transfer and to set over to the State Medical Library fund certain moneys; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

FEIGENBAUM, Chairman.

The above reported bills ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 41—"A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article IX thereof a new section to be numbered 6½, relative to the payment of retirement salaries to teachers who have qualified therefor by service in the public school system as provided by law—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

ANDERSON, Chairman.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 5—"A resolution to propose and submit to the people of the State of California an amendment to section 2, article XVIII

of the constitution of the State of California, providing for the election of delegates to be assembled in convention for the purpose of framing a new constitution for the State of California;

Also: Senate Constitutional Amendment No. 8—Relative to the framing and ratifying of municipal charters and amendments thereto;

Also: Senate Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to article XII of the constitution of the State of California amending sections 1 and 7, and repealing sections 2, 3, 9, 11, 12 and 14 of that article;

Has had the same under consideration, and respectfully reports the same back, and recommends that they be adopted.

ANDERSON, Chairman.

The above reported constitutional amendments ordered on file for adoption.

ON FEDERAL RELATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 9—Relative to Dale-Lehbach Retirement Bill—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

WITTER, Chairman.

The above reported joint resolution ordered on file for adoption.

Also.

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 12—Requesting the United States Senate to pass a resolution, relating to the appointment of a committee to investigate the organization and operation of public utility corporations supplying telephone communications—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

WITTER, Chairman.

The above reported joint resolution ordered on file for adoption.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER. Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 23—Approving four certain amendments to the charter of the city of San Diego, a municipal corporation in the county of San Diego, State of California, voted for and ratified by the electors of said city of San Diego at a special municipal election held therein on the nineteenth day of March, 1929—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

WOOLWINE, Chairman.

The above reported concurrent resolution ordered on file for adoption.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 752—An act to amend the Improvement Act of 1911, approved April 7, 1911, by repealing section 10½, relating to alternative specifications for sewer construction—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 248—An act validating certain leases of city properties, by the legislative authorities of certain municipalities operating under freeholders' charters—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 724—An act to provide for the organization and government of public water districts, in unincorporated territory, and authorizing the levy of taxes for the maintenance thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 735—An act to amend section 1 of an act of the Legislature of the State of California, entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property not within the territory of incorporated cities or towns; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property inside of incorporated cities, whenever necessary or proper to complete or connect with any work outside thereof; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property forming the exterior boundaries of any municipality where such municipality joins unincorporated territory of a county, whether partly or wholly within or without the boundary of such municipality; for the incidental establishment, change of separation of grades thereof, and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of such work; for the payment of such bonds by special assessment taxes raised in assessment districts established for the purpose; for the inclusion of the territory of any incorporated city or cities within such assessment district; and for county aid in such work," approved March 21, 1907, as amended, relating to types of improvement authorized—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 788—An act to amend section 22 of an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property not within the territory of incorporated cities or towns; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property inside of incorporated cities, whenever necessary or proper to complete or connect with any work outside thereof, for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property forming the exterior boundaries of any municipality where such municipality joins unincorporated territory of a county, whether partly or wholly within or without the boundary of such municipality; for the incidental establishment, change of separation of grades thereof, and the doing of work adjacent thereto which is incidental to the work thereon, for the issue of bonds representing the costs and expenses of such work; for the payment of such bonds by special assessment taxes raised in assessment districts established for the purpose; for the inclusion of the territory of any incorporated city or cities within such assessment district; and for county aid in such work," approved March 21, 1907, as amended, relating to form and manner of issuance of bonds—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 789—An act to amend sections 7 and 8 of an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property not within the territory of incorporated cities or towns, for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property inside of incorporated cities, whenever necessary or proper to complete or connect

with any work outside thereof; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property forming the exterior boundaries of any municipality where such municipality joins unincorporated territory of a county, whether partly or wholly within or without the boundary of such municipality, for the incidental establishment, change of separation of grades thereof, and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of such work; for the payment of such bonds by special assessment taxes raised in assessment districts established for the purpose; for the inclusion of the territory of any incorporated city or cities within such assessment district; and for county aid in such work." approved March 21, 1907, as amended, relating to protest—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WOOLWINE, Chairman.

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 378—An act to amend section 3700a of the Political Code, relating to the salary of the secretary of the State Board of Equalization—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

FEIGENBAUM, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER SACRAMENTO, May 10, 1929

MR. SPEAKER Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 700—An act authorizing the Department of Public Works of the State of California to build, purchase, condemn or otherwise acquire, for and in the name of the State of California, and to operate and maintain bridges and approaches thereto across waters, bays, arms of bays, straits, rivers and streams in California, or across any stream that is a boundary line between California and any other state; also to charge tolls for passage over said bridges; also to fix the rate of said tolls; also to issue and sell nontaxable, interest bearing revenue bonds, and to fix the rate of interest thereon, with which to build, purchase, condemn or otherwise acquire, bridges and approaches thereto; also to fix the time of maturity; also to provide by the collection of tolls for the money with which to retire said bonds and to pay the interest thereon; also to pay into the State treasury all moneys collected hereby, and to create a special fund to be styled "The Highway Bridge Fund"; also to create a first lien on such tolls that may be collected for the use of any such bridges or approaches thereto; also to provide that certain property already appropriated to another public use may be condemned and taken for the bridge purposes herein set out; and also declaring that the building or ownership of bridges and approaches contemplated by this act shall be a superior or paramount right or necessity; also that when two or more bridges are coupled or consolidated under one bond issue or under one contract that when such bridges have been paid for that thereafter no tolls shall be charged or collected on either or any such bridge or bridges—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass and be re-referred to Committee on Ways and Means.

HORNBLOWER, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1929

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 748—An act providing for the organization, operation and maintenance of transportation districts, whether said districts be entirely within unincorporated territory of a county or the territory of a municipality, or lie within such unincorporated territory and one or more municipalities, or lie within two or more municipalities; for the acquisition, construction and operation of any transportation facility within the district, the use of existing State acquisition and improvement statutes for such acquisition, construction and operation, for the dissolution of such districts, for the appointment and powers of an advisory board, for the disposition of any property or transportation facility, for the handling of the moneys of the district, for the use for its purposes by the district of lands dedicated to public uses,

and defining the powers and duties of legislative bodies of municipalities and counties in connection with the use of this act.

Also Senate Bill No. 303—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

ADAMS, Chairman.

The above reported bills ordered on file for second reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 754—An act to add a new section to be numbered 2a to an act entitled An act to provide for the forfeiture of certain lands to the State for the nonpayment of delinquent interest upon any part of the unpaid portion of the purchase price thereof, together with penalties and costs as herein provided, and for the forfeiture of all moneys previously paid thereon, principal as well as interest; prescribing the duties of certain public officers with respect thereto; providing for the giving of notice of said forfeitures; prescribing certain remedies, and making an appropriation for the purposes of this act—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

The question being put. Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 754?

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, as amended, before the words "An act", insert the following:

"An act to add a new section to be numbered 2a to an act entitled".

The roll was called, and Senate amendment to Assembly Bill No. 754 was concurred in by the following vote.

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Seudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 408—An act to amend sections 3, 8, 10, 15½ and 19 of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended, and to add a new section thereto to be numbered section 20, relating to powers of the directors of said companies and terms of insurance policies issued by said company—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 408?

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out the figures "11,".

AMENDMENT NUMBER TWO

On page 3, line 47, of the printed bill, strike out all of lines 47 to 52, inclusive; also strike out all of lines 1 to 23, inclusive, on page 4.

AMENDMENT NUMBER THREE.

On page 4, line 24, of the printed bill, strike out the figure "5", and insert in lieu thereof the figure "4".

AMENDMENT NUMBER FOUR.

On page 4, line 38, of the printed bill, after the comma following the designation "19____", insert the following: "and terminating at noon of the----- day of-----, 19____".

AMENDMENT NUMBER FIVE.

On page 4, line 52, of the printed bill, after the word "reconstruction", insert the following: "by reason of any ordinance or law regulating repairs or reconstruction".

AMENDMENT NUMBER SIX

On page 8, line 7, of the printed bill, after the word "and", insert the following: "if not more than one thousand five hundred dollars".

AMENDMENT NUMBER SEVEN.

On page 8, line 9, of the printed bill, after the period, insert the following: "If the claim for damage or loss be for an amount greater than one thousand five hundred dollars, then the president of this company, or in his absence, the vice president, or in the absence of both the secretary thereof, shall forthwith convene the board of directors of said company, whose duty it shall be when convened to adjust the same."

AMENDMENT NUMBER EIGHT.

On page 10, line 32, of the printed bill, strike out the figure "6", and insert in lieu thereof the figure "5".

AMENDMENT NUMBER NINE.

On page 10, line 40, of the printed bill, strike out the word "ten", and insert in lieu thereof the word "eleven".

The roll was called, and Senate amendments to Assembly Bill No. 408 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witte, Wight, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1118—An act making an appropriation for repairs, improvements and equipment at the State Capitol Building, Sacramento, including the installation of two new elevators, declaring the urgency thereof and providing that this act shall take effect immediately—and respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of Senate

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1118?

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out the period and insert a comma and the following: "declaring the urgency thereof and providing that this act shall take effect immediately."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 6 to 10, inclusive, and insert in lieu thereof the following:

"SEC 2. Inasmuch as this act provides an appropriation for the usual current expenses of the state, and inasmuch as it is also necessary for the immediate preservation of the public peace, health and safety, it is hereby declared an urgency measure and shall, under the provisions of section 1, article four of the constitution, take effect immediately. The following is a statement of facts constituting such necessity: Because of the obsolete and worn out condition of the elevators in the state capitol it is necessary that they be immediately replaced with new elevators. Without such replacement the safety of the public will be seriously imperiled."

The roll was called, and Senate amendments to Assembly Bill No. 1118 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry,

Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.
NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1063—An act to amend section 23 and to repeal sections 21 and 22 of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain a police department, to provide for the formation, government and operation of said police districts, the assessment, collection, custody and disbursement of taxes, for such purpose, and to create a board of police commissioners," approved April 26, 1927, relating to the power of boards of police commissioners to adopt ordinances and to the jurisdiction of justices of the peace within the townships within which such police districts are situate—and respectfully requests your honorable body to concur in said amendment

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1063?

AMENDMENT NUMBER ONE.

In line 9 of the title of the printed bill, strike out the period, and insert in lieu thereof the following: "and to the jurisdiction of justices of the peace within the townships within which such police districts are situate"

The roll was called, and Senate amendment to Assembly Bill No. 1063 was concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.
NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1093—An act making an appropriation for minor construction, improvements and repairs at San Quentin Prison, declaring the urgency thereof and providing that this act shall take effect immediately—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate

By C. A. McLEAN, JR., Assistant Secretary

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1093?

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, strike out the period, and insert in lieu thereof a comma and add the following: "declaring the urgency thereof and providing that this act shall take effect immediately"

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 8 to 15, inclusive, and insert the following

"SEC. 2. Inasmuch as this act provides an appropriation for the usual current expenses of the state, and inasmuch as it is also necessary for the immediate preservation of the public peace, health and safety, it is hereby declared an urgency measure and shall under the provisions of section 1, article four of the constitution, take effect immediately. The following is a statement of facts constituting such necessity: Certain items of minor construction, improvements and equipment must be immediately provided at San Quentin Prison to properly house inmates in

said prison. Without such proper housing the health and safety of the inmates of said institution will be seriously imperiled.

The roll was called, and Senate amendments to Assembly Bill No. 1093 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Olva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 35—An act to add new sections, to be numbered 23, 24 and 25 to an act entitled "An act to reserve all minerals in State lands, to provide for examination, classification and report on the mineral and other character of State lands, to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act." approved May 25, 1921, as amended, relating to the withholding and denial of the right or privilege of applying or bidding for, receiving, obtaining or being granted permits or leases to prospect for or take oil, gas or other mineral in, upon or from tide, overflowed or submerged lands and beds of navigable rivers or lakes belonging to the State or any political subdivision thereof—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 35?

AMENDMENT NUMBER ONE.

In line 15 of the title of the printed bill, as amended in Assembly March 19, 1929, strike out the words "suspension, withholding or", and insert in lieu thereof the following: "withholding and".

AMENDMENT NUMBER TWO.

On page 4 line 44, of the printed bill, as amended in Assembly March 19, 1929, strike out the figures "18", and insert in lieu thereof the figures "17".

AMENDMENT NUMBER THREE.

On page 2, line 47, of the printed bill, as amended in Assembly March 19, 1929, strike out the figures "18", and insert in lieu thereof the figures "17".

AMENDMENT NUMBER FOUR.

On page 5, line 14, of the printed bill, as amended in Assembly March 19, 1929, strike out the figures "18", and insert in lieu thereof the figures "17".

AMENDMENT NUMBER FIVE.

On page 5, line 18, of the printed bill, as amended in Assembly March 19, 1929, strike out the figures "18", and insert in lieu thereof the figures "17".

The roll was called, and Senate amendments to Assembly Bill No. 35 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Olva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 816—An act to add a new section to the Penal Code, to be numbered 374b, and relating to the depositing of garbage, swill and refuse on public highways, and any offensive matter or thing in theaters or places of public assemblages—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 816?

AMENDMENT NUMBER ONE

On page 1, line 4, of the printed bill, strike out the word "places", and insert in lieu thereof the word "placed".

AMENDMENT NUMBER TWO

On page 1, line 7, of the printed bill, after the word "highway", insert the following "or dropping, depositing or placing, in any manner, any offensive matter or things commonly known and referred to as stink bombs in any theater or place of public assemblage."

AMENDMENT NUMBER THREE.

On page 1, line 11, of the printed bill, strike out the words "six months", and insert in lieu thereof the words "one year".

AMENDMENT NUMBER FOUR.

In line 3 of the title of the printed bill, after the word "highways", strike out the period and insert in lieu thereof a comma and the following: "and any offensive matter or thing in theaters or places of public assemblages"

AMENDMENT NUMBER FIVE.

On page 1, line 8, of the printed bill, strike out all of lines 8, 9 and 10 of the printed bill, and insert in lieu thereof the following: "or who places, deposits or causes to be placed or deposited in any manner, any offensive matter or thing, or any gas, fluid or substance injurious to life or property, or any nauseous or offensive gas, fluid or substance in or adjacent to any theater or place of public assemblage".

The roll was called, and Senate amendments to Assembly Bill No. 816 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Seofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, William-on, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 471—An act providing for the burning or removing of grass, brush, or other inflammable matter and debris from public highways—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate

By C. A. McLEAN, JR., Assistant Secretary

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 471?

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, as amended in Assembly March 28, 1929, after the word "fund", insert a comma and the following: "or any road fund".

The roll was called, and Senate amendment to Assembly Bill No. 471 was concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 86—An act to amend section 2713 of the Political Code, relating to the construction and repair of bridges—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 86?

AMENDMENT NUMBER ONE

On page 1, line 5, of the printed bill, strike out the word "five", and insert in lieu thereof the word "ten".

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, strike out the figures "5,000", and insert in lieu thereof the figures "10,000".

The roll was called, and Senate amendments to Assembly Bill No. 86 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 85—An act to amend section 2640 of the Political Code, relating to the acquisition and construction of new roads and the grading, regrading, paving, macadamizing, surfacing, repairing and maintaining of existing roads—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 85?

AMENDMENT NUMBER ONE

On page 1, line 21, of the printed bill, strike out the word "five", and insert in lieu thereof the word "ten".

AMENDMENT NUMBER TWO.

On page 1, line 22, of the printed bill, strike out the figures "5,000", and insert in lieu thereof the figures "10,000".

AMENDMENT NUMBER THREE.

On page 2, line 19, of the printed bill, strike out the word "two", and insert in lieu thereof the word "ten".

The roll was called, and Senate amendments to Assembly Bill No. 85 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 911—An act appropriating money to pay the claim of the disbursing officer of the Division of Highways, State Department of Public Works, against the State of California—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 911?

AMENDMENT NUMBER ONE.

On page 1, lines 2 and 3, of the printed bill, strike out the following words and figures "two thousand four hundred three dollars and eighty-six cents (\$2,403.86)", and insert in lieu thereof the following: "two thousand seven hundred twenty-three dollars and forty-six cents (\$2,723.46)".

The roll was called, and Senate amendment to Assembly Bill No. 911 was concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 190—An act to amend section 5 of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof," approved June 3, 1921, as amended—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 190?

AMENDMENT NUMBER ONE.

On page 2, line 8, of the printed bill, as amended, immediately following the words "lot of", insert the word "beans,".

AMENDMENT NUMBER TWO.

On page 2, line 14, of the printed bill, as amended, immediately following the words "California grown", insert the word "beans,".

AMENDMENT NUMBER THREE.

On page 1, line 16, of the printed bill, strike out the following: "beans,".

AMENDMENT NUMBER FOUR.

On page 1, line 22, of the printed bill, strike out the following: "beans,".

The roll was called, and Senate amendments to Assembly Bill No. 190 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor, Mixer, Morgan, Oliva, Quigley, Reindollar, Seofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 896—An act authorizing the conveyance to the county of Los Angeles, State of California, of lands and rights of way for road purposes along, in, through or across property of the State known as the Pacific Colony grounds—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 896?

AMENDMENT NUMBER ONE.

On page 1, line 4, of the title of the printed bill, as amended, strike out the words "Norwalk State Hospital", and insert in lieu thereof the words "Pacific Colony".

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, as amended, strike out the words "Norwalk State Hospital", and insert in lieu thereof the words "Pacific Colony".

AMENDMENT NUMBER THREE.

On page 1, lines 6 and 7, of the printed bill, as amended, strike out the words "at or near Norwalk, California", and insert in lieu thereof the words "in said county".

The roll was called, and Senate amendments to Assembly Bill No. 896 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor, Mixer, Morgan, Oliva, Quigley, Reindollar, Seofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 453—An act to amend section 1517 of the Code of Civil Procedure, relating to the return of sales of property of decedents—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 453?

AMENDMENT NUMBER ONE

On page 1, line 7, of the printed bill, after the word "sole", strike out the comma, and insert in lieu thereof the following: "executor, administrator,".

AMENDMENT NUMBER TWO.

In line 7 of the printed bill, strike out the word "anyone", and insert in lieu thereof the following: "any, one,".

The roll was called, and Senate amendments to Assembly Bill No. 453 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 496—An act to amend section 583 of the Code of Civil Procedure, relating to the dismissal of actions—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 496?

AMENDMENT NUMBER ONE.

On page 1, line 19, of the printed bill, strike out the word "five", and insert in lieu thereof the word "three".

AMENDMENT NUMBER TWO.

On page 1, line 26, of the printed bill, strike out the word "five", and insert in lieu thereof the word "three".

The roll was called, and Senate amendments to Assembly Bill No. 496 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1079—An act to add a new section to chapter 4b of part III, title V of the Political Code to be numbered 2321, relating to the office of county agricultural commissioner—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1079?

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out all of line 1 and lines 2 to 4, inclusive, and insert in lieu thereof the following:

"An act to add a new section to the Political Code to be numbered 2321, relating to the office of county agricultural commissioner"

AMENDMENT NUMBER TWO

On page 1, line 1 of the printed bill, beginning in said line 1, strike out all of lines 1 to 26, inclusive; also strike out all of pages 2 to 4, inclusive, and insert in lieu thereof the following:

"SECTION 1 A new section is hereby added to the Political Code to be numbered 2321 and to read as follows:

2321 On and after the effective date of this act, the office of county horticultural commissioner, heretofore created, shall be known as the office of county agricultural

commissioner, and whenever in this chapter the term "commissioner" is used, the same shall be taken to mean and refer to county agricultural commissioner, and whenever by the terms of any statute or law now enforced, or that may hereafter be enacted, the term "county horticultural commissioner" or similar designation is used, the same shall be deemed to refer to the county agricultural commissioner, the same as though the term "county agricultural commissioner" or similar designation had been specifically set forth and named therein. Nothing in this section shall be construed as divesting any incumbent of title to the office of the county horticultural commissioner. This section is intended only to change the designation of said office as aforesaid."

AMENDMENT NUMBER THREE.

On page 5, line 12, of the printed bill, strike out the word "enforced", and insert in lieu thereof the words "in force".

AMENDMENT NUMBER FOUR.

On page 5, line 21, of the printed bill, strike out the period, and insert in lieu thereof the following: ", and such change in designation shall include similar change in designation for all deputies and inspectors appointed or employed under the direction of said office."

AMENDMENT NUMBER FIVE.

In line 1 of the title of the printed bill, as amended, after the second word "to", insert the following: "Chapter four b of part three, title five of".

AMENDMENT NUMBER SIX.

On page 1, line 1, of the printed bill, as amended, after the word "to", insert the following: "Chapter four b of part three, title five of".

The roll was called, and Senate amendments to Assembly Bill No. 1079 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Mixer, Morgau, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 51—An act to amend section 542 of the Code of Civil Procedure, relating to the attachment of real and personal property—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 51?

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, after the word "attorney", insert a comma.

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, after the first word "property", insert a comma.

AMENDMENT NUMBER THREE.

On page 1, line 6, of the printed bill, after the word "and", insert a comma.

The roll was called, and Senate amendments to Assembly Bill No. 51 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 56—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment in justices' courts—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 56?

AMENDMENT NUMBER ONE

On page 2, line 20, of the printed bill, after the word "justice", strike out the words "of the", and insert in lieu thereof the word "court".

AMENDMENT NUMBER TWO.

On page 2, line 21, of the printed bill, strike out the word "peace" at the beginning of the line.

AMENDMENT NUMBER THREE.

On page 2, line 25, of the printed bill, strike out the following: "at the date of the writ", and insert in lieu thereof the following: "or a clerk of the justice court, at the date of the writ".

The roll was called, and Senate amendments to Assembly Bill No. 56 were concurred in by the following vote.

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGuinness, Moecker, Miller, Eleanor, Mixer, Morgan, Olva, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 55—An act to amend section 689 of the Code of Civil Procedure, relating to execution of judgment in civil actions—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 55?

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed amended bill, insert after the word "property" a period.

AMENDMENT NUMBER TWO.

On page 1, line 14, of the printed amended bill, strike out the word "the", and insert in lieu thereof the word "The".

AMENDMENT NUMBER THREE.

On page 2, after line 7, of the printed amended bill, add a new paragraph reading as follows:

"Whenever a verified third party claim is served upon the sheriff, upon levy of execution, the plaintiff, or the person in whose favor the writ of execution runs, shall be entitled to a hearing within twenty days thereafter, before the court having jurisdiction of the action, in order to determine title to the property in question, which hearing must be granted by the said court upon the filing of an application or petition therefor. Ten days' notice of such hearing must be given to all parties claiming an interest in the property, or their attorneys, which notice must specify that the hearing is for the purpose of determining title to the property in question. The court may continue the hearing beyond the said twenty day period, but good cause must be shown for any such continuance."

The roll was called, and Senate amendments to Assembly Bill No. 55 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Seudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1076—An act making an appropriation for minor construction, improvements and equipment at the Norwalk State Hospital, declaring the urgency thereof and providing that this act shall take effect immediately—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1076?

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out the period and insert a comma and the following: "declaring the urgency thereof and providing that this act shall take effect immediately."

AMENDMENT NUMBER TWO

On page 1 of the printed bill, strike out all of lines 9 to 16, inclusive, and insert in lieu thereof the following:

"SEC. 2 Inasmuch as this act provides an appropriation for the usual current expenses of the state, and inasmuch as it is also necessary for the immediate preservation of the public peace, health and safety, it is hereby declared an urgency measure and shall, under the provisions of section 1, article four of the constitution, take effect immediately. The following is a statement of facts constituting such necessity. Certain items of minor construction, improvements and equipment must be immediately provided at the Norwalk State Hospital to properly house inmates at said institution. Without such proper housing the health and safety of these inmates will be seriously imperiled."

The roll was called, and Senate amendments to Assembly Bill No. 1076 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Fry, Gilmore, Harper, Hawes, Hornblower, Ingels, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor; Mixer, Morgan, Oliva, Quigley, Reindollar, Scofield, Seudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1025—An act to amend section 737^a of the Political Code, relating to salaries of superior court judges in the county of Los Angeles—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1025?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, the title of said bill is amended by striking out the numerals "737^v", and inserting in lieu thereof the numerals "737^s".

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, as amended, strike out the numerals "737v", and insert in lieu thereof the numerals "737s".

AMENDMENT NUMBER THREE.

On page 1, line 3, of the printed bill, as amended, strike out the numerals "737v", and insert in lieu thereof the numerals "737s".

AMENDMENT NUMBER FOUR.

In line 4 of the printed bill, strike out the word "twelve", and insert in lieu thereof the word "ten".

The roll was called, and Senate amendments to Assembly Bill No. 1025 were concurred in by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Frv, Gilmore, Harper, Hawes, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klmc, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Mixer, Morgan, Olva, Quigley, Remdollar, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Wright, and Mr. Speaker—51

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Constitutional Amendment No. 44—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new article to be numbered XXV thereto, relating to the construction, maintenance and operation of a salt water barrier, or a combination of a salt water barrier or bridge or other works at or near Carquinez Straits, for salinity control, flood control, navigation, domestic use, irrigation and other public uses, and for the construction of dams and other works on the Santa Ana River for flood control and water conservation, and relating to the issuance and sale of State bonds providing for and creating a fund for the carrying out of the purposes of this article; authorizing the expenditure of the moneys in said fund for the said purposes; creating an interest and sinking fund for the payment of interest on said bonds and of the redemption of same; and making an appropriation therefor; and making an appropriation of \$20,000 for the expense of printing, lithographing and selling of said bonds.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Constitutional Amendment No. 44 read first time, and referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Constitutional Amendment No. 45—A resolution to propose to the people of the State of California an amendment to section 1 of article XIII of the constitution of the State, relating to property exempt from taxation.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Constitutional Amendment No. 45 read first time, and referred to Committee on Constitutional Amendments.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 887—An act to amend section 1 of an act entitled "An act to make available for the use of the United States government suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and

ceding exclusive jurisdiction to the United States over the land so conveyed," approved May 27, 1921, by conferring on any county or municipal corporation now or hereafter organized, the power to improve any lands so acquired, or any lands owned or held by such county or municipal corporation, and for such purposes to incur indebtedness, issue negotiable bonds and levy taxes to pay the principal and interest thereof; and to convey to the United States any lands so acquired and improved, or any lands owned or held by such county or municipal corporation, whether improved or not; and to add a new section to said act, to be numbered 1a, validating all proceedings heretofore conducted for or relating to the incurring of bonded indebtedness, and all bonds heretofore issued, for such purposes, by any county or municipal corporation.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 887 read first time, and referred to Committee on Municipal Corporations.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 237—An act making an appropriation to pay the claim of C. J. Holzmiller against the State of California;

Also: Senate Bill No. 242—An act making an appropriation to pay the claim of the California Notion and Toy Company against the State of California;

Also: Senate Bill No. 239—An act making an appropriation to pay the claim of the Western Crane Service Corporation against the State of California;

Also: Senate Bill No. 259—An act to amend "An act to enable counties to join with incorporated cities and towns within such counties in the joint construction of public buildings to be used jointly for county and municipal purposes," approved May 29, 1913, by adding thereto a new section to be numbered 3;

Also: Senate Bill No. 414—An act relating to the annual publication of financial reports of school districts.

J. A. BEEK, Secretary of Senate

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bills Nos. 237, 242 and 239 read first time, and referred to Committee on Ways and Means.

Senate Bill No. 259 read first time, and referred to Committee on County Government.

Senate Bill No. 414 read first time, and referred to Committee on Education.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 420—An act to amend sections 1044, 1083b, 1096, 1096a, 1125, 1151, 1195b, 1204, 1205, 1210, 1261, 1262, 1264, 1265, of the Political Code, relating to registration of electors and conduct of elections;

Also: Senate Bill No. 516—An act to amend section 5 of the Direct Primary Law, approved June 16, 1912, as amended, relating to nomination of candidates for public office;

Also: Senate Bill No. 519—An act to amend section 1188 of the Political Code, relating to elections;

Also: Senate Bill No. 572—An act to amend section 636 of the Penal Code, relating to the protection of fish and game;

Also: Senate Bill No. 884—An act granting certain tidelands, submerged lands and filled lands of the State of California, to the city of Newport Beach, upon certain trusts and conditions.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bills Nos. 420, 516 and 519 read first time, and referred to Committee on Elections.

Senate Bill No. 572 read first time, and referred to Committee on Fish and Game.

Senate Bill No. 884 read first time, and referred to Committee on Commerce and Navigation.

Also:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 637—An act to amend the title and sections 1 (c), 2 and 5 of "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney buses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act;

Also: Senate Bill No. 657—An act to amend the Penal Code of California by adding thereto two new sections to be numbered 597~~h~~ and 597~~i~~, relating to the cropping or cutting of the ears and tails of dogs, providing for the registration of such dogs and fixing penalties;

Also: Senate Bill No. 886—An act to amend the Workmen's Compensation, Insurance and Safety Act, approved May 26, 1913, as amended, by adding a new section thereto to be numbered 43~~4~~, relating to a cash revolving fund.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 637 read first time, and referred to Committee on Public Utilities.

Senate Bill No. 657 read first time, and referred to Committee on Crime Problems.

Senate Bill No. 886 read first time, and referred to Committee on Ways and Means.

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 888—An act granting to the city of Martinez tide and submerged lands of the State of California including the right to wharf out therefrom, to the city of Martinez, and regulating the management, use and control thereof;

Also: Senate Bill No. 889—An act authorizing the Director of Finance to sell and convey certain lands of the State of California situated in Placer County, and commonly known as the Tahoe Hatchery Camp, to the Tahoe Lake Elementary School District.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Senate Bill No. 888 read first time, and referred to Committee on Commerce and Navigation.

Senate Bill No. 889 read first time, and referred to Committee on Governmental Efficiency and Economy.

MOTION TO RECONSIDER.

Mr. Wright moved that the consideration of his motion to reconsider the vote whereby Senate Bill No. 782 was refused passage be continued until the next legislative day.

Motion carried.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. West moved that the vote whereby Senate Bill No. 23 was passed be reconsidered.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Hornblower moved a call of the House.

Motion carried.

Time, eleven o'clock and twenty minutes a.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Arnold, Badham, Baum, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cuttenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Emmett, Feeley, Gilmore, Harper, Hawes, Heringer, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.
HON. CHAS. F. REINDOLLAR IN THE CHAIR.

At eleven o'clock and twenty minutes a m., Hon. Chas. F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

THIRD READING OF SENATE BILLS.
CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER
THIRTY-THREE.

Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of said State, being an amendment of section 1 of article II of said constitution, relative to elections and eligibility of voters, disabilities and absent voters.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 33 adopted by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fry, Gilmore, Harper, Hawes, Heringer, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixter, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.
NOES—None

Title read and approved.

Senate Constitutional Amendment No. 33 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 33

A resolution to propose to the people of the State of California an amendment to the constitution of said State, being an amendment of section 1 of article II of said constitution, relative to elections and eligibility of voters, disabilities and absent voters.

Resolved by the Senate, the Assembly concurring. That the Legislature of the State of California hereby proposes to the people of the State of California that section 1 of article II of the constitution of said State be amended to read as follows:

Section 1. Every native citizen of the United States, every person who shall have acquired the rights of citizenship under and by virtue of the Treaty of Queretaro expect to be absent from their respective precincts or unable to vote therein, by reason of physical disability, on the day on which any election is held

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER
TWENTY-FOUR.

Senate Concurrent Resolution No. 24—Relative to salmon fishing on the Pacific Coast, and directing the State Fish and Game Commission to confer and cooperate with the states of Oregon, Washington, and with the United States Department of Fisheries relative to the control of salmon fishing.

Resolution read.

The question being on the adoption of the resolution.

Senate Concurrent Resolution No. 24 adopted.

Title read and approved.

Senate Concurrent Resolution No. 24 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 24

Relative to salmon fishing on the Pacific Coast, and directing the State Fish and Game Commission to confer and cooperate with the states of Oregon, Washington, and with the United States Department of Fisheries, relative to the control of salmon fishing.

WHEREAS, The reports of the Fish and Game Commission of the State of California show that for some years last past the amount of salmon taken in the waters of the State of California has been diminishing, and that one of the chief causes thereof has been the excessive use of trolling, both adjacent to and off the coasts of California, Oregon and Washington; and.

WHEREAS, It has been reported that by reason of the fact that a part of said trolling activities have been conducted so far off-shore that no state, acting alone, has ample jurisdiction to regulate, prohibit or control the said fishing by trolling, and that millions of immature salmon are taken in their natural feeding grounds in this manner, thereby reducing the annual catch of this valuable food fish; now, therefore, be it

Resolved by the Senate, the Assembly concurring. That the Fish and Game Commission of the State of California, be, and is hereby directed to confer with the proper officials of the states of Oregon and Washington, and also with the United States Department of Fisheries, to the end that a comprehensive plan for the protection and control of the salmon industry may be outlined, and to report to the Legislature at the next regular session its findings and recommendations.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and thirty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 560—An act to amend the title and sections 1, 3, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48, 50, 51 and 53 and to repeal sections 2, 25 and 31 of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act." approved June 10, 1915, as amended, and to add eight new sections thereto to be numbered 8a, 8b, 8c, 8d, 14a, 14b, 16a and 17a, relating to a division in the Department of Natural Resources for the supervision of petroleum and gas, relating to the

appointment of agents for service of orders and notices, declaring the unreasonable waste of natural gas to be opposed to the public interest, permitting and authorizing agreements in the interests of conservation and providing for their specific enforcement, relating to the filing and the hearing of complaints concerning the waste of gas, relating to proceedings instituted by the Director of the Department of Natural Resources to prevent the unreasonable waste of gas, relating to certain requirements concerning removal of operating structures and casing from wells, and relating to certain requirements concerning the sale, exchange or other transfer of wells and land creating a fund for the purposes of the act, providing for assessment of charges to be paid by operators and providing for the collection thereof, making an appropriation for the purposes of this act, and generally providing for the protection of the natural resources of petroleum and gas from waste and destruction, and declaring the same to be an urgency measure to take effect immediately.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Arnold, Badham, Baum, Brock, Byrue, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

THIRD READING OF SENATE BILL NUMBER FIVE HUNDRED SIXTY.

Senate Bill No. 560—An act to amend the title and sections 1, 3, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48, 50, 51 and 53 and to repeal sections 2, 25 and 81 of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, and to add eight new sections thereto to be numbered 8a, 8b, 8c, 8d, 14a, 14b, 16a and 17a, relating to a division in the Department of Natural Resources for the supervision of petroleum and gas, relating to the appointment of agents for service of orders and notices, declaring the unreasonable waste of natural gas to be opposed to the public interest, permitting and authorizing agreements in the interests of conservation and providing for their specific enforcement, relating

to the filing and the hearing of complaints concerning the waste of gas, relating to proceedings instituted by the Director of the Department of Natural Resources to prevent the unreasonable waste of gas, relating to certain requirements concerning removal of operating structures and casing from wells, and relating to certain requirements concerning the sale, exchange or other transfer of wells and land, creating a fund for the purposes of the act, providing for assessment of charges to be paid by operators and providing for the collection thereof, making an appropriation for the purposes of this act, and generally providing for the protection of the natural resources of petroleum and gas from waste and destruction, and declaring the same to be an urgency measure to take effect immediately.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 560 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudman, Cloudsley, Colher, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Klue, Lattle, Luttrell, McDonough, McGuinness, Meeke, Miller, Eleanor; Mixer, Morgan, Nielsen, Nove, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read.

AMENDMENTS TO TITLE.

During reading of the title, Mr. Craig moved to amend the title as follows:

AMENDMENT NUMBER ONE.

On page 2, line 3, of the title of the printed bill, as amended in Assembly May 7, 1929, after the word "gas" in said line, insert the following: "or the drilling operations or abandonment of wells; providing for the hearing of appeals from orders and decisions of the supervisor, his deputies and district boards of commissioners and for oaths, subpoenas and depositions".

AMENDMENT NUMBER TWO.

On page 2, line 12, of the title of the printed bill, as amended in Assembly May 7, 1929, after the comma in said line, insert the following: "prescribing penalties for violations of the act."

Amendments adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER THIRTY.

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to section 23a of article IV of the constitution of said State, relating to officers, employees, and attaches.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 30 adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Klue, Lyons, McDonough, McGuinness, Miller, Eleanor; Mixer, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar,

Roberts, Scofield, Scudder, Sewell, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 30 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 30.

A resolution to propose to the people of the State of California an amendment to section 23a of article IV of the constitution of said State, relating to officers, employees, and attaches.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California, at its forty-eighth regular session commencing on the seventh day of January, 1929, two-thirds of all the members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes to the people of the State of California that section 23a of article IV of the constitution of said State be amended to read as follows:

Sec. 23a. Each house of the Legislature may, by resolution, provide for the employment of help, prescribe the duties and fix the compensation thereof; but in no case shall the total expense for officers, employees and attaches exceed the sum of \$400 per day for the Senate and \$450 per day for the Assembly, at any regular session, exclusive of the salary of the Secretary of the Senate and the Chief Clerk of the Assembly, who shall each receive such salary as shall be fixed by resolution, nor the sum of \$150 per day for each house at any special or extraordinary session, exclusive of the salaries of the Secretary of the Senate and the Chief Clerk of the Assembly. Except as herein otherwise specified, the provisions of this section shall be self-executing.

Senate Bill No. 567—An act to amend sections 2, 3, 4, 19, and 27 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Stockwell:

AMENDMENT NUMBER ONE.

On page 3, line 15, of the printed bill, strike out the word "notice" following the word "postcard".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 359—An act to amend section 76 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such

bonds," approved April 7, 1911, as amended, and to add a new section to said act, to be numbered section 76½, relating to the foreclosure of bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 359 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 406—An act to amend sections 2, 4, 7, 8, 11, 12, and 46 of an act entitled "An act to provide for the establishment and change of public streets, lanes, alleys, courts, places and rights of way, and of any of the following avenues of public travel, namely, tunnels, subways, viaducts, bridges or independent subterranean ways in municipalities and providing for the construction or improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

Bill read third time

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Stockwell.

AMENDMENT NUMBER ONE

On page 7, line 20, of the printed bill, strike out the following: "and "any person interested" ", and insert in lieu thereof the following: ", "any person interested". "property owner", "owner of property", or "person owning property", wherever used in this act shall be construed to".

Amendment adopted

Bill read, ordered to reprint, and on file for third reading.

HON. ALBERT H. MORGAN, JR., IN THE CHAIR.

At eleven o'clock a.m., Hon. Albert H. Morgan, Jr., member of the Assembly from the Forty-first District, in the chair.

Senate Bill No. 847—An act to amend an act entitled "An act concerning the construction and repair of levees in the city of Marysville and the mode of raising revenue therefor," approved March 6, 1876, by amending section 5 of said act and adding section 5a, relating to powers of levee commissioners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 847 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGunness, Meeker, Miller, Eleanor, Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—58

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 599—An act relating to the support of junior colleges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 599 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGunness, Meeker, Miller, Eleanor, Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—58.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 825—An act to provide for the government of high schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 825 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor, Mixer, Morgan, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 707—An act relating to the leasing of real property by the political subdivisions of the State and providing a procedure therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 707 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGunness, Meeker, Miller, Eleanor, Mixer, Morgan, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder,

Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 705—An act to add a new section to the Political Code, to be numbered section 4041s, relating to powers and duties of boards of supervisors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 705 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Oliva, Patterson, Quigley, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

THE SPEAKER IN THE CHAIR.

At twelve o'clock m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No. 860—An act to amend section 4½ of an act entitled "An act authorizing the creation, government, maintenance and dissolution of county sanitation districts, the annexation of contiguous territory to such districts, the issuance of bonds by such districts and the powers thereof," approved May 29, 1923, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 860 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 14—An act to amend sections 1 and 2 of an act entitled "An act regulating the hours of employment in underground mines, underground workings, whether for the purpose of tunneling, making excavations or to accomplish any other purpose or design, or in smelting and reduction works," approved May 30, 1913, relating to the keeping of records of the hours worked and prima facie proof of violation of the act, providing penalties for violation of the act, providing for the enforcement of the act by the chief of the Division of

Labor Statistics and Law Enforcement and extending the benefits of the act to workers employed in lime and cement plants.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. McDonough:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the title of the printed bill, as amended April 23, 1929, strike out the comma after the word "lime", and insert in lieu thereof the word "and", also strike out the words "and other reduction".

AMENDMENT NUMBER TWO.

On page 2, line 16, of the printed bill, as amended April 23, 1929, strike out the comma after the word "lime", and insert in lieu thereof the word "or".

AMENDMENT NUMBER THREE.

On page 2, lines 16 and 17, of the printed bill, as amended April 23, 1929, strike out the words "or other reduction".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 487—An act to provide for the establishment and maintenance of convalescent tuberculosis departments or colonies and preventoria, defining the powers and duties of the Department of Public Health and Bureau of Tuberculosis in relation thereto, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 487 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Mixer, Morgan, Morrison, Nielsen, Oliva, Patterson, Quigley, Reindollar, Scofield, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 867—An act to add a new section, to be numbered 10½, to the County Waterworks District Act, approved June 13, 1913, as amended, relating to the levy of taxes on land only in county waterworks districts at the option of the petitioners for the formation of such districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 867 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Quigley, Roland, Scofield, Scudder, Seawell,

Sewell, Snyder, Stockwell, West, Williams, Williamson, Young, and Mr. Speaker—61
 NOES—Emmett—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 221—An act to amend section 20 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended, relating to fees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 221 finally passed by the following vote:

AYES—Anderson, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, Luttrell, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Patterson, Quigley, Roland, Scofield, Scudder, Snyder, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—62.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At twelve o'clock and twenty-two minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Williamson.

The roll of absentees was called, and the motion for reconsideration of Senate Bill No. 23 carried by the following vote:

AYES—Anderson, Arnold, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, Eddy, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hoffman, Hornblower, Jewett, Jones, Jost, Kline, Lyons, McDonough, McGuinness, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Oliva, Quigley, Remdollar, Roland, Scofield, Seawell, Sewell, Snyder, West, Williamson, Witter, Wright, and Mr. Speaker—46.

NOES—Adams, Badham, Baum, Bishop, Bliss, Crawford, DeYoe, Dillinger, Easley, Emmett, Hawes, Heisinger, Ingels, Jespersen, Keaton, Little, Luttrell, Meeker, Mixer, Noves, Patterson, Roberts, Scudder, Spalding, Stockwell, Williams, and Young—27.

Senate Bill No. 23 ordered placed on file for passage.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON WAYS AND MEANS

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929

MR. SPEAKER Your Committee on Ways and Means, to which was referred Senate Bill No. 466—An act to amend the "American River Flood Control District Act," approved May 28, 1927 by amending sections 1, 2, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21; by repealing section 26, and by adding five new sections thereto as follows: A new section to be numbered section 5, relating to the filing of vacancies in the board of trustees, a new section to be numbered 10a, relating to contracts for the payment of charges assessed within municipalities and political subdivisions, a new section to be numbered section 11a, providing for a bond validation proceeding, a new section to be numbered section 18a, making an appropriation in the sum of \$25,000 to defray the expense of the district and providing that said

appropriation shall be returned to the State and relating to the manner of said repayment, a new section to be numbered section 26, defining the term "incidental expense"; and containing a provision declaring this act to be an emergency measure, stating the facts constituting such emergency and providing, that this act shall take effect immediately upon its passage;

Also: Senate Bill No. 723—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor;

Also: Senate Bill No. 844—An act to amend section 2210 of the Political Code, relating to the Woman's Relief Corps Home of California;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER. Your Committee on Ways and Means, to which was referred Senate Bill No. 856—An act making an appropriation to pay the claim of Pietro Cadie against the State of California;

Also: Senate Bill No. 858—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Senate for the seventy-ninth and eightieth fiscal years;

Also: Senate Bill No. 868—An act making an appropriation for the purpose of financing the work of the University of California for the continuation of the B. C. G. vaccination as a protection of tuberculosis in dairy and stock cattle recommended by the Pasteur Institute of Lille, France;

Also: Senate Bill No. 873—An act making an appropriation to pay the claim of Buron Pitts against the State of California;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 48—An act to provide for the creation of a commission for the study of the problem of public education in California and making an appropriation therefor;

Also: Senate Bill No. 249—An act providing money for the study of the flood problems of the Santa Ana River system, the preparation of plans and specifications in connection therewith, providing for study of rainfall penetration in connection therewith, and establishment and maintenance of gauging stations, providing for the cooperation by interested counties and districts, and directing the Division of Engineering and Irrigation, Department of Public Works, to provide for the carrying on of said work under its own direction or under the direction of the Department of Agriculture of the United States, and relating thereto;

Also: Senate Bill No. 357—An act amending section 2333 of the Political Code, relating to the Department of Social Welfare and making an appropriation therefor;

Also: Senate Bill No. 415—An act providing for the protection of watersheds against forest fire, and providing an appropriation therefor;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

ON COUNTY GOVERNMENT

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 313—An act to amend section 4238 of the Political Code, relating to the compensation of county and township officers of counties of the ninth class and to the number, appointment and salaries of their assistants and deputies—has

had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 866—An act to amend section 42367 of the Political Code, relating to the compensation of county and township officers in counties of the seventh class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

ADAMS, Chairman.

The above reported bill ordered on file for second reading

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 551—An act to permit governing boards of school districts to provide for the payment of retirement salaries to the teachers and other employees thereof in the manner prescribed by this act;

Also: Senate Bill No. 871—An act authorizing and empowering high school districts maintaining junior college courses to charge tuition to all students nonresident of the State of California;

Has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

BYRNE, Chairman

The above reported bills ordered on file for second reading.

ON COMMERCE AND NAVIGATION

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 702—An act to repeal an act entitled "An act to provide for bridges across navigable streams, and across estuaries, ponds, swamps, or arms of bays that may be outside of the line of navigable waters," approved March 14, 1881, and all amendments thereto, also providing that all rights, privileges, duties and obligations now existing under any valid franchise or license heretofore granted under and by virtue of said act shall not be affected by the foregoing repeal but shall continue in full force and effect;

Also: Senate Bill No. 538—An act authorizing the Department of Public Works of the State of California to lay out, acquire and construct a highway from the city of San Francisco across the bay of San Francisco to the county of Alameda, and providing for the payment of the cost thereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

HORNBLOWER, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 701—An act authorizing the Department of Public Works of the State of California to grant licenses and franchises for taking tolls on all roads and bridges within the State; also granting jurisdiction to fix the rate of tolls; also providing for operators of toll bridges and toll roads to keep accurate account of costs of construction, repair, operation and maintenance thereof; also providing for verified statement of such costs to be submitted to the Department of Public Works; also authorizing the Department of Public Works to prescribe a uniform system of accounts; also providing the forms of such reports required under this act; also authorizing the Department of Public Works to make orders and to prescribe rules and regulations with respect to toll roads and toll bridges in conformity with this act; also repealing all other acts and parts of acts in conflict with any provision of this act—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass as amended.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, MAY 10, 1929

MR SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 86—An act to amend sections 258 and 259 of the Code of Civil Procedure, relating to court commissioners—has had the same under consideration, and respectfully reports the same back without recommendation as amended.

SEWELL, Chairman

The above reported bill ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 53—An act to amend an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended, by amending sections 691, 693, 806, 882 and 883 thereof, relating to the jurisdiction of courts, in municipal corporations of fourth, fifth and sixth classes:

Also: Senate Bill No. 55—An act to amend sections 76 and 77 of the Code of Civil Procedure, relating to jurisdiction of superior courts:

Also: Senate Bill No. 57—An act to repeal sections 4427 and 4432 of the Political Code, relating to civil jurisdiction of police courts.

Also: Senate Bill No. 63—An act to add a new section, to be numbered 927*g*, to chapter 12 of title XI of part II of the Code of Civil Procedure, relating to costs in small claims courts and executions upon judgments thereof:

Also: Senate Bill No. 65—An act to amend sections 2006 and 2032 of the Code of Civil Procedure, relating to depositions:

Also: Senate Bill No. 67—An act to add new sections to the Code of Civil Procedure to be numbered 77*a* and 77*b*, relating to the establishment of appellate departments of the superior court in counties or cities and counties wherein any municipal court is established, and to the constitution, regulation, jurisdiction, government and procedure thereof:

Also: Senate Bill No. 69—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications, and compensation and for the election of jurors therein," approved May 23, 1925 as amended, by amending sections 28 and 29 thereof, relating to the jurisdiction of said courts.

Also: Senate Bill No. 74—An act to amend section 1013 of the Code of Civil Procedure relating to service of notices and other papers by mail and effect thereof:

Also: Senate Bill No. 78—An act to add a new section to the Code of Civil Procedure, to be numbered 607*a*, relating to instructions in jury trials:

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 79—An act to amend sections 1022, 1025 and 1033 of the Code of Civil Procedure, relating to costs.

Also: Senate Bill No. 80—An act to add a new section to be numbered 722 to chapter 2 of title IX of part II of the Code of Civil Procedure, relating to proceedings supplemental to execution.

Also: Senate Bill No. 81—An act to amend section 591 of the Code of Civil Procedure, relating to trials.

Also: Senate Bill No. 85—An act to amend an act entitled "An act providing for the manner of payment of the extra compensation of justices, judges and justices of the peace, sitting in courts other than their own, under assignment thereto by the chairman of the Judicial Council, and for the manner of payment of the necessary expenses for travel, board and lodging of such justices and judges incurred in the discharge of such assignments," approved May 20, 1927, by amending section 1, relating to the compensation of justices and judges.

Also: Senate Bill No. 87—An act to amend section 166 of the Code of Civil Procedure, relating to the powers of superior judges at chambers;

Also: Senate Bill No. 88—An act to amend section 2031 of the Code of Civil Procedure, relating to depositions:

Also: Senate Bill No. 94—An act to add a new section to Code of Civil Procedure, to be numbered 167, relating to powers of a judge of the superior court when absent from his county:

Also: Senate Bill No. 99—An act to amend sections 831c, 831d, 988a, 988b and 988c of the Code of Civil Procedure, relating to practice and procedure with respect to civil actions in municipal courts and appeals from said courts.

Also: Senate Bill No. 552—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts.

Also: Senate Bill No. 792—An act to amend sections 1276, 1277, 1278 and 1279 of the Code of Civil Procedure, relating to changes in names of persons; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 400—An act to add a new chapter to be numbered chapter 11, comprising sections 258, 259 and 260, to title VIII of part I of said code, relating to slander;

Also: Senate Bill No. 885—An act to amend section 1 of an act entitled "An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than 100,000 persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium and repealing all acts in conflict therewith," approved May 20 1921; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 520—An act to add a new section to the Code of Civil Procedure, to be known as section 170b, relating to justices of the peace.

Also: Senate Bill No. 854—An act to amend section 737aa of the Political Code, relating to the salary of the superior judge in and for the county of Monterey. Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 878—An act creating an additional District Court of Appeal known as the District Court of Appeal for the Fifth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

(Signed out)

FEIGENBAUM, Chairman.
 DEUEL.
 JONES.
 HOFFMAN.
 CRITTENDEN.
 CLOUDSLEY.
 MILLER, ELJEANOR.
 WRIGHT.
 CRAWFORD.

The above reported bill ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 547—An act to amend section 3480a of the Political Code providing a method of refunding reclamation district bonds now or hereafter issued or outstanding and to add a new section to the Political Code to be designated section 3457a thereof providing for the cancellation of warrants or

reclamation districts and for the issuance of warrants in lesser denominations in lieu thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

EASLEY, Chairman.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: A majority of your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 44—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new article to be numbered XXV thereto, relating to the construction, maintenance and operation of a salt water barrier, or a combination of a salt water barrier or bridge or other works at or near Carquinez Straits, for salinity control, flood control, navigation, domestic use, irrigation and other public uses, and for the construction of dams and other works on the Santa Ana River for flood control and water conservation, and relating to the issuance and sale of State bonds providing for and creating a fund for the carrying out of the purposes of this article; authorizing the expenditure of the moneys in said fund for the said purposes, creating an interest and sinking fund for the payment of interest on said bonds and of the redemption of same; and making an appropriation therefor; and making an appropriation of \$20 000 for the expense of printing, lithographing and selling of said bonds—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

ANDERSON, Chairman.

The above reported Senate Constitutional Amendment No. 44 ordered on file for adoption.

MINORITY REPORT.

The following minority report was received, read, and ordered printed in the Journal:

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: A minority of your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 44—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new article to be numbered XXV thereto, relating to the construction, maintenance and operation of a salt water barrier, or a combination of a salt water barrier or bridge or other works at or near Carquinez Straits, for salinity control, flood control, navigation, domestic use, irrigation and other public uses, and for the construction of dams and other works on the Santa Ana River for flood control and water conservation, and relating to the issuance and sale of State bonds providing for and creating a fund for the carrying out of the purposes of this article; authorizing the expenditure of the moneys in said fund for the said purposes; creating an interest and sinking fund for the payment of interest on said bonds and of the redemption of same; and making an appropriation therefor, and making an appropriation of \$20,000 for the expense of printing, lithographing and selling of said bonds—has had the same under consideration, and respectfully reports the same back with the recommendation that it be not adopted, for the following reasons:

The State of California has spent hundreds of thousands of dollars for engineering investigations of the water resources of California and for preparation of the report. Furthermore, the joint legislative committee of this Legislature has put in two years of hard work studying the State-wide water conservation and have filed recommendations to the Legislature.

Senate Constitutional Amendment No. 44 ignores all of the results of this great expenditure of labor and money and is in effect, whether so designed or not, an attempt to destroy the entire State-wide water conservation plan.

We further point to the fact that the State at this time is making a considerable appropriation for the further investigation of the State-wide water program, which appropriation includes \$100,000 for the study and investigation of the feasibility of the salt water barrier.

Furthermore, we insist that there were no facts presented to our committee on which to base a recommendation of approval, and accordingly we, the minority, Fisher and Anderson, recommend that Senate Constitutional Amendment No. 44 be not adopted.

ANDERSON, Chairman.
FISHER.

RECESS.

At twelve o'clock and thirty-two minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until one o'clock and thirty minutes p. m. of this day.

REASSEMBLED.

At one o'clock and thirty minutes p.m., the Assembly reconvened Speaker Levy in the chair.
Assistant Clerk Desch reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1084—An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years.

J. A. BEEK, Secretary of Senate.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Constitutional Amendment No. 9—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding section 15 to article IX thereof, relating to the Henry E. Huntington Library and Art Gallery.

J. A. BEEK, Secretary of Senate

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 826—An act to amend sections 1 and 6 of an act entitled "An act authorizing municipal corporations to discontinue the use of land for park purposes when the fee thereof is vested in the municipal corporation and authorizing the sale or other disposition of such lands," approved May 12, 1927, relating to the conveyance, exchange sale or other disposition of lands.

J. A. BEEK, Secretary of Senate.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 626—An act to add new sections to the Civil Code of the State of California, to be known as sections 452b, 452c, 452d, 452e, and 452f, and to amend section 453 of the Civil Code, relative to mutual benefit associations transacting business upon the assessment plan, regulating their method of organization, requiring a bond to be filed with the Insurance Commissioner providing for the repayment of moneys paid by applicants if any association fails to qualify within one year; fixing the minimum number of applicants necessary to qualify, requiring such associations, whether heretofore or hereafter organized, to maintain a certain membership or to submit to revocation of certificate of authority, permitting merger or reinsurance with other insurance companies, limiting applicants to the age of 55 years; exempting associations of employees or other persons which do not pay, directly or indirectly, compensation for solicitation of applicants or members from laws regulating transaction of insurance except sections 452a and 453 of the Civil Code, and providing for and limiting assessments and annual dues.

J. A. BEEK, Secretary of Senate.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 713—An act to amend section 11 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks and other sanitary purposes; the acquisition of property thereby, the calling and conducting of elections in such districts, the assessment, levy, collection, custody and disburse-

ment of taxes therein, the issuance and disposal of the bonds thereof and the determination of their validity and making provision for the payment of such bonds and disposal of their proceeds: to empower sanitary boards to make and enforce sanitary regulations and providing penalties for violations thereof." approved May 17, 1923.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No. 615—An act to provide for the establishment of official master plans and the appointment of planning commissions in cities, cities and counties, and counties; prescribing the manner of adoption of such plans, portions thereof, amendments thereto and composition thereof, prescribing the powers and duties of such commissions; providing for the transfer thereto of the powers and duties of other planning commissions; providing for the preparation, adoption and recordation of precise street plans; providing for the control of the construction of buildings within the lines of streets shown on such precise street plans; providing for the levy of a special tax for the support of a planning commission and other acts pursuant to this act and making certain expenditures legal charges against the funds of cities, cities and counties, and counties and regional planning commissions; providing for the establishment by cities, cities and counties, and counties, of regional planning commissions, including two or more cities, cities and counties, or counties, and/or a portion or portions thereof, or both; making certain acts misdemeanors; and repealing other acts in conflict herewith—the following Senators, McKinley, Weller and Breed, to meet with a like committee from your honorable body.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No. 614—An act requiring the recording of maps of subdivisions of land in certain cases; prescribing the conditions on which such maps may be recorded; authorizing the execution of contracts secured by bond for the placing of improvements on streets, highways, and ways dedicated thereby; prohibiting any attempt to place other requirements for the recording of such maps and providing a penalty against any city, city and county, or county illegally delaying the recording of any such map; prohibiting the selling, or offering or contracting to sell any subdivision or portion thereof except by reference to a recorded map, making certain acts misdemeanors; and repealing earlier acts in conflict therewith—the following Senators: McKinley, Weller and Breed, to meet with a like committee from your honorable body.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 84—An act to amend the Code of Civil Procedure by amending section 204c thereof, relating to jury commissioners in counties, or cities and counties, where there is a secretary of the judges of the superior court;

Also: Senate Bill No. 125—An act to add a new section to the Penal Code to be numbered 1308, relating to bail bonds;

Also: Senate Bill No. 322—An act to regulate and prevent the transportation of persons to gambling ships, to prevent the solicitation of persons to visit gambling ships, and to provide penalties for such transportation or solicitation;

Also: Senate Bill No. 207—An act to add a new section, numbered 1027 to the Penal Code, relating to alienists in cases where a plea of not guilty by reason of insanity is entered;

Also: Senate Bill No. 398—An act to amend section 3714 of the Political Code, relating to the preparation, submission and adoption of county and district budgets and to the levy of taxes and prescribing limitations on county expenditures.

J. A. BEEK, Secretary of Senate.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 877—An act to validate licenses and franchises for the construction, keeping and taking toll on roads;

Also: Senate Bill No. 876—An act to validate franchises to construct and operate toll roads,

Also Senate Bill No. 665—An act making an appropriation for the construction and the equipment on the campus of the University of California at Berkeley of a building to be known as the John M. Eshleman Memorial.

Also Senate Bill No. 639—An act to provide for the purchase of school supplies for school district by superintendents of schools of counties;

Also: Senate Bill No. 504—An act to amend sections 1, 2, 4, 5, 7, 9, 15, and 19 of an act entitled "An act to provide for the maintenance by municipalities of lighting systems along public streets, alleys, and other public places and for the lighting thereof by electric current, gas or other illuminating agent, and for the assessment of the cost and expense thereof upon the property benefited and the manner of collecting such assessments," approved May 16, 1919, and to add a new section thereto numbered 13a, relating to an alternative procedure for making entries on assessment rolls for the collection of assessments, and for sales of property for delinquent assessments.

J. A. BEEK, Secretary of Senate.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 428—An act providing for the board and lodging of high school pupils in lieu of transportation to and from schools.

Also: Senate Bill No. 399—An act to amend section 602 of the Penal Code, relating to malicious injury to real property,

Also: Senate Bill No. 400—An act to amend section 627 of the Penal Code, relating to trespass;

Also: Senate Bill No. 839—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, by adding a new section numbered 24½ to said act, relating to the powers of city prosecutors in cities of the second and one-half class operating under a freeholders charter.

J. A. BEEK, Secretary of Senate.

REPORTS OF STANDING COMMITTEES

The following reports of standing committees were received and read:

ON JUDICIARY

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 97—An act to amend section 2009 of the Code of Civil Procedure, relating to the purposes for which an affidavit may be used—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 56—An act to add a new section to be numbered 933½ to title XII of part II of the Code of Civil Procedure, relating to police courts;

Also: Senate Bill No. 59—An act to amend section 274c of the Code of Civil Procedure, relating to photographic reporters;

Also: Senate Bill No. 60—An act to add a new section to the Code of Civil Procedure to be numbered 900b, relating to new trials in justices' courts;

Also: Senate Bill No. 61—An act to add new sections to be numbered 831h and 835a to chapter 1 of title XI of part II of the Code of Civil Procedure, relating to practice and procedure in the justices' courts;

Also: Senate Bill No. 64—An act to amend the Code of Civil Procedure, by amending section 112 thereof and to repeal sections 113 and 114 of the same code, relating to jurisdiction of justices' courts;

Also: Senate Bill No. 68—An act to amend section 1462 of the Penal Code, relating to the criminal jurisdiction of municipal courts;

Also: Senate Bill No. 71—An act to add a new section to be numbered 4185a, to the Political Code, relating to qualifications and eligibility for the office of justice of the peace;

Also: Senate Bill No. 73—An act to amend the Code of Civil Procedure by amending sections 650, 657, 659, 660, 953a, 953c and 956 thereof, and to add certain new sections thereto, to be numbered sections 659a, 661 and 662 respectively, relating to findings, judgments, new trials and appeals.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 89—An act to amend sections 447 and 448 of the Code of Civil Procedure, relating to the pleading of written instruments—has had the same under consideration, and respectfully reports the same back without recommendation, as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 82—An act to amend section 681a of the Code of Civil Procedure, relating to stay of executions;

Also: Senate Bill No. 733—An act to amend section 922 of the Code of Civil Procedure, relating to authority of one justice of the peace to sit for another;

Also: Senate Bill No. 734—An act to amend section 1425 of the Penal Code, relating to the criminal jurisdiction of justices' courts;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 700—An act declaring the policy of the State of California relative to toll bridges and creating a board to be known as California Toll Bridge Authority and providing for membership thereof and specifying its duties and powers; also authorizing California Toll Bridge Authority to authorize and direct the Department of Public Works of the State of California to build, purchase, condemn or otherwise acquire for and in the name of the State of California toll bridges and other toll highway crossings and approaches thereto across waters, bays, arms of bays, straits, rivers and streams in California, both navigable and unnavigable or across any stream that is a boundary line between California and any other state, and to acquire franchises, rights, privileges, easements or other property either real or personal, used or to be used in conjunction with any such bridges; also authorizing the Department of Public Works to make recommendations to the California Toll Bridge Authority relative to the acquisition or construction of any toll bridge or toll highway crossing and to submit preliminary estimates of the cost of such acquisition or construction and the amount of revenue bonds required to be issued for such purpose; also authorizing California Toll Bridge Authority to issue and sell revenue bonds to provide funds for the acquisition or construction of toll bridges or other toll highway crossings secured as to the redemption thereof and the interest thereon only by the tolls or other revenues received from such bridge or bridges or other highway crossings and to prescribe the terms and conditions of such bonds; also authorizing the issuance and sale of such revenue bonds for the payment of interest during the period of actual construction of such bridge or other highway crossing and for a period of six months thereafter; also providing for the manner in which such bonds shall be issued and signed and the manner of sale and redemption thereof and the payment of interest thereon; also authorizing said California Toll Bridge Authority to charge and fix the rates of toll on such bridges or other highway crossings and regulating the amount thereof; also authorizing the Department of Public Works of the State of California to operate and maintain all such toll bridges or other toll highway crossings and to collect tolls thereon; also authorizing the Department of Public Works to acquire by eminent domain any toll bridge or bridges or other toll highway crossing or approaches thereto, real estate, personal property, franchises, rights, privileges or easements appurtenant thereto or appropriated to a public use by any person, firm or private corporation or otherwise and defining the procedure therefor; also providing that bonds issued and sold by California Toll Bridge Authority shall not constitute or be a debt or general obligation of the State and shall be secured only by the tolls or other revenues collected from the operation of such bridges or other highway crossings and shall be paid from such tolls or revenues made available by this act, also authorizing any city, county, city and county, incorporated city or town, or joint highway district to advance or contribute money, rights of way, labor, materials or other property in aid of the acquisition, construction, operation or maintenance of any such bridge or highway crossing and to issue and sell general obligation bonds for such purpose; also authorizing the California Toll Bridge

Authority to enter into agreements with any such political subdivisions for the repayment of contributions or advances; and providing the time and manner of making such repayments; also providing for the eliminations of toll charges on bridges or other highway crossings acquired and constructed under this act; also defining the limits within which other competitive bridges or other highway crossings or free ferries may be constructed or operated; and also authorizing the recital of the terms of such limitations in bonds issued hereunder; also creating and establishing certain funds and regulating the manner in which moneys may be withdrawn therefrom; also prescribing the manner in which any city, county, city and county, incorporated bridge and highway district or joint highway district may acquire or construct toll bridges or other toll highway crossings; also authorizing California Toll Bridge Authority to make agreements with steam and electric or other railroad or transportation companies for the use of portions of toll bridges or other highway crossings acquired or constructed under this act; also providing for the manner in which contracts shall be let for the building of bridges or other highway crossings; also empowering the Department of Public Works to designate certain county roads as State highways; also authorizing the acquisition or construction of tubes or tunnels in connection with such bridges or other highway crossings; also authorizing casualty insurance, indemnity bonds or accident insurance on bridges and other highway crossings constructed under this act; also giving, dedicating and setting apart rights of way through, over, on and across State property for the construction of such toll bridges or other toll highway crossings; also appropriating \$50,000 for the purpose of establishing a revolving fund and providing for the use thereof and the manner of reimbursements thereto—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

ON ELECTIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Elections, to which was referred Senate Bill No. 420—An act to amend sections 1044, 1083b, 1096, 1096a, 1125, 1151, 1195b, 1204, 1205, 1210, 1261, 1262, 1264, 1265, of the Political Code, relating to registration of electors and conduct of elections—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BLISS, Chairman

The above reported bill ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 889—An act authorizing the Director of Finance to sell and convey certain lands of the State of California situated in Placer county and commonly known as the Tahoe Hatchery Camp to the Tahoe Lake Elementary School District—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

FEIGENBAUM, Chairman.

The above reported bill ordered on file for second reading.

SECOND READING OF SENATE BILLS.

Senate Bill No. 754—"An act to regulate contracts on behalf of the State in relation to the erection, construction, alteration, repair or improvement of any State structure, building, road or other State improvement of any kind, and to repeal an act entitled 'An act to regulate contracts on behalf of the State in relation to erections and buildings,' approved March 28, 1876," approved March 22, 1909, as amended, relating to information concerning bidders on public works under the jurisdiction and control of the Department of Public Works.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 712—An act providing for the registration of contractors, and defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting, and fixing the fees for such licenses; providing the method of suspension and can-

cellation of such licenses; and prescribing the punishment for violation of the provisions of this act.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 842—An act to create a State Medical Library, to provide for the establishment and maintenance of said library as a part of the State Library, to transfer and to set over to the State Medical Library fund certain moneys.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 748—An act providing for the organization, operation and maintenance of transportation districts, whether said districts lie entirely within unincorporated territory of a county or the territory of a municipality, or lie within such unincorporated territory and one or more municipalities, or lie within two or more municipalities; for the acquisition, construction and operation of any transportation facility within the district, the use of existing State acquisition and improvement statutes for such acquisition, construction and operation, for the dissolution of such districts, for the appointment and powers of an advisory board, for the disposition of any property or transportation facility, for the handling of the moneys of the district, for the use for its purposes by the district of lands dedicated to public uses, and defining the powers and duties of legislative bodies of municipalities and counties in connection with the use of this act.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 11 of the printed bill, as amended in the Senate April 18, 1929, after line 23, insert a paragraph reading as follows:

"No lease or sale made in conformity with the provisions of this section shall be effective unless a statement, in general terms, of the terms and conditions of such proposed lease or sale is adopted by the legislative body having charge of such transportation district and placed on file in writing in its office prior to, or at the time of, the adoption of any ordinance of intention initiating proceedings for the acquisition of property or for any construction work in connection with the acquisition or construction, or for the acquisition and construction, of any transportation facility within any such district, to pay for which any assessment is to be levied, and notice of the terms and conditions thereof is given in or with the said ordinance of intention, such publication being in the same manner as provided by law for the publication of such ordinance of intention or unless such lease or sale is approved by a majority vote of the property owners within such district voting at an election held for the purpose. At any such election each owner of property in the district, whether residing in the district or not, shall have the right to cast one vote for each acre or fraction thereof owned by him. In any such election the records of the county assessor shall be conclusive evidence as to the ownership of property. Such election shall be called by resolution of the legislative body adopted at least thirty days before such election. Notice of the time and place of the holding of such election must be given by posting notices thereof in at least three public places in each election precinct in the district for at least twenty days prior thereto and also by publication of such notice at least once a week for at least three consecutive weeks before such election in a newspaper of general circulation within the territorial jurisdiction of the legislative body having jurisdiction over such transportation district. Such notice shall specify the time of holding such election, and must set forth a copy of the resolution fixing the terms and conditions of the proposed lease or sale. At such election the ballot shall contain the words "Proposed sale (or lease) approved—Yes" and "Proposed sale (or lease) approved—No" or words the equivalent thereof."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 303—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 8, of the printed bill, as amended in Senate March 20, 1929, strike out lines 8 to 24, inclusive, also strike out all of pages 2 to 5, inclusive, and insert in lieu thereof the following

"1. The county clerk three thousand dollars per annum, and shall be allowed in addition the sum of six hundred dollars a year for every year that an election is held throughout the State of California; he shall be allowed in addition the sum of ten cents per name for each voter registered in the county, which shall be in full for all service required in registering voters and making up the great register and performing all other acts incident to or pertaining to elections; *provided, further,* that in counties of this class there shall be and there is hereby allowed to the county clerk, two deputies and one copyist, who shall be appointed by the county clerk, and who shall be paid the following compensation, one at two thousand one hundred dollars per annum, one at one thousand eight hundred dollars per annum, and one at one thousand two hundred dollars per annum. All deputies and copyists shall be paid in the same manner and out of the same funds as the salary of the county clerk is paid. Commencing on the first day of January, 1928, said county clerk shall be allowed one additional deputy which office is hereby created at a salary of one hundred twenty-five dollars per month.

2 Sheriff, three thousand dollars per annum; *provided,* that there shall be and there is hereby allowed to said sheriff an undersheriff who shall receive a salary of two thousand one hundred dollars per annum, and one deputy sheriff, who shall act as night jailer, at a salary of one thousand eight hundred dollars per annum, also one deputy who shall receive a salary of three hundred dollars per annum, and two deputy sheriffs who shall receive salaries of one hundred eighty dollars each per annum, and one deputy who shall receive one hundred seventy-five dollars per month and furnish his own transportation. The said undersheriff and the said deputies to be appointed by the sheriff and the salaries of whom shall be paid by the county in monthly installments at the same time and in the same manner and out of the same fund as the salary of the sheriff is paid; *and also provided,* that the sheriff may employ from one to two persons to act as deputy sheriffs at salaries not to exceed five dollars per day each when in the judgment of the sheriff such deputies are necessary; *provided, however,* that the total amount of the compensation of such additional deputies to be paid per diem shall not in any fiscal year exceed the total sum of one thousand dollars per annum; *and also provided,* that the compensation of the last mentioned deputies shall be paid on presentation of duly verified claims filed with the board of supervisors of the said county and in the same manner that other claims are filed and paid; *and provided, further,* that in addition thereto, the sheriff shall receive and retain for his own use and benefit all of the fees, per diem, mileage and expenses which are now or which may hereafter be allowed by law, and the fees and commissions for the service of all papers whatsoever issued by any court in the state outside of the county in and for which the sheriff is elected.

3 The recorder three thousand dollars per annum and he shall be allowed the following deputies who shall be appointed by said recorder and shall be paid salaries and compensations as follows: On chief deputy at a salary of one thousand eight hundred dollars per annum; one deputy at a salary of one thousand five hundred dollars per annum, one deputy at a salary of one thousand two hundred dollars per annum; the said deputies to be paid at the same time and out of the same fund as the recorder's salary is paid. Said recorder may employ as many copyists as he may deem necessary by certifying to the auditor the names, the number of folios copied and the time required. The auditor shall thereupon draw his warrant in favor of such copyist; *provided further,* that all comparing shall be done by the paid deputies and in no event is the recorder to receive for his own use any fees of any description notwithstanding a statute may provide thereto.

4 The auditor, three thousand dollars per annum; *provided,* that in counties of this class the auditor shall be allowed one deputy at a salary of one thousand five hundred dollars per annum, *and provided further,* that in counties of this class the auditor shall be allowed such additional clerks and copyists as he may require and whose compensation in the aggregate shall not exceed the sum of one thousand dollars in any one calendar year. The deputy, clerks and copyists named herein shall be appointed by the auditor and their salaries shall be paid in the same manner and at the same time and out of the same fund as the salary of the auditor is paid.

5. The treasurer and tax collector, three thousand dollars per annum and such fees as are allowed by law, *provided*, that in counties of this class the treasurer and tax collector shall be allowed one deputy who shall be paid a salary of one thousand eight hundred dollars per annum, one deputy who shall be paid a salary of one thousand five hundred dollars per annum and one deputy who shall be paid a salary of one thousand two hundred dollars per annum; *and provided, further*, that in counties of this class there shall be and hereby is allowed to the treasurer and tax collector such additional assistants as may be required and whose compensation in the aggregate shall not exceed the sum of one thousand two hundred dollars in one calendar year.

6. The assessor, three thousand dollars per annum, *provided*, that in counties of this class the assessor shall be allowed one office deputy at a salary of one thousand eight hundred dollars per annum, one draftsman at a salary of two thousand one hundred dollars per annum, and one rural appraiser who would be employed the entire year at an annual salary of one thousand eight hundred dollars and necessary equipment to perform the duties of his office. Said deputy and said draftsman and said rural appraiser shall be appointed by said assessor and said salaries shall be paid by said county at the same time and in the same manner and out of the same funds as the salary of the assessor is paid, *and provided, further*, that said assessor shall be allowed such field deputies, assistants, clerks and copyists as he may require and whose compensation in the aggregate shall not exceed the sum of seven thousand five hundred dollars in any one year. Said field deputies, assistants, clerks and copyists shall be appointed by the said assessor and their salaries shall be paid by said county, in monthly installments, at the same time and in the same manner and out of the same funds as the assessor is paid, upon the assessor duly certifying to the county auditor, the names of, the position filled and the amount due to each. It is hereby found as a fact that the changes provided for in this section do not work an increase in compensation for the officer, and it is intended that the same shall apply immediately to the present incumbents.

7. The district attorney, three thousand dollars per annum; *provided*, in counties of this class there shall hereby be allowed to the district attorney, one deputy, at an annual salary of six hundred dollars, *provided*, that the deputy shall be employed in a place other than the county seat. In addition to the deputy, the district attorney shall be allowed a clerk and stenographer who shall be paid an annual salary of one thousand two hundred dollars. All salaries herein provided shall be paid in monthly installments out of the same fund as the district attorney's salary is paid. The said stenographer shall perform all services required by the district attorney in his official capacity in civil and criminal actions in which the county is interested. The provisions contained in this paragraph numbered 7 shall go into effect on January 1, 1931.

8. The coroner, such fees as are now or may be hereafter allowed by law.

9. The public administrator, such fees as are now or may be hereafter allowed by law.

10. The superintendent of schools, two thousand one hundred dollars per annum, and actual traveling expenses when visiting the schools of his county, *provided*, that in counties of this class there shall be and there is hereby allowed to the superintendent of schools, a deputy which office is hereby created, at a salary of one thousand two hundred dollars per annum, and who shall be appointed by the superintendent of schools. The salary of said deputy herein provided for shall be paid by said county in monthly installments at the same time and in the same manner and out of the same fund as the salary of the superintendent of schools is paid.

11. The county surveyor shall receive three thousand dollars per annum. The surveyor shall be allowed a clerk and stenographer at an annual salary of one thousand two hundred dollars.

12. Board of supervisors, each member of the board of supervisors one hundred twenty-five dollars per month and no mileage, which shall be in full for all services and expenses incurred within the county; *provided*, that whenever it shall be necessary for any member of the board of supervisors to leave the county in and for which he is elected for the purpose of performing any of his duties, that then and in that event, said supervisor shall be allowed his actual expenses.

The supervisors while acting as road commissioners, shall give their personal attention to the repair, maintenance, construction and improvement of all roads under their supervision. The supervisors in addition to the meetings otherwise provided by law shall meet on the seventh of each month or on the next legal day following the seventh.

13. In counties of this class there shall be two judicial townships and the board of supervisors shall on or before the first day of July, 1926, so designate and fix the boundaries thereof. Townships which shall contain a city of the fifth class shall be a township of the first class and the other shall be a township of the second class. In townships of the first class the justice of the peace shall receive a salary of three thousand dollars per annum and clerical help not to exceed three hundred dollars in each year. In townships of the second class the justice shall be paid a salary of one thousand five hundred dollars per annum and clerical help not to exceed nine hundred dollars in each year, and the board of supervisors shall provide him with the necessary office room; *provided, however*, that from and after the first day of January,

1931, the justice shall be paid a salary of two thousand one hundred dollars a year and clerical help not to exceed three hundred dollars in each year.

14. In each of the townships herein provided for, there shall be one constable who shall receive a salary of one thousand two hundred dollars per annum; *provided*, that in addition to the salaries herein allowed, each constable shall be paid out of the *general fund of the county for traveling expenses incurred for the services of the warrant of arrest or any other process in a criminal case (where said service is in fact made) his actual expenses each way for each mile traveled outside of the county both going to and returning from the place of arrest or other services of process; also the transportation of prisoners to the county jail, the constable shall be allowed his actual expenses each way. In addition to the monthly salaries herein allowed, each constable may receive and retain for his own use such fees as are now or may hereafter be allowed by law for services rendered by him in civil cases, and also all fees now allowed him by law for the arrest of violators of the fish and game laws.*

15. The official reporter of the superior court shall receive the fees allowed by law.

16. In fixing the compensation of the above named officers in the amounts hereinabove specified, it is hereby expressly provided that the salaries and fees above provided shall be in full compensation for all services of every kind and description rendered by the officers named herein, either as officers or *ex officio* officers, their deputies and assistants; and it is hereby further expressly provided, that all of the fees, commissions, per diem and expenses provided for in section 4290 of the Political Code of the State of California, and all other moneys coming into the hands of the county and township officers, no matter from what source derived or received, shall belong to and be the property of the county, in counties of this class, and shall be paid into the county treasury by said officers at the same time and in the same manner that other moneys are required by law to be paid into the county treasury by him; save and except, however, that the provisions of this subdivision shall not apply to the offices of sheriff, treasurer, district attorney, county surveyor and superintendent of schools, and they are expressly exempted from the provisions of this subdivision, and as to said offices herein last named, to wit, sheriff, treasurer, district attorney and superintendent of schools, they shall receive the salaries, fees and commissions provided for by law, and as provided for in subdivisions two, three, five, seven and ten of this act.

17. All officers who are allowed extra compensation for carrying out the work of their offices shall certify to the auditor the names of the persons to whom the money is paid and the amount.

18. In counties of this class grand jurors, and trial jurors in the superior court, shall each receive for each day's attendance, per day the sum of three dollars and for each mile actually and necessarily traveled from their residence to the county seat, in going only, the sum of fifteen cents per mile, such mileage to be allowed but once during each session such jurors are required to attend.

19. The sealer of weights and measures shall receive a salary of two thousand one hundred dollars per annum and he is hereby allowed his actual and necessary traveling expenses while engaged in the performance of his duties as such sealer of weights and measures."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 752—An act to amend the Improvement Act of 1911, approved April 7, 1911, by repealing section 10½, relating to alternative specifications for sewer construction.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 248—An act validating certain leases of city properties, by the legislative authorities of certain municipalities operating under freeholders' charters.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 724—An act to provide for the organization and government of public water districts, in unincorporated territory, and authorizing the levy of taxes for the maintenance thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 735—An act to amend section 1 of an act of the Legislature of the State of California, entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, courts,

places, easements, rights of way and other public property not within the territory of incorporated cities or towns; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property inside of incorporated cities, whenever necessary or proper to complete or connect with any work outside thereof; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property forming the exterior boundaries of any municipality where such municipality joins unincorporated territory of a county, whether partly or wholly within or without the boundary of such municipality; for the incidental establishment, change of separation of grades thereof, and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of such work; for the payment of such bonds by special assessment taxes raised in assessment districts established for the purpose; for the inclusion of the territory of any incorporated city or cities within such assessment district; and for county aid in such work," approved March 21, 1907, as amended, relating to types of improvement authorized.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 788—An act to amend section 22 of an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property not within the territory of incorporated cities or towns; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property inside of incorporated cities, whenever necessary or proper to complete or connect with any work outside thereof; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property forming the exterior boundaries of any municipality where such municipality joins unincorporated territory of a county, whether partly or wholly within or without the boundary of such municipality; for the incidental establishment, change of separation of grades thereof, and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of such work; for the payment of such bonds by special assessment taxes raised in assessment districts established for the purpose; for the inclusion of the territory of any incorporated city or cities within such assessment district; and for county aid in such work," approved March 21, 1907, as amended, relating to form and manner of issuance of bonds.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 789—An act to amend sections 7 and 8 of an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property not within the territory of incorporated cities or towns; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property inside of incorporated cities, whenever necessary or proper to complete or connect with any work outside thereof; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property forming the exterior boundaries of any municipi-

pality where such municipality joins unincorporated territory of a county, whether partly or wholly within or without the boundary of such municipality; for the incidental establishment, change of separation of grades thereof, and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of such work; for the payment of such bonds by special assessment taxes raised in assessment districts established for the purpose; for the inclusion of the territory of any incorporated city or cities within such assessment district; and for county aid in such work," approved March 21, 1907, as amended, relating to protest.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 466—An act to amend the "American River Flood Control District Act," approved May 28, 1927, by amending sections 1, 2, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21; by repealing section 26, and by adding five new sections thereto as follows: A new section to be numbered section 5, relating to the filling of vacancies in the board of trustees, a new section to be numbered 10a, relating to contracts for the payment of charges assessed within municipalities and political subdivisions, a new section to be numbered section 11a, providing for a bond validation proceeding, a new section to be numbered section 18a, making an appropriation in the sum of \$25,000 to defray the expense of the district and providing that said appropriation shall be returned to the State and relating to the manner of said repayment, a new section to be numbered section 26, defining the term "incidental expense", and containing a provision declaring this act to be an emergency measure, stating the facts constituting such emergency and providing that this act shall take effect immediately upon its passage.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 723—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 844—An act to amend section 2210 of the Political Code, relating to the Woman's Relief Corps Home of California.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 856—An act making an appropriation to pay the claim of Pietro Cadie against the State of California.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 858—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Senate for the seventy-ninth and eightieth fiscal years.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 868—An act making an appropriation for the purpose of financing the work of the University of California for the continua-

tion of the B. C. G. vaccination as a protection of tuberculosis in dairy and stock cattle recommended by the Pasteur Institute of Lille, France.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 873—An act making an appropriation to pay the claim of Byron Pitts against the State of California.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 48—An act to provide for the creation of a Commission for the Study of the Problem of Public Education in California and making an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 249—An act providing money for the study of the flood problems of the Santa Ana River system, the preparation of plans and specifications in connection therewith, providing for study of rainfall penetration in connection therewith, and establishment and maintenance of gauging stations, providing for the cooperation by interested counties and districts, and directing the Division of Engineering and Irrigation, Department of Public Works, to provide for the carrying on of said work under its own direction or under the direction of the Department of Agriculture of the United States, and relating thereto.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 357—An act amending section 2333 of the Political Code, relating to the Department of Social Welfare and making an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 415—An act providing for the protection of watersheds against forest fire, and providing an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 313—An act to amend section 4238 of the Political Code, relating to the compensation of county and township officers of counties of the ninth class and to the number, appointment and salaries of their assistants and deputies.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 21, of the printed bill, strike out the second word "section", and insert "subdivision 13 of section".

AMENDMENT NUMBER TWO

On page 2 of the printed bill, strike out all of lines 3 to 33, inclusive.

AMENDMENT NUMBER THREE.

On page 4 of the printed bill, strike out all of lines 46 to 52, inclusive.

AMENDMENT NUMBER FOUR.

Strike out all of pages 5, 6, 7 and 8 of the printed bill.

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 551—An act to permit governing boards of school districts to provide for the payment of retirement salaries to the teachers and other employees thereof in the manner prescribed by this act.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 871—An act authorizing and empowering high school districts maintaining junior college courses to charge tuition to all students nonresident of the State of California.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 702—An act to repeal an act entitled "An act to provide for bridges across navigable streams, and across estuaries, ponds, swamps, or arms of bays that may be outside of the line of navigable waters," approved March 14, 1881, and all amendments thereto; also providing that all rights, privileges, duties and obligations now existing under any valid franchise or license heretofore granted under and by virtue of said act shall not be affected by the foregoing repeal but shall continue in full force and effect.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 538—An act authorizing California Toll Bridge Authority and the Department of Public Works of the State of California to lay out, acquire and construct a highway crossing from the city of San Francisco across the bay of San Francisco to the county of Alameda and providing for the payment of the cost thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 701—An act to regulate the construction, operation and maintenance of toll bridges and toll roads situated wholly or in part within the State of California; vesting the exclusive jurisdiction over said toll bridges and toll roads in the Department of Public Works of the State of California; authorizing and empowering said department to grant upon certain terms, limitations, conditions and restrictions and under such supervision as in its judgment may be necessary, franchises, privileges or licenses for the construction or operation of toll bridges and toll roads and for the taking and keeping of tolls thereon, and to fix, determine, modify or change the rate of tolls to be taken thereon; to terminate the right of boards of supervisors to grant franchises, privileges or licenses for the construction, operation and the taking and keeping of tolls on toll bridges and toll roads; also providing that the State may purchase or retake any such toll bridges or toll roads, constructed hereunder and repealing all other acts and parts of acts in conflict therewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 4, line 11, of the printed bill, as amended in Senate May 1, 1929, after the word "corporations", insert the word "now"

AMENDMENT NUMBER TWO

On page 4, line 12, of the printed bill, as amended in Senate May 1, 1929, after the word "thereunder", strike out the period and insert the following: "or in any existing franchise".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 86—An act to amend sections 258 and 259 of the Code of Civil Procedure, relating to court commissioners.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, as amended, following the word "and", insert the following: ", except in any city and county,".

AMENDMENT NUMBER TWO.

On page 3, line 32, of the printed bill, as amended, following the period insert a new paragraph as follows:

"7. To take testimony and proof, when ordered by the court appointing him so to do, and report the same to the court."

AMENDMENT NUMBER THREE.

On page 3, line 33, of the printed bill, as amended, strike out all of the printed matter down to and including the period on page 3, line 41, and insert in lieu thereof the following:

"8. To charge and collect fees for the performance of official acts as follows:

(a) Such fees as are now or may hereafter be allowed by law to notaries public in this state for like services;

(b) For all other services (excepting, however, those hereinafter referred to in subdivision (c) hereof) such fees as may be fixed by stipulation of the parties or by order of the court,

(c) Whenever a court commissioner shall be called by the court appointing him to sit in the absence of a judge of the court, or to sit to assist the court in disposing of its business, he shall be paid such fees as may be fixed by the presiding judge of the superior court in and for such county or city and county; the payment in this subdivision (c) provided for shall be paid out of the salary fund of the county or city and county, or if there be no salary fund, then out of such fund as other salary demands against the county or city and county are paid, and shall be allowed and audited in the same manner as other salary demands against the county, or city and county, are required by law to be allowed and audited.

(d) In each county or city and county having a population of nine hundred thousand inhabitants or more, the fees collected under subdivisions (a), (b), and (c) in this subsection shall be paid by said commissioner to the treasurer of the county in which said commissioner is appointed and acting."

AMENDMENT NUMBER FOUR.

On page 3, line 42, of the printed bill, as amended, strike out the numeral "8", and insert in lieu thereof the numeral "9".

AMENDMENT NUMBER FIVE.

On page 3, line 46, of the printed bill, as amended, strike out the numeral "9", and insert in lieu thereof the numerals "10".

AMENDMENT NUMBER SIX.

On page 3, line 47, of the printed bill, as amended, strike out all of the printed matter down to and including the period on page 3, line 48, and insert in lieu thereof a new section as follows:

"SEC. 3 If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause, and phrase thereof, irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional."

AMENDMENT NUMBER SEVEN.

On page 3, line 10, of the printed bill, strike out the word "county", and substitute in lieu thereof the word "country".

AMENDMENT NUMBER EIGHT.

On page 3, line 31, of the printed bill, after the word "proceedings", strike out the comma.

AMENDMENT NUMBER NINE.

On page 1, line 24, of the printed bill, strike out the abbreviated word "Sec.", at the beginning of said line, and insert in lieu thereof the word "Section".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 53—An act to amend an act entitled "An act to provide for the organization, incorporation, and government of munici-

pal corporations." approved March 13, 1883, as amended, by amending sections 691, 693, 806, 882 and 883 thereof, relating to the jurisdiction of courts, in municipal corporations of fourth, fifth and sixth classes.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 55—An act to amend sections 76 and 77 of the Code of Civil Procedure, relating to jurisdiction of superior courts.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 57—An act to repeal sections 4427 and 4432 of the Political Code, relating to civil jurisdiction of police courts.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 63—An act to add a new section, to be numbered 927*q*, to chapter 12 of title XI of part II of the Code of Civil Procedure, relating to costs in small claims courts and executions upon judgments thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 65—An act to amend sections 2006 and 2032 of the Code of Civil Procedure, relating to depositions.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 67—An act to add new sections to the Code of Civil Procedure to be numbered 77*a* and 77*b*, relating to the establishment of appellate departments of the superior court in counties or cities and counties wherein any municipal court is established, and to the constitution, regulation, jurisdiction, government and procedure thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 69—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the election of jurors therein," approved May 23, 1925, as amended, by amending sections 28 and 29 thereof, relating to the jurisdiction of said courts.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 74—An act to amend section 1013 of the Code of Civil Procedure, relating to service of notices and other papers by mail and effect thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 78—An act to add a new section to the Code of Civil Procedure, to be numbered 607*a*, relating to instructions in jury trials.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 79—An act to amend sections 1022, 1025 and 1033 of the Code of Civil Procedure, relating to costs.

Bill read second time, and ordered on file for third reading.

HON. ROBT. B. FRY IN THE CHAIR.

At one o'clock and forty-five minutes p.m., Hon. Robt. B. Fry, member of the Assembly from the Thirtieth District, in the chair.

Senate Bill No. 80—An act to add a new section to be numbered 722 to chapter 2 of title IX of part II of the Code of Civil Procedure, relating to proceedings supplemental to execution.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 81—An act to amend section 591 of the Code of Civil Procedure, relating to trials.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 85—An act to amend an act entitled “An act providing for the manner of payment of the extra compensation of justices, judges and justices of the peace, sitting in courts other than their own, under assignment thereto by the chairman of the Judicial Council, and for the manner of payment of the necessary expenses for travel, board and lodging of such justices and judges incurred in the discharge of such assignments,” approved May 20, 1927, by amending section 1, relating to the compensation of justices and judges.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 87—An act to amend section 166 of the Code of Civil Procedure, relating to the powers of superior judges at chambers.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 88—An act to amend section 2031 of the Code of Civil Procedure, relating to depositions.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 94—An act to add a new section to Code of Civil Procedure, to be numbered 167, relating to powers of a judge of the superior court when absent from his county.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 99—An act to amend sections 831*c*, 831*d*, 988*a*, 988*b* and 988*c* of the Code of Civil Procedure, relating to practice and procedure with respect to civil actions in municipal courts and appeals from said courts.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 552—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 792—An act to amend sections 1276, 1277, 1278 and 1279 of the Code of Civil Procedure, relating to changes in names of persons.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 460—An act to add a new chapter to be numbered chapter 11, comprising sections 258, 259 and 260, to title VIII of part I of said code, relating to slander.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1 of the printed amended bill, in line 1 of the title, after the word “act”, strike out the word “to”.

AMENDMENT NUMBER TWO.

On page 1 of the printed amended bill, in line 2 of the title, after the word "chapter", insert the following: "to the Penal Code".

AMENDMENT NUMBER THREE

On page 1, line 19, of the printed and amended bill, after the comma following the word "uttered", insert the following: "whether or not it be communicated through or by radio or any mechanical or other means or device whatsoever".

AMENDMENT NUMBER FOUR.

On page 1, line 22, of the printed and amended bill, following the comma, insert the following: "or of any educational, literary, social, fraternal, benevolent or religious corporation, association or organization."

AMENDMENT NUMBER FIVE.

On page 1, line 23, of the printed and amended bill, following the word "him", insert the words "or it".

AMENDMENT NUMBER SIX.

On page 2, line 20, of the printed and amended bill, strike out the following: "The jury has the right to determine the law and the fact."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading

Senate Bill No. 885—An act to amend section 1 of an act entitled "An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than 100,000 persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium and repealing all acts in conflict therewith," approved May 20, 1921.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 1 of the title of the printed bill, after the numeral "1", insert the following: "and the title".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, in the last line of the title, strike out the period, and insert in lieu thereof the following: ", relating to the abandonment of cemeteries."

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, following line 17, insert the following:

"SEC. 2 The title of an act entitled "An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than one hundred thousand persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium and repealing all acts in conflict therewith," approved May 20, 1921, is hereby amended to read as follows.

An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in any incorporated city, city and county or town of this state by cemetery corporations, associations, corporation sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium, and repealing all acts in conflict herewith."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 520—An act to add a new section to the Code of Civil Procedure, to be known as section 170*b*, relating to justices of the peace.
Bill read second time, and ordered on file for third reading.

Senate Bill No. 854—An act to amend section 737*aa* of the Political Code, relating to the salary of the superior judge in and for the county of Monterey.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 878—An act creating an additional District Court of Appeal known as the District Court of Appeal for the fifth appellate district, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 2 of the title of the printed bill, strike out the word "fifth", and insert in lieu thereof the word "fourth".

AMENDMENT NUMBER TWO

On page 1, line 4, of the printed bill, strike out the word "fifth", and insert in lieu thereof the word "fourth".

AMENDMENT NUMBER THREE.

On page 1, line 5, of the printed bill, after the semicolon, insert the following: "Fresno, Tulare, Kings, Kern, Inyo,".

AMENDMENT NUMBER FOUR.

On page 1, line 7, of the printed bill, strike out the words "second appellate district and" in said line, also strike out all of line 8, and insert in lieu thereof the following: "first and second appellate districts respectively and placed in said fourth appellate district as follows: Fresno county is hereby removed from the first appellate district and placed in said fourth appellate district; Kings, Tulare, Kern, Inyo, San Bernardino, Riverside, Orange, Imperial and San Diego counties are hereby removed from the second appellate district and placed in said fourth appellate district."

AMENDMENT NUMBER FIVE.

On page 1, line 11, of the printed bill, strike out the word "fifth", and insert in lieu thereof the word "fourth".

AMENDMENT NUMBER SIX

On page 1, line 13, of the printed bill, strike out lines 13 to 19, inclusive, and insert in lieu thereof the following:

"SEC 3. The district court of appeal for the fourth appellate district shall hold its regular sessions at Fresno, in the county of Fresno, during the months of January, February, March and April; at San Diego in the county of San Diego during the months of May, June, July and August; and at San Bernardino in the county of San Bernardino during the months of September, October, November and December, and shall always be open for the transaction of business."

AMENDMENT NUMBER SEVEN

On page 2, line 1, of the printed bill, strike out the word "fifth", and insert in lieu thereof the word "fourth".

AMENDMENT NUMBER EIGHT.

On page 2, line 3, of the printed bill, strike out the word "fifth", and insert in lieu thereof the word "fourth".

AMENDMENT NUMBER NINE.

On page 2, line 5, of the printed bill, strike out the words "one deputy clerk" and insert in lieu thereof the following: "three deputy clerks".

AMENDMENT NUMBER TEN.

On page 2, line 8, of the printed bill, strike out the word "clerk" following the word "deputy", and insert in lieu thereof the word "clerks".

AMENDMENT NUMBER ELEVEN.

On page 2, line 10, of the printed bill, strike out the period in said line, and insert in lieu thereof a comma and the following: "and may also employ and appoint such assistants, secretaries, librarians and other employees as it may deem necessary for

the performance of the duties and the exercise of the powers conferred by law upon said court and the members thereof, and except as otherwise provided by law, to determine the duties and fix the compensation of said assistants, secretaries, librarians and other employees.

All salaries and expenses incurred under the provisions of this section by said court shall be paid from the funds appropriated for the use of said court, when approved by the order or orders of said court, and approved by the department of finance."

AMENDMENT NUMBER TWELVE.

On page 2, line 17, of the printed bill, strike out the word "fifth", and insert in lieu thereof the word "fourth".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 866—An act to amend section 4236*l* of the Political Code, relating to the compensation of county and township officers in counties of the seventh class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 38, of the printed bill, after the word "said", strike out the word "one", and insert in lieu thereof the word "four"

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 547—An act to amend section 3480*a* of the Political Code providing a method of refunding reclamation district bonds now or hereafter issued or outstanding and to add a new section to the Political Code to be designated section 3457*a* thereof providing for the cancellation of warrants or reclamation districts and for the issuance of warrants in lesser denominations in lieu thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 97—An act to amend section 2009 of the Code of Civil Procedure, relating to the purposes for which an affidavit may be used

Bill read second time, and ordered on file for third reading.

Senate Bill No. 56—An act to add a new section to be numbered 933½ to title XII of part II of the Code of Civil Procedure, relating to police courts.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out the figures "934", and insert in lieu thereof the figures "933½".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 59—An act to amend section 274*c* of the Code of Civil Procedure, relating to phonographic reporters.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 6, of the printed bill, strike out the word "fifty", and insert in lieu thereof the word "thirty".

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, strike out the word "arrangments", and insert in lieu thereof the word "arraignments".

AMENDMENT NUMBER THREE.

On page 2, line 8, of the printed bill, strike out the word "fifty", and insert in lieu thereof the word "thirty".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 60—An act to add a new section to the Code of Civil Procedure to be numbered 900*b*, relating to new trials in justices' courts.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 7 of the printed bill, strike out the word "fifty", and insert in lieu thereof the word "thirty".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading

Senate Bill No. 61—An act to add new sections to be numbered 831*k* and 835*a*, to chapter 1 of title XI of part II of the Code of Civil Procedure, relating to practice and procedure in the justices' courts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee.

AMENDMENT NUMBER ONE

On page 1, line 8, of the printed bill, strike out the word "fifty", and insert in lieu thereof the word "thirty".

AMENDMENT NUMBER TWO

On page 1, line 21, of the printed bill, strike out the word "fifty", and insert in lieu thereof the word "thirty".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 64—An act to amend the Code of Civil Procedure, by amending section 112 thereof, and to repeal sections 113 and 114 of the same code, relating to jurisdiction of justices' courts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the word "fifty", and insert in lieu thereof the word "thirty".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, after the word "interest", and before the word "or", insert a comma

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 68—An act to amend section 1462 of the Penal Code, relating to the criminal jurisdiction of municipal courts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 6, of the printed bill, after the word "established", insert the following: "except those of which the juvenile court is given jurisdiction"

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed bill, after the word "established", insert the following: "except those of which the juvenile court is given jurisdiction; and".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 71—An act to add a new section to be numbered 4185*a*, to the Political Code, relating to qualifications and eligibility for the office of justice of the peace.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the word "fifty", and insert in lieu thereof the word "ten".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 73—An act to amend the Code of Civil Procedure by amending sections 650, 657, 659, 660, 953*a*, 953*c* and 956 thereof, and to add certain new sections thereto, to be numbered sections 659*a*, 661 and 662 respectively, relating to findings, judgments, new trials and appeals.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 6, line 29, of the printed bill, after the period at the end of said line after the word "printed", insert a new sentence as follows: "In filing briefs in said appeal the parties must, however, print in their briefs, or in a supplement appended thereto, such portions of the record as they desire to call to the attention of the court."

AMENDMENT NUMBER TWO

On page 6, line 32, of the printed bill, strike out the words "In filing briefs in said appeal the parties must, however," and all of lines 33 and 34, and the words "the court" on line 35.

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 89—An act to amend sections 447 and 448 of the Code of Civil Procedure, relating to the pleading of written instruments.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, commencing with line 4 thereof, strike out all of lines 4, 5, 6, 7, 8, 9, 10 and 11, and insert in lieu thereof the following: "and the

complaint contains a copy of such instrument, or a copy is annexed thereto, the genuineness and due execution of such instrument are deemed admitted, unless the answer denying the same be verified. (If the plaintiff count upon a written instrument, in whole or in part, that fact shall be pleaded)”

AMENDMENT NUMBER TWO

On page 1, line 15, of the printed bill, after the words “written instrument”, strike out all the rest of said line 15, and all the rest of page 1 of said bill, from lines 16 to 24, inclusive, and insert in lieu thereof the following “and a copy thereof is contained in the answer, or is annexed thereto, the genuineness and due execution of such instrument are deemed admitted, unless the plaintiff file with the clerk, within ten (10) days after receiving a copy of the answer, an affidavit denying the same, and serve a copy thereof on the defendant. (If the defendant count upon a written instrument, in whole or in part, that fact shall be pleaded)”

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 82—An act to amend section 681a of the Code of Civil Procedure, relating to stay of executions.

COMMITTEE AMENDMENT

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, before the word “order”, strike out the brackets, and insert in lieu thereof the words “judgment or”.

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 733—An act to amend section 922 of the Code of Civil Procedure, relating to authority of one justice of the peace to sit for another.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out the word “necessary”, at the end of said line.

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 734—An act to amend section 1425 of the Penal Code, relating to the criminal jurisdiction of justices’ courts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the word “fifty”, and insert in lieu thereof the word “thirty”.

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, strike out the word “fifty”, and insert in lieu thereof the word “thirty”.

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 700—An act declaring the policy of the State of California relative to toll bridges and creating a board to be known as Cali-

California Toll Bridge Authority and providing for membership thereof and specifying its duties and powers; also authorizing California Toll Bridge Authority to authorize and direct the Department of Public Works of the State of California to build, purchase, condemn or otherwise acquire for and in the name of the State of California toll bridges and other toll highway crossings and approaches thereto across waters, bays, arms of bays, straits, rivers and streams in California, both navigable and unnavigable or across any stream that is a boundary line between California and any other state, and to acquire franchises, rights, privileges, easements or other property either real or personal, used or to be used in conjunction with any such bridges; also authorizing the Department of Public Works to make recommendations to the California Toll Bridge Authority relative to the acquisition or construction of any toll bridge or toll highway crossing and to submit preliminary estimates of the cost of such acquisition or construction and the amount of revenue bonds required to be issued for such purpose; also authorizing California Toll Bridge Authority to issue and sell revenue bonds to provide funds for the acquisition or construction of toll bridges or other toll highway crossings secured as to the redemption thereof and the interest thereon only by the tolls or other revenues received from such bridge or bridges or other highway crossings and to prescribe the terms and conditions of such bonds; also authorizing the issuance and sale of such revenue bonds for the payment of interest during the period of actual construction of such bridge or other highway crossing and for a period of six months thereafter; also providing for the manner in which such bonds shall be issued and signed and the manner of sale and redemption thereof and the payment of interest thereon; also authorizing said California Toll Bridge Authority to charge and fix the rates of toll on such bridges or other highway crossings and regulating the amount thereof; also authorizing the Department of Public Works of the State of California to operate and maintain all such toll bridges or other toll highway crossings and to collect tolls thereon; also authorizing the Department of Public Works to acquire by eminent domain any toll bridge or bridges or other toll highway crossing or approaches thereto, real estate, personal property, franchises, rights, privileges or easements appurtenant thereto or appropriated to a public use by any person, firm or private corporation or otherwise and defining the procedure therefor; also providing that bonds issued and sold by California Toll Bridge Authority shall not constitute or be a debt or general obligation of the State and shall be secured only by the tolls or other revenues collected from the operation of such bridges or other highway crossings and shall be paid from such tolls or revenues made available by this act, also authorizing any city, county, city and county, incorporated city or town, or joint highway district to advance or contribute money, rights of way, labor, materials or other property in aid of the acquisition, construction, operation or maintenance of any such bridge or highway crossing and to issue and sell general obligation bonds for such purpose, also authorizing the California Toll Bridge Authority to enter into agreements with any such political subdivisions for the repayment of contributions or advances; and providing the time and manner of making such repayments; also providing for the elimination of toll charges on bridges or other highway crossings acquired and constructed

under this act, also defining the limits within which other competitive bridges or other highway crossings or free ferries may be constructed or operated; and also authorizing the recital of the terms of such limitations in bonds issued hereunder; also creating and establishing certain funds and regulating the manner in which moneys may be withdrawn therefrom; also prescribing the manner in which any city, county, city and county, incorporated bridge and highway district or joint highway district may acquire or construct toll bridges or other toll highway crossings; also authorizing California Toll Bridge Authority to make agreements with steam and electric or other railroad or transportation companies for the use of portions of toll bridges or other highway crossings acquired or constructed under this act; also providing for the manner in which contracts shall be let for the building of bridges or other highway crossings; also empowering the Department of Public Works to designate certain county roads as State highways; also authorizing the acquisition or construction of tubes or tunnels in connection with such bridges or other highway crossings; also authorizing casualty insurance, indemnity bonds or accident insurance on bridges and other highway crossings constructed under this act, also giving, dedicating and setting apart rights of way through, over, on and across State property for the construction of such toll bridges or other toll highway crossings; also appropriating \$50,000 for the purpose of establishing a revolving fund and providing for the use thereof and the manner of reimbursements thereto

COMMITTEE AMENDMENT

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 7, line 32, of the printed bill, as amended in Senate May 6, 1929, strike out lines 32 to 38, inclusive, and insert in lieu thereof the following: "pried. When the state or any department or governmental agency thereof acquires any toll bridge or the real or personal property used for any toll bridge, said property and toll bridge shall continue to be subject to taxation by the county, city and county, political subdivision and municipal corporation wherein the same is located, and the state shall pay to the county or city and county granting the franchise for said bridge such amounts as may become due to such county or city and county for the franchise for the construction of such toll bridge."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

THE SPEAKER IN THE CHAIR.

At one o'clock and forty minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 13—An act to amend section 2210*b* of the Political Code, relating to the Woman's Relief Corps Home of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 13 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronm, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Jost, Keaton, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Patterson,

Quigley, Roberts, Roland, Scofield, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 164—An act to appropriate the sum of \$200,000, out of any money in the State treasury not otherwise appropriated, to lease wires, construct, purchase and maintain in operation teletype equipment between cities in California and the Bureau of Criminal Identification and Investigation at Sacramento; and for the operation of the teletype equipment to be under the direction of the Bureau of Criminal Identification and Investigation.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Little moved that Senate Bill No. 164 be withdrawn from the file and ordered re-referred to Committee on Ways and Means.

Motion carried.

Senate Bill No. 164 ordered re-referred to Committee on Ways and Means.

Senate Bill No. 579—An act amending section 3 of an act entitled "An act to regulate contracts on behalf of the State in relation to the erection, construction, alteration, repair or improvement of any State structure, building, road or other State improvement of any kind, and to repeal an act entitled 'An act to regulate contracts on behalf of the State in relation to erections and buildings,' approved March 28, 1876," approved March 22, 1909, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 579 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Jost, Keaton, Little, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A, Mixter, Morgan, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 581—An act to amend section 363*b* of the Political Code, and to add thereto a new section to be numbered 363*i*, relating to the Department of Public Works.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 581 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jones, Jost, Keaton, Little, Lyons, McGuinness, Meeker,

Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 673—An act relating to the payment of retirement salaries to teachers employed in the public schools of this State.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Senate Bill No. 673 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Senate Bill No. 673 ordered re-referred to Committee on Ways and Means.

Senate Bill No. 655—An act providing for the certifying to boards of supervisors and county auditors the total cost of educating junior college pupils residing in counties and not in any junior college district.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 655 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 832—An act to amend section 5 of an act entitled "An act to provide for the burial of ex-Union soldiers, sailors and marines dying without leaving sufficient means to defray burial expenses," approved March 15, 1889, as amended, relating to duties of boards of supervisors of counties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 832 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jepsersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 859—An act granting to the city of Pacific Grove the title to the water front of said city together with certain submerged lands in the bay of Monterey contiguous thereto.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 859 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 631—An act to prohibit the sale, issue or delivery of stock or securities of any special or advisory board contracts with life insurance policies in this State, and providing for revocation of license by the Insurance Commissioner

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 631 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Fisher, Flynn, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 481—An act to be known as the "Bovine Tuberculosis Law" of California; to provide for the eradication of bovine tuberculosis; to regulate the sale and restrict the use of tuberculin; to provide for the approval of veterinarians; to regulate the sale of milk and products thereof for live stock feeding; to regulate the importation, transportation and exhibition of cattle, to provide for the identification, branding and disposal of tuberculous animals; to provide for the establishment of tuberculosis control areas and the tuberculin testing of all cattle therein; to provide for the slaughter of cattle which positively react to said test; to provide the method of payment by the State for such reacting cattle; to provide for the care and feeding of the offspring of certain cattle, the tuberculin testing thereof and the slaughter of positive reactors to the tuberculin test; to prescribe the duties of the Director of Agriculture in relation to this act, including the making of rules and regulations to carry out the provisions thereof; to provide an appropriation therefor; to prescribe penalties for the violation of the provisions hereof; to repeal an act entitled "An act known as the

'Bovine Tuberculosis Law' of California,' approved April 4, 1927, and all other acts or parts of acts in conflict herewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 481 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Little, Luttrell, Lyons, McGinley, McGinness, Miller, James A., Mixer, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 684—An act relating to the maintenance of the professorship of nursing education at the University of California at Berkeley, defining the powers and duties of the State Director of Finance in relation thereto, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Senate Bill No. 684 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Senate Bill No. 684 ordered re-referred to Committee on Ways and Means.

Senate Bill No. 222—An act to amend an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are herein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended, by adding a new section thereto to be numbered section 20a providing for appraisers and the creation of an appraisal fund.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 222 finally passed by the following vote.

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Little, Luttrell, Lyons, McGinley, McGinness, Miller, James A., Mixer, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—54

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. HARRY F. SEWELL IN THE CHAIR.

At two o'clock and thirty minutes p.m., Hon. Harry F. Sewell, member of the Assembly from the Sixty-eighth District, in the chair.

Senate Bill No. 136—An act relating to productive activities of prisoners at State prisons and reformatories, providing for payments and credits for such work, defining the powers and duties of the State Board of Prison Directors in respect thereto and prescribing certain penalties and forfeitures.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 136 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Little, Lyons, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 576—An act making an appropriation for the acquisition of land and water rights, and the making of all necessary preparations for the construction of buildings for a State penitentiary to be situated in the county of Los Angeles, State of California.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Wright moved that Senate Bill No. 576 be withdrawn from the file and ordered re-referred to Committee on Ways and Means.

Motion carried.

Senate Bill No. 576 ordered re-referred to Committee on Ways and Means.

Senate Bill No. 371—An act to promote the purity of legislation by requiring the registration of persons engaged in influencing or attempting to influence legislation, defining advocates, and advocating, requiring the filing of statements of money received and expended by such persons and requesting a disclosure of the source from which money was received and how it was expended; prohibiting acts and practices in relation to influencing legislation and providing for the punishment of violation hereof.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Williamson moved that Senate Bill No. 371 be withdrawn from the file, and ordered re-referred to Committee on Rules.

Motion carried.

Senate Bill No. 371 ordered re-referred to Committee on Rules.

Senate Bill No. 642—An act to add three new sections to article IIⁱ of title I, of part III, of the Political Code to be numbered 372^h, 372ⁱ,

and 372*j*, creating a Division of Weights and Measures in the Department of Public Health and providing for the administration thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 642 finally passed by the following vote:

AYES—Anderson, Arnold, Badham, Baum, Bishop, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Fisher, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Little, Luttrell, Lyons, McGinley, McGuinness, Miller, Eleanor; Mixer, Nielsen, Noyes, Patterson, Quigley, Roberts, Roland, Scofield, Seawell, Sewell, West, Williamson, and Young—45.

NOES—Brock, Cloudsley, Collier, Eddy, Heisinger, Meeker, Snyder, Stockwell, and Witter—9.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 588—An act to add a new section to the Penal Code, to be known as section 537*i*, relating to the defrauding of garage keepers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 588 finally passed by the following vote:

AYES—Badham, Baum, Bishop, Craig, Crawford, Cronin, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Jost, Little, Luttrell, McGuinness, Miller, Eleanor; Mixer, Nielsen, Noyes, Patterson, Quigley, Roberts, Scofield, Senwell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, and Young—42.

NOES—Cloudsley, Collier, and Crowley—3.

Title read and approved.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER
TWENTY-EIGHT.

Senate Concurrent Resolution No. 28—Relative to continuing the legislative investigation as to the advisability of establishing a State prison in one of the southern counties of the State of California.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 28 adopted by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Cloudsley, Collier, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Little, Luttrell, Lyons, Miller, Eleanor; Mixer, Nielsen, Patterson, Roberts, Seawell, Sewell, Stockwell, West, Williams, Williamson, Witter, and Young—44.

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 28 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 28

Relative to continuing the legislative investigation as to the advisability of establishing a states prison in one of the southern counties of the State of California

WHEREAS, The present State prisons located at San Quentin and Folsom are insufficient in size and inadequate in equipment to properly care for the large influx of prisoners; and

WHEREAS, Said influx of prisoners is annually increasing; and

WHEREAS, The transportation of such prisoners sentenced from the southern counties of this State to and from said prisons is a difficult and hazardous task; and

WHEREAS, The transportation of prisoners sentenced from the southern counties in this State is expensive and imposes an undue burden upon the taxpayers of this State; and

WHEREAS, A committee of the Legislature was appointed at the forty-seventh session thereof to investigate the aforementioned matters; and

WHEREAS, The work of said committee is as yet unfinished and it is necessary and proper that its work should be continued to completion and a report of their findings in full be submitted to the forty-ninth session of the Legislature; now, therefore, be it

Resolved by the Senate, the Assembly concurring. That the committee of the Legislature appointed at the forty-seventh session thereof for the purpose of investigating the advisability of locating a State prison in one of the southern counties of this State and recommending to the Legislature a suitable location therefor, and the estimate cost of construction thereof and the positions of all of the members of said committee be continued in full force and effect for the purpose of completing the work of said committee and reporting their findings in full to the forty-ninth session of the Legislature and to collaborate with State officials in their reports; and be it further

Resolved. That the expenses incurred in the completion of such investigation, not to exceed the sum of \$1 000, shall be paid equally by the Senate and Assembly out of their respective contingent funds.

THE SPEAKER IN THE CHAIR.

At two o'clock and fifty-five minutes p. m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

Senate Bill No 258—An act to amend sections 2, 3, 4, 6, 7, 14, 17, 18, 19 and 20 of an act entitled "An act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced, prescribing penalties for the violation of the provisions of this act," approved May 31, 1927, relating to the regulation of the occupation and practices of hairdressers, cosmeticians, and cosmetologists.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Flynn moved that Senate Bill No. 258 be withdrawn from the file, and ordered re-referred to Committee on Public Health and Quarantine.

Motion carried.

Senate Bill No 258 ordered re-referred to Committee on Public Health and Quarantine.

Senate Bill No 620—An act to revise an act entitled "An act defining mattresses; regulating the making, remaking, and sale thereof; prohibiting the use of unsanitary and unhealthy materials therein; requiring that materials used shall be accurately described, and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing

legislation inconsistent with this act," approved June 7, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 620 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Cloudsley, Collier, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Little, Luttrell, Lyons, Miller, Eleanor; Mixer, Nielsen, Patterson, Roberts, Sewell, Sewell, Stockwell, West, Williams, Williamson, Witter, and Young—44.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Constitutional Amendment No. 41—Proposed amendment to article IX of the constitution, relative to the payment of retirement salaries to teachers who have qualified therefor by service in the public school system as provided by law.

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 22, of the printed constitutional amendment, strike out the words "less than twenty", and insert in lieu thereof the words "more than fifteen".

AMENDMENT NUMBER TWO.

On page 2, line 1, of the printed constitutional amendment, strike out the word "in", and insert in lieu thereof the words "outside of".

AMENDMENT NUMBER THREE.

On page 2 of the printed constitutional amendment, strike out lines 12 to 15, inclusive.

Amendments adopted.

Senate Constitutional Amendment No. 41 ordered to reprint, and on file for adoption.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER, I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 486—An act to amend section 16r12 of the "Weights and Measures Act," approved June 16, 1913, as amended, relating to the sealer of weights and measures in counties of the twelfth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 486?

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the word "section", and insert in lieu thereof the following: "sections 16r6 and".

AMENDMENT NUMBER TWO.

In line 3 of the title of the printed bill, after the word "the", insert the following: "sixth and"

AMENDMENT NUMBER THREE.

In line 1 of the printed bill, strike out the figures "16r12", and insert in lieu thereof the figures "16r6".

AMENDMENT NUMBER FOUR.

In line 4 of the printed bill, strike out lines 4 to 12, inclusive, and insert in lieu thereof the following:

"16x6. The sealer of weights and measures in counties of the sixth class shall receive a salary of two hundred dollars per month and deputies shall receive one hundred seventy-five dollars per month each.

SEC. 2 Section 16x12 of the "Weights and measures act," approved June 16, 1913, as amended, is hereby amended to read as follows:

16x12. The sealer of weights and measures in counties of the twelfth class shall receive a salary of two hundred dollars per month and deputies shall receive one hundred fifty dollars per month each. In counties of this class there shall be allowed to the sealer of weights and measures, one clerk, which position is hereby created, to be appointed by the sealer of weights and measures, at a salary of one hundred twenty-five dollars per month, payable at the same time and out of the same fund as other county officers are paid."

AMENDMENT NUMBER FIVE.

In the title of the printed bill, as amended, strike out all of lines 1 to 4, inclusive, and insert in lieu thereof the following:

"An act to amend section 16x12 of the "Weights and measures act," approved June 16, 1913, as amended, relating to the sealer of weights and measures in counties of the twelfth class."

AMENDMENT NUMBER SIX.

On page 1, line 1, of the printed bill, as amended, strike out all of lines 1 to 23, inclusive, and also strike out all of page 2, and insert in lieu thereof the following:

"SECTION 1. Section 16x12 of the "Weights and measures act," approved June 16, 1913, as amended, is hereby amended to read as follows:

16x12. The sealer of weights and measures in counties of the twelfth class shall receive a salary of two hundred dollars per month and deputies shall receive one hundred fifty dollars per month each. In counties of this class there shall also be allowed to the sealer of weights and measures, a deputy to be known as clerk, which position is hereby created, to be appointed by the sealer of weights and measures, at a salary of one hundred twenty-five dollars per month, payable at the same time and out of the same fund as other county officers are paid."

The roll was called, and Senate amendments to Assembly Bill No. 486 were concurred in by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Cloudsley, Collier, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Little, Luttrell, Lyons, Miller, Eleanor, Mixer, Nielsen, Patterson, Roberts, Seawell, Sewell, Stockwell, West, Williams, Williamson, Witter, and Young—44.

NOES—None.

The above reported bill ordered to enrollment.

Al-o

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 657—An act to amend section 737U, of the Political Code, relating to salaries of judges of the superior court in and for the city and county of San Francisco—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 657?

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the word "twelve", and insert in lieu thereof the word "ten".

The roll was called, and Senate amendment to Assembly Bill No. 657 was concurred in by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Cloudsley, Collier, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones,

Jost, Little, Luttrell, Lyons, Miller, Eleanor; Mixer, Nielsen, Patterson, Roberts, Seawell, Sewell, Stockwell, West, Williams, Williamson, Witter, and Young—44.
 NOES—None.

The above reported bill ordered to enrollment.

REPORTS OF COMMITTEES ON FREE CONFERENCE.

The following reports of Committees on Free Conference were received and read:

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 615—An act to provide for the establishment of official master plans and the appointment of planning commissions in cities, cities and counties, and counties, prescribing the manner of adoption of such plans, portions thereof, amendments thereto and composition thereof, prescribing the powers and duties of such commissions, providing for the transfer thereto of the powers and duties of other planning commissions; providing for the preparation, adoption and recordation of precise street plans; providing for the control of the construction of buildings within the lines of streets shown on such precise street plans; providing for the levy of a special tax for the support of a planning commission and other acts pursuant to this act and making certain expenditures legal charges against the funds of cities, cities and counties, and counties and regional planning commissions, providing for the establishment by cities, cities and counties, and counties, of regional planning commissions, including two or more cities, cities and counties, or counties, and/or a portion or portions thereof, or both; making certain acts misdemeanors; and repealing other acts in conflict herewith—reports that it has met a like committee of the Senate, consisting of Senators McKinley, Weller and Breed, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments.

SNYDER,
 ROLAND,
 JONES,

Assembly Committee on Free Conference.

McKINLEY,
 WELLER,
 BREED.

Senate Committee on Free Conference

The question being on the adoption of the report

The roll was called, and the report adopted by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Clowdsley, Collier, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hawes, Hensinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Little, Luttrell, Lyons, Miller, Eleanor; Mixer, Nielsen, Patterson, Roberts, Seawell, Sewell, Stockwell, West, William, Williamson, Witter, and Young—44.
 NOES—None.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 614—An act requiring the recording of maps of subdivisions of land in certain cases; prescribing the conditions on which such maps may be recorded, authorizing the execution of contracts secured by bond for the placing of improvements on streets, highways, and ways dedicated thereby, prohibiting any attempt to place other requirements for the recording of such maps; prohibiting the selling, or offering or contracting to sell any subdivision or portion thereof except by reference to any map other than a recorded map; making certain acts misdemeanors, and repealing earlier acts in conflict therewith—reports that it has met a like committee of the Senate, consisting of Senators McKinley, Weller and Breed, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

In line 10 of the title of the printed bill, as amended in Assembly May 1, 1929, strike out the word "except".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, as amended in Assembly May 1, 1929, after the word "that", insert the following: "in any local subdivision regulations adopted under authority of this act it may be provided that"

AMENDMENT NUMBER THREE

On page 3, line 7, of the printed bill, as amended in Assembly May 1, 1929, strike out the words "or size".

AMENDMENT NUMBER FOUR

On page 3, line 23, of the printed bill, as amended in Assembly May 1, 1929, strike out the word "only"

AMENDMENT NUMBER FIVE.

On page 3, line 24, of the printed bill, as amended in Assembly May 1, 1929, after the word "sale", insert the word "any".

AMENDMENT NUMBER SIX

On page 3, line 27, of the printed bill, as amended in Assembly May 1, 1929, strike out the word "filed" following the word "and", in said line, and insert in lieu thereof the word "recorded".

AMENDMENT NUMBER SEVEN

On page 3, line 30, of the printed bill, as amended in Assembly May 1, 1929, strike out lines 30 and 31, and insert in lieu thereof the following: "and no person shall sell or offer for sale any subdivision or any part thereof by reference to any map or plat other than such".

AMENDMENT NUMBER EIGHT.

On page 4, line 30, of the printed bill, as amended in Assembly May 1, 1929, strike out the words "or city engineer", in lines 30 and 31

AMENDMENT NUMBER NINE.

On page 4, line 32, of the printed bill, as amended in Assembly May 1, 1929, after the word "engineer", insert the following: "or city engineer".

AMENDMENT NUMBER TEN.

On page 9, line 4, of the printed bill, as amended in Assembly May 1, 1929, strike out the word "action", and insert in lieu thereof the word "section".

AMENDMENT NUMBER ELEVEN.

In line 5 of the title of the printed bill, as amended in Assembly May 1, 1929, after the semicolon following the word "thereby", add the following authorizing cities, cities and counties and counties to adopt by ordinance subdivision regulations in addition to those provided hereby;".

SNYDER,
ROLAND,
JONES,

Assembly Committee on Free Conference.

McKINLEY,
WELLER,
BREED.

Senate Committee on Free Conference

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Cloudsley, Collier, Crawford, Cronm, Crowley, Deuel, DeYoe, Dillinger, Eastev, Eddy, Emmett, Flynn, Fry, Gilmore, Harper, Hawes, Hersinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Little, Luttrell, Lyons, Miller, Eleanor, Mixter, Nielsen, Patterson, Roberts, Seawell, Sewell, Stockwell, West, Williams, Williamson, Witter, and Young—44.
NOES—None

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON JUDICIARY

ASSEMBLY CHAMBER SACRAMENTO, MAY 10, 1929

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 827—An act to amend sections 3, 8, 11, 14, 16a and 20 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance;

providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof, providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith." approved June 5, 1915, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 258—An act to amend sections 2, 3, 4, 6, 7, 8, 12, 14, 16, 17, 18, 19, 20, and 23 of an act entitled "An act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology, to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices, to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing penalties for the violation of the provisions of this act," approved May 31, 1927, and to add new sections thereto to be numbered sections 3a, 14a and 20a, relating to the regulation of the occupation and practices of hairdressers, cosmeticians, and cosmetologists—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

FRY, Chairman.
FLYNN
HOFFMAN.
ROBERTS.
CRAIG.

The above reported bill ordered on file for second reading.

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 884—An act granting certain tidelands, submerged lands and filled lands of the State of California, to the city of Newport Beach, upon certain trusts and conditions—has had the same under consideration, and respectfully reports the same back and recommends that it do pass

(Signed out)

HORN BLOWER, Chairman
WILLIAMSON
SCOFIELD
KEATON
MCGINLEY.

The above reported bill ordered on file for second reading.

ON WAYS AND MEANS

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 755—An act to appropriate the sum of \$45,000 for the purchase of a burial plot in the city of Oakland—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 13—An act to amend section 3 of an act entitled "An act to provide for the protection of lands from overflow other than lands recognized as swamp lands," approved April 15, 1880, as amended, relating to the organization

of levee districts and for the conduct of elections therein, and for the canvass of election returns of such elections and for the compensation of trustees of such districts;

Also: Assembly Bill No. 69—An act to amend section 694 of the Code of Civil Procedure, relating to the conduct of sales of property on execution or under power contained in any trust deed hereafter executed, and designating the county wherein such sales must be held;

Also: Assembly Bill No. 82—An act to amend section 29 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the powers and jurisdiction of municipal courts, and of the judges and other officers thereof;

Also: Assembly Bill No. 97—An act regulating the sale of grain in sacks, defining the term grain, providing that the sacks shall be sold and purchased as part of the same transaction;

Also: Assembly Bill No. 111—An act relating to the regulation and licensing of dealers in live market poultry and providing penalties for the violation of the provisions thereof;

Also: Assembly Bill No. 142—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors;

Also: Assembly Bill No. 149—An act to amend section 737ii of the Political Code, relating to the salary of the judge of the superior court of San Benito County.

Also: Assembly Bill No. 164—An act making an appropriation for painting portraits of governors of California, and directing the State Department of Finance to carry out the provisions thereof;

Also: Assembly Bill No. 171—An act to amend section 6 of an act entitled "An act to prevent the unauthorized use and disposition of, and traffic in human bodies, to prescribe the keeping of proper records, to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead, to provide penalties for the violation of this act and to repeal sections 3094 and 3095 of the Political Code and all other acts or portions of acts in conflict with this act," approved May 18, 1927, and to add a new section thereto to be numbered 9, relating to disposition of human bodies and to the powers and duties of the State Department of Health in relation thereto;

Also: Assembly Bill No. 234—An act to amend section 357½ of the Penal Code, relating to altering or defacing marks or brands on domestic animals and turkeys;

Also: Assembly Bill No. 284—An act prohibiting the catching or taking of any invertebrate or specimen of marine plant life within a certain described portion of Fish and Game District No. 19, other than by officers, employees, and students of the University of California for scientific purposes, making every violation of certain provisions of this act a misdemeanor, providing for the punishment thereof and providing for the disposition of fines imposed or collected on account of said violation;

Also: Assembly Bill No. 289—An act to amend section 7 of and to add new sections to be numbered 7a and 7b to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the organization of municipal courts in cities or cities and counties of the first and one-half class; to provide for the number of judges, clerks, marshals and other officers and attaches of such municipal courts and their deputies; to fix the compensation therefor;

Also: Assembly Bill No. 307—An act to amend section 2322r23 of the Political Code, relating to the salary of the county horticultural commissioner, his deputies and inspectors in counties of the twenty-third class;

Also: Assembly Bill No. 333—An act to amend section 4253 of the Political Code, relating to the salaries of the county officers of counties of the twenty-fourth class;

Also: Assembly Bill No. 337—An act to amend section 637½ of the Penal Code, relating to protection of fish and game;

Also: Assembly Bill No. 432—An act to add a new section to be numbered 7a to an act entitled "An act to form agricultural districts, to provide for the formation, organization and powers, of agricultural associations therein and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act," approved April 17, 1909, as amended.

Also: Assembly Bill No. 501—An act to amend section 9 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended, relating to the levy of taxes for public cemetery districts and fixing the maximum tax which may be levied therefor;

Also: Assembly Bill No. 550—An act to add three new sections to be numbered 10½, 13 and 14 of an act entitled "An act to provide for the organization and gov-

ernment of public cemetery districts," approved June 1, 1921, as amended, relating to withdrawal and annexation of territory in public cemetery districts and creating a perpetual care fund to provide for the perpetual care of burial lots in cemeteries therein;

Also: Assembly Bill No. 607—An act relating to the use of public schoolhouses as civic centers;

Also: Assembly Bill No. 630—An act to carry into effect the provisions of subdivisions VI and VII of section 8½ of article XI of the constitution of the State of California; to provide for the alteration of the boundaries of and for the consolidation of territory located in the county of San Mateo with the city and county of San Francisco, for the incorporation of such consolidated territory in and as a part of said city and county, and for the government of such consolidated territory as an integral part of such city and county of San Francisco;

Also: Assembly Bill No. 673—An act to amend section 2322~~25~~ of the Political Code, relating to salaries of county horticultural commissioner, inspectors and clerks in counties of the fifth class;

Also: Assembly Bill No. 690—An act to amend section 6 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919, relating to licenses for manufacture and sale of imitation milk;

Also: Assembly Bill No. 697—An act to amend section 2322~~e~~ of the Political Code, relating to county horticultural commissioners;

Also: Assembly Bill No. 737—An act to amend section 13 of the Juvenile Court Law, approved June 5, 1915, relating to transfers of cases from one county to another;

Also: Assembly Bill No. 747—An act to amend section 86 of the Code of Civil Procedure, relating to the justices' clerks and their appointees;

Also: Assembly Bill No. 1095—An act to cure defects in maps or plats filed for record prior to April 1, 1929, and in deeds or conveyances referring to such maps;

Also: Assembly Bill No. 1090—An act to amend sections 17 and 18 of an act entitled "The California Fruit, Nut and Vegetable Standardization Act of 1927," approved June 2, 1927, relating to the packing and sale of avocados and berries;

Also: Assembly Bill No. 1049—An act to amend section 612 of the Political Code, relating to statements required to be made by insurance companies other than life insurance companies;

Also: Assembly Bill No. 787—An act to amend sections 1187 and 1188 of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No. 789—An act to amend section 1197 of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No. 806—An act to amend section 4149~~a~~ of the Political Code, relating to the duties of the live stock inspector,

Also: Assembly Bill No. 901—An act to amend section 1 of an act entitled "An act to provide for the establishment within municipalities of districts or zones within which the use of property, height of improvements and requisite open spaces for light and ventilation of such buildings, may be regulated by ordinance," approved May 31, 1917, as amended, relating to zones.

Also: Assembly Bill No. 1033—An act to add a new section to the Penal Code to be numbered 1618, relating to county and city jails and medical care of persons therein;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of May, 1929, at ten o'clock a m

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 9—An act making an appropriation to pay the claim of Harry I. Hopper against the State of California;

Also: Assembly Bill No. 66—An act to amend section 4286 of the Political Code, relating to the compensation of county officers and their deputies, assistants and employees, and of jurors in counties of the fifty-seventh class;

Also: Assembly Bill No. 135—An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers, hotel keepers, apartment house keepers, furnished bungalow court keepers and boarding house or lodging house keepers;

Also: Assembly Bill No. 138—An act relating to the suspension or expulsion of pupils from the public schools;

Also: Assembly Bill No. 169—An act to amend section 18~~b~~ of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain systems of street lights on public highways; to provide for the formation, government and operation of highway lighting districts, the calling and holding of elections in such districts; the assessment, collection, custody and disbursement of

taxes therein; and the creation of ex officio boards of supervisors," approved March 20, 1909 (Statutes 1909 page 551), as amended, relating to annexation of districts by cities;

Also: Assembly Bill No. 172—An act to enable municipalities to contract with the county to exercise fire protection functions in municipalities and to reimburse the county for such services;

Also: Assembly Bill No. 188—An act authorizing the Department of Natural Resources to acquire, purchase, and obtain objects of historical interest, to establish and maintain museums and purchase sites therefor, and making an appropriation;

Also: Assembly Bill No. 288—An act to add a new section to the Civil Code to be numbered 2016, defining the liability of the master to his servant when requiring such servant to wear a uniform or special dress in performing the duties of the employment;

Also: Assembly Bill No. 312—An act relating to elections of trustees in union or joint union high school districts;

Also: Assembly Bill No. 344—An act to amend section 832 of the Civil Code, relating to excavations, lateral and adjacent support, and establishing standard depth for foundations;

Also: Assembly Bill No. 360—An act making appropriation to pay the claim of W. J. Brown against the State of California;

Also: Assembly Bill No. 503—An act appropriating money for premiums at fairs or exhibitions held by the Thirty-second District Agricultural Association during the eighty-first and eighty-second fiscal years;

Also: Assembly Bill No. 546—An act making an appropriation to pay the claim of Arthur B. Eddy against the State of California;

Also: Assembly Bill No. 554—An act relating to the exemption of certain children from the requirements of attendance upon a public full-time day school;

Also: Assembly Bill No. 591—An act to add a new section to the Code of Civil Procedure to be numbered 182266, relating to sale of property of missing persons.

Also: Assembly Bill No. 625—An act to amend section 421 of the Civil Code, relating to investments of insurance companies,

Also: Assembly Bill No. 1004—An act to add a new section to the Political Code, to be numbered 2524b, relating to the property over which the Board of State Harbor Commissioners have possession and control and relating to the powers of said board;

And reports that the same have been correctly enrolled, and presented to the Governor on the tenth day of May at ten o'clock a.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 124—An act to establish an institution for the confinement, care and reformation of women misdemeanants, and women convicted of a felony the punishment for which is less than death, to provide for its maintenance, conduct and government, and to make an appropriation therefor—and reports that the same has been correctly enrolled and presented to the Governor on the ninth day of May, 1929, at five o'clock and thirty minutes p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 23—Providing for the creation of a joint committee of the Senate and Assembly to study street improvement laws of the State of California: to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work—and reports that the same has been correctly enrolled and presented to the Governor on the tenth day of May, 1929, at ten o'clock a.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 10—Relative to memorializing Congress to increase the pension of Eda B. Funston, widow of Major General Frederick Funston—and reports that the same has been correctly enrolled and presented to the Governor on the tenth day of May, 1929, at ten o'clock a.m.

SPALDING, Chairman.

SECOND READING OF SENATE BILLS—(OUT OF ORDER).

Senate Bill No. 827—An act to amend sections 3, 8, 11, 14, 16a and 20 of an act entitled "An act to be known as the Juvenile Court Law,

and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a Probation Committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 258—An act to amend sections 2, 3, 4, 6, 7, 8, 12, 14, 16, 17, 18, 19, 20, and 23 of an act entitled "An act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology, to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing penalties for the violation of the provisions of this act," approved May 31, 1927, and to add new sections thereto to be numbered sections 3a, 14a and 20a, relating to the regulation of the occupation and practices of hairdressers, cosmeticians, and cosmetologists.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 755—An act to appropriate the sum of \$45,000 for the purchase of a burial plot in the city of Oakland.

COMMITTEE AMENDMENT

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the comma, insert the following: "or so much thereof as may be necessary,".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

ADJOURNMENT.

At three o'clock p.m. on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day out of appreciation and devotion to all mothers until eleven o'clock, a.m., Monday, May 13, 1929

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Monday, May 13, 1929.

At eleven o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness; Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—78.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Hawes, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Eddy moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Feigenbaum, Mr. Jacob B. Mahr, member of Company M, First Regiment of California Volunteers, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Seawell, Mr. H. E. Kjorlie, teacher of the Nevada City High School, and the following students: Teresa Alaria, Carl Baker, Francis Bernard, Ethel Brown, Betty Bettles, Vivian Cerro, Mary Costa, Gladys Clark, Edgar Davey, John Doctor, James Davis, Edith Clemo, Pauline Rohring, Zoe Tredennick, Margaret White, William Tambllyn, Curtis Roberts, Dahl Larson, Ide Fradelizio, Jean Gleason, Malcolm Graham, Perrine Helm, Melba Huson, Donald Macari, Ruth Moyle, Barbara McMinn, Fae Murphy, Nadine Nagle, Marie Odgers, Margery Odgers, Eleanor Schreiber and Jack Raynor, were extended the privilege the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Seawell, Mr. and Mrs. L. A. Jennings, Mrs. C. F. Larson and Mr. Wm. Tambllyn were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Morrison, Mr. and Mrs. Chas. F. Jenkins, Mr. and Mrs. E. Hearn and Mr. and Mrs. E. C. Flynn of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, Mr. Robert Wankowski of Culver City was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, Mr. Clarence A. Son, department commander United Spanish War Veterans, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, Mr. B. A. Forsterer, Congressional Medal of Honor, of Oakland, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, Mr. Frank E. Russell, past department commander United Spanish War Veterans, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, William L. Grayson, commander-in-chief United Spanish War Veterans, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, Mr. W. Van Kirk, A. C. Rush, Captain L. L. McClary, and Judge and Mrs. Morgan Galbreth were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, Captain A. C. Munson, commander United Spanish War Veterans, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, Mr. Wallace Copping, past commander United Spanish War Veterans, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Stockwell, Mr. John T. Curtin, past commander United Spanish War Veterans, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

PRESENTATION OF PETITION.

The following petition was presented, and ordered printed in the Journal:

By Chief Clerk:

LOS ANGELES, CALIFORNIA, May 13, 1929.

Clerk of the Assembly.

Sacramento, California.

Emphatically protest passage Senate Bills Nos. 459 and 460 as real menace to free speech, being openly boasted as aimed to silence certain agency in Los Angeles which is doing more to promote civic righteousness than all others combined. Present libel laws amply protect all honest people.

C. P. COLONEUS,
And others.

REPORT OF STANDING COMMITTEE

The following report of standing committee was received and read:

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 62—An act to add a new section to be numbered 982a, to chapter 3 of title XIII of part II of the Code of Civil Procedure, relating to appeals to superior courts;

Also: Senate Bill No. 91—An act to amend section 831b of the Code of Civil Procedure, relating to changing place of trial in municipal courts;

Also: Senate Bill No. 93—An act to amend sections 631, 1330 and 1636 of the Code of Civil Procedure, relating to waiver of trial by jury;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

RESOLUTION.

The following resolution was offered:

By Mr. Reindollar:

WHEREAS, The members of the Assembly will desire to have shipped to their various places of residence, their bill-files, books of codes, stationery and other printed matter at the close of this session; therefore, be it

Resolved, That the Sergeant-at-Arms, Arthur Ferguson, be authorized to procure such boxes, packing and other materials as are necessary for the purpose of shipping same, properly packed, to said members; and the State Controller is hereby authorized to draw his warrant on the contingent expense fund of the Assembly in favor of said Arthur Ferguson, in a sum not to exceed nine hundred dollars (\$900), and the State Treasurer is hereby directed to pay the same; and it is further directed that said Arthur Ferguson furnish to the Controller vouchers and receipts for all expenditures made by him.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Reindollar asked for and was granted unanimous consent to take up the above resolution, at this time, without reference to committee.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crowley, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Haiper, Hawes, Hensinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Lyons, McDonough, McGinley, McGunness, Miller, Eleanor; Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Quigley, Reindollar, Scofield, Sewell, Seyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Young, and Mr. Speaker—57

NOES—None

RESOLUTION.

The following resolution was offered:

By Mr. Gilmore and the San Francisco delegation:

WHEREAS, Michael J. Doyle, who was for many years a deputy sheriff of San Francisco, has passed away, having died in San Francisco on May 8, and

WHEREAS, In the passing of Michael J. Doyle the State has lost a representative citizen who has been active in all work for the betterment of this State and in particular for the city in which he lived, and

WHEREAS, Michael J. Doyle was an intimate friend of the entire San Francisco delegation;

Resolved, That the Assembly has heard with regret of the passing of Michael J. Doyle, and

Resolved, further, that the Chief Clerk of the Assembly is hereby directed to convey to his family this expression of regret from the Assembly of the State of California.

Resolution read, and unanimously adopted.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and read:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA, May 11, 1929.

To the Assembly of the State of California

Assembly Bill No. 594 is herewith returned without my approval.

One of the authors of this measure has advised me that it is not an important one in the automobile legislative program involved. It requires that an application for "original registration" of a motor vehicle shall include a statement as to whether

the vehicle is covered by insurance and the amount. The purpose would be to provide a source of statistical data, but the value of such data seems to have been largely destroyed by the "original registration" provision which was amended into the bill after its introduction.

I can not see that information gathered pursuant to this bill would reflect in any substantial measure the percentage of insured vehicles. The required statement refers solely to the original registration of a motor vehicle. The reference seems limited to new cars, and would not include annual renewals or transfers of ownership. I am advised that original registration in many, if not most cases, is made before an owner takes out or receives a public liability policy. If so, this bill would require data as to the extent of such insurance, even on the limited number of cars it would reach, which would be misleading rather than valuable. Discussions which I have had with different parties interested in the measure have but confirmed these views.

For these reasons I am withholding my approval of the bill
Respectfully submitted.

C. C. YOUNG, Governor.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto by the Governor sustained by the following vote:

AYES—None.

NOES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—67

Also:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, MAY 11, 1929

To the Assembly of the State of California.

Assembly Bill No. 597 is herewith returned without my approval.

The purpose of this bill is threefold—requirement of certain data upon application for a license; requirement that all persons who sign an application for a license shall verify their signatures; and provision against issuance of a new license during suspension of an existing license, or until one year after the date of revocation of a prior license.

Unfortunately, accomplishment of these purposes is sought through amendment of section 61 of the California Vehicle Act, a section also amended by Senate Bill No. 714, which has already been signed.

The Legislative Counsel and the Attorney General's office advise me that should two or more conflicting amendments to a single section be made during one legislative session, the last signed in point of time would, in their opinion, probably become the law. It is not desired to disturb the amendment already effected with respect to section 61 by the bill referred to.

Fortunately the provisions of this bill are not vital to the automobile legislation program. Speaker Levey has confirmed my impression in this respect. Certain of the amendatory matter is such as can be required by a departmental regulation, and as I thoroughly approve the purposes of the bill I am requesting the department to do this so that no substantial loss will result.

For these reasons I am withholding approval of this bill

Respectfully submitted.

C. C. YOUNG, Governor.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto of the Governor sustained by the following vote.

AYES—None.

NOES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Miller,

James A. Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—67

Also:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, MAY 11, 1929

To the Assembly of the State of California.

Assembly Bill No. 599 is herewith returned without my approval.

This measure seeks to amend section 142 of the California Vehicle Act, the principal purpose being to create a traffic and safety bureau within the Division of Motor Vehicles. The bill is objectionable in that this section has also been amended by Senate Bill No. 714, which has already been signed.

Section 142 as amended by Senate Bill No. 714 contains certain provisions which the Division of Motor Vehicles is very anxious to retain, but which would be lost if this bill superseded such provisions. The division also feels that adequate machinery is already at hand to accomplish what the new matter in this bill contemplates, and that its enactment is therefore not essential.

The chairman of the joint legislative committee sponsoring the automobile measures has advised me that the present bill is not a vital feature of the committee's program. However, present laws authorize the creation of necessary bureaus and I shall ask the proper officers to consult with the committee with a view to carrying out their recommendation.

Accordingly, I am returning the bill at this time without my approval.

Respectfully submitted,

C. C. YOUNG, Governor.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto of the Governor sustained by the following vote:

AYES—None.

NOES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jepsen, Jewett, Jones, Jost, Keaton, Klue, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—67

Also:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA, May 11, 1929.

To the Assembly of the State of California.

Assembly Bill No. 489 is herewith returned without my approval.

The measure proposes the admission of private carriers into a field of public insurance now served by the State compensation fund alone. The proposition is not a new one. It has been advanced in substance at other sessions of the Legislature, but always without success. The fund is an established institution which has performed, and is performing, a great public service. It affords adequate protection at the lowest net cost obtainable. Receiving more than an average proportion of the small and least desirable risks, it is entitled to the assistance of public business which aids in averaging down its overhead.

Reservation of this particular field to the fund is a policy justified by the service it affords. Further, the policy has support in the minimum net cost to the public agencies whose business is handled by the fund. The future may see conditions which will justify the admission of private carriers into this field on a competitive basis. I can not agree that such a time has come, however. There seems no good reason, as yet, for departing from the policy of previous legislative sessions.

The only affirmative argument I have heard for this measure occurred in one or two isolated instances where proponents have suggested a cause for complaint on the score of unnecessary delay in the service which the fund affords. On the other hand I have received many scores of communications in defense of the fund and in opposition to any change in its operations. In so far as need can be shown for improvement in service, this will of course be made. But the enactment, at this time, of a measure such as here proposed is unnecessary to such a remedy.

The author and proponents of this measure have been extremely fair in recognizing that responsibility for final judgment upon bills is mine alone. They have advised me that several interested groups have by agreement refrained from opposing the measure in the Legislature or while the bill has been before me. My decision is made with due regard to the reported agreement of the groups mentioned, but it is

made, as it must be, solely upon the merits of the bill and not as a sequence to negotiations or agreements to which I was not a party.

I have considered this bill fairly as to its effect on those whom the Legislature inevitably has in mind as parties at interest in such legislation. I see no means by which it will aid the injured workmen, for no other carrier offers safer coverage than the State fund. I see no possible aid to the cities, counties or districts, for no private carrier can provide the coverage at a net cost as low as does the State fund.

For these reasons I am withholding my approval of the bill.

Respectfully submitted.

C. C. YOUNG, Governor.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1022—An act to amend section 2322, 26 of chapter 4b of part III, title V of the Political Code of the State of California—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1022?

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, strike out the word "four", and insert in lieu thereof the word "one".

AMENDMENT NUMBER TWO.

On page 1, line 23, of the printed bill, after said line, add the following paragraph:

"(e) The salaries herein provided for shall be in full for all services and the commissioner, his deputies and inspectors, shall furnish their own transportation."

The roll was called, and Senate amendments to Assembly Bill No. 1022 were refused concurrence by the following vote:

AYES—None.

NOES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Quigley, Reindollar, Roberts, Roland, Schofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr Speaker—67

Also:

SENATE CHAMBER, SACRAMENTO, May 9, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 319—An act to add new sections to the Penal Code to be numbered 537f, 537g, and 537h, relating to the use or misuse of motor vehicles hired, and the obtaining of credit or the possession of such motor vehicles with intent to defraud or by means of false statements, and prescribing punishment therefor—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate

By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 319?

AMENDMENT NUMBER ONE

The roll was called, and Senate amendment to Assembly Bill No. 319 was refused concurrence by the following vote:

AYES—None.

NOES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller,

James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—47

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 683—An act to amend section 22 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets; to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925." approved June 2, 1927—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 683?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 683 by the following vote:

AYES—None

NOES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinness, Meeker, Miller, Eleanor J. Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—67

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Jones, Emmett and Bliss as a Committee on Free Conference to meet with a like committee from the Senate to consider Assembly amendments to Senate Bill No. 683

Also:

SENATE CHAMBER SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 797—An act providing for the formation, government, and operation of harbor districts, for the improvement and development of harbors, for the acquisition and improvement, government and operation of lands and works in connection therewith or appurtenant thereto, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying within such unincorporated territory and/or one or more municipalities, providing for the classification of such harbors and lands into a commercial or recreational or commercial and recreational harbors, and providing what may and may not be done in such harbors so classified and making it a misdemeanor to violate the restrictions thus imposed upon the harbors classified and providing for a penalty and punishment to be imposed upon such violation or violations; providing a means for defraying the cost and expense of forming, constructing, improving, governing and operating such harbor districts and harbors and authorizing counties and cities, jointly and separately to defray or contribute out of their general funds to such costs and expenses of such harbor districts, and authorizing the incurring of indebtedness, the issuance of bonds and the levy and collection of taxes within such district and the enforcement of such bonds and taxes; providing for the levy of special assessments within such district to defray such costs and expenses either wholly or partially and authorizing differential special assessments within such district; and providing and empowering such districts to accept financial or other aid for improvements and operations from the United States of America, the State of California and from any person or persons; and providing for the election within any such harbor districts formed under this act of a Board of Harbor Governors and fixing the qualifications, tenure of office,

powers, duties, and manner of election of such Board of Governors—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 797?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 797 by the following vote:

AYES—None.

NOES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinness, Meecher, Miller, Eleanor, Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Ohya, Quigley, Rondollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young and Mr Speaker—67.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Little, Sewell and Keaton as a Committee on Free Conference to meet with a like committee from the Senate to consider Assembly amendments to Senate Bill No. 797.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Senate Bill No. 450—An act to add a new section to be known as section 77a to the California Vehicle Act, approved May 30, 1923, as amended

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 402—An act to amend section 1033 of the Code of Civil Procedure, relating to costs in civil cases;

Also: Assembly Bill No. 541—An act to amend section 1269 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the fortieth class;

Also: Assembly Bill No. 713—An act authorizing the Director of Finance and the Director of Public Works to investigate available sites in the city of Sacramento for the erection of a new residence for the Governor of the State, and providing for the acquisition of such site or making a report with reference to same to the forty-ninth session of the Legislature;

Also: Assembly Bill No. 880—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands other than swamp and overflowed lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 12 and 17 thereof, relating to directors, and by adding a new section thereto to be numbered 19a, relating to nomination of candidates for office, and by amending section 20 thereof, relating to elections, section 41 thereof, relating to assessments, and section 58 thereof, relating to actions to determine the validity of bonds.

Also: Assembly Bill No. 881—An act to amend sections 1 and 5 of an act entitled "An act to provide for the formation, management, and dissolution, of county fire protection districts, and annexation thereto, setting forth the powers of such districts and providing for levying and collecting taxes on property in such districts to defray the expenses thereof," approved May 23, 1923 and to add a new section thereto to be numbered section 5a.

J. A. BEEK, Secretary of Senate

By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1106—An act to increase the number of judges of the superior court of the county of Santa Barbara, and for the appointment of such additional judge;

Also: Assembly Bill No. 323—An act to amend section 1766 of the Code of Civil Procedure, relating to guardians;

Also: Assembly Bill No. 322—An act to add a new section to the Code of Civil Procedure to be numbered section 1778a, relating to the sale of personal property by guardians;

Also: Assembly Bill No. 67—An act to repeal section 2572 of the Political Code, relating to the Board of Harbor Commissioners of the port of Eureka on Humboldt Bay and to the officers and employees thereof.

Also: Assembly Bill No. 966—An act to amend section 664 of the Penal Code, relating to the punishment for attempt to commit crime.

Also: Assembly Bill No. 497—An act to amend section 56 of the Civil Code, relating to capability of minors to contract marriage.

J. A. BEEK, Secretary of Senate

By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1021—An act to amend section 2322r14 of the Political Code, relating to the salaries of the county horticultural commissioner and inspectors in counties of the fourteenth class;

Also: Assembly Bill No. 299—An act to amend section 1300f of the Political Code, relating to fees of jurors;

Also: Assembly Bill No. 889—An act to regulate the construction and maintenance of auto camps, to provide for the inspection and supervision of same and to provide penalties for the violations of the provisions hereof.

Also: Assembly Bill No. 1062—An act to add a new section to chapter 4b of part III, title V of the Political Code to be numbered section 2322k, relating to the distribution of certain pests, and to repeal an act entitled "An act to prevent the spread of certain species of plant pests by means of containers, appliances or articles used in connection with various agricultural commodities, to confer upon the Director of the Department of Agriculture the power to designate such species and such treatment therefor as he shall deem adequate to prevent such spread, to confer upon the county horticultural commissioners the power to prescribe such treatment, to prohibit the transporting from or into any county or locality of the State of any such containers, appliances or articles unless proof shall have been furnished that the same have not been exposed to infection or infestation by such plant pests, to make a violation of the provisions hereof a misdemeanor and to repeal an act entitled 'An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the Director of Agriculture in relation thereto,' approved June 3, 1921." approved April 3, 1925;

Also: Assembly Bill No. 113—An act to amend section 1 of an act entitled "An act to authorize the transportation of certain dependent children for whom proper homes are offered outside the State," approved May 12, 1927

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1122—An act to amend section 19x11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of probation officer of counties of the eleventh class;

Also: Assembly Bill No. 159—An act to amend section 4257 of the Political Code, relating to the compensation of officers in counties of the twenty-eighth class;

Also: Assembly Bill No. 127—An act to add a new section to the Political Code, to be numbered 4041e, relating to county jails;

Also: Assembly Bill No. 249—An act to amend sections 2979b and 2979c of the Political Code, relating to physically defective and handicapped persons under the age of eighteen years;

Also: Assembly Bill No. 397—An act to amend section 2322r8 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the eighth class.

Also: Assembly Bill No. 406—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 30—Relative to Pioneer Memorial Bridge.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary

The above reported concurrent resolution ordered to enrollment.

Also.

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 29—Approving certain amendments to the charter of the city of Chico, county of Butte, State of California, voted for and ratified by the electors of said city of Chico at a general municipal election held therein on the eighth day of April, 1929.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

The above reported concurrent resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 686—An act creating a commission to investigate and report upon the subject of home rule for counties, providing for the appointment of the members thereof, the powers and duties of such commission, and making an appropriation therefor;

Also: Assembly Bill No. 849—An act to amend section 16, r15 of the Weights and Measures Act, approved June 16, 1913, as amended, relating to compensation of the sealer of weights and measures in counties of the fifteenth class;

Also: Assembly Bill No. 850—An act to amend section 2322, r15 of the Political Code, relating to county horticultural commissioners;

Also: Assembly Bill No. 864—An act to amend section 2322, r30 of the Political Code, relating to the salary of the horticultural commissioner of counties of the thirtieth class;

Also: Assembly Bill No. 251—An act authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans' Farm and Home Purchase Act, approved May 30, 1921, and of any and all acts amendatory thereof or supplemental thereto; creating a Veterans' Welfare Finance Committee; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State offices in respect to the administration of the provisions hereof, providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures, appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued; and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1930.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 866—An act authorizing the board of supervisors in any county to provide for the education of graduates of the elementary schools of such county at the California Polytechnic School and to pay the costs thereof;

Also: Assembly Bill No. 1134—An act to add a new section to the Political Code to be numbered 363p, relating to pamphlets and bulletins of the Department of Public Works;

Also: Assembly Bill No. 900—An act to amend sections 5 and 19 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915;

Also: Assembly Bill No. 511—An act to validate and legalize all proceedings or actions commenced prior to the taking effect of this act under and pursuant to the "Street Opening Act of 1903," as amended, approved March 24, 1903;

Also: Assembly Bill No. 461—An act to amend section 4273 of the Political Code, relating to fees and salaries of officers in counties of the forty-fourth class.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 197—An act to provide for the extermination of rats by mosquito abatement districts;

Also: Assembly Bill No. 227—An act to amend section 7 of an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitos, flies and other insects, and to provide for the assessment, levy, collection and disbursement of taxes thereon," approved May 29, 1915, as amended, relating to mosquito abatement districts;

Also: Assembly Bill No. 181—An act to amend section 274a of the code of Civil Procedure, relating to the duties and compensation of phonographic reporters for the superior court;

Also: Assembly Bill No. 559—An act to amend section 1168 of the Penal Code, relating to sentences under the Indeterminate Sentence Law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted;

Also: Assembly Bill No. 228—An act to amend section 737p of the Political Code, relating to the salary of the judge of the superior court in and for the county of Kings.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 375—An act to amend an act entitled "An act to amend an act entitled 'An act to amend section 1 of an act entitled "An act amending an act making an appropriation for the establishment of a permanent fund for the purchase of jute to be manufactured at the State Prison at San Quentin, approved March 9, 1885," approved March 16, 1889, and to provide for the disposition and use of the surplus money received from the sale of jute goods and not needed for the "revolving fund" provided for in said act,' approved March 24, 1911, as amended, approved May 23, 1925, as amended";

Also: Assembly Bill No. 1171—An act to provide for the transferring of moneys in the contingent fund of the State Fire Marshal to the clothes cleaning establishment fund; abolishing the contingent fund of the State Fire Marshal; and providing for support of the Division of Industrial Fire Safety, in the Department of Industrial relations;

Also: Assembly Bill No. 61—An act to amend section 636 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 475—An act to add a new section to the Penal Code to be numbered 530½, relating to false impersonation of peace officers.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 373—An act granting to the city of Los Angeles the tidelands and submerged lands of the State within the boundaries of said city;

Also: Assembly Bill No. 287—An act to amend section 2528 and to repeal sections 2529, 2530, 2533 and 2535 of the Political Code, all relating to moneys received or collected or coming into the possession of the Board of State Harbor Commissioners and the disposition and expenditure thereof;

Also: Assembly Bill No. 1129—An act making an appropriation for the construction of a cottage at the Woman's Relief Corps Home;

Also: Assembly Bill No. 468—An act to amend section 1946 of the Civil Code, relating to the hiring of real property;

Also: Assembly Bill No. 467—An act to amend section 793 of the Civil Code, relating to the termination of estates.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR SPEAKER I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 239—An act to amend section 537 of the Penal Code, relating to defrauding proprietors of hotels, mus, restaurants, boarding houses:

Also: Assembly Bill No 452—An act to add a new section to the Code of Civil Procedure, to be numbered 1161a, relating to persons holding over in case of the sale of real property by virtue of execution, foreclosure of mortgage or under a power of sale contained in a deed of trust;

Also Assembly Bill No 1097—An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a Cattle Protection Board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of the meat thereof, to provide for the inspection of cattle and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the cattle protection fund, and to provide penalties for violation of the provisions hereof," approved May 28, 1917;

Also: Assembly Bill No 741—An act to amend section 363a of the Political Code, relating to the Department of Public Works;

Also Assembly Bill No. 456—An act to amend section 412 of the Political Code, relating to appointees of the Secretary of State.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929

MR SPEAKER I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No 350—An act making an appropriation to pay the claim of Lew A. Norton against the State of California;

Also: Assembly Bill No 1013—An act to amend section 8 of an act entitled "An act to define the duties of and to license land surveyors, and to repeal an act entitled 'An act to define the duties of and to license land surveyors,' approved March 31, 1891," approved March 16, 1907 (Statutes 1907, page 310), relating to duty of surveyors;

Also: Assembly Bill No 182—An act to repeal section 274b of the Code of Civil Procedure, relating to compensation of official reporters;

Also: Assembly Bill No 1128—An act to provide for the organization and government of community or memorial hall districts and to provide for the acquisition or construction and maintenance of community or memorial halls for the use of the inhabitants of the district for recreational, educational and related activities;

Also: Assembly Bill No. 339—An act to amend section 2322, 20 of the Political Code, relating to the compensation of the horticultural commissioner in counties of the twentieth class

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 243—An act to amend section 4281 of the Political Code, relating to salaries, fees and expenses of officers in counties of the fifty-second class;

Also Assembly Bill No. 521—An act to add a new section to the Political Code, to be numbered 3670d, relating to settlement by the State of the principal and interest of bonded debt created and outstanding by any city, city and county, county, town, township or district prior to November 8, 1910;

Also: Assembly Bill No. 968—An act to amend section 5 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations for municipal improvements, and regulating the acquisition, construction, or

completion thereof," which became a law under constitutional provision without Governor's approval, February 25, 1901, as amended;

Also: Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor;

Also: Assembly Bill No. 527—An act to amend section 1723 of the Code of Civil Procedure, relating to the termination of certain interests in property.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Joint Resolution No. 7—Relating to memorializing the Congress of the United States for federal aid in making provision for the national forests of the State

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported joint resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 186—An act to amend sections 1 and 2 of an act entitled "An act to regulate the moving of certain boxes, baskets and other receptacles used in mills, workshops, packing, canning and other mercantile establishments where women are employed; and providing penalties for its violation," approved June 3, 1921, relating to the occupations to which the act applies, the weight of receptacles and the carrying of boxes, trays or other receptacles up or down stairs.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported bill ordered to enrollment

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 988—An act to amend an act entitled "An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition therefor by the land owners; providing for the joint government and control thereof by the land owners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing for the transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water; providing for the approval of the State Superintendent of Banks of such contracts or transfers; providing that said bonds and contracts or transfers may be investigated by an appointive board of three hydraulic engineers, providing for the approval of said bonds and such transfers or contracts providing therefor by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased, or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another, and providing for the dissolution of said districts for nonuser of corporate power," approved June 13, 1913, as amended, by amending the title thereof and sections 7 and 18 thereof and adding new sections thereto to be numbered 37 to 59, inclusive, relating to the powers and duties of water districts and the boards of directors thereof and providing for the drainage and reclamation of lands within such districts and for the annexation of lands to and the exclusion of lands from such district:

Also: Assembly Bill No. 959—An act to add a new section to the Penal Code, to be numbered 472b, relating to the use of reproductions or facsimiles of the Great Seal of the State of California

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 872—An act to amend section 1 of an act entitled "An act empowering the board of trustees of the Whittier State School to sell all or any portion of the property heretofore acquired for the use of the Whittier State School, and to appropriate the proceeds for the purpose of reestablishing the said school elsewhere," approved May 27, 1919, as amended, relating to the disposition of the proceeds of sale;

Also: Assembly Bill No. 209—An act to add a new section to the Code of Civil Procedure, to be numbered 1752 $\frac{1}{2}$, relating to property of minors;

Also: Assembly Bill No. 242—An act to amend section 737 $\frac{1}{2}$ of the Political Code, relating to the salary of the superior judge in and for the county of Modoc;

Also: Assembly Bill No. 441—An act to amend the title and section 1 of an act entitled "An act empowering county boards of supervisors to appropriate and use county funds for the support and maintenance of extension work in agriculture in cooperation with the United States Department of Agriculture and the University of California," approved May 18, 1915;

Also: Assembly Bill No. 403—An act to provide for the making of snow surveys and the gathering and correlation of information pertinent to an annual forecast of seasonal water crop and making an appropriation therefor.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Concurrent Resolution No. 42—Relative to study on prison labor.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported concurrent resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1137—An act to provide for the investigation and study of the control of hypericum perforatum by the University of California, and making an appropriation therefor;

Also: Assembly Bill No. 701—An act to amend section 1 of an act entitled "An act creating an Advisory Pardon Board; defining and prescribing the powers and duties thereof; and making an appropriation therefor," approved May 17, 1915, as amended, adding an additional member to the Advisory Pardon Board;

Also: Assembly Bill No. 1139—An act to add a new section to the Code of Civil Procedure to be numbered 1454a, relating to the administration of estates;

Also: Assembly Bill No. 1156—An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending sections 41, 43, 44, 45 and 46 thereof;

Also: Assembly Bill No. 724—An act to amend section 476 of the Penal Code, relating to the issuing of fictitious bills, notes, checks, or instruments in writing with intent to defraud;

Also: Assembly Bill No. 725—An act to amend section 473 of the Penal Code, relating to penalty for forgery.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 470—An act to add a new section to the Penal Code, to be numbered 415a, prohibiting the shooting or discharging of firearms upon the public highways of the State, and providing a penalty therefor;

Also: Assembly Bill No. 480—An act to add a new section to the Penal Code, to be numbered 628 $\frac{1}{2}$, relating to the protection of fresh water crayfish;

Also: Assembly Bill No. 1123—An act to amend section 2 an act entitled "An act to provide for the creation of a Commission on Uniform State Laws, the appointment

of commissioners thereto and to appropriate money for traveling expenses," approved May 14, 1927, and to provide an appropriation therefor, relating to expenses;

Also: Assembly Bill No. 1107—An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of garages, and the maintenance, use and occupancy of the premises and land on which garages are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and counties, and to provide penalties for the violation thereof;

Also: Assembly Bill No. 1136—An act appropriating money to pay the claim of H. W. Levers against the State of California;

Also: Assembly Bill No. 606—An act to amend section 3700 of the Political Code, relating to the State Board of Equalization.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 805—An act to amend section 633a of the Political Code, relating to insurance.

Also: Assembly Bill No. 769—An act providing for the compilation of, printing, binding, publishing, and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts;

Also: Assembly Bill No. 744—An act making an appropriation to pay the claim of H. C. Miller against the State of California.

Also: Assembly Bill No. 772—An act making an appropriation for the construction and completion, equipment, and furnishing of an addition to the State Office Building at San Francisco, California,

Also: Assembly Bill No. 771—An act to amend section 1 of an act entitled "An act declaring and establishing a State highway from the city of Bakersfield through a portion of the counties of Kern, San Luis Obispo, Santa Barbara and Ventura to the city of San Buenaventura, designated and known as the Bakersfield, Maricopa and Ventura State Highway," approved June 16, 1913, relating to State highways.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER SACRAMENTO May 10, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 448—An act making an appropriation for the purchase of a land site and the construction and equipment of a warehouse thereon, for the use of the Division of Motor Vehicles, and such other State uses as may be approved by the Director of Finance; transferring certain moneys to the general fund and abolishing the transfer and operators' license fund.

Also: Assembly Bill No. 936—An act to amend section 19a13 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions, establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons, fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Assembly Bill No. 509—An act to amend section 15 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings, to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled "An act for the regulation of the practice of medicine and surgery, osteopathy and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation," approved March 14, 1907, and acts amendatory thereof, and also

to repeal all other acts and parts of acts in conflict with this act." approved June 2, 1913, as amended

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 400—An act to provide for instruction in public safety and accident prevention primarily devoted to avoidance of accident hazards on streets and highways in the elementary and secondary schools of the State and in the normal schools and teachers colleges in the State.

Also, Assembly Bill No. 385—An act establishing the emergency permanent improvement fund and relating to the deposits of moneys therein and withdrawals therefrom.

Also: Assembly Bill No. 366—An act to amend section 14 of an act entitled "An act to regulate the manufacture, sale and use of economic poisons, to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof, to provide means for its enforcement; and creating the Division of Chemistry fund," approved June 3, 1921 as amended, relative to the registration or cancellation of registration of economic poisons.

Also: Assembly Bill No. 226—An act to amend section 4 of an act entitled "An act to regulate the preparation, manufacture, care and marketing of milk products, to prevent fraud and to protect the public health in the preparation and marketing of said milk products, to prohibit the introduction of foreign fats into milk products, providing for the enforcement and prescribing penalties for the violation hereof." approved May 29, 1923, as amended:

Also: Assembly Bill No. 12—An act to add a new section to be numbered 383b to the Penal Code relating to the sale of kosher meats and meat preparations, and kosher food, defining the word "kosher" and providing penalties for the violation thereof.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 938—An act to amend section 2322x13 of the Political Code, relating to salary and expenses of the county horticultural commissioner in counties of the thirteenth class;

Also: Assembly Bill No. 1066—An act to amend sections 2½ and 50½ of the Public Utilities Act, relating to passenger stage corporations;

Also: Assembly Bill No. 1060—An act to amend section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended;

Also: Assembly Bill No. 264—An act to amend section 1 of an act entitled "An act to take title to and thereafter maintain as a State highway, the toll road in Tuolumne and Mariposa counties, known as Big Oak Flat and Yosemite road, also a section of the Tuolumne County road to connect said toll road with the Sonora lateral of the State highway," approved May 19, 1915, providing for the rerouting of said highway and the improvement and maintenance thereof.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 244—An act to add a new section to an act entitled "An act to provide for suitable sanitary conditions in foundries and metal shops and providing penalties for the violation thereof," approved May 24, 1921, to be numbered 4, relating to the enforcement of said act.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The above reported bill ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Constitutional Amendment No. 34—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new paragraph to section 14 of article XIII of said constitution. to be designated as subdivision (ab), relating to revenue and taxation.

J. A. BEEK, Secretary of Senate.
By C. A. MCLEAN, JR., Assistant Secretary.

The above reported constitutional amendment ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Senate Bill No. 614—An act requiring the recording of maps of subdivisions of land in certain cases; prescribing the conditions on which such maps may be recorded; authorizing the execution of contracts secured by bond for the placing of improvements on streets, highways, and ways dedicated thereby; prohibiting any attempt to place other requirements for the recording of such maps prohibiting the selling, or offering or contracting to sell any subdivision or portion thereof except by reference to any map other than a recorded map; making certain acts misdemeanors; and repealing earlier acts in conflict therewith.

J. A. BEEK, Secretary of Senate.
By C. A. MCLEAN, JR., Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Senate Bill No. 615—An act to provide for the establishment of official master plans and the appointment of planning commissions in cities, cities and counties, and counties; prescribing the manner of adoption of such plans, portions thereof, amendments thereto and composition thereof; prescribing the powers and duties of such commissions; providing for the transfer thereto of the powers and duties of other planning commissions; providing for the preparation, adoption and recordation of precise street plans; providing for the control of the construction of buildings within the lines of streets shown on such precise street plans; providing for the levy of a special tax for the support of a planning commission and other acts pursuant to this act and making certain expenditures legal charges against the funds of cities, cities and counties, and counties and regional planning commissions; providing for the establishment by cities, cities and counties, and counties, of regional planning commissions, including two or more cities, cities and counties, or counties, and/or a portion or portions thereof, or both; making certain acts misdemeanors; and repealing other acts in conflict herewith.

J. A. BEEK, Secretary of Senate.
By C. A. MCLEAN, JR., Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1061—An act making an appropriation to meet a deficiency in the appropriation for subsidies, of the Bureau of Tuberculosis of the Department of Public Health—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By C. A. MCLEAN, JR., Assistant Secretary.

The question being put. Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1061?

AMENDMENT NUMBER ONE.

On page 1, line 3, of the title of the printed bill, strike out the period after the word "health", and insert in lieu thereof a comma, and the following: "declaring the urgency thereof, and providing that this act shall take effect immediately".

The roll was called, and Senate amendment to Assembly Bill No 1061 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Burne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes,

Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 311—An act providing for the annexation of elementary school districts to high school districts—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 311?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of line 15 after the word "district", and insert in lieu thereof the following: "may, upon recommendation of the supervisor elected for the district and the".

AMENDMENT NUMBER TWO

On page 1, line 12, of the printed amended bill, strike out the word "shall", and substitute in lieu thereof the word "may".

AMENDMENT NUMBER THREE.

On page 1, line 13, of the printed amended bill, following the comma, after the word "schools", insert the words "and the member of the board of supervisors representing the district."

The roll was called, and Senate amendments to Assembly Bill No. 311 were concurred in by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A. Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 949—An act to amend sections 3, 4, 5, 6, 7, 10, 11, 12, 13 and 14 of an act entitled "An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof," approved May 14, 1927, as amended, relating to collection agencies—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 949?

AMENDMENT NUMBER ONE.

On page 5, line 16, of the printed bill, as amended, strike out the words "district attorney of each county", and insert the following: "prosecuting officer of any city, city or county, or county".

The roll was called, and Senate amendment to Assembly Bill No. 949 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 60—An act to amend section 6287 of the Penal Code, relating to the protection of fish and game—and respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 60?

AMENDMENT NUMBER ONE

On page 1, line 19, of the printed bill, as amended April 30, 1929, after the word "alive", insert a comma.

AMENDMENT NUMBER TWO.

On page 2, line 9, of the printed bill, as amended April 30, 1929, after the word "districts", insert the word "seven."

AMENDMENT NUMBER THREE

On page 2, line 12, of the printed bill, as amended April 30, 1929, after the word "districts", insert the word "seven."

AMENDMENT NUMBER FOUR

On page 3, line 24, of the printed bill, as amended in Senate May 9, 1929, following the period in said line, insert the following: "Every person who, in fish and game districts, eighteen or nineteen, takes, gathers, or has in possession during any one calendar day, more than ten pounds of mussels, is guilty of a misdemeanor."

The roll was called, and Senate amendments to Assembly Bill No. 60 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 332—An act authorizing and empowering the boards of supervisors of the several counties to transfer lands to the United States of America and providing for a method to obtain said lands—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 332?

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 1 to 3, inclusive, and insert in lieu thereof the following:

"An act authorizing and empowering the boards of supervisors of the several counties to transfer lands to the United States of America and providing for a method to obtain said lands."

AMENDMENT NUMBER TWO.

On page 1, line 14, of the printed bill, strike out lines 14 to 27, inclusive, and insert in lieu thereof the following:

"SECTION 1 The boards of supervisors of the several counties are hereby authorized and empowered to grant, transfer and convey without consideration any real property or interest therein now owned or that may hereafter be acquired by any county to the United States of America to be used for national park purposes.

SEC. 2. The use of land for national park purposes by the United States of America is hereby declared to be a public use, and the right of eminent domain is hereby granted and extended to every county availing itself of the provisions of this act for every purpose of condemnation, appropriation or disposition intended by this act and such county is hereby authorized and empowered to condemn and appropriate all lands and rights whatsoever necessary or convenient for carrying out the provisions of this act. Such right of eminent domain may be exercised in accordance with the provisions of title seven of part three of the Code of Civil Procedure.

SEC. 3. The boards of supervisors of the several counties are hereby authorized and empowered to do and perform all acts that may be necessary to carry out the provisions of this act."

The roll was called, and Senate amendments to Assembly Bill No. 332 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 59—An act to amend section 628 of the Penal Code, relating to fish and game—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 59?

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, as last amended, in lines 14 and 15, strike out the following: "or crab (Cancer magister)"

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, in line 16, strike out the following: "or crab (Cancer magister)."

The roll was called, and Senate amendments to Assembly Bill No. 59 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 143—An act to amend section 4272 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-third class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 143?

AMENDMENT NUMBER ONE

On page 1, line 13, of the printed bill, strike out the word "four", and insert in lieu thereof the word "one".

AMENDMENT NUMBER TWO.

On page 1, line 16, of the printed bill, strike out the word "eight", and insert in lieu thereof the word "five".

AMENDMENT NUMBER THREE.

On page 2, line 24, of the printed bill, strike out the words "one thousand", and insert in lieu thereof the words "eight hundred".

AMENDMENT NUMBER FOUR.

On page 3, line 12, of the printed bill, strike out the word "seven", and insert in lieu thereof the word "four".

AMENDMENT NUMBER FIVE.

On page 1, line 15, of the printed bill, as amended, beginning in said line 15, strike out the words "the sum of one thousand five hundred dollars per annum," and insert in lieu thereof the words: "one deputy clerk, one thousand eight hundred dollars per annum, one deputy clerk, one thousand five hundred dollars per annum;".

The roll was called, and Senate amendments to Assembly Bill No. 143 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Clowdsley, Colher, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Frv, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Wil-hamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 6—An act to amend section 632 of the Penal Code, relating to the protection of fish—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 6?

AMENDMENT NUMBER ONE

On page 2, line 11, of the printed bill, after the words "Napa river", insert the words "and in Eel river".

AMENDMENT NUMBER TWO.

On page 3, line 29, of the printed bill, strike out the words "ship or transfer", and insert in lieu thereof the word "carry".

AMENDMENT NUMBER THREE.

On page 3, line 31, of the printed bill, strike out the word "county", and insert in lieu thereof the word "district".

AMENDMENT NUMBER FOUR.

On page 3, line 32, of the printed bill, after the word "caught", insert the words "or legally possessed".

AMENDMENT NUMBER FIVE

On page 3, line 33, of the printed bill strike out the word "consignee", and insert in lieu thereof the word "consignor".

AMENDMENT NUMBER SIX.

On page 3, line 37, of the printed bill, immediately following the semicolon in said line, insert the following: "provided, that trout lawfully taken and possessed may be shipped into a closed district, when said shipment is accompanied by a written statement signed by the person taking said trout and countersigned by the agent of the express company to whom said trout are offered for shipment, stating that the trout were legally taken and setting forth the address of the person possessing same;"

AMENDMENT NUMBER SEVEN

On page 3, line 46, of the printed bill, after the word "commission", strike out the period, and insert in lieu thereof a semicolon and the following: "provided, that steelhead trout are not to be sold, offered or exposed for sale or held in possession in excess of the daily limit provided for in subdivisions (a) and (f) hereof, at any time in fish and game district one and one-half".

AMENDMENT NUMBER EIGHT.

On page 1, line 22, of the printed bill, strike out the words "four and one-half."

The roll was called, and Senate amendments to Assembly Bill No. 6 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Khne, Lattle, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielson, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Schofeld, Sewell, Snyder, Spalding, Stockwell, West, Williamsou, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 457—An act providing for the organization of certain elementary school districts into union or joint union high school districts—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 457?

AMENDMENT NUMBER ONE

On page 1, line 1, of the printed bill, as amended, strike out "2,600a", and insert in lieu thereof "2,600f".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, as amended, strike out "2 600a", and insert in lieu thereof "2,600f"

AMENDMENT NUMBER THREE.

On page 2, line 1, of the printed bill, as amended, after the period, insert the following: "The petition shall not be approved by the state board of education unless it appears from a certified statement of the county assessor of the county or counties within which the high school district from which said elementary school district is withdrawing is situated, that the assessed valuation of the territory remaining in the said high school district after the withdrawal of the said elementary school district will be in excess of twenty million dollars, and unless it appears from a certified statement of the county superintendent of schools having jurisdiction over the said high school district that the average daily attendance in the high schools of the said high school district after the withdrawal of the said elementary school district will be in excess of one thousand"

AMENDMENT NUMBER FOUR.

On page 2, line 20, of the printed bill, as amended, after said line 20, insert the following: "Any elementary school district electing to withdraw from a high school district at an election petitioned for and called under the provisions of this section,

shall continue to remain liable for such proportion of the bonded indebtedness, incurred before such withdrawal, of the said high school district, as it would have been liable for had it not withdrawn."

AMENDMENT NUMBER FIVE.

In line 2 of the title of the printed bill, as amended, beginning in line 2, strike out the following: "union or joint union".

AMENDMENT NUMBER SIX.

On page 1, line 1, of the printed bill, as amended, strike out all of lines 1 to 23, inclusive, and also strike out all of page 2, and insert in lieu thereof the following: "SECTION 1. The provisions of article eight *a* of this act shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case if they were a part of chapter six of part one of division two of the School Code as adopted at the forty-eighth session of the Legislature.

As used in this act the term "this part" means part one of division two of said School Code.

Article eight *a* of this act embracing sections 2.440 *a* to 2.454 *a*, inclusive, reads as follows:

Article VIII*a*—Exclusion of Elementary School Districts from High School Districts and Subsequent Formation into High School Districts.

Sec. 2.440*a*. Whenever a majority of the heads of families or of the electors residing in an elementary school district or union elementary school district having six hundred or more units of average daily attendance in the elementary or union elementary schools thereof as shown by the last reports of the teachers in the district and a total assessed valuation of at least eight million five hundred thousand dollars and lying less than two and one-half miles from any public high school building by the nearest traveled road, which elementary or union elementary school district is a part of any high school district, as shown by the affidavits of one or more of the petitioners, shall present to the superintendent of schools having jurisdiction over such elementary or union elementary school district, a petition asking for the organization of a high school district to be composed of the elementary or union elementary school district represented in the petition, specifying in the petition the name of the proposed high school district, the county superintendent of schools shall within twenty days after receiving the petition verify the signatures thereto and if he finds them sufficient submit the petition to the state board of education for approval.

Sec. 2.441*a*. The petition shall not be approved by the state board of education unless it appears from a certified statement of the county assessor of the county or counties within which the high school district from which said elementary or union elementary school district is withdrawing is situated, that the assessed valuation of the territory remaining in the said high school district after the withdrawal of the said elementary or union elementary school district will be in excess of twenty million dollars, and unless it appears from a certified statement of the county superintendent of schools having jurisdiction over the said high school district that the average daily attendance in the high schools of the said high school district after the withdrawal of the said elementary or union elementary school district will be in excess of one thousand.

Sec. 2.442*a*. Should the state board of education approve the petition the superintendent of schools shall within twenty days after receipt of such approval call an election for the determination of the question, and shall appoint three qualified electors in such elementary district or in each elementary district comprising such union elementary district petitioning to conduct the election therein as in this article provided.

Sec. 2.443*a*. The election shall be called by posting notices thereof in three public places in the district, one of which places shall be a public schoolhouse thereof, at least two weeks before the election, and by publishing such notice at least once a week for two successive weeks in a newspaper of general circulation published within the proposed high school district, if there be such a newspaper, the first publication to be not less than two weeks before the election.

Sec. 2.444*a*. The election shall be held at a public schoolhouse in the district petitioning.

Sec. 2.445*a*. The election shall be conducted by the officers appointed for that purpose in the manner provided by law for conducting elections of school trustees.

Sec. 2.446*a*. The ballots used in the election shall contain the words "High School District—Yes" and "High School District—No", and electors voting at the election shall make a cross with pencil, ink, or rubber stamp after the answer they desire to give.

Sec. 2.447*a*. It shall be the duty of the election officers to canvass the vote of the election as soon as the polls are closed, and report the result to the superintendent of schools within five days subsequent to the holding of the election.

Sec. 2.448*a*. Within ten days after receiving the returns of the election, the superintendent of schools shall declare and record the result, with the details of the vote, in a book kept by him for that purpose.

Sec. 2.449a. If a majority of the votes cast at the election are in favor of the formation of the high school district, he shall also file with the county clerk of the county, or of each county in which any part of the elementary or union elementary school district is situated, a certificate showing the total number of votes cast in the district in favor of the high school district, the total number of votes cast in the district against the high school district, the aggregate result of the election and the boundaries of the proposed district.

Sec. 2.450a. If it shall appear from the certificate filed by the superintendent of schools that a majority of the votes cast at the election were cast in favor of the formation of the district, the board of supervisors having jurisdiction shall make an order excluding the elementary or union elementary school district from the high school district of which it was a part.

Sec. 2.451a. No order excluding territory from any high school district under the provisions of this article shall be made if the exclusion of the territory would reduce the assessed valuation of the high school district to twenty million dollars or less.

Sec. 2.452a. Any elementary or union elementary school district electing to withdraw from a high school district at an election petitioned for and called under the provisions of this article shall continue to remain liable for such proportion of the bonded indebtedness, incurred before such withdrawal, of the said high school district, as it would have been liable for had it not withdrawn.

Sec. 2.453a. The order of the board of supervisors excluding the elementary or union elementary school district from the high school district shall be entered by the clerk of the board of supervisors in his record of high school districts, and he shall also send a copy thereof to the county clerk of each county in which any part of the high school district is situated, which county clerk shall enter it in his record of high school districts.

Sec. 2.454a. The board of supervisors, after making the order of exclusion, shall make an order establishing the high school district asked for in the petition, and the county clerk shall record the certificate of the county superintendent of schools and the orders of the board of supervisors in full in his record of high school districts."

The roll was called, and Senate amendments to Assembly Bill No. 457 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spaulding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, MAY 10, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 374—An act making an appropriation for the construction and equipment of quarters for prison guards at San Quentin Prison, declaring the urgency thereof and providing that this act shall take effect immediately—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 374?

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out the period, and insert a comma and the following: "declaring the urgency thereof and providing that this act shall take effect immediately."

AMENDMENT NUMBER TWO

On page 1 of the printed bill, strike out all of lines 8 to 11, inclusive, and insert in lieu thereof the following:

"SEC. 2. Inasmuch as this act provides an appropriation for the usual current expenses of the state, and inasmuch as it is also necessary for the immediate preservation of the public peace, health and safety, it is hereby declared an urgency measure and shall, under the provisions of section 1, article four of the constitution, take effect immediately. The following is a statement of facts constituting such necessity: Because of inadequate quarters for the prison guards at the San Quentin

Prison it is necessary that additional quarters be immediately constructed to properly house the prison guards at said prison. Without such proper quarters, the health and safety of these guards will be seriously imperiled."

The roll was called, and Senate amendments to Assembly Bill No. 374 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 345—An act to amend section 4014 of the Political Code, relating to township officers—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 345?

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out said line 7, and insert in lieu thereof the following: "the second, third, fourth, fifth and sixth class, in which city justices".

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill, strike out said line 4, also in line 5, strike out the words "may elect", and insert in lieu thereof the following: "peace, two constables".

AMENDMENT NUMBER THREE.

On page 1, line 8, of the printed bill, strike out the word "and", and insert in lieu thereof the word "or".

AMENDMENT NUMBER FOUR.

On page 1, line 9, of the printed bill, after the word "recorders", insert the following: "or judges of municipal courts".

The roll was called, and Senate amendments to Assembly Bill No. 345 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 803—An act to amend section 384c of the Penal Code, relating to killing or injuring live stock and providing penalties therefor—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 803?

AMENDMENT NUMBER ONE

Strike out all of line 2 of the title of the printed bill, as amended in Assembly April 4, 1929, and insert in lieu thereof the following: "killing or injuring live stock and providing penalties therefor."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, as amended in Assembly April 4, 1929, strike out all of line 6, and insert in lieu thereof the following:

"§4c. Every person who, willfully, or through gross negligence, by use of any firearm, kills,".

The roll was called, and Senate amendments to Assembly Bill No. 803 was concurred in by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 279—An act to amend section 2322r28 of the Political Code, relating to horticultural commissioners in counties of the twenty-eighth class—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 279?

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, strike out line 13, and insert in lieu thereof the following:

"SECTION 1 Section 2322r28 of the Political Code is hereby amended to read as follows:

2322r28. In counties of the twenty-eighth class,".

The roll was called, and Senate amendment to Assembly Bill No. 279 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 643—An act to amend section 10 of an act entitled "An act authorizing the establishment of municipal courts, describing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein," approved May 23, 1925, as amended—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 643?

AMENDMENT NUMBER ONE.

In lines 2 and 3 of the title of the printed bill, as amended in Assembly, April 5, 1929, strike out the word "describing", and insert in lieu thereof the word "prescribing"

AMENDMENT NUMBER TWO

In line 8 of the title of the printed bill, as amended in Assembly April 5, 1929, strike out the period following the word "amended", and insert in lieu thereof a comma and the following: "relating to municipal courts and the judges and attaches thereof, in cities or cities and counties of the second and one-half class"

AMENDMENT NUMBER THREE.

On page 1, line 2, of the printed bill, as amended in Assembly April 5, 1929, strike out the word "describing", and insert in lieu thereof the word "prescribing".

The roll was called, and Senate amendments to Assembly Bill No. 643 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Ohya, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 740—An act to amend section 359b of the Political Code, relating to the Governor's Council—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 740?

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, as amended, after the comma following the word "resources", insert the following: "director of investment".

The roll was called, and Senate amendment to Assembly Bill No. 740 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Ohya, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 202—An act to revise an act entitled "An act providing for the sale of certain State lands," approved

May 19, 1915, as amended—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 202?

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, following the word "States", insert the following: ", or to a municipal corporation,".

The roll was called and Senate amendment to Assembly Bill No. 202 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1164—An act to amend section 1463 of the Penal Code, relating to the disposition of fines and forfeitures collected in municipal courts—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put. Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1164?

AMENDMENT NUMBER ONE.

On page 1, line 22, of the printed bill, following the word "jurisdiction", insert "in misdemeanor cases".

AMENDMENT NUMBER TWO.

On page 1, line 26, of the printed bill, following the word "operating", insert "such departments of".

AMENDMENT NUMBER THREE.

On page 1, line 27, of the printed bill, following the word "jurisdiction", insert "in misdemeanor cases".

AMENDMENT NUMBER FOUR.

On page 2, line 29, of the printed bill, following the word "county", insert "and such money so deposited shall be apportioned between the city and county and paid in the manner hereinabove provided for the appointment of fines and forfeitures".

The roll was called, and Senate amendments to Assembly Bill No. 1164 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 174—An act regu-

lating the practice of civil engineering—and respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 174?

AMENDMENT NUMBER ONE

On page 1, line 2, of the printed bill, after the word "engineering", strike out the word "as"

AMENDMENT NUMBER TWO.

On page 4, line 31, of the printed bill, after the word "shall", strike out the word "countv", and place in lieu thereof the word "count".

AMENDMENT NUMBER THREE.

On page 4, line 18, of the amended printed bill, after the word "section", strike out the word "ten", and insert in lieu thereof the word "nine".

AMENDMENT NUMBER FOUR.

On page 4, line 19, of the amended printed bill, at the beginning of the line, strike out "(10)", and insert in lieu thereof "(9)".

AMENDMENT NUMBER FIVE.

On page 4, line 34, of the amended printed bill, after the period at the beginning of the section, strike out "(a)".

The roll was called, and Senate amendments to Assembly Bill No. 174 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGivley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Pattenison, Qugley, Rein-dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Wil-liamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 674—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 674?

AMENDMENT NUMBER ONE.

On page 5 of the printed bill, strike out all of lines 35 to 37, inclusive, and insert in lieu thereof the following: "Upon completion by the tax factors of a survey of any county of this class, the board of supervisors thereof shall be authorized to supply the assessor with the".

AMENDMENT NUMBER TWO.

On page 5, line 41, of the printed bill, strike out the word "that".

AMENDMENT NUMBER THREE.

On page 5, line 42, of the printed bill, strike out the word "that".

The roll was called, and Senate amendments to Assembly Bill No. 674 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes,

Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parlman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 421—An act to amend section 6260 of the Penal Code, relating to the protection of game—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 421?

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, as amended in Assembly March 11, 1929, strike out the figures "626", and insert in lieu thereof "6260".

AMENDMENT NUMBER TWO

In the title of the printed bill, as amended in Assembly March 11, 1929, strike out line 2 of the title, and insert in lieu thereof the following: "the protection of game."

The roll was called, and Senate amendments to Assembly Bill No. 421 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 945—An act making appropriation for the establishment of a water supply and the development of electrical power at the Preston School of Industry, declaring the urgency thereof and providing that this act shall take effect immediately—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 945?

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out the period and insert a comma and the following: "declaring the urgency thereof and providing that this act shall take effect immediately."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 8 to 11, inclusive, and insert in lieu thereof the following:

"Sec. 2 Inasmuch as this act provides an appropriation for the usual current expenses of the state, and inasmuch as it is also necessary for the immediate preservation of the public peace, health and safety, it is hereby declared an urgency measure and shall, under the provisions of section 1, article four of the constitution, take effect immediately. The following is a statement of facts constituting such necessity. The water supply at the Preston School of Industry for domestic and the development of electrical power is rapidly becoming inadequate to supply the needs of the Preston School of Industry and immediate steps must be taken to provide additional water

resources. Unless such additional water supply is immediately developed the health and safety of the inmates will be seriously imperiled."

The roll was called, and Senate amendments to Assembly Bill No. 945 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Schofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 390—An act to amend section 1094 of the Political Code, relating to registration of electors and conduct of elections—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 390?

AMENDMENT NUMBER ONE.

On page 2, line 30, of the printed bill, as amended, strike out the word "two", and insert in lieu thereof the words "must be filed in his office not less than twenty days before the date of the next succeeding election and it shall".

AMENDMENT NUMBER TWO.

On page 2, line 35, of the printed bill, as amended, following the word "officer", insert the following: ", and they must be received in his office not less than ten days before the day of said election".

The roll was called and Senate amendments to Assembly Bill No. 390 were concurred in by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Schofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 671—An act to amend sections 1, 2, 11, 16 and 24b of an act entitled "An act to promote the drainage of wet, swamp, and overflowed lands, or lands otherwise needing surface or underground drainage or protection from storm water overflow, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919; as amended April 13, 1927, relating to contents of petition, extent of district, award of contract, date and form of bonds, and reassessments, and to add thereto a new section numbered 24c, relating to rights of way—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 671?

AMENDMENT NUMBER ONE.

On page 1 of the title of the printed bill, after the word "assessments", strike out the period and insert a comma and the following: "and to add thereto a new section numbered 24c, relating to rights of way."

AMENDMENT NUMBER TWO

On page 10 of the printed bill, following line 27, add the following:
"SEC. 6. A new section numbered 24c is hereby added to said act to read as follows:

Sec. 24c. The board of supervisors shall have power to construct drains or conduits along, under or across any road, street, alley, avenue, highway or public property within or without the district, provided that such drains or conduits are constructed in such manner as to afford security for life and property and in a manner which shall not necessarily impair the usefulness of the same, and said board of supervisors shall restore the road, street, alley, avenue, highway, or public property so used to its former state as near as may be."

The roll was called, and Senate amendments to Assembly Bill No. 671 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudmar, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Wil-iamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 173—An act authorizing counties to declare noxious or dangerous weeds growing upon the streets or sidewalks or upon private property in counties, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same, and providing that such cost shall constitute special assessments, and providing for the enforcement and collection of such special assessments—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 173?

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, as amended April 16, 1929, strike out all of lines 14 to 19, inclusive, and insert in lieu thereof the following:

"SEC. 3. After the passage of said resolution, the county horticultural commissioner, or the county board of forestry, or the county forester, or other officer, board, or commission, as designated by the board of supervisors by motion or resolution."

The roll was called, and Senate amendment to Assembly Bill No. 173 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Wil-iamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 451—An act to

amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvements; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 451?

AMENDMENT NUMBER ONE.

On page 18, line 18, of the printed bill, following the word "phrases", insert the following: "occur, they".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, strike out the comma.

The roll was called, and Senate amendments to Assembly Bill No. 451 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rem-dollan, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 726—An act to amend section 107 of the Penal Code, relating to escapes and attempts to escape from county jails, city jails and county hospital and from the custody of the sheriff, approved May 5, 1923—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 726?

AMENDMENT NUMBER ONE.

Strike out lines 1 to 4, inclusive, of the title of the printed bill, and insert in lieu thereof the following:

"An act to amend section 107 of the Penal Code and to add a new section to said code to be numbered 107a, relating to prisoners escaping or attempting to escape from jails, prisons or other institutions or from the lawful custody of officers or other persons."

The roll was called, and Senate amendment to Assembly Bill No. 726 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rem-

dollar. Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68
 NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 367—An act to amend sections 3, 10, 19, 20, 21, 25, 27, 40, 41 and 79b and to add certain new sections thereto to be numbered 20a, 20b, 20c, 20d, 20e, 20f, 20g, 20h, 20i and 20j to an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to street improvements—and respectfully requests your honorable body to concur in said amendments.

J. A. BELK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 367?

AMENDMENT NUMBER ONE

On page 16, line 4, of the printed bill, strike out the numerals and letter "79b", and insert in lieu thereof the numerals "41".

AMENDMENT NUMBER TWO.

On page 16 between lines 5 and 6, insert the following.

"Sec. 41. The city engineer, or where there is no city engineer, the county or city and county surveyor or engineer of work hereinafter mentioned, shall be the proper officer to do the surveying and other engineering work necessary to be done under this act, and to survey and measure the work to be done under contracts for grading, macadamizing, or improving streets and other work done hereunder, and to estimate the costs and expenses thereof, and perform such other duties hereunder as may be directed by the city council; and every certificate signed by him in his official character shall be prima facie evidence in all courts in this state of the truth of the contents. He shall also keep a record of all surveys made under the provisions of this act, as in other cases. In his discretion, the city council may appoint an engineer of work, other than the city engineer or in place of the city engineer, and all provisions of this act applicable to the city engineer shall apply to such engineer of work. The city council shall initially fix or if not thereafter confirm the compensation of such city engineer, surveyor or engineer of work.

SEC. 10½. Section 79b of said act is hereby amended to read as follows:".

The roll was called, and Senate amendments to Assembly Bill No. 367 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Bann, Brock, Byrne, Cloudman, Cloud-Jay, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmott, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsen, Jewett, Jones, Jost, Keaton, Klune, Little, Luttrell, Ivons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 183—An act to amend section 274 of the Code of Civil Procedure, relating to the fees of phono-

graphic reporters—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 183?

AMENDMENT NUMBER ONE

On page 2, line 4, of the printed bill, as amended, strike out the comma after the word "cases", and insert in lieu thereof the following: "and in any case or proceeding wherein the custody or support of a minor child is involved and in which the court specifically so directs".

AMENDMENT NUMBER TWO

On page 2 of the printed bill, as amended, strike out all of lines 16 and 17, and insert in lieu thereof the following:

"In those civil cases where the instructions given by the court are not from written instructions or where written instructions submitted are changed by the court, the court may order the transcription of the instructions or any part thereof given to the jury and the fee for the transcription shall be a legal charge against".

AMENDMENT NUMBER THREE.

On page 2, line 18, of the printed bill, as amended, strike out the words "the general fund in".

AMENDMENT NUMBER FOUR.

On page 2, line 19, of the printed bill, as amended, strike out "in the same manner as any other claim against the", and insert in lieu thereof "and the county auditor shall draw his warrant therefor".

AMENDMENT NUMBER FIVE.

On page 2, line 20, of the printed bill, as amended, strike out the word "county".

The roll was called, and Senate amendments to Assembly Bill No. 183 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGulley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Seefeld, Sewell, Snyder, Spalding, Stockwell, West, Wil-hamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 107—An act, to amend section 4235 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the sixth class—and respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 107?

AMENDMENT NUMBER ONE.

On page 7, line 15, of the printed bill as amended in Assembly April 24, 1929, strike out the comma immediately following the word "township", and insert in lieu thereof a semicolon

AMENDMENT NUMBER TWO.

On page 7, line 16, of the printed bill, as amended in Assembly April 24, 1929, strike out all of lines 16 to 18, inclusive, and insert in lieu thereof the following: "provided, that in townships of this class there is hereby allowed to each justice of the peace two clerks, to be appointed by said justice, and to receive the following salaries: one clerk at a salary of two thousand one hundred dollars per annum; one

deputy clerk at a salary of one thousand eight hundred dollars per annum. Said salaries shall be".

The roll was called, and Senate amendments to Assembly Bill No. 107 were concurred in by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Wilhamson, Witter, Wright, Young, and Mr. Speaker—48.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 18—An act to enable counties to purchase, lease, obtain, hold, improve and maintain land for the uses and purposes of public parks and boulevards—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 18?

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, as amended, after the word "to" and preceding the word "obtain", insert the words "purchase, lease,".

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, as amended, after the word "so", insert the following: "purchased or leased with the consent of the owner".

AMENDMENT NUMBER THREE.

On page 1, line 16, of the printed bill, as amended, after the word "be", insert the following: "purchased or leased with the consent of the owner".

AMENDMENT NUMBER FOUR.

On page 1, line 18, of the printed bill, as amended, strike out the period and insert in lieu thereof the following: "*provided*, that when lands to be so purchased or leased with the consent of the owner, obtained, held, improved and maintained for the uses and purposes as in section 1 herem provided, are situate within the boundaries of an adjoining county, before said lands can be so purchased or leased with the consent of the owner, obtained, held, improved and maintained, it shall first be necessary for the county so desiring to purchase or lease with the consent of the owner, obtain, hold, improve and maintain said lands for the uses and purposes aforesaid, to obtain the consent by resolution of the board of supervisors of said adjoining county to so purchase or lease with the consent of the owner, obtain, hold, improve and maintain said lands for the uses and purposes herein set forth."

The roll was called, and Senate amendments to Assembly Bill No. 18 were concurred in by the following vote.

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Wilhamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 166—An act to

provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 166?

AMENDMENT NUMBER ONE.

On page 1, line 22, of the printed bill, as amended March 22, strike out lines 22, 23, and 24.

AMENDMENT NUMBER TWO.

On page 2, line 1, of the printed bill, strike out the letter "g" in parentheses, and insert in lieu thereof the letter "f" in parentheses.

AMENDMENT NUMBER THREE.

On page 2, line 5, of the printed bill, strike out the letter "h" in parentheses, and insert in lieu thereof the letter "g" in parentheses.

AMENDMENT NUMBER FOUR.

On page 5, line 14, of the printed bill, after the words "supervisors of" strike out the word "the", and insert in lieu thereof the word "each".

AMENDMENT NUMBER FIVE.

On page 5, line 15, of the printed bill, strike out the word "or", and insert in lieu thereof the word "and".

AMENDMENT NUMBER SIX.

On page 6, line 6, of the printed bill, after the word "amount" insert the words "of aid".

AMENDMENT NUMBER SEVEN.

On page 6, line 23, of the printed bill, strike out the word "or", and insert in lieu thereof the word "and".

The roll was called, and Senate amendments to Assembly Bill No. 166 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hiesinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Little, Luttrell, Lyons, McDonough, McGunley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 574—An act to amend the Political Code by adding a new section thereto to be numbered section 594c, relating to the sale of securities and capital stock of companies organized for the purpose of transacting an insurance business, and to brokers and agents engaged in the sale of such securities and capital stock, providing for the supervision thereof, defining the powers and duties of the Insurance Commissioner in relation thereto and prescribing penalties for violation of the provisions thereof—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 574?

AMENDMENT NUMBER ONE

In line 6 of the title of the printed bill, as amended in Assembly April 11, 1929, strike out the period, and insert in lieu thereof a comma and the following: "and to brokers and agents engaged in the sale of such securities and capital stock, providing for the supervision thereof, defining the powers and duties of the insurance

commissioner in relation thereto and prescribing penalties for violation of the provisions thereof."

AMENDMENT NUMBER TWO

On page 1, line 15, of the printed bill, between lines 15 and 16, insert the following:

"594c. The word "security" as herein used shall include any note, stock, treasury stock, bond, debenture, evidence of indebtedness, certificate of interest or participation, certificate of interest in a profit-sharing agreement, collateral trust certificate, preorganization certificate, preorganization subscription, any transferable share, investment contract, or beneficial interest in title to property, profits or earnings or any other instrument commonly known as a security, but shall not include:

(a) Bills of exchange, trade acceptances, promissory notes and other commercial paper issued, given or acquired in a bona fide way in the ordinary course of legitimate business, trade or commerce;

(b) Promissory notes, whether secured or unsecured, where the notes are not offered to the public, or are not sold to an underwriter for the purpose of resale;

(c) Mortgage participation certificates issued under and in accordance with the provisions of chapter eight of title two of part four of division one of the Civil Code.

"Sale" or "sell" as used in this section shall include every disposition, or attempt to dispose, of a security or interest in a security for value. Any security given or delivered with, or as a bonus on account of, any purchase of securities or any other thing, shall be conclusively presumed to constitute a part of the subject of such purchase and to have been sold for value. "Sale" or "sell" shall also include a contract of sale, an exchange, an attempt to sell, an option of sale, a solicitation of a sale, a subscription or an offer to sell, directly or by an agent, or a circular letter, advertisement or otherwise; *provided*, that a privilege pertaining to a security giving the holder the privilege to convert such security into another security of the same company shall not be deemed a sale of such other security within the meaning of this definition; and *provided further*, that the issue or transfer of a right pertaining to a security and entitling the holder of such right to subscribe to another security of the same company shall not be deemed a sale of such security within the meaning of this definition, but the sale of such other security upon the exercise of such right shall be subject to the provisions of this section.

The word "broker" as used in this section includes every person, firm or corporation, other than an agent, who shall, in this state, engage either wholly or in part in the business of selling, offering for sale, negotiating for the sale of, or otherwise dealing in any security as defined in this section, issued by others, or of underwriting any issue of such securities, or of purchasing such securities with the purpose of reselling them, or of offering them for sale to the public.

The word "agent" as used in this section means and includes every person, firm or corporation employed or appointed by a company or broker who shall, within this state, either as an employee or otherwise, for a compensation, sell, offer for sale, negotiate for the sale of or take subscriptions for any security as defined in this section."

AMENDMENT NUMBER THREE

On page 2, line 6, of the printed bill, as amended in Assembly April 11, 1929, after said line, add the following:

"The application for the permit shall be verified as provided in the Code of Civil Procedure for the verification of pleadings, and shall be filed in the office of the commissioner. In such application the applicant shall set forth the names and addresses of its officers, the location of its office, an itemized account of its financial condition, the amount and character of its assets and liabilities, a detailed statement of the plan upon which it proposes to transact business, a copy of any security it proposes to issue, a copy of any contract it proposes to make concerning the same, a copy of any prospectus or advertisement, or other description of such securities, then prepared by or for it for distribution or publication, and such additional information concerning the company, its condition and affairs as the commissioner may require. If the applicant is a partnership or an unincorporated association or joint stock company, it shall file with its application a copy of its articles of partnership or association, and all other papers pertaining to its organization. If the applicant is a corporation, it shall file with its application a copy of all minutes of any proceedings of its directors or stockholders or members relating to or affecting the issue of such securities, and also a copy of its articles of incorporation and of its by-laws and of any amendments thereto. If the applicant is a corporation or association organized under the laws of any other state, territory, or government, it shall also file with its application a certificate, executed by the proper officer of such state, territory, or government not more than thirty days before the filing of such application, showing that such applicant is authorized to transact business in such state, territory, or government; and also, in such form as the commissioner may prescribe, its written instrument, irrevocably appointing the commissioner and his successor in office its true and lawful attorney upon whom all process in any action or proceeding against it may be served, with the same effect

as if said corporation or association were organized or created under the laws of this state and had been lawfully served with process therein.

Upon the filing of such application, it shall be the duty of the commissioner to examine it and the other papers and documents filed therewith, and he may, if he deems it advisable, make or have made a detailed examination, audit, and investigation of the applicant and its affairs. If he finds that the proposed plan of business of the applicant is not unfair, unjust, or inequitable, that it intends to fairly and honestly transact its business, and that the securities that it proposes to issue and the methods to be used by it in issuing or disposing of them are not such as, in his opinion, will work a fraud upon the purchaser thereof, the commissioner shall issue to the applicant a permit authorizing it to issue and dispose of securities, as therein provided, in this state, in such amounts and for such considerations and upon such terms and conditions as the commissioner may in said permit provide. Otherwise, he shall deny the application and refuse such permit and notify the applicant in writing of his decision. Every permit shall recite in bold type that the issuance thereof is permissive only and does not constitute a recommendation or endorsement of the securities permitted to be issued. The commissioner may impose conditions requiring the deposit in escrow of securities, the impoundment of the proceeds from the sale thereof, limiting the expense in connection with the sale thereof and such other conditions as he may deem reasonable and necessary or advisable to insure the disposition of the proceeds of such securities in the manner and for the purposes provided in such permit. The commissioner may, from time to time for cause, amend, alter or revoke any permit issued by him hereunder, or temporarily suspend the rights of the applicant under such permit. The commissioner shall have the power to establish such rules and regulations as may be reasonable or necessary to carry out the purposes and provisions of this section.

Every company authorized by the commissioner to sell securities shall thereafter, at such times as it may be required by the commissioner, make and file in the office of the commissioner a report, setting forth, in such form as the commissioner may prescribe, the securities sold by it under the authority of any permit issued by him, the proceeds derived therefrom, the disposition of such proceeds, and such other information concerning its property, officers, or affairs, relating to or affecting the value of such securities, as the commissioner may require.

No person, firm or corporation shall act as an agent or broker unless he shall have first applied for and secured from the insurance commissioner a certificate, then in effect, authorizing him so to do.

Every such certificate shall expire on the first day of July next after its issue, unless sooner suspended or revoked. To secure such certificate, the applicant shall make and file in the office of the commissioner an application therefor in writing, verified by or in behalf of the applicant. In such application, the applicant shall set forth, in addition to such other information as may be required by the commissioner:

1. The name and address of the applicant, and if it be a corporation, association, or joint stock company, the name and address of each of its managing officers and agents, and, if it be a partnership, the name and address of each of the partners;
2. A succinct statement of facts showing that the applicant and its managing officers and agents, if it be a corporation, or members, if it be a partnership, have a good business reputation;
3. If the applicant is a broker, the general plan and character of the business of the applicant.

At the time of filing an application for a broker's certificate, the applicant shall file with the commissioner a good and sufficient bond for five thousand dollars, payable to the people of the State of California, for the use and benefit of any interested person, executed by said applicant and by sufficient surety or sureties, and to be approved by the commissioner. Said bond shall be conditioned upon the strict compliance with the provisions of this section, and the honest and faithful application of all funds received and the faithful and honest performance of all obligations and undertakings in the purchase or sale of securities, by said broker, his agents and employees. Said bond shall be further conditioned upon the payment of all damages suffered by any person damaged or defrauded by reason of the violation of any of the provisions of this section, or by reason of any fraud connected with or growing out of any transaction contemplated by the provisions of this section. Any person who sustains an injury covered by such bond, may in addition to any other remedy that he may have, bring an action in his own name upon said bond for the recovery of any damages sustained by him. Upon such action being commenced the commissioner may in his discretion, require the filing of a new bond, and immediately upon the recovery in any action on such bond, such broker shall file a new bond, and upon failure to file the same within ten days in either case such failure shall constitute sufficient grounds for the suspension or revocation of such broker's certificate.

If the applicant is a corporation or association organized under the laws of any other state, territory or government, it shall file with its application a copy of its articles of incorporation or association, together with a certificate executed by the proper officer of such state, territory, or government not more than thirty days before

the filing of such application, showing that such applicant is authorized to transact business in such state, territory, or government, and also in such form as the commissioner may prescribe, its written instrument, irrevocably appointing the commissioner and his successor in office its true and lawful attorney upon whom all process in any action or proceeding against it, arising out of or founded upon the fraud of such applicant in the sale of securities within this state, or in any action upon any bond provided by this section, may be served, with the same effect as if said corporation or association were organized or created under the laws of this state and had been lawfully served with process therein.

The commissioner shall examine such application, and shall make such further investigation of the applicant and its affairs as he shall deem advisable. If, from such examination, the commissioner, shall be satisfied of the good business reputation of the applicant and of its officers or members, if any, that the sale of the securities proposed to be sold by it would not be unfair, unjust or inequitable to the purchasers thereof, that neither it nor its officers or members have violated any of the provisions of this act and that neither it nor its officers or members have engaged or are about to engage in any fraudulent transaction he shall issue such certificate. Otherwise, he shall refuse the same and deny the application and notify the applicant of his decision. The commissioner may at any time temporarily suspend or revoke any broker's or agent's certificate issued by him if he shall find that the holder thereof is of bad business repute, or has violated any provision of this act, or has engaged, or is about to engage in any fraudulent transaction.

Every broker shall, at such times as it may be required by the commissioner, make and file in the office of the commissioner a true and correct statement concerning any security sold or offered for sale by such broker, showing the name and location of the principal office of the issuer of such security; the names of its managing officers, if it is a corporation, or of its members, if it is a partnership; its assets, liabilities, and issued capital stock, at the close of its fiscal year then last ended, or at a later date; its gross income, expenses, and fixed charges for the year next preceding such date, or for such time as such issuer of such security has transacted business, if for less than one year, and the approximate price at which such broker has sold or proposes to sell such security, together with such other information, of which the broker may have knowledge, as the commissioner may require, nor shall any broker sell or offer for sale any security after notice in writing given to it by the commissioner that in his opinion, the sale thereof would be unfair, unjust, or inequitable to the purchaser thereof, unless the commissioner shall subsequently in writing withdraw such objection to the sale thereof.

No person, partnership, association, or corporation, other than a broker holding a broker's certificate, then in effect, shall issue, circulate, or publish any advertisement, pamphlet, prospectus, or circular concerning any security, to be issued by any company, that such person, partnership, association, or corporation desires or proposes to sell, until the company proposing to issue such security shall have first secured from the commissioner a permit authorizing it to issue or sell such security; nor shall any company, broker, or agent, or any other person, issue, circulate, or publish any advertisement, pamphlet, prospectus, or circular concerning any security sold or offered for sale by it, unless the name of the company, broker, agent, or person issuing, circulating, or publishing the same shall be subscribed thereto, and a true copy thereof shall have been first filed in the office of the commissioner at least one day prior thereto; *provided, however,* that the filing of a copy of such advertisement, pamphlet, prospectus or circular, as herein provided, shall not be required in any case in which the commissioner shall have authorized or consented to the issuance, circulation or publication thereof; nor shall any company, broker, or agent, or any other person, issue, circulate, or publish any such advertisement, pamphlet, prospectus, or circular after notice in writing given to it by the commissioner that, in his opinion, the same contains any statement that is false or misleading or otherwise likely to deceive a reader thereof.

All papers, documents, reports, and other instruments in writing filed with the commissioner under this section shall be open to public inspection; *provided,* that if, in his judgment, the public welfare or the welfare of any company, demands that any portion of such information be not made public, he may, in his discretion, withhold such information from public inspection for such time as in his judgment is necessary. The commissioner may at any time give, issue, or make public any information concerning any company or any contracts, stocks, bonds, or other securities, sold or offered for sale within this state, if in his judgment the giving, issuing, or publishing of the same will be of public interest or advantage or will tend to prevent the fraudulent sale of such securities.

Every order, decision, permit or other official act of the commissioner made, issued or done under the provisions of this section, shall be subject to review, in accordance with the provisions of chapter one of title one of part three of the Code of Civil Procedure. Upon such review, the burden of proof shall be upon the appellant, and the court shall receive and consider any pertinent evidence, whether oral or documentary, concerning the action of the commissioner under review, but shall be limited to a consideration and determination of the question whether there has been an abuse of discretion on the part of the commissioner in making such order, decision or permit.

Every security issued by any company, without a permit of the commissioner authorizing the same then in effect, shall be void, and every security issued by any company, with the authorization of the commissioner but not conforming in its provisions to the provisions if any, which it is required by the permit of the commissioner to contain, shall be void.

Every company which shall directly or indirectly offer for sale, or negotiate for the sale of or sell, or issue, or cause to be issued any security contrary to the provisions of this section, or of the constitution of this state, or in nonconformity with a permit of the commissioner authorizing the same, or which applies the proceeds from the sale thereof, or any part thereof, to any purpose other than the purpose or purposes, if any, specified in such permit, or to any purpose specified in such permit in excess of any amount limited in such permit to be used for such purpose, shall be guilty of a public offense and shall be punishable by a fine not exceeding ten thousand dollars.

Every officer, agent, or employee of any company, and every other person, who knowingly authorizes, directs, or aids in the issue or sale of, or issues or executes, or sells, or causes or assists in causing to be issued, executed, or sold, any security, in nonconformity with a permit of the commissioner then in effect authorizing such issue, or contrary to the provisions of this section, or of the constitution of this state, or who, in any application to the commissioner, or in any proceeding before him, or in any examination, audit, or investigation made by him or his authority, knowingly makes any false statement or representation, or who, with knowledge of its falsity, files or causes to be filed in the office of the commissioner any false statement or representation concerning such company or the property which it then holds or proposes to acquire, or concerning its officers or its financial condition or other affairs, or concerning its proposed plan of business, or who, with knowledge of the falsity of any such statement or representation, issues, executes, or sells, or causes to be issued, executed, or sold, any security, without first informing the commissioner of the falsity of such statement in writing, or who, directly or indirectly, knowingly applies, or causes or assists in causing to be applied, the proceeds, or any part thereof, from the sale of any security to any purpose contrary to the provisions of the permit authorizing the issue of such security, or to any purpose specified in such permit in excess of any amount limited in such permit to be issued for such purpose, or who, with knowledge that any security has been issued or executed, in violation of any of the provisions of this section, sells or offers the same for sale, or who, with knowledge that any advertisement, pamphlet, prospectus, or circular concerning any security contains any statement that is false or misleading, or otherwise likely to deceive a reader thereof, issues, circulates, or publishes the same, or shall cause the same to be issued, circulated, or published, or who, in any respect, wilfully violates or fails to comply with any of the provisions of this section, or who, in any other respect, wilfully violates or fails, omits, or neglects to obey, observe, or comply with any order, permit, decision, demand, or requirement, or any part or provision thereof, of the commissioner under the provisions of this act, or who with one or more other persons conspires to violate any permit or order issued by the commissioner or any of the provisions of this act, is guilty of a public offense and shall be punished by imprisonment in the state prison not exceeding five years, or in a county jail not exceeding two years, or by a fine not exceeding five thousand dollars, or by both such fine and imprisonment.

The commissioner in the exercise of his powers and the performance of his duties in accordance with this section shall charge and collect the following fees:

1. For filing an original or supplemental application for a permit to issue securities, ten dollars, plus

One-twentieth of one per cent of the amount of any excess of the aggregate value of the securities sought to be issued over twenty thousand dollars and not exceeding fifty thousand dollars;

One-twenty-fifth of one per cent of such amount in excess of fifty thousand dollars and not exceeding one hundred thousand dollars;

One-fiftieth of one per cent of such amount in excess of one hundred thousand dollars and not exceeding five hundred thousand dollars; and

One one-hundredth of one per cent of such amount in excess of five hundred thousand dollars.

For the purpose of determining the above fees:

(a) The value of such securities shall be deemed to be their par or face value unless the consideration for such securities is in excess of such par or face value, in which case the value will be deemed to be the amount of the consideration so received.

(b) Where the securities proposed to be issued have no nominal or par value, the value of such securities shall be deemed to be the price at which the company proposes to sell or issue the same, or the value, as alleged in the application, of the consideration (if other than money) to be received in exchange therefor; *provided, however*, until a new value shall have been established, that each share of no par value stock proposed to be issued shall be deemed to have a value equal to the value which has been established by previous sales for money or other property of other shares of the same class.

(c) Rights, warrants or other certificates evidencing stockholders' rights to purchase additional securities shall be deemed to have a value equal to the difference

between the selling price of the securities represented by such rights, warrants or other certificates and the market value of the securities so represented at the date of filing of application.

(d) Where an application is made to issue securities containing a provision entitling the holder or holders thereof to convert or exchange the same for a different class of securities, the value of the securities to be so issued shall be deemed to be an amount equal to twice the amount of the consideration to be received for the securities containing the conversion or exchange provision.

2. For filing any application for a broker's certificate twenty-five dollars.

3. For filing any application for an agent's certificate five dollars.

4. For any examination, audit, or investigation, ten dollars per day or fraction thereof, if made by the commissioner, or the actual amount of the salary or other compensation paid to any deputy or other employee of the commissioner, if made by a deputy or other employee, for each day or fraction thereof that such commissioner, deputy, or other employee shall necessarily be absent from his office for the purpose of making such examination, audit, or investigation, plus the actual amount of expenses reasonably incurred in the performance of such work.

5. For filing any application for an amendment to an existing permit to issue securities, or for a permit to negotiate for the sale of securities, ten dollars.

No fees shall be charged or collected for copies of papers, records, or official documents furnished to public officers for use in their official capacity or for the reports of the commissioner in the ordinary course of distribution.

The roll was called and Senate amendments to Assembly Bill No. 574 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Duell, DeYoe, Dullinger, Easley, Eddy, Emmett, Feelev, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Seofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 571—An act to amend section 596a of the Political Code, relating to the Insurance Commissioner and the rendering of opinions and the performance of other legal services by the attorney for the Insurance Commissioner and the Attorney General—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 571?

AMENDMENT NUMBER ONE.

In the title of the printed bill, as amended in Assembly April 18, 1929, strike out lines 1 to 9, inclusive, of the title, and insert in lieu thereof the following:

"An act to amend section 596a of the Political Code, relating to the insurance commissioner and the rendering of opinions and the performance of other legal services by the attorney for the insurance commissioner and the attorney general."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, as amended in Assembly April 18, 1929, strike out lines 1 to 20, inclusive, on said page, and lines 1 to 2, inclusive, on page 2.

AMENDMENT NUMBER THREE.

On page 2, line 3, of the printed bill, as amended in Assembly April 18, 1929, strike out the designation "Sec. 2.", and insert in lieu thereof.

"SECTION 1."

AMENDMENT NUMBER FOUR.

On page 2, line 30, of the printed bill, as amended in Assembly April 18, 1929, strike out lines 30 to 52, inclusive, and also strike out all of page 3.

The roll was called, and Senate amendments to Assembly Bill No. 571 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 117—An act to provide for needy blind persons, not inmates of any institution supported in whole or in part by the State or any of its political subdivisions, making appropriation therefor and prescribing penalties for the violation of the provisions of the act—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 117?

AMENDMENT NUMBER ONE.

On page 8, line 44, of the printed bill, as amended, add the following: "Said department shall create a new division which shall be devoted exclusively to carrying out the provisions of this act and shall be headed by a chief appointed by the governor, who is a trained social worker experienced in work for the blind."

The roll was called, and Senate amendment to Assembly Bill No. 117 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 733—An act to amend section 633c of the Political Code, relating to insurance adjusters—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put. Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 733?

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, after the words "issued in", insert the following: "or covering risks located in".

The roll was called, and Senate amendment to Assembly Bill No. 733 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes,

Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Wil-iamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 436—An act making an appropriation for permanent improvements at the San Francisco State Teachers College, declaring the urgency thereof and providing that this act shall take effect immediately—and respectfully requests your honorable body to concur in said amend-ments.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 436?

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, strike out the period, and insert a comma and the following: "declaring the urgency thereof and providing that this act shall take effect immediately."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 9 to 12, inclusive, and insert in lieu thereof the following:

"SEC. 2. Inasmuch as this act provides an appropriation for the usual current expenses of the state, and inasmuch as it is also necessary for the immediate preserva-tion of the public peace, health and safety, it is hereby declared an urgency measure and shall, under the provisions of section 1, article four of the constitution, take effect immediately. The following is a statement of facts constituting such necessity: The retaining walls on the property of the San Francisco State Teachers College are rapidly disintegrating and becoming a public menace and must be immediately repaired to protect injury to the public. Without such proper repairs the safety of the public will be seriously imperiled."

The roll was called, and Senate amendments to Assembly Bill No. 436 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Clowdsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Frv. Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Wil-iamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 363—An act to amend sections 2, 3, 4, 5 and 7 and to add a new section to be numbered 7a to an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, as amended, relating to street improvement bonds—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 363?

AMENDMENT NUMBER ONE.

On page 1, line 2, of the title of the printed bill, as amended, strike out the word and figure "and 4", and insert in lieu thereof the following: "4, 5, and 7".

AMENDMENT NUMBER TWO.

On page 1, line 3, of the title of the printed bill, as amended, strike out the numeral and letter "4a", and insert in lieu thereof the numeral and letter "7a".

AMENDMENT NUMBER THREE.

On page 7, line 29, of the printed bill, as amended, after the word "or", insert the word "under".

AMENDMENT NUMBER FOUR.

On page 7, line 31, of the printed bill, as amended, strike out the word "easements", and insert in lieu thereof ", easements,".

AMENDMENT NUMBER FIVE.

On page 7, line 49, of the printed bill, as amended, commencing with the comma following the word "bonds", strike out all the printed matter down to and including the word "thereof" in line 51.

AMENDMENT NUMBER SIX.

On page 8, line 21, of the printed bill, as amended, strike out the comma following the word "period", and the word "and", and insert in lieu thereof a semicolon and the following: "the principal of said unpaid assessments shall thereafter become due and payable to said treasurer in equal annual payments on the first day of July of each year, and the first of which shall be due on the first day of July next following the date of such bond. The interest on said unpaid assessments shall be payable on the first day of July of each year, the first payment of which shall be due on the first day of July next following the date of such bond. In the event it is provided in the resolution of intention that the first payment of principal shall become due at a date following the first day of July next following the date of said bond, then in that event an even annual proportion of the principal sum thereof shall be due on the date so fixed and provided and on the first day of July each year thereafter until the whole is paid. Such bonds shall".

AMENDMENT NUMBER SEVEN.

On page 9, commencing with line 51, of the printed bill, as amended, strike out all printed matter down to and including line 19 on page 10 thereof, and insert in lieu thereof the following:

"SEC. 4. Section 5 of said act is hereby amended to read as follows:

Sec. 5. The city treasurer shall enter in a book kept for that purpose in his office, a record of each bond issued hereunder, specifying the date of its issue, the amount for which issued, to whom delivered, its duration and a description of the lot against which issued. Payments of principal and interest on account of any bond issued hereunder shall be made to the city treasurer, who shall keep a separate account of all such payments (entering the same in the record herein required to be kept), and place the same in appropriate funds for the payment of principal and interest of the bonds on account of which paid, and who shall, upon the surrender of the coupons attached to said bond, pay to the holder thereof, or his order, the amount called for by said coupons out of the funds in his possession applicable thereto.

The owner of or any person interested in any lot or parcel of land upon which a bond has been issued under the terms of this act may at any time before commencement of proceedings for sale pay off such bond and discharge the land described in the bond from the lien of the assessment, by paying to the city treasurer, for the holder of such bond, the amount then unpaid on the principal sum thereof, with interest thereon calculated up to the due date of the next maturing interest coupon at the rate named in the bond, together with interest for six months at the rate named in the bond. Upon such payment being made to the city treasurer he shall forthwith mark paid in his record of such bond the assessment to represent which such bond was issued, and thereupon the lien of said assessment shall cease and the city treasurer shall forthwith notify the holder of the bond and call in the same. The city treasurer shall enter in his record of such bond the amount paid and the date of payment, and upon the lien of the assessment being extinguished as aforesaid, shall cancel said bond and file it in his office."

Sec. 5. Section 7 of said act is hereby amended to read as follows:

Sec. 7. Improvement bonds, or any number of such bonds issued hereunder, except as otherwise provided in section 9 hereof, shall be sold to the highest cash bidder after advertising for bids, which advertisement shall be published for at least three times in a daily newspaper published and circulated in said city, or if there be no such newspaper, then such advertisement shall be published once in a weekly or semiweekly newspaper so published and circulated; *provided, however,* that said bonds shall not be sold for less than the amounts of the assessments for which they were issued. In the event that it is provided in the resolution of intention that the bonds shall be issued at a maximum rate of interest leaving the exact rate of interest at which the bonds are to be issued and sold to be determined at the sale of such bonds, then the notice provided for in this section shall state that said bonds will bear interest at a rate not to exceed the maximum rate therefor named in said resolution, stating the same. Upon the issuance of said bonds by the treasurer, the city council shall advertise for the sale of said bonds, calling for bids therefor and fixing a time for the receipt of bids. At the time fixed for

the receipt of such bids, or as soon thereafter as the city council can conveniently do so, it shall publicly open, examine and declare the same. Said bonds shall be sold to the best responsible bidder for cash therefor, and consideration shall be given to the rate of interest at which the bonds are offered to be purchased and the premium offered, if any. The rate of interest at which said bonds are sold shall not exceed the maximum rate named in the resolution of intention; and the rate of interest at which the legislative body sells said bonds shall thereupon be fixed as the rate of interest therefor, and such fixing and determination of such rate of interest shall be final and conclusive. If any bond be sold for an amount in excess of the amount for which it was issued, such excess shall be paid into the general fund of the city.

SEC. 6. A new section to be numbered 7a is hereby added to said act, to read as follows:

Sec. 7a. Notwithstanding the provisions of section 3 of said act, as amended by this act, and notwithstanding the provisions of any ordinance or resolution relating to the issuance of improvement bonds, as permitted by said act, passed prior to the date this act becomes effective, the city council of any city shall, at any time prior to the date of the re-creation of the assessment roll for any work or improvement for which bonds may be issued under the provisions of said act, have the power to provide by resolution that bonds may be issued under and in accordance with said act as amended by this act for any work or improvement the proceedings for which shall have been commenced prior to the date of this act becomes effective. Said resolution shall contain the identical provisions relative to bonds required to be set forth in the resolution of intention as required by section 3 of said act as amended by this act. Bonds issued under this section shall be issued in the manner and form prescribed in section 4 of said act as amended by this act, and such bonds shall be subject to all of the provisions of said act as amended by this act."

The roll was called, and Senate amendments to Assembly Bill No. 363 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hensinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Lottrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Moran, Morrison, Nielsen, Noyes, Olin, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 790—An act to amend section 564 of the Code of Civil Procedure, relating to the appointment of receivers—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate,
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 790?

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out all of the printed matter down to and including the semicolon in line 12, and insert in lieu thereof the following:

"1. In an action by a vendor to set aside a fraudulent purchase of real or personal property, or by a creditor holding a lien to subject any property or fund to his lien, or between partners or any other joint or common owners of a business, property, or funds, or the proceeds thereof, where the interest of the applicant for such appointment is apparent and the probability of loss, damage, waste or deterioration of the business, property, or fund, or the misappropriation or loss of such fund, is shown.

2. In an action for foreclosure of a mortgage or for the foreclosure of a deed of trust, and sale of the property mortgaged or held in trust where it appears that the debt thereby secured is due and unpaid or that any condition thereof has been broken and the property upon which it is a lien is insufficient in value to insure the payment of the debt; and in an action to set aside or avoid a mortgage or trust deed or to restrain a foreclosure of a mortgage or the exercise of the power of sale in a trust deed where it appears that the property upon which such mortgage is a lien or which is held in trust is likely to be insufficient in value to satisfy the debt thereby secured, or is in danger of waste, destruction or depreciation, or that the rents and

issues thereof are being misappropriated or diverted to purposes other than the discharge of such debt."

AMENDMENT NUMBER TWO.

On page 1, line 25, of the printed bill, strike out all of the printed matter down to and including the period on page 2, line 11, and insert in lieu thereof the following:

"3 After judgment, to carry the judgment into effect, or to dispose of property according to the judgment, or to preserve or protect it pending appeal, or in proceedings in aid of judgment after the return of execution unsatisfied, or where the judgment debtor refuses to apply his property to the satisfaction of the judgment.

4. In cases where a corporation has been dissolved, or has become insolvent or is in imminent danger of insolvency, or when a majority of the board of directors of a corporation or the owners of more than one-half of its voting capital stock shall have been indicted on charges of fraud or other criminal conduct arising out of the management of the corporation's affairs, or where a corporation has incurred liability to forfeiture of its charter or has forfeited its charter.

5. In an action of unlawful detainer in those cases in which the superior court has original jurisdiction.

6 In actions for divorce, annulment of marriage, separate maintenance or support of minor children, where it appears necessary for the enforcement of an order or a judgment, or for the protection of the rights of any party or of the rights of minor children of any party.

7. At the instance of an attaching creditor or creditors when the property attached is of a perishable nature or is otherwise in danger of waste, impairment or destruction or where the debtor has absconded or abandoned the property and it is necessary to conserve or protect it, or to dispose of it immediately.

8. In all other cases where it shall appear to the satisfaction of the court or judge that irreparable injury or damage is likely to result unless a receiver be appointed and for which no other adequate remedy exists."

AMENDMENT NUMBER THREE.

On page 2, lines 49 and 50, of the printed bill, strike out the following: "has incurred liability to forfeiture of its charter or".

The roll was called, and Senate amendments to Assembly Bill No. 790 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended Assembly Bill No. 798—An act authorizing and providing for report upon the methods of financing and refinancing irrigation, reclamation and other public improvement districts in agricultural regions, providing for a commission therefor, and defining the duties and powers of such commission in respect thereto, and making an appropriation therefor—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 798?

AMENDMENT NUMBER ONE.

On page 2, line 6, of the printed bill, as amended after the word "governor", insert a comma, and add the following "on or before December 1, 1930,".

AMENDMENT NUMBER TWO.

Strike out lines 5 and 6 of the title of the printed bill, and insert in lieu thereof the following: "and powers of such commission in respect thereto, making an appropriation therefor and prescribing penalties for violations of the act."

The roll was called, and Senate amendments to Assembly Bill No. 798 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Frv, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No 1000—An act to amend section 70 of the Penal Code and to add a new section thereto to be numbered section 67½, relating to bribery—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1000?

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out all of lines 1 to 2, inclusive, and insert in lieu thereof the following:

"An act to amend section 70 of the Penal Code and to add a new section thereto to be numbered section 67½, relating to bribery."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of lines 1 to 2 inclusive, and insert in lieu thereof the following:

"SECTION 1. A new section is hereby added to the Penal Code to be numbered 67½ and to read as follows:

67½ Every person who gives or offers any bribe to any ministerial officer, employee, or appointee of the State of California, county or city therein or political subdivision thereof, shall be guilty of a misdemeanor.

SEC. 2. Section 70 of the Penal Code is hereby amended to read as follows:"

The roll was called, and Senate amendments to Assembly Bill No. 1000 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Frv, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No 1114—An act to add a new section to the Political Code to be numbered 4167a, relating to vacancies in the office of sheriff—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1114?

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out the words "and shall"

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, strike out the words "succeed to the position of".

AMENDMENT NUMBER THREE

On page 1, line 7, of the printed bill, beginning in said line 7, and carrying over into line 8, strike out the words: "and shall receive the same compensation as is provided for by law for the sheriff.", and insert in lieu thereof a period.

The roll was called, and Senate amendments to Assembly Bill No. 1114 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Pattison, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 734—An act to amend section 710 and 710a of the Code of Civil Procedure, relating to the collection of moneys due from a judgment debtor—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 734?

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, after the figures "710", insert the word and figures: "and 710a".

AMENDMENT NUMBER TWO.

On page 2, line 8, of the printed bill, following the period in said line 8, insert the following:

"SEC. 2. Section 710a of said code is hereby amended to read as follows:

710a In the event the judgment debtor named in any transcript of judgment filed under the provisions of section 710 of this code, approved March 21, 1903, be a contractor upon any public work, the cost of which is to be paid out of any public monies voted, appropriated or otherwise set apart for the purpose of paying therefor, only so much of the contract price shall be deemed owing to the contractor, within the meaning of said section, as may remain payable to him under the terms of his contract, upon the completion thereof, after the sums severally due and to become due to all persons who perform labor upon such work or who bestow skill or other necessary services, or furnish materials, appliances, teams or power used or consumed in the performance of such work, have been ascertained and paid. In ascertaining the sums severally due or to become due the persons who perform labor upon public works or other necessary services, or furnish materials, appliances, teams or power used or consumed in the performance of such work, only such claims shall be considered as are filed against the monies due or to become due the judgment debtor in accordance with section 1184 and 1184a of the Code of Civil Procedure. The controller, auditor, or other public disbursing officer whose duty it is to make payments under the provisions of such contract shall not draw his warrant in favor of the court from the docket of which the transcript was taken until said contract is completed and the payments above specified are made, and then only for the excess, if any, of the contract price over the aggregate of the sums so paid."

The roll was called, and Senate amendments to Assembly Bill No. 734 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A.,

Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalting, Stockwell, West, William-son, Witter, Wright, Young, and Mr Speaker—GS.

NOES—None.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No 534—An act to amend the title and sections 2, 4, 5, 6, 6½, 7, 8, 11, 12 and 16 of an act entitled "An act to be known as the 'Inheritance Tax Act,' to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforce-ment of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the 'Inheritance Tax Act,' and to repeal all acts and parts of acts in conflict with this act," approved June 3, 1921, as amended, and adding a new section to be numbered section 6½, relating to exemp-tion and rates of tax on a transfer to the wife of decedent and repealing section 2½—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 534?

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, as amended in Assembly March 26, 1929, after the comma following the figure "6", insert "6½".

AMENDMENT NUMBER TWO

On page 3, line 11, of the printed bill, as amended in Assembly March 26, 1929, strike out the period at the end of the line, and insert in lieu thereof the following: "; provided, however, that all transfers made more than four years prior to the date of death of the grantor, vendor, assignor or donor shall be presumed not to have been made in contemplation of death; provided, further, that when the transfer is of real property or of the capital stock of a corporation said four year period shall begin with the date of recordation in the county recorder's office of the instrument conveying said real property or the date of transfer on the books of the corporation of said stock to the transferee"

AMENDMENT NUMBER THREE

On page 8, line 39, of the printed bill, as amended in Assembly March 26, 1929, strike out the word "seven", and insert in lieu thereof the word "six".

AMENDMENT NUMBER FOUR.

On page 8, line 42, of the printed bill, as amended in Assembly March 26, 1929, strike out said line 42, and insert in lieu thereof the following "and up to three hundred thousand dollars, seven per centum of".

AMENDMENT NUMBER FIVE.

On page 8, line 44, of the printed bill, as amended in Assembly March 26, 1929, strike out the word "five", and insert in lieu thereof the word "three".

AMENDMENT NUMBER SIX

On page 8, line 45, of the printed bill, as amended in Assembly March 26, 1929, strike out the word "ten", and insert in lieu thereof the word "eight".

AMENDMENT NUMBER SEVEN.

On page 9, line 39, of the printed bill, as amended in Assembly March 26, 1929, strike out the word "of", and insert in lieu thereof the word "on".

AMENDMENT NUMBER EIGHT.

On page 9, line 51, of the printed bill, as amended in Assembly March 26, 1929, strike out the word "state", and insert in lieu thereof the word "estate".

AMENDMENT NUMBER NINE.

On page 14, line 5, of the printed bill, as amended in Assembly March 26, 1929, strike out the word "theretofore", and insert in lieu thereof the word "heretofore".

AMENDMENT NUMBER TEN.

On page 14, line 29, of the printed bill, as amended in Assembly March 26, 1929, strike out the word "treasurer", and insert in lieu thereof the word "hereunder".

AMENDMENT NUMBER ELEVEN.

On page 4, line 13, of the printed bill, as amended in Assembly March 26, 1929, after said line 13, insert a new paragraph as follows:

"(9¹) Proceeds of life or accident insurance policies payable to the insured, or to the estate, executor or administrator, or personal representative of the insured, shall be subject to the tax herein imposed. The proceeds of all other life or accident insurance policies payable on account of the death of the insured shall not be subject to the tax herein imposed."

AMENDMENT NUMBER TWELVE.

On page 8, line 26, of the printed bill, as amended in Senate April 29, 1929, after the word "death", and before the word "did" insert the following: "imposed a legacy, succession or death tax in respect of intangible personal property within said state or territory or foreign state or country of residents of said state or territory or foreign state or country, but".

The roll was called, and Senate amendments to Assembly Bill No. 534 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 4—An act to amend section 653e of the Penal Code, relating to blacklisting and providing penalties for same—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 4?

AMENDMENT NUMBER ONE.

On page 2, line 18, of the printed bill, strike out the word "for", and insert in lieu thereof a comma.

The roll was called, and Senate amendment to Assembly Bill No. 4 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 523—An act to provide for the establishment of a State Hospital for the Insane, providing for commitments thereto and the management thereof, and making an appropriation therefor—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 523?

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, as amended, strike out the comma following the word "site", and strike out the following words in said line: "accept the plans and direct the", and strike out all of line 12 of said page 1, and strike out the following words in line 13 of said page: "as and"

AMENDMENT NUMBER TWO.

On page 1, line 19, of the printed bill, as amended, strike out the words "adoption of plans", and insert in lieu thereof the words "purchase of a site".

AMENDMENT NUMBER THREE.

On page 2, line 16, of the printed bill, as amended, strike out the words "and eighty thousand".

AMENDMENT NUMBER FOUR.

On page 2, line 26, of the printed bill, as amended, strike out the words "two hundred fifty", and insert in lieu thereof the words "one hundred seventy".

The roll was called, and Senate amendments to Assembly Bill No. 523 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Just, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 78—An act to amend section 4283 of the Political Code, relating to the salaries and fees of officers of counties of the fifty-fourth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 78?

AMENDMENT NUMBER ONE.

On page 2, line 7, of the printed bill, after the word "thousand", insert the words "six hundred".

AMENDMENT NUMBER TWO.

On page 2, line 30, of the printed bill, strike out the period, and insert in lieu thereof a semicolon and the following: "and said salary to be paid by said county monthly and at the same time and in the same manner and out of the same fund as the salary of the district attorney is paid"

AMENDMENT NUMBER THREE.

On page 2, line 36, of the printed bill, strike out lines 36 to 42, inclusive, and insert in lieu thereof the following: "dred dollars per annum."

AMENDMENT NUMBER FOUR.

On page 3, lines 35 and 36, of the printed bill, strike out the words "regular session", and insert in lieu thereof the following: "session, regular or special,".

AMENDMENT NUMBER FIVE.

On page 3, line 35, of the printed bill, the numbers for each line between 35 and 51, inclusive, should be transposed

The roll was called, and Senate amendments to Assembly Bill No. 78 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes,

Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 57—An act to amend section 540 of the Code of Civil Procedure, relating to the form of the writ of attachment—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 57?

AMENDMENT NUMBER ONE.

On page 2, line 18, of the printed bill, strike out the following: "The approval of any undertaking under this section by such judge shall relieve the sheriff from any liability thereunder."

AMENDMENT NUMBER TWO.

Strike out line 2 of the title of the printed bill, and insert in lieu thereof the following: "relating to writs of attachment."

The roll was called, and Senate amendments to Assembly Bill No. 57 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 832—An act to amend section 323 of the Political Code, relating to the time when statutes take effect—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 832?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of lines 4, 5 and 6, and insert in lieu thereof the following: "therein, takes effect on the ninety-first day after the final adjournment of the session of the Legislature which passed such statute."

The roll was called, and Senate amendment to Assembly Bill No. 832 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Re-

dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 431—An act to amend section 1197 of the Political Code, relating to election ballots, the manner of voting and the conduct of elections—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 431?

AMENDMENT NUMBER ONE.

On page 5 of the printed bill, strike out all of lines 21 to 30, inclusive, and insert in lieu thereof the following: "ment shall be designated upon the ballot."

The roll was called, and Senate amendment to Assembly Bill No. 431 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGuirey, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1138—An act to add new sections to chapter 2 of title III of part 1 of the Code of Civil Procedure, to be numbered 261, 261a, relating to superior courts in and for counties and cities and counties having a population of 900,000 or more; providing for the appointment and compensation of court commissioners, stenographers and other attaches of such court—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1138?

AMENDMENT NUMBER ONE

On page 1, line 16, of the printed bill, as amended, following the word "appoint", insert the word "six".

AMENDMENT NUMBER TWO.

On page 1, line 16, of the printed bill, as amended, beginning with the word "two", strike out all the printed matter down to and including the period on page 2, line 1, and insert in lieu thereof the following "who shall receive a salary of forty-eight hundred dollars each per annum."

AMENDMENT NUMBER THREE.

On page 3, line 33, of the printed bill, strike out the word "nine", and insert in lieu thereof the word "ten".

The roll was called, and Senate amendments to Assembly Bill No. 1138 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes,

Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1087—An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1087?

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, strike out the words "three years", and insert in lieu thereof the words "one year".

The roll was called, and Senate amendment to Assembly Bill No. 1087 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Croum, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 98—An act to amend section 1861a of the Civil Code, relating to the liens of keepers of furnished apartment houses and furnished bungalow courts—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 98?

AMENDMENT NUMBER ONE

On page 1, line 14, of the printed bill, strike out the period, and insert in lieu thereof a semicolon and the following: "provided, however, this section shall not apply to personal property sold on conditional sales contracts, the title to which remains in the vendor, excepting that the apartment house keeper or bungalow court keeper shall have the right, as to such contracts, to be subrogated in place and instead of the vendee."

The roll was called, and Senate amendment to Assembly Bill No. 98 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Croum, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Klme, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-

dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 646—An act to create a fish and game refuge; relating to the propagation, conservation and protection of fish and game and providing penalties for violations of the act—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 646?

AMENDMENT NUMBER ONE.

On page 3, line 27, of the printed bill, insert the following:

“The term fish as used herein is intended to include all fish which are protected or fostered by any of the laws of this State”

The roll was called, and Senate amendment to Assembly Bill No. 646 was concurred in by the following vote:

AYLS—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Khme, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Moran, Morrison, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 296—An act to add a new section to the Political Code to be numbered 3897a, relating to the termination of the right of redemption in tax-deeded lands—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 296?

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, as amended in Assembly March 28, 1929, strike out the words “state controller”, and insert in lieu thereof the words “tax collector of the county wherein the land is situated”.

AMENDMENT NUMBER TWO

On page 1, line 16, of the printed bill, as amended in Assembly March 28, 1929, strike out lines 16 to 24, inclusive; also strike out lines 1 to 12, inclusive, on page 2, and insert in lieu thereof the following: “said lands are situate, to give the notice herein required. It shall thereupon be the duty of the tax collector to give notice by publication or posting and by registered mail, for the same time and in the same manner as provided in section 3897 of this code. The notice shall embody a copy of the authorization received from the controller; shall contain a description of the property; shall contain a detailed statement, as required in a notice given under the provisions of section 3897 of this code, of the moneys required to be paid to effect a redemption of the property up to the time fixed for termination of the right of redemption; shall give the name of the person to whom the property was assessed for each year on which there may be delinquent taxes against said property or any part thereof; and shall state that if said property is not redeemed within six months after the date of the first publication of said notice, specifying the date of said first publication, said right of redemption will terminate.

In all cases where the right to redemption exists such right shall terminate six months after the date of first publication”.

The roll was called, and Senate amendments to Assembly Bill No. 296 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Clowdsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 46—An act to amend section 1168 of the Penal Code, relating to sentences under the Indeterminate Sentence Law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 46?

AMENDMENT NUMBER ONE.

On page 3, line 14, of the printed bill, strike out the word “or”, and substitute the word “and”.

The roll was called, and Senate amendment to Assembly Bill No. 46 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Clowdsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 997—An act to amend section 19 of the “Juvenile Court Law,” approved June 5, 1915, as amended, relating to the appointment and compensation of female referees in counties of the first and fifteenth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 997?

AMENDMENT NUMBER ONE.

In the title of the printed bill, as amended in Assembly March 22, 1929, strike out all of lines 1 to 20, inclusive, and insert in lieu thereof the following:

“An act to amend section 19 of the “Juvenile court law,” approved June 5, 1915, as amended, relating to the appointment and compensation of female referees in counties of the first and fifteenth class.”

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, as amended in Assembly March 22, 1929, strike out all of lines 1 to 8, inclusive, and also strike out all of page 2, and insert in lieu thereof the following:

"SECTION 1. Section 19 of the juvenile court law, approved June 5, 1915, as amended, is hereby amended to read as follows:

Sec. 19. In counties of the first class and fifteenth class the judge of the juvenile court may appoint referees in juvenile court matters. Said referees shall have the usual power of referees in chancery cases in all such cases submitted to them by the court; shall hear the testimony of witnesses and certify to the judge of the juvenile court their findings upon the case submitted to them, together with their recommendation as to the judgment or order to be made in the case in question.

The court, after notice of the presentation of such findings and recommendation, to the parents of such person, may make the order recommended by the referee, or any other order in the judgment of the court required by the findings of the referee, or may hear additional testimony, or may set aside said findings and hear the case anew.

In appointing a referee for the trial of females a female referee shall be appointed where possible. Such referee shall serve without compensation save that in counties of the first class having charters, the boards of supervisors shall fix the compensation for at least two such referees; and in counties of the fifteenth class such referee shall receive compensation at the rate of ten dollars per day to be paid out of the county treasury upon an order of court; *provided, however*, that said referee shall not be compensated for more than two days' services rendered in any one calendar month. Where a case has been submitted to a referee, as herein provided, without any previous order for temporary custody having been made, the referee shall from time to time, recommend to the court such order or orders for temporary custody as may seem necessary. Thereupon such order shall be made unless the court shall determine otherwise.

In counties of the fifteenth class it shall be the duty of the county clerk to provide one female deputy county clerk who shall attend upon the hearings held by the female referee as clerk and it shall be the duty of the sheriff to provide one female deputy sheriff who shall attend upon hearings held by said referee as bailiff, provided that such clerk and bailiff shall not be required to attend hearings oftener than two days each month."

The roll was called, and Senate amendments to Assembly Bill No. 997 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrnie, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillingner, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fiv. Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Seofield, Sewell, Snyder, Spaulding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Spenger—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 298—An act to amend section 19x15 of the Juvenile Court Law, relating to compensation of probation officers in counties of the fifteenth class—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 298?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, as amended in Assembly March 22, 1929, strike out all of lines 1 to 24, inclusive, and also strike out all of page 2, and insert in lieu thereof the following:

"SECTION 1. Section 19x15 of the juvenile court law, approved June 5, 1915, as amended, is hereby amended to read as follows:

Sec. 19x15. In counties of the fifteenth class, there shall be one chief probation officer whose salary shall be three thousand three hundred dollars per annum, and one assistant probation officer whose salary shall be two thousand four hundred dollars per annum, and one assistant probation officer whose salary shall be two

thousand one hundred dollars per annum, and one assistant probation officer whose salary shall be one thousand two hundred dollars per annum."

The roll was called, and Senate amendment to Assembly Bill No. 298 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Schofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68
NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 977—An act to amend section 1168 of the Penal Code, relating to terms of imprisonment, credits to prisoners for good behavior and parole of prisoners; and to repeal sections 18, 18a and 1888, of the Penal Code, relating to terms of imprisonment—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. MCLFAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 977?

AMENDMENT NUMBER ONE

On page 1, lines 1 and 2, of the printed bill, strike out the words "relating to terms of imprisonment".

AMENDMENT NUMBER TWO.

On page 4, line 26, of the printed bill, strike out the word "his", and insert in lieu thereof the word "him".

AMENDMENT NUMBER THREE.

On page 5, line 24, of the printed bill, strike out the word "witness", and insert in lieu thereof the word "witnesses".

AMENDMENT NUMBER FOUR.

On page 4, line 45, after the word "imposed", insert the words "by the court"

AMENDMENT NUMBER FIVE.

On page 4, line 43, of the printed bill, strike out the comma following the word "imposed".

AMENDMENT NUMBER SIX.

On page 4, line 44, of the printed bill, after the word "court", insert a comma.

The roll was called, and Senate amendments to Assembly Bill No. 977 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Remdollar, Roberts, Roland, Schofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68
NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 297—An act to amend section 4244 of the Political Code, relating to compensation of officers and

employees in counties of the fifteenth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 297?

AMENDMENT NUMBER ONE

On page 5 of the printed bill, as amended in the Assembly March 27, 1929, strike out line 13, and insert in lieu thereof the following: "two hundred dollars per annum. Neither the district attorney nor any of his assistants or deputies receiving compensation amounting to three thousand six hundred dollars a year or more shall engage in the private practice of law, but each shall devote his entire time to the service of the county. Said deputies stenographers"

AMENDMENT NUMBER TWO.

On page 2, line 29, of the printed bill, as amended in the Assembly March 27, 1929, strike out "three", and substitute the word "four".

The roll was called, and Senate amendments to Assembly Bill No. 297 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 732—An act to amend section 2319½ of the Political Code, relating to the licensing of persons selling shipping, or offering for sale any nursery stock, trees, plants, shrubs, bulbs or vines for planting, propagation or ornamental purposes—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary

The question being put. Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 732?

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, after the semicolon, insert the following: "*provided, however,* that a grower not regularly engaged in the nursery business shall not be required to pay the above mentioned fee, if his sales of plants do not exceed the sum of one hundred dollars in value, within any one fiscal year, and provided that all plants sold by him shall be sold for planting within the county where grown, are of his own production, and that he shall first report to the county horticultural commissioner his intention to make such sales."

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, strike out the first comma, and insert in lieu thereof the following "further."

The roll was called, and Senate amendments to Assembly Bill No. 732 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None

The above reported bill ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 568—An act to amend an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 29, 1915, as amended, by amending sections 2, 3, 4, 7, 8 and 9 thereof, and adding new sections thereto to be numbered 3a, 3b, 3c, 7a, 7b, 7c, 7d, 7e, 12, 13 and 14, relating to the formation, government, operation, consolidation and dissolution of such districts, whether situate in one or more than one county, and providing for the annexation of territory thereto—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 568?

AMENDMENT NUMBER ONE.

In the title of the printed bill, as amended in Assembly March 20, 1929, strike out lines 7 to 11, inclusive, of the title and insert in lieu thereof the following: "as amended, by amending sections 2, 3, 4, 7, 8 and 9 thereof, and adding new sections thereto to be numbered 3a, 3b, 3c, 7a, 7b, 7c, 7d, 7e, 12, 13 and 14, relating to the formation, government, operation, consolidation and dissolution of such districts, whether situate in one or in more than one county, and providing for the annexation of territory thereto"

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, as amended in Assembly March 20, 1929, strike out lines 1 to 15, inclusive; also strike out all of pages 2 to 9, inclusive, and insert in lieu thereof the following:

"SECTION 1. Section 2 of the act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the state, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 29, 1915, as amended, is hereby amended to read as follows:

Sec. 2. Any county or counties, or portion thereof, in this state, whether including incorporated territory or not, having a population of not less than one hundred inhabitants, may be created a mosquito abatement district under the provisions of this act by proceeding as herein provided

Sec. 2. Section 3 of said act is hereby amended to read as follows:

Sec. 3. A petition, which may consist of any number of separate instruments, shall be presented at a regular meeting of the board of supervisors of the county in which the proposed mosquito abatement district, or the greater portion thereof, is located, signed by the registered voters within the boundaries of the proposed district, equal in number to at least ten per cent of the number of votes cast in said proposed district for the office of governor of the state at the last general election prior to the presenting of the petition; *provided*, that if one or more municipal corporations, or part thereof, be included in such proposed mosquito abatement district, such petition must be signed by registered voters of each municipality, or part thereof, and of the unincorporated territory, if any, equal in number in each, respectively, to ten per cent of the votes cast therein for governor at said last general election, and in addition thereto the common council, board of trustees or other governing body of each such municipality, shall by resolution duly authenticated, request the inclusion of such incorporated territory in such district; *further*, that if said proposed district includes two or more counties, or portions thereof, the petition must be signed by registered voters of each such county, or portion thereof, equal in number in each county, or portion thereof, respectively, to ten per cent of the votes cast therein for governor at said last general election

Sec. 3. A new section is hereby added to said act to be numbered 3a and to read as follows:

Sec. 3a Such petition shall set forth and describe the proposed boundary of such district, and shall pray that the same be created under the provisions of this act, and the text of such petition shall be published for at least two weeks before the time at which the same is to be presented in a newspaper printed and published in the county where the petition is presented, and also a newspaper printed and published in each municipality or part thereof included in such proposed district, and if there be no newspaper published in any such municipality the text of such petition shall be posted for the same length of time as required to be published, in three public places within such municipality or part thereof included in such proposed district, and the text of such petition so published or posted shall have annexed thereto a notice stating the time of the meeting of the board of supervisors at which the same will be presented. If any portion of the proposed district lies within

another county or counties, then said petition and notice shall be likewise published in a newspaper printed and published in each of such other counties. When contained upon more than one instrument, one copy only of such petition need be published and posted. No more than five of the names attached to said petition need appear in such publication or posting of said petition and notice, but the number of signers shall be stated.

With such publication there shall also be published, and if posted, there shall also be posted, a notice of the time of the meeting of the board when such petition will be considered, and that all persons interested therein may then appear and be heard. At such time the board of supervisors shall hear the petition and those appearing thereon, and also all protests and objections to the same, and may adjourn such hearing from time to time, not exceeding two months in all. No defect in the contents of the petition or in the title to or form of the notice or signatures, or lack of signatures thereto, shall vitiate any proceedings thereon, provided such petition or petitions have a sufficient number of qualified signatures attached thereto.

SEC. 4. A new section is hereby added to said act to be numbered 3b and to read as follows:

Sec. 3b. On the final hearing said board shall make such changes in the proposed boundaries as may be deemed advisable and shall define and establish such boundaries; *provided*, that if said board deems it proper to include therein any territory not included within the said proposed boundaries, they shall first cause notice of their intention so to do, to be mailed to each owner of land within said territory proposed to be included whose name appears as such on the last completed assessment roll of the county wherein said territory lies, addressed to such owner at his address given on such assessment roll, or if no address is so given, then to his last known address; or if it be not known, then at the county seat of the county in which his land lies, which said notice shall describe the territory so proposed to be included, and shall fix a time, not less than two weeks from the date of mailing thereof, when all persons interested may appear before said board and be heard; *and further, provided*, that the boundaries lying within a municipality shall not be altered unless the municipal board of such municipality shall, by resolution, assent to the alteration of such boundaries therein.

SEC. 5. A new section is hereby added to said act to be numbered 3c and to read as follows:

Sec. 3c. Upon such hearing of such petition the board shall determine whether or not the public necessity or welfare of the proposed territory and of the inhabitants thereof requires the formation of such district, and shall also determine whether or not said petition complies with the provisions of this act, and for that purpose must hear all competent and relevant testimony offered in support of or in opposition thereto. A finding of the board of supervisors in favor of the genuineness and sufficiency of the petition and notice shall be final and conclusive against all persons except the State of California, upon suit commenced by the attorney general. If, from the testimony adduced before said board, it appears to said board that the public necessity or welfare requires the formation of such district, the said board shall, by an order entered on its minutes, declare such to be its finding, and shall further declare and order that the territory within the boundaries so fixed and determined, be created a mosquito abatement district, under an appropriate name to be selected by said board, which name shall contain the words "mosquito abatement district." The county clerk shall immediately cause to be filed for record in the office of the county recorder of each county in which any portion of the lands embraced in such district is situated, and must also forward to each board of supervisors of each of the other counties, if any, in which any portion of the district is situated, and also must cause to be filed with the secretary of state a certified copy of such order of the board of supervisors, and from and after the date of the filing of such certified copy with the secretary of state, the district named therein shall be deemed incorporated as a mosquito abatement district, with all the rights, privileges and powers set forth in this act, or necessarily incident thereto.

SEC. 6. Section 4 of said act is hereby amended to read as follows:

Sec. 4. Within thirty days after the said filing with the secretary of state of the certificate of incorporation of said district, a governing board of trustees for said district shall be appointed. Said board shall be appointed as follows:

(a) If the district is situate within one county only and consists wholly of unincorporated territory, five trustees therefor shall be appointed by the board of supervisors of the county;

(b) If the district is situate entirely within one county and includes incorporated and unincorporated territory one trustee shall be appointed from the district at large by the board of supervisors of the county and one trustee from each municipality, the whole or part of which is situate in the district, by the governing body of such municipality; *provided*, that if the board of trustees thereby created consists of less than five members then the board of supervisors shall appoint from the district at large enough additional members to make a board of five trustees.

(c) If the district is situate in two or more counties and is comprised wholly of unincorporated territory, one trustee shall be appointed from each county or portion of a county situate in the district, by the board of supervisors; *provided*, that if

the board of trustees thereby created consists of less than five members then the board of supervisors of the county in which the greater portion of the district is situate shall appoint from such district at large enough additional members to make a board of five trustees;

(d) If the district is situate in two or more counties and consists both of incorporated and unincorporated territory one trustee shall be appointed by the board of supervisors of each of said counties from that portion of the district lying in each of such counties respectively, and one trustee from each municipality or portion thereof situate within the district, by the governing body of such municipalities respectively; *provided*, that if the board of trustees thereby created shall consist of less than five members, then the board of supervisors in which the greater portion of the district is situated shall appoint from the district at large enough additional members to make a board of five trustees. The governing board of such district shall be called "The board of trustees of-----mosquito abatement district." Each trustee appointed by a municipal board shall be an elector of the municipality from which he is appointed, and a resident of that portion of the municipality which is situate within the district. Each trustee appointed from a county or portion of a county shall be an elector thereof and a resident of that portion of the county which is situate within the district. Each trustee appointed at large shall be an elector of the district.

All such trustees shall hold office for the term of two years from and after the second day of the calendar year succeeding their appointment; *provided, however*, that the first board of trustees appointed in any district under the provisions of this act shall at their first meeting so classify themselves by lot that one-half of their number, if the total membership is an even number, and if uneven then that a bare majority of their number shall go out of office at the expiration of one year and the remainder at the expiration of two years from the second day of the calendar year next succeeding their appointment.

SEC. 7. Section 7 of said act is hereby amended to read as follows:

Sec. 7. The board of trustees of each mosquito abatement district shall at least fifteen days before the first day of the month in which the board of supervisors of the county in which such district is situate, is required by law to levy the amount of taxes required for county purposes, furnish to the board of supervisors and to the county auditor, respectively, or if the district is not entirely within one county then as hereinafter provided to the board of supervisors and auditor of each county in which any portion of the district is situated, an estimate in writing of the amount of money necessary for all purposes required under the provisions of this act during the next ensuing fiscal year.

SEC. 8. A new section is hereby added to said act to be numbered 7a, and to read as follows:

Sec. 7a. If the district is in more than one county the total estimate as provided for in the preceding section shall be divided by the board of trustees in proportion to the value of the taxable property of the district in each county. This value must be determined from the values of the last equalized assessment rolls of such counties. When such division of the estimate has been made the board shall furnish the supervisors and auditors of the respective counties a written statement of that part of the estimate apportioned to that county.

SEC. 9. A new section is hereby added to said act to be numbered 7b and to read as follows:

Sec. 7b. The board of supervisors of each county wherein is situated a mosquito abatement district or any part thereof must annually, at the time of levying county taxes, levy a tax to be known as the "-----mosquito abatement district tax," sufficient to raise the amount reported to them by the district board of trustees as herein provided. The board of supervisors must determine the rate of such tax by deducting fifteen per cent for anticipated delinquencies from the total assessed value of the taxable property of the district within the county as it appears on the assessment roll of the county, and then dividing the sum reported to said board of supervisors by the board of trustees as required in that county to be raised, by the remainder of such total assessed value, provided that the maximum rate of the tax must not be greater than ten cents on each one hundred dollars of taxable property of the district in that county.

SEC. 10. A new section is hereby added to said act to be numbered 7c and to read as follows:

Sec. 7c. Whenever it appears to the board of trustees of such district that the amount of funds required during the next ensuing fiscal year shall exceed the maximum amount which the supervisors are authorized to levy for the annual district tax, as hereinabove in this act provided, then said board of trustees may in their judgment call an election and submit to the electors of the district the question whether a tax shall be voted for raising the necessary additional funds, and notice thereof shall be published for at least four weeks prior to such election in a newspaper printed and published in such district; *provided*, that no particular form of ballot shall be required nor shall any informalities in conducting such election invalidate the same, if the election shall have otherwise been fairly conducted. At such election the ballots must contain the words "Shall the district vote a tax to raise the additional sum of \$-----?" The board of trustees shall canvass said votes cast at such election and if a majority of the votes cast are in favor

of the imposition of said tax the board of trustees must report the same to the board of supervisors of the county wherein the district is situated, stating the additional amount of money required to be raised; *provided*, that if the district is situated in more than one county said additional amount shall be divided by the board of trustees in proportion to the value of the taxable property of the district in each county, determined from the last equalized assessment rolls of such counties, whereupon the board shall furnish the supervisors and auditors of the respective counties a written statement of that part of said additional amount apportioned to that county. The board of supervisors of each county shall at the time of levying county taxes, levy an additional tax upon all of the taxable property in the county and in the district voting such additional tax sufficient to raise the amount voted, or if the district is situate in more than one county, that portion of the additional amount apportioned to that county.

SEC. 11. A new section is hereby added to said act to be numbered 7d and to read as follows:

Sec 7d. All taxes levied under the provisions of this act shall be computed and entered on the county assessment roll by the county auditor and collected at the same time and in the same manner as state and county taxes; and when collected shall be paid into the county treasury for the use of the district.

If the district is in more than one county the treasury of the county wherein the district was organized shall be the depository of all the funds of the district. For this purpose the treasurers of any other counties wherein is situated a portion of the district must, at any time, not oftener than twice each year, upon the order of the board of directors, settle with said board and pay over to the treasurer of the county where the district was organized, all moneys in their possession belonging to the district. Said last named treasurer is authorized and required to receive and receipt for the same and to place the same to the credit of the district.

SEC. 12. A new section is hereby added to said act to be numbered 7e and to read as follows:

Sec. 7e. The funds shall be withdrawn from the county treasury upon the warrant of the board of trustees of such district signed by the president or acting president of the board, and countersigned by its secretary.

SEC. 13. Section 8 of said act is hereby amended to read as follows:

Sec 8. Any territory, incorporated or unincorporated, lying adjacent and contiguous to a mosquito abatement district, whether in the same county or in different counties, may be added and annexed to such district, at any time, upon proceedings being had and taken as in this act provided. The board of trustees of such district, upon receiving a written petition therefor containing a description of the new territory sought to be annexed to such district, signed by registered voters within the boundaries of the territory proposed to be annexed equal in number to at least ten per cent of the number of votes cast in said territory for the office of governor of the state at the last general election prior to the presentation of the petition, must set the petition for hearing and give notice thereof by publishing a copy of the petition together with notice of the time and place set for the hearing, in one newspaper published in each county in which any part of the district or of the territory proposed to be added to the district is situated, and in one newspaper published in each municipality situate wholly or in part within the territory proposed to be added to the district; *provided*, that if there be no newspaper published in any such municipality then a copy of the petition and of said notice shall be posted for the same length of time in three public places within such municipality or part thereof included in said territory proposed to be annexed. Not more than five of the names attached to said petition need appear in such publication or posting, but the number of signers shall be stated. At the time set for the hearing, or at such time or times to which it may be adjourned by the board of trustees, the board of trustees of the district shall hear the petition and those appearing thereon and also all protests and objections to the same and may adjourn such hearing from time to time not exceeding two months in all. On the final hearing said board shall make such changes as by the board may be deemed advisable in the boundaries of the territory proposed to be annexed, and shall define and establish such boundaries, and shall determine whether or not said petition complies with the provisions of this act and for that purpose must hear all competent and relevant testimony offered in support of or in opposition thereto. The failure of any person interested in said district, or in the matter of the proposed annexation of territory to said district, to protest or object to the said proposed annexation shall be deemed and taken as an assent on his part to the change in the boundaries in the district as prayed for in the petition or to such a change thereof as will include a part of said lands. The filing of such petition with said board as aforesaid shall be deemed and taken as an assent on the part of each and all of such petitioners to such a change in the boundaries in the district as may include the whole or any portion of the lands described in the petition. If upon the hearing before said board it appears that the petition and the proceedings thereon comply with the provisions of this act and that it is desirable and to the interests of the district and of the territory proposed to be annexed that the territory proposed to be annexed with the boundaries as fixed and determined

by the board should be annexed to and become a part of the district and the board so finds, the board shall order the boundaries of the district to be changed so that said territory, or such portion or portions thereof as the board shall deem it desirable and for the best interests of the district and of said territory to include, shall be included within the district. The order shall describe the boundaries of the land so included within the district and also that portion of the boundary of the district which coincides with the boundary of the land so included, and for the purposes of said order the board may cause a survey of such portion of said boundaries as may be deemed necessary. If more than one petition for the annexation of territory has been presented the board may in one order include within the district any number of separate tracts of land. Said order shall be entered in the minutes of the board and a certified copy thereof shall be filed with the secretary of state and with the county clerk and with the county recorder of each county in which such mosquito abatement district or any part thereof is situated. From and after the date of the filing and recording of the certified copies of such order the territory named therein shall be deemed added and annexed to and form a part of said mosquito abatement district, with all the rights, privileges and powers set forth in this act and necessarily incident thereto. If the property so proposed to be annexed is included within a municipality, consent to such annexation shall first be obtained from the governing body of such municipality, and an authenticated copy of the resolution or order of such board so consenting to such annexation, shall be attached to the petition, and be made a part thereof.

From and after the annexation of territory to a mosquito abatement district the board of trustees shall consist of the number and shall be appointed in the same manner as prescribed by the provisions of section 4 of this act, for a district originally formed with boundaries the same as the boundaries of the district after such annexation; *provided*, that members of the board of trustees in office at the time of such annexation shall continue to serve as trustees during the remainder of the terms for which they have been respectively appointed.

SEC. 14. Section 9 of said act is hereby amended to read as follows:

Sec. 9. The district may at any time be dissolved upon the vote of two-thirds of the qualified electors thereof, upon an election called by its board of trustees upon the question of dissolution, and the proposition which shall be submitted to the electors at such election shall be as follows: "Shall the district be dissolved?" Such election must be called and held; and notice thereof shall be published for at least four weeks prior to such election in a newspaper printed and published in such district. If two-thirds of the votes at such election shall be in favor of the dissolution of the district, the board of trustees shall certify such fact to the secretary of state, and upon receipt of such last mentioned certificate, the secretary of state shall thereupon issue his certificate reciting that the mosquito abatement district (naming it) has been dissolved, and a copy of such certificate of the secretary of state shall be transmitted to and filed with the county clerk of each county in which such mosquito abatement district, or any part thereof, is situated. From and after the date of such certificate the district named therein shall be deemed discontinued, and the property of the district shall thereupon vest in the county, wherein said district is situate; *provided*, that if the district at the time of its dissolution is situate wholly within the boundaries of a single municipality its property shall thereupon vest in such municipality; *provided, further*, that if the district comprises unincorporated territory alone and is situate within two or more counties, then its property shall be ratable apportioned amongst the several counties in proportion to the assessed value of the property included within the district in each county as shown upon the last equalized county assessment rolls; *provided, further*, that if the district comprises incorporated and unincorporated territory whether situate in one or more counties, then, in such event, its property shall be ratable apportioned amongst the municipality or municipalities and the county or counties in proportion to the property in the district within each municipality or county respectively as shown upon the last equalized county assessment rolls; *provided, however*, that any real property, easements or rights of way, belonging to said district shall, in such event, remain the property of the municipality wherein the same is situate, if situated within incorporated territory, otherwise the same shall vest in and remain the property of the county in which situate.

It is provided, however, that if at the time of the election to dissolve a mosquito abatement district there be outstanding any indebtedness of the district then in such event the vote to dissolve the district shall dissolve the same for all purposes except only the levy and collection of taxes for the payment of such indebtedness and for the payment of expenses of assessing, levying and collecting the same and from the time such district is thus dissolved and until such indebtedness with the interest thereon, if any, is fully paid, satisfied and discharged the board of supervisors of the county in which the district or the greater part thereof is situate is constituted, ex officio, the board of trustees of the district, and it is hereby made the duty of such board to levy or cause to be levied such taxes and perform such other acts as may be necessary in order to raise money for the payment of such indebtedness and such interest.

SEC. 15. A new section is hereby added to said act to be numbered 12, and to read as follows:

Sec. 12. Any two or more mosquito abatement districts having territory lying contiguous may be consolidated as in this act provided. Whenever in the judgment of the board of trustees of a mosquito abatement district it is for the best interest of such district that it be consolidated with one or more other districts organized under the provisions of this act it may by a two-thirds vote of the trustees adopt a resolution reciting such facts, declaring the advisability of such consolidation and the willingness of the board to consolidate, and forward a copy thereof to the board of trustees of each of the other districts with which consolidation is proposed. It shall thereupon be the duty of the board of trustees of each of such other districts to consider said proposal and give notice of its decision thereon to the board making the proposal. If each of such other boards, by two-thirds vote of its membership, adopts a resolution in favor of consolidation and declaring its willingness to consolidate, it shall be the duty of the board of trustees of each district proposed to be consolidated forthwith to call a special election in its district at which shall be submitted to the electors of such district the question whether or not said consolidation shall be effected. The said election shall be called and conducted, and the returns thereof canvassed and declared so far as practicable in accordance with the requirements of this act for submission to the voters of a district of the question whether or not the district shall vote a tax to raise an additional sum of money in any year. The ballot shall contain the words "Consolidated—Yes" and "Consolidated—No" or words equivalent thereto, and if a majority of the votes cast in each district are in favor of consolidation then such districts shall be consolidated.

The returns of the election in each district shall be declared by the board of trustees thereof, whereupon each such board of trustees shall cause the results thereof to be certified to the board of supervisors of the county in which the districts or the greater portion of the land therein, as consolidated, are situated. If upon such returns it appears that a majority of the votes cast in each district are in favor of consolidation, then said board of supervisors shall so find and declare by order entered in its minutes, and cause a certified copy of said order to be transmitted to the board of supervisors of each of the other counties, if any, in which any portion of the district, as consolidated, is situate, and cause a like copy to be recorded in the office of the county recorder of each of the counties in which any portion of the district is situate, and also cause to be filed a like copy in the office of the secretary of state. From and after the date of such transmission, recording and filing, the territory within such districts shall be deemed merged and consolidated into and form a single consolidated mosquito abatement district with all the rights, privileges and powers set forth in this act and necessarily incident thereto.

From and after such consolidation the board of trustees of the consolidated district shall consist of the same number and shall be appointed in the same manner as prescribed by the provisions of section 4 of this act for a district originally formed hereunder, and having boundaries the same as the boundaries of said district as consolidated: *provided*, that the members of the boards of trustees of the several districts thus consolidated who are in office at the time of consolidation shall continue to serve as members of the board of trustees of the consolidated district during the remainder of the terms for which they have been respectively appointed.

SEC 16. A new section is hereby added to said act, to be numbered 13, and to read as follows:

Sec. 13. In the original resolution proposing consolidation the board of trustees shall specify the name proposed for the consolidated district, and if such consolidation is effected the consolidated district under said name shall succeed to all of the rights, privileges and properties of all of the districts participating in such consolidation, and shall be subject to all of the indebtedness thereof.

SEC 17. A new section is hereby added to said act to be numbered 14, and to read as follows:

Sec. 14. Whenever used in this act the term "county" means and includes any county or city and county, and the term "counties" means and includes any and all "counties" or "cities and counties" in this state."

AMENDMENT NUMBER THREE.

On page 18 of the printed bill, strike out lines 45 to 48, inclusive, and insert in lieu thereof the following: "consolidated district shall have and exercise all the rights, powers, duties, privileges and obligations of a new district formed under the provisions of this act: *provided*, that if at the time of consolidation there be outstanding any indebtedness of any former districts included in such consolidated district, such indebtedness shall be paid in the same manner as provided in section 9 of this act for the payment of indebtedness upon dissolution of a district, and such consolidated district shall not be liable for any indebtedness of any former districts included therein which was outstanding at the time of consolidation, and no property within any of the former districts shall ever be taxed to pay any portion of any indebtedness of any other of such former districts contracted prior to or existing at the date of such consolidation."

The roll was called, and Senate amendments to Assembly Bill No. 568 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cludman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hersinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Klune, Little, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noves, Oliva, Paikman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Wil-hamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 956—An act to amend section 4260 of the Political Code, relating to the salaries, fees and expenses of officers, their clerks, deputies, stenographers and assistants, in counties of the thirty-first class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 956?

AMENDMENT NUMBER ONE

On page 2, line 20, of the printed bill, after the word "annum", strike out the period and insert a comma in lieu thereof; also in line 20, strike out the words "The sheriff may appoint a", and all of lines 21, 22, 23 and to and including the word "salaries" in line 24.

AMENDMENT NUMBER TWO.

On page 2, line 27, of the printed bill, after the period after the word "paid", insert the following: "In counties of this class the sheriff may appoint a deputy sheriff, which office of deputy sheriff is hereby created for a period of six days in each month. Said sheriff shall receive as compensation for all services performed as such a sum not to exceed six dollars per day, to be paid out of the county treasury monthly, at the same time, in the same manner and out of the same fund as salaries of county officers are paid."

AMENDMENT NUMBER THREE.

On page 4, line 8, of the printed bill, strike out the words "one thousand two", and insert in lieu thereof the word "nine".

AMENDMENT NUMBER FOUR.

On page 4, line 12, of the printed bill, after the period after the word "paid", insert the following: "In counties of this class the tax collector may appoint one or more cashiers, which offices are hereby created, and said cashiers shall receive as compensation for all services performed as such, a sum not to exceed five dollars per day for each day actually employed as such, to be paid out of the county treasury in the same manner, at the same time and out of the same fund as salaries of county officers are paid; *provided*, that such cashiers shall not be paid a total of more than three hundred dollars in any one calendar year."

AMENDMENT NUMBER FIVE

On page 4, line 23, of the printed bill, strike out the words "one thousand eight", and insert in lieu thereof the words "two thousand one".

AMENDMENT NUMBER SIX.

On page 4, line 36, of the printed bill, strike out the words "one hundred eighty", and insert in lieu thereof the words "two hundred fifty".

AMENDMENT NUMBER SEVEN

On page 4, line 40, of the printed bill, strike out the word "six", and insert in lieu thereof the word "four".

AMENDMENT NUMBER EIGHT.

On page 6, line 7, of the printed bill, strike out the words "deputy surveyor to be known", and insert in lieu thereof the words "assistant surveyor who shall act".

AMENDMENT NUMBER NINE.

On page 6, line 10, of the printed bill, strike out the words "deputy surveyor to be known", and insert in lieu thereof the words "assistant surveyor who shall act".

AMENDMENT NUMBER TEN.

On page 6, line 19, of the printed bill, strike out the period after the word "time", and insert in lieu thereof a semicolon, and also strike out the remainder of said line 19 and all of line 20.

AMENDMENT NUMBER ELEVEN.

On page 6, line 51, of the printed bill, after the word "class", strike out the period and insert a semicolon and the following: "provided, each township shall have not more than one justice of the peace and one constable."

AMENDMENT NUMBER TWELVE.

On page 7 of the printed bill, strike out lines 1 to 13, inclusive, and insert in lieu thereof the following:

"1. In townships of the first class the sum of one hundred fifty dollars per month;";

AMENDMENT NUMBER THIRTEEN.

On page 7 of the printed bill, strike out all of lines 16 and 17, and insert in lieu thereof the following:

"3. In townships of the third class, forty dollars per month;";

AMENDMENT NUMBER FOURTEEN.

On page 7 of the printed bill, strike out all of lines 24 to 27, inclusive, and insert in lieu thereof the following: "Justices of the peace in townships of the first and second classes shall be allowed their office rent not to exceed twenty-five dollars per month, and necessary and incidental expenses."

AMENDMENT NUMBER FIFTEEN.

On page 2, line 31, of the printed bill, after the word "said", insert the word "deputy".

AMENDMENT NUMBER SIXTEEN.

On page 6, line 25, of the printed bill, strike out the word "deputy", and insert the word "assistant".

AMENDMENT NUMBER SEVENTEEN.

On page 6, line 28, of the printed bill, strike out the capital letter "A", and insert the word "An".

AMENDMENT NUMBER EIGHTEEN.

On page 6, line 28 of the printed bill, after the word "engineer", insert "which office of assistant surveyor is hereby created".

AMENDMENT NUMBER NINETEEN.

On page 6, line 36, of the printed bill, strike out the word "appoint", and insert the word "employ". On page 6, lines 38 and 39, of the printed bill, after the word "time", in line 38, leave in the part proposed to be stricken out under a former amendment, to wit: "Appointment and salaries of such assistants to be under the control of the board of supervisors", and add thereto at the end of line 39 "to be known as ordinary employees to be discharged at will".

AMENDMENT NUMBER TWENTY.

On page 7, line 19, of the printed bill, after the word "constable", insert the words "after December 31, 1930".

AMENDMENT NUMBER TWENTY-ONE.

On page 8, line 1, of the printed bill, strike out the word "and" after the word "necessary".

The roll was called, and Senate amendments to Assembly Bill No. 956 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jaspersen, Jewett, Jones, Jost, Keaton, Klune, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Schofield, Sewell, Snyder, Spalding, Stockwell, West, Wil-liamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 178—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of and to vest the title in the State of California to, the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State Home for United States soldiers, sailors, and marines, and to provide for the government thereof by the State," approved March 11, 1897, as amended—and respectfully requests your honorable body to concur in said amendment

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No 178?

AMENDMENT NUMBER ONE

On page 3, line 20, of the printed bill, strike out lines 20 to 32, inclusive, and insert in lieu thereof the following: "voluntary leaving of the member. The commandant or officer in charge may make a monthly charge for the safe-keeping of the personal effects of members of the home left and unclaimed. If said charge is not paid a lien to secure the payment of said charge shall accrue to the State. Said lien may be foreclosed at the time and in the manner as follows:

If the amount due is not paid within three years then such lien may be foreclosed and the commandant or officer in charge may proceed to sell any property or so much thereof as may be necessary to satisfy said lien and costs of sale by public or private sale. Notice of said sale shall be posted at least ten days previous to the date thereof by posting notice of sale in a public place at the home where said sale is to take place. The proceeds of any sale held under the provisions of this section must be immediately credited to the post fund. All inter-".

The roll was called, and Senate amendment to Assembly Bill No. 178 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGunley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Olva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No 1015—An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1015?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of line 5, and insert in lieu thereof the following:

"1. To which he is a party; or in which he is interested other than as a holder or owner of any capital stock of a corporation, or of any bond, note or other security issued by a corporation;

2. In which he is interested as a holder or owner of any capital stock of a corporation, or of any bond, note or other security issued by a corporation;".

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, strike out the figure "2", and insert in lieu thereof the figure "3".

AMENDMENT NUMBER THREE.

On page 1, line 17, of the printed bill, strike out the word "herein", and the balance of the line and down to and including the word "three", in line 18, and insert in lieu thereof the following: "mentioned in this subdivision or in subdivisions 2 or 4."

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, strike out the figure "3", and insert in lieu thereof the figure "4".

AMENDMENT NUMBER FIVE.

On page 2, line 1, of the printed bill, strike out the figure "4", and insert in lieu thereof the figure "5".

AMENDMENT NUMBER SIX.

On page 3, line 23, of the printed bill, strike out the figure "5", and insert in lieu thereof the figure "6".

The roll was called, and Senate amendments to Assembly Bill No. 1015 were concurred in by the following vote:

AYES—Adam, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Moigan, Morrison, Nielsen, Noves, Olva, Parkman, Patterson, Quigley, Rein-dollar, Roberts, Roland, Seofield, Sewell, Savder, Spalding, Stockwell, West, Wil-hamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1027—An act to amend an act entitled "An act to form agricultural districts, to provide for the formation, organization and powers, of agricultural associations therein and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act," approved April 17, 1909, by amending section 1 thereof—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1027?

AMENDMENT NUMBER ONE

On page 1, line 8, of the printed bill, strike out all of lines 8 to 10, inclusive, and insert in lieu thereof the following:

"District 1a. The counties of San Francisco and San Mateo shall constitute agricultural district number one a

District 2. The county of San Joaquin shall constitute agricultural district number two.

District 3. The county of Butte shall constitute agricultural district number three.

District 4. The counties of Sonoma and Marin shall constitute agricultural district number four.

District 5. The county of Santa Clara shall constitute agricultural district number five.

District 6. The county of Los Angeles shall constitute agricultural district number six.

District 7. The county of Monterey shall constitute agricultural district number seven

District 8. The county of El Dorado shall constitute agricultural district number eight

District 9. The county of Humboldt shall constitute agricultural district number nine

District 10. The county of Siskiyou shall constitute agricultural district number ten.

District 11. The counties of Plumas and Sierra shall constitute agricultural district number eleven; *provided*, that the first fair held in the eleventh agricultural district after the passage of this act shall be held in Sierra county; the next fair in Plumas county, and thereafter said counties shall so alternate in holding such fairs.

- District 12. The counties of Lake and Mendocino shall constitute agricultural district number twelve.
- District 13. The counties of Sutter and Yuba shall constitute agricultural district number thirteen.
- District 14. The county of Santa Cruz shall constitute agricultural district number fourteen.
- District 15. The county of Kern shall constitute agricultural district number fifteen.
- District 16. The county of San Luis Obispo shall constitute agricultural district number sixteen.
- District 17. The county of Nevada shall constitute agricultural district number seventeen.
- District 18. The counties of Mono, Inyo, and Alpine shall constitute agricultural district number eighteen.
- District 19. All that portion of Santa Barbara county lying east of Gaviota and south of the Santa Ynez mountains, shall constitute agricultural district number nineteen.
- District 20. The county of Placer shall constitute agricultural district number twenty.
- District 21. The counties of Fresno and Madera shall constitute agricultural district number twenty-one.
- District 22. The county of San Diego shall constitute agricultural district number twenty-two.
- District 23. The county of Contra Costa shall constitute agricultural district number twenty-three.
- District 24. The counties of Tulare and Kings shall constitute agricultural district number twenty-four.
- District 25. The county of Napa shall constitute agricultural district number twenty-five.
- District 26. The county of Amador shall constitute agricultural district number twenty-six.
- District 27. The counties of Shasta and Trinity shall constitute agricultural district number twenty-seven.
- District 28. The county of San Bernardino shall constitute agricultural district number twenty-eight.
- District 29. The county of Tuolumne shall constitute agricultural district number twenty-nine.
- District 30. The county of Tehama shall constitute agricultural district number thirty.
- District 31. The county of Ventura shall constitute agricultural district number thirty-one.
- District 32. The county of Orange shall constitute agricultural district number thirty-two.
- District 33. The county of San Benito shall constitute agricultural district number thirty-three.
- District 34. The county of Modoc shall constitute agricultural district number thirty-four.
- District 35. The counties of Merced and Mariposa shall constitute agricultural district number thirty-five.
- District 36. The county of Solano shall constitute agricultural district number thirty-six.
- District 37. All that portion of Santa Barbara county not included in agricultural district number nineteen shall constitute agricultural district number thirty-seven.
- District 38. The county of Stanislaus shall constitute agricultural district number thirty-eight.
- District 39. The county of Calaveras shall constitute agricultural district number thirty-nine.
- District 40. The county of Yolo shall constitute agricultural district number forty.
- District 41. The county of Del Norte shall constitute agricultural district number forty-one.
- District 42. The county of Glenn shall constitute agricultural district number forty-two.
- District 43. The county of Lassen shall constitute agricultural district number forty-three.
- District 44. The county of Colusa shall constitute agricultural district number forty-four.
- District 45. The county of Imperial shall constitute agricultural district number forty-five.
- District 46. The county of Riverside shall constitute agricultural district number forty-six."

The roll was called, and Senate amendment to Assembly Bill No. 1027 was concurred in by the following vote:

AYLS—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Clowdsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillingen, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Rehdollar, Roberts, Roland, Schofield, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No. 797—An act providing for the formation, government, and operation of harbor districts, for the improvement and development of harbors, for the acquisition and improvement, government and operation of lands and works in connection therewith or appurtenant thereto, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying within such unincorporated territory and/or one or more municipalities; providing for the classification of such harbors and lands into a commercial or recreational or commercial and recreational harbors, and providing what may and may not be done in such harbors so classified and making it a misdemeanor to violate the restrictions thus imposed upon the harbors classified and providing for a penalty and punishment to be imposed upon such violation or violations; providing a means for defraying the cost and expense of forming, constructing, improving, governing and operating such harbor districts and harbors and authorizing counties and cities, jointly and separately to defray or contribute out of their general funds to such costs and expenses of such harbor districts, and authorizing the incurring of indebtedness, the issuance of bonds and the levy and collection of taxes within such district and the enforcement of such bonds and taxes; providing for the levy of special assessments within such district to defray such costs and expenses either wholly or partially and authorizing differential special assessments within such district; and providing and empowering such districts to accept financial or other aid for improvements and operations from the United States of America, the State of California and from any person or persons; and providing for the election within any such harbor districts formed under this act of a Board of Harbor Governors and fixing the qualifications, tenure of office, powers, duties, and manner of election of such Board of Governors—Senators Lyon, Merriam and Carter, to meet with a like committee from your honorable body.

J. A. BEEK, Secretary of the Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 560—An act to amend sections 1, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48, 50, 51 and 53, to repeal sections 2, 25 and 31, and to add three new sections, to be numbered *2a*, *16a* and *17a*, of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, relating to the regulation, control, operation and abandonment of oil and gas producing wells; relating to taxation of oil and gas and oil and gas producing lands; conferring certain powers on the Department of Natural Resources, its agents and employees; and abolishing the jurisdiction of the State Mining Bureau and the State Mineralogist over the natural resources of petroleum and gas;

Also Senate Bill No. 620—An act to revise an act entitled "An act defining mattresses; regulating the making, remaking, and sale thereof; prohibiting the use of unsanitary and unhealthy materials therein; requiring that materials used shall be accurately described, and the percentage of materials used in each mattress stated.

and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915, as amended;

Also: Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to section 23a of article IV of the constitution of said State, relating to officers, employees and attaches;

Also: Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of said State, being an amendment of section 1 of article II of said constitution, relative to elections and eligibility of voters, disabilities and absent voters

J. A. BEEK, Secretary of the Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendment to Senate Bill No. 359—An act to amend section 76 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended and to add a new section to said act to be numbered section 76½, relating to the foreclosure of bonds.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 642—An act to add three new sections to article III of title I, of part III, of the Political Code, to be numbered 372h, 372i and 372j, creating a Division of Weights and Measures in the Department of Public Health and providing for the administration thereof.

J. A. BEEK, Secretary of Senate

By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 481—An act to be known as the "Bovine Tuberculosis Law" of California; to provide for the eradication of bovine tuberculosis; to regulate the sale and restrict the use of tuberculin; to provide for the approval of veterinarians; to regulate the sale of milk and products thereof for live stock feeding; to regulate the importation, transportation and exhibition of cattle; to provide for the identification, branding and disposal of tuberculous animals; to provide for the establishment of tuberculosis control areas and the tuberculin testing of all cattle therein; to provide for the slaughter of cattle which positively react to said test; to provide the method of payment by the State for such reacting cattle; to provide for the care and feeding of the offspring of certain cattle, the tuberculin testing thereof and the slaughter of positive reactors to the tuberculin test; to prescribe the duties of the Director of Agriculture in relation to this act, including the making of rules and regulations to carry out the provisions thereof; to provide an appropriation therefor; to prescribe penalties for violation of the provisions hereof; to repeal an act entitled "An act known as the 'Bovine Tuberculosis Law' of California," approved April 4, 1927, and all other acts or parts of acts in conflict herewith.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

MOTION TO WITHDRAW BILL.

Mr. Collier moved that Senate Bill No. 170 be withdrawn from the Committee on Fish and Game, and placed upon the file for passage.

The question being on the motion to withdraw.

The roll was called, and the motion to withdraw Senate Bill No. 170 from committee lost by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Brock, Cloudsley, Collier, Craig, Deuel, DeYoe, Eddy, Feeley, Harper, Heisinger, Hoffman, Jespersen, Jewett,

Jones, Kline, Meeker, Roberts, Roland, Scudder, Snyder, Spalding, and Wright—27.
 NOES—Arnold, Bishop, Byrne, Cloudman, Crittenden, Cronin, Crowley, Easley, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Hornblower, Jost, Keaton, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Scofield, Seawell, Sewell, Stockwell, West, Williamson, Witter, Woolwine, Young, and Mr. Speaker—43.

RECESS.

At twelve o'clock and fifty-eight minutes p. m., on motion of Mr. Jones, the Assembly was declared at recess until two o'clock p. m. of this day.

REASSEMBLED.

At two o'clock p. m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON EDUCATION

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 414—An act relating to the annual publication of financial reports of school districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

BYRNE, Chairman.
 KLINE
 ADAMS.
 DEUEL
 ROBERTS.
 McDONOUGH.
 BAUM.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 259—An act to amend "An act to enable counties to join with incorporated cities and towns within such counties in the joint construction of public buildings to be used jointly for county and municipal purposes" approved May 29, 1913, by adding thereto a new section to be numbered 3—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ADAMS, Chairman.

The above reported bill ordered on file for second reading.

ON ROADS AND HIGHWAYS.

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Senate Bill No. 879—An act to amend the title and sections 10, 11, 33 and 41 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, relating to revenue bonds, and the levy of assessments and special assessment taxes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

JESPERSEN, Chairman.
 YOUNG.
 PATTERSON.
 EDDY
 DEUEL
 BLISS
 CRAIG.
 NOYES.

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929

MR. SPEAKER. Your Committee on Municipal Corporations, to which was referred Senate Bill No. 887—An act to amend section 1 of an act entitled "An act to make available for the use of the United States government suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States, conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the state to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed," approved May 27, 1921, by conferring on any county or municipal corporation now or hereafter organized, the power to improve any lands so acquired, or any lands owned or held by such county or municipal corporation, and for such purposes to incur indebtedness, issue negotiable bonds and levy taxes to pay the principal and interest thereof; and to convey to the United States any lands so acquired and improved, or any lands owned or held by such county or municipal corporation, whether improved or not; and to add a new section to said act, to be numbered 1a, validating all proceedings heretofore conducted for or relating to the incurring of bonded indebtedness, and all bonds heretofore issued, for such purposes, by any county or municipal corporation—has had the same under consideration, and respectfully reports the same back and recommends that it do pass.

(Signed out)

WOOLWINE, Chairman.
SEWELL
SCUDDER.
BROCK.
SCOFIELD.
LYONS
CRONIN
MORRISON.

The above reported bill ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 658—An act making an appropriation for the purpose of carrying out the provisions of the act entitled "An act to promote the development of the California egg industry, to prohibit the sale of eggs unfit for human food, to prevent deception in the sale of eggs, to protect the consuming public in the matter of quality and weight, and to encourage greater consumption of eggs by regulating and standardizing the grading, classification, and labeling of all eggs displayed for sale; providing penalties for the violation of the provisions of this act, and repealing all acts and parts of acts in conflict herewith," approved May 23, 1925—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

(Signed out)

FRY, Chairman.
FEELEY.
FLYNN.
ROBERTS
HOFFMAN
WOOLWINE.

The above reported bill ordered on file for second reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 241—An act to amend section 4285 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-sixth class.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 161—An act appropriating money to pay the claim of Annie Locatelli against the State of California.

Also: Assembly Bill No. 1059—An act declaring portions of the lands conveyed to the city of San Diego by an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911, as amended, unavailable for navigation, commerce and fisheries and excluding such portions from use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of San Diego and county of San Diego:

Also: Assembly Bill No. 840—An act conveying certain tidelands, situate in the bay of San Diego, to the city of San Diego, upon certain trusts therein specified;

Also: Assembly Bill No. 714—An act creating the Napa State Farm revolving fund and making an appropriation therefor; providing for the expenditure and replenishment thereof, and providing for the disposition of any accrued surplus over and above such appropriation, declaring the urgency thereof and providing that this act shall take effect immediately;

Also: Assembly Bill No. 801—An act to amend section 139 of the Code of Civil Procedure, relating to proceedings in case of absence of judge

J. A. BEEK, Secretary of Senate.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702, and 703, relating to the Division of Exhibits within the Department of Finance—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 797?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 797 by the following vote:

AYES—None.

NOES—Adams, Badham, Baum, Bernard, Bliss, Cloudman, Cloudsley, Craig, Crawford, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Jespersen, Jones, Keaton, Kline, Little, Lyons, McDonough, Meeker, Miller, James A. Mixter, Morgan, Oliva, Quigley, Reindollar, Scudder, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—46.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Jespersen, Cloudsley and West, as a Committee on Free Conference, to meet with a like committee from the Senate to consider Assembly amendments to Senate Bill No. 797.

REPORT OF COMMITTEE ON FREE CONFERENCE.

The following report of Committee on Free Conference was received and read.

ASSEMBLY CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 797—An act providing for the formation, government and operation of harbor districts, for the creation, improvement and development of recreational harbors, for the acquisition and improvement, government and operation of lands and works in connection therewith or appurtenant thereto, whether lying entirely within unincorporated territory of a county or counties or wholly or partially including territory of one or more municipalities within such county or counties or lying within unincorporated territory of said county or counties and one or more municipalities therein; defining recreational harbors; and providing generally what may and may not be done in such harbors so classified and authorizing the governing body of such harbor district to adopt rules and regulations in relation to said harbor, and to adopt and enforce ordinances restricting and governing the said harbor and its use, violation of any said ordinance being punishable as misdemeanors by fine or imprisonment, or

both fine and imprisonment; providing a means for defraying the cost and expense of forming, constructing, improving, governing and operating such harbor district and harbors, and authorizing counties and cities, jointly and separately, to defray or contribute out of their general funds to such costs and expenses of such harbor districts, and authorizing the incurring of indebtedness, the issuance of bonds and the levy and collection of taxes within such district and the enforcement of such bonds and taxes, authorizing the establishment of appropriate funds in the manner provided by law for the impounding and disbursement of the moneys required to meet such costs and expenses; providing for the levy of special assessments within such district to defray such costs and expenses, either wholly or partially, and authorizing the legislative body of the county or city assuming jurisdiction to call the election upon the question of the formation of such harbor district to determine what zones, if any, within the harbor district are benefited to a greater or less extent than other zones, and to define said zones within such district and assess the cost of the said harbor works and improvements within said district zones in accordance with the benefits so found to be enjoyed by the several zones therein delineated; providing and empowering such districts to accept financial or other aid for improvements and operations from the United States of America, the State of California, and from any person or persons; providing the means whereby the legislative body of any city heretofore or hereafter granted any rights in respect to tidelands and submerged lands may permit the exercise of such rights by the board of governors in any harbor district formed hereunder and providing for the appointment within any such harbor district formed under this act of a board of governors and fixing the qualifications, tenure of office, powers, duties and manner of election of such board of governors, and providing the means by which territory may be annexed to any harbor district former hereunder—reports that it has met a like committee of the Senate, consisting of Senators Lyon, Carter and Merriam, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

On page 18, section 30, line 31, insert the word "only" between "30" and "recreational"; page 18, section 30, line 31, strike out the word "only" which follows word "harbors"; page 18, section 30, line 32, insert the word "maintained" after the word "created"; page 18, section 30, line 33, between the words "on" and "any" insert the words "or behind or within any area protected by"; page 18, section 30, line 33, between the words "jetty" and "breakwater" insert the word "or"; page 18, section 30, line 33, between the words "or" and "portion" insert the words "on any"; page 18, section 30, lines 42 and 43, strike out the words "in the opinion of said board of harbor governors"; page 18, section 30, line 45, at the end of the line thereof insert a new sentence reading "Any harbor created under the provisions of this act and the lands, works and facilities incidental thereto shall retain its status and character as recreational as defined in this section"; page 19, section 33, line 48, strike out the word "supervisors", and insert the word "governors"; page 20, section 34, lines 34 and 35, strike out the words "or commercial and recreational".

AMENDMENT NUMBER TWO.

On page 14, line 38, of the printed bill, strike out the word "six" in said line, and insert in lieu thereof the word "four".

AMENDMENT NUMBER THREE.

On page 13, line 21, of the printed bill, the sentence commencing with the words "The board of supervisors" and all the balance of said line 21, and all of lines 22 to 40, inclusive, and that portion of line 41 ending with the words "to maintain the said harbor" shall be stricken, and in lieu thereof the following language shall be substituted:

"The board of supervisors shall thereupon establish three funds within the county treasury, one denominated the-----harbor district bond fund, naming the particular harbor district to which the said fund relates, and the second fund to be denominated the-----harbor district premium, accrued interest and redemption money fund, naming the harbor district to which the same relates, and the third fund to be denominated the-----harbor district maintenance fund, naming the harbor district to which said fund relates; there shall be deposited in the harbor district bond fund the principal resulting from the sale of the bonds and there shall be disbursed therefrom moneys required to effect the acquisition, creation and improvement of harbor lands and works; in the harbor district premium, accrued interest and redemption fund there shall be deposited such sums, if any, as are received upon the sale of the bonds as a premium, along with all tax and other moneys collected for the purpose of meeting the harbor district bond redemption and interest charges, and there shall be disbursed from said second fund said sums as are required to meet the charges for redemption of bonds and for interest accrued on account thereof. In the third fund, to wit, the harbor district maintenance fund, there shall be deposited all moneys resulting from charges imposed and collections made in the course of operating the harbor and the works adjacent and appurtenant

thereto, and all moneys resulting from taxes imposed for the purpose of maintaining the said harbor and improvements and works appurtenant thereto, and out of said maintenance fund there shall be disbursed the moneys required to maintain the said harbor, its works and appurtenances."

AMENDMENT NUMBER FOUR.

On page 23, line 49, of the printed bill, after the words "shall be", and before the words "of a sum", insert the following: "based upon the assessed valuation placed upon the parcels of land within each zone by the county assessor or the county assessors of the county or counties within which said harbor district is situate and".

KEATON,
LITTLE,
SEWELL,

Assembly Committee on Free Conference.

LYONS,
CARTER,
MERRIAM.

Senate Committee on Free Conference.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsen, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Quigley, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Wilhamson, Witter, Woolwine, and Mr. Speaker—59.

NOES—None.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1092—An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class—and respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAY, JR., Assistant Secretary

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1092?

AMENDMENT NUMBER ONE

On page 4, line 25, of the printed bill, strike out lines 25 to 28, inclusive, and insert in lieu thereof the following: "dollars per annum; in townships of the second class, the sum of nine hundred dollars per annum; in townships of the third class, six hundred sixty dollars per annum; in townships of the fourth class, four hundred dollars per annum."

AMENDMENT NUMBER TWO.

On page 4, line 46, of the printed bill, after the word "copies", strike out the comma, and insert in lieu thereof a semicolon

AMENDMENT NUMBER THREE

On page 5, line 26, of the printed bill, after the period, insert the following: "Supervisors shall not use county owned automobiles while traveling from their homes to and from the county seat, or in their official duties as county road commissioner."

AMENDMENT NUMBER FOUR.

On page 3, line 48, of the printed bill, as amended, strike out the semicolon after the word "officers", and insert in lieu thereof the following: "are paid"

AMENDMENT NUMBER FIVE

On page 3, line 49, of the printed bill, as amended, strike out all of lines 49 and 50, inclusive.

AMENDMENT NUMBER SIX.

On page 5, line 26, of the printed bill, as amended, strike out all of lines 26 to 29, inclusive, and insert in lieu thereof the following paragraph.

"15. Each supervisor, eighteen hundred dollars per annum; which shall be in full for all services and expenses both as supervisor and road commissioner. Said

supervisors shall not use county owned automobiles for the performance of any of their duties as such supervisor or road commissioner nor while traveling to and from the county seat, nor in the performance of any of their official duties.

The roll was called, and Senate amendments to Assembly Bill No. 1092 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heringer, Hoffman, Jepsersen, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Quigley, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—59

NOES—None.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 262—An act to amend section 5 of an act entitled "An act creating the Colorado River Commission of California, prescribing its powers, fixing compensation and appropriating funds for its use," approved May 17, 1927, and to add a new section thereto, to be numbered section 4½, making an appropriation for the use of said commission and extending the term of its existence—and respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 262?

AMENDMENT NUMBER ONE.

Strike out line 1 of the title of the printed bill, and insert in lieu thereof the following: "An act to amend section 5 of an act"

AMENDMENT NUMBER TWO

In line 4 of the title of the printed bill, strike out the period in said line 4, and insert in lieu thereof a comma and the following: "and to add a new section thereto, to be numbered section 4½, making an appropriation for the use of said commission and extending the term of its existence."

AMENDMENT NUMBER THREE

On page 1 of the printed bill, strike out lines 1 to 9, inclusive, and insert in lieu thereof the following:

"SECTION 1 A new section to be numbered section 4½ is hereby added to an act entitled "An act creating the Colorado River commission of California, prescribing its powers, fixing compensation and appropriating funds for its use," approved May 17, 1927, to read as follows:

Sec 4½. In addition to any moneys heretofore appropriated".

The roll was called, and Senate amendments to Assembly Bill No. 262 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heringer, Hoffman, Jepsersen, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Quigley, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—59

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 786—An act to amend section 1183 of the Code of Civil Procedure, relating to mechanics' liens—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 786?

AMENDMENT NUMBER ONE

On page 2, line 31, of the printed bill, strike out the words "and in"; also strike out all of lines 32 and 33, and insert in lieu thereof a comma and the following: "nor in any case."

The roll was called, and Senate amendment to Assembly Bill No. 786 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Duell, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsen, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Ohya, Quigley, Roberts, Scofield, Scudder, Seawell, Sewell Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—59

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 871—An act to add two new sections numbered 28a and 25a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to powers and duties of marshals of municipal courts and providing for the maintenance of a night court in cities of the first and one-half class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 871?

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, as amended, strike out the words "amend section 7 and to add a", and insert in lieu thereof "add two".

AMENDMENT NUMBER TWO.

In line 2 of the title of the printed bill, as amended, strike out the portion of a word "tion" and insert in lieu thereof "tions"

AMENDMENT NUMBER THREE

In line 2 of the title of the printed bill, as amended, following the numerals and letter "28a", insert "and 25a to".

AMENDMENT NUMBER FOUR.

In lines 12, 13, 14 and 15 of the title of the printed bill, as amended, strike out the words "the number and compensation of judges, clerks and other officers and attaches of the municipal courts", and insert in lieu thereof "powers and duties of marshals of municipal courts".

AMENDMENT NUMBER FIVE.

On page 1, line 1, of the printed bill, as amended, strike out all of the printed matter down to and including the colon on page 3, line 21, and insert in lieu thereof the following

"SECTION 1 An act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation, and for the selection of jurors therein," approved May 23, 1925, as amended, is hereby amended by adding thereto a new section to be designated 28a to read as follows:"

AMENDMENT NUMBER SIX.

On page 3, line 27, of the printed bill, as amended, strike out the word "two", and insert in lieu thereof the word "one".

AMENDMENT NUMBER SEVEN.

On page 3, line 28, of the printed bill, as amended, strike out the word "six", and insert in lieu thereof "seven".

AMENDMENT NUMBER EIGHT.

On page 3, line 46, of the printed bill, as amended, following the period, add a new section to read as follows.

"SEC 2. Said act is hereby amended by adding thereto a new section to be designated 25a, to read as follows.

25a Powers and duties of marshals:

(a) Marshals must attend all municipal courts held within the city within which they are appointed to act whenever so required, and within their counties must execute, serve and return all writs, processes and notices directed or delivered to them by municipal courts or by other competent authority.

(b) All provisions of Political Code sections 4319, 4157, 4158, 4159, 4160, 4161, 4162, 4163, 4164, 4165, 4166, 4167, 4168, 4169, 4170 and 4171, except the fourth and sixth subdivisions of section 4157 apply to marshals and govern their powers, duties and liabilities."

AMENDMENT NUMBER NINE

On page 1, line 2, of the title of the printed bill, as amended, strike out the word "of".

The roll was called, and Senate amendments to Assembly Bill No 871 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Eastev, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jepsen, Jones Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Quigley, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—59

NOES—None

The above reported bill ordered to enrollment.

Also.

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 717—An act to amend the title, to amend section 1 and to add a new section to be numbered section 1a, to an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 717?

AMENDMENT NUMBER ONE.

On page 4, line 34, of the printed bill, strike out the word "daily".

AMENDMENT NUMBER TWO.

On page 3, line 1, of the printed bill, strike out the following: "the limits of one or more municipalities", and insert in lieu thereof the following "the limits of the municipality which is carrying through the proceeding in question, and also into the limits of other municipalities or extending from the said municipality through or over one or more other municipalities".

AMENDMENT NUMBER THREE

On page 3, line 11, of the printed bill, following the word "intention", insert the following "and the assumption of jurisdiction thereover for the purposes aforesaid".

AMENDMENT NUMBER FOUR

On page 3, line 33, of the printed bill, strike out the numeral "6", and insert in lieu thereof the numerals "10".

The roll was called, and Senate amendments to Assembly Bill No 717 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hersinger, Hoffman, Jepsen, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Quigley, Roberts, Scofield, Scudder, Seawell, Sewall, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—59.

NOES—None.

The above reported bill ordered to enrollment

Also:

SENATE CHAMBER, SACRAMENTO, May 11, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1096—An act authorizing any municipal corporation to institute suits against the State of California or any county of said State to cancel tax assessments and sales erroneously made against municipal owned property exempt from taxation—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1096?

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, following the word "municipality", insert the following "located in such last mentioned county and".

The roll was called, and Senate amendment to Assembly Bill No. 1096 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hersinger, Hoffman, Jepsen, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Quigley, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—59

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 150—An act to amend sections 4250 and 4249a of the Political Code, relating to compensation of officers and jurors in counties of the twenty-first class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hersinger, Hoffman, Jepsen, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Quigley, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—59.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 170—An act to amend section 14 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys,

courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915 (Stats. 1915, page 1441), as amended, relating to prorating of assessments upon subdivisions of land—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By C. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 170?

AMENDMENT NUMBER ONE

On page 2 of the printed bill, as amended in Assembly March 20, 1929, strike out lines 31 to 53 inclusive, and insert in lieu thereof the following:

"(b) Whenever any lot or parcel of land affected is subdivided, or the ownership of a portion of such parcel of land is transferred to another person, the legislative body which conducted the proceeding may in its discretion order the street superintendent, or other officer charged with the duty of making such assessments, to file with the clerk of said legislative body an amended assessment of the original parcel of land affected by such subdivision or transfer of ownership, segregating and apportioning the unpaid installments of said original assessment in accordance with the benefits to said portions of said original parcel. The person so appointed shall file with the clerk of the legislative body a report and an amended assessment of such parcels of land as have been ordered by said legislative body, together with a map or plat showing how such parcels have been divided. The total amount of the assessments of the several portions of any one original parcel shall be equal to the unpaid assessments upon said original parcel of land. Upon the filing of said report and amended assessment the clerk of said legislative body shall fix a time and place for a hearing upon said amended assessment and shall give notice of said hearing by publication by two insertions in a newspaper. Said notice shall contain a statement of the time fixed for the hearing upon said amended assessment and any objections thereto, which time shall not be less than fifteen days from the first publication of said notice. Said notice shall contain a reference to the original assessment and to the proceedings, and shall refer to the report and map or plat of the amended assessment for particulars and no other description shall be necessary. All persons interested in said original assessment, or in the lands affected thereby or in the bonds secured by issuance thereof, may, at the time of said hearing or at the time to which said hearing may be conducted, appear and protest against the same. At such hearing said legislative body shall have full power to hear and determine all objections as to the division of such assessments and shall confirm or modify the same. All determinations and decisions of said legislative body upon notice and hearing, as aforesaid, shall be conclusive upon all persons entitled to object under the provisions of this section. Final action of said legislative body upon said report and amended assessment shall be taken on or before the fifteenth day of July of any year. Upon confirmation or modification in accordance with the order of the legislative body the clerk shall file such amended assessment with the auditor, who shall annually thereafter enter upon the assessment roll the installments becoming due on each component part of the original parcel opposite a description of the respective parcels so assessed, when collections upon said assessment are made by county officials the clerk shall transmit a copy of said amended assessment to the county auditor."

The roll was called, and Senate amendment to Assembly Bill No. 170 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Keaton, Klue, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor Miller, James A. Mixter, Morrison, Nielsen, Oliva, Quigley, Roberts, Scofield, Sudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—59.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 760—An act relating

to the employment of librarians in the elementary or secondary schools of this State—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 760?

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, strike out the following: "library craft of secondary grade", and insert in lieu thereof the following. "librarianship of proper grade".

AMENDMENT NUMBER TWO.

On page 1, line 17, of the printed bill, after the word "time", insert a comma.

The roll was called, and Senate amendments to Assembly Bill No. 760 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jones, Keaton, Kline, Little, Luttrell, Lyons, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Quigley, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, and Mr. Speaker—59.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Senate Bill No. 797—An act providing for the formation, government and operation of harbor districts, for the creation, improvement and development of recreational harbors, for the acquisition and improvement, government and operation of lands and works in connection therewith or appurtenant thereto whether lying entirely within unincorporated territory of a county or counties or wholly or partially including territory of one or more municipalities within such county or counties or lying within unincorporated territory of said county or counties and one or more municipalities therein; defining recreational harbors; and providing generally what may and may not be done in such harbors so classified and authorizing the governing body of such harbor district to adopt rules and regulations in relation to said harbor, and to adopt and enforce ordinances restricting and governing the said harbor and its use, violation of any of said ordinance being punishable as misdemeanors by fine or imprisonment, or both fine and imprisonment; providing a means for defraying the cost and expense of forming, constructing, improving, governing and operating such harbor district and harbors, and authorizing counties and cities, jointly and separately, to defray or contribute out of their general funds to such costs and expenses of such harbor districts, and authorizing the incurring of indebtedness, the issuance of bonds and the levy and collection of taxes within such district and the enforcement of such bonds and taxes; authorizing the establishment of appropriate funds in the manner provided by law for the impounding and disbursement of the moneys required to meet such costs and expenses; providing for the levy of special assessments within such district to defray such costs and expenses, either wholly or partially, and authorizing the legislative body of the county or city assuming jurisdiction to call the election upon the question of the formation of such harbor district to determine what zones, if any, within the harbor district are benefited to a greater or less extent than other zones, and to define said zones within such district and assess the cost of the said harbor works and improvements within said district zones, in accordance with the benefits so found to be enjoyed by the several zones therein delineated; providing and empowering such districts to accept financial or other aid for improvements and operations from the United States of America, the State of California, and from any person or persons; providing the means whereby the legislative body of any city heretofore or hereafter granted any rights in respect to tidelands and submerged lands may permit the exercise of such rights by the board of governors in any harbor district formed hereunder and providing for the appointment within any such harbor district formed under this act of a board of governors and fixing the qualifications, tenure of office, powers, duties and manner of election of such board of governors, and providing the means by which territory may be annexed to any harbor district formed hereunder.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 481—An act known as the "Bovine Tuberculosis Law" of California; to provide for the eradication of bovine tuberculosis, to regulate the sale, possession and/or disposition and restrict the use of tuberculin; to provide for the approval of veterinarians; to regulate the sale of milk and products thereof for live stock or poultry feeding; to regulate the importation, transportation and exhibition of cattle; to provide for the identification, branding and disposal of tuberculosis animals; to provide for the establishment of tuberculosis control areas and the tuberculin testing of cattle therein; to provide for the slaughter of cattle which positively react to said test, and for the payment by the state for such reacting cattle; to provide for the eradication of bovine tuberculosis among calves by areas; to provide for the care and feeding of the offspring of certain cattle therein, the tuberculin testing thereof and the branding and slaughter of positive reactors to the tuberculin test; to prescribe the powers and duties of the Director of Agriculture in relation to this act, and for the making of rules and regulations to carry out the provisions thereof; to provide an appropriation for purposes of this act; to prescribe penalties for violation of the provisions hereof; and to repeal all acts and parts of acts in conflict herewith.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 642—An act to add three new sections to article III of title I, of part III, of the Political Code to be numbered 372*h*, 372*i*, and 372*j*, creating a Division of Weights and Measures in the Department of Public Health and providing for the administration thereof.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 359—An act to amend section 76 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, and to add a new section to said act to be numbered 76*a*, relating to the foreclosure of bonds.

J. A. BEEK, Secretary of Senate

By CHAS. A. McLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 618—An act to amend section 4278 of the Political Code, relating to salaries and fees of officials in counties of the forty-ninth class.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 653—An act to amend section 1763 of the Code of Civil Procedure, relating to guardians of insane and other incompetent persons;

Also: Assembly Bill No. 779—An act to add a new section to the "California Vehicle Act," approved May 30, 1923, as amended, to be known as section 152*a*, relating to the transportation of animals on motor vehicles

J. A. BEEK, Secretary of Senate

By CHAS. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

HON. CHARLES F. REINDOLLAR IN THE CHAIR.

At two o'clock and thirty-five minutes p.m., Hon. Charles F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

MOTION TO APPROVE JOURNALS.

Mr. Jones moved that the Journals of Monday, April 22, 1929; Tuesday, April 23, 1929; Wednesday, April 24, 1929, and Thursday, April 25, 1929, be approved as corrected by the Minute Clerk.

Motion carried.

RESOLUTION.

The following resolution was offered:

By Messrs. Flynn, Hawes, Gilmore and Cronin:

Resolved, That Senate Bill No. 524 (South Basin-South Basin Canal Reclamation District) be withdrawn from the Assembly Committee on Commerce and Navigation and placed upon the file for passage.

The question being on the adoption of the resolution.

The roll was called, and the resolution to withdraw Senate Bill No. 524 from committee was refused adoption by the following vote:

AYES—Cronin, Feigenbaum, Flynn, Gilmore, Hawes, McDonough, Patterson, Wilhamson, and Young—9.

NOES—Adams, Arnold, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Harper, Heisinger, Hoffman, Hoinblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Parkman, Quigley, Reindollar, Roberts, Roland, Schofield, Scudder, Sewell, Snyder, Spalding, Stockwell, Witter, Woolwine, and Wright—57.

PERSONAL PRIVILEGE.

Mr. Keaton asked as a matter of personal privilege that the following communication relative to Senate Bill No. 524 be printed in the Journal:

SAN FRANCISCO, CALIFORNIA, April 29, 1929.

We, the undersigned, respectively, the president and secretary, of the South Basin Property Owners Association, 403 de Young Building, San Francisco, California, hereby certify that we have authority from, and represent at the present moment, 60 per cent, by area, by private ownership, of the bona fide property owners in what is known as the South Basin area-South Basin Reclamation District, located south of Hunters Point, San Francisco, California, and that these owners are absolutely opposed at this time to Senate Bill No. 524, as now amended.

Our opposition is based upon our knowledge of the situation and our desire to be allowed to proceed with the progressive development of our property along our present line and in a safe, intelligent and businesslike manner.

The enactment of Senate Bill No. 524 into a law will hinder us in the contract we are now working upon which provides for the reclamation of several units aggregating some two hundred acres.

SOUTH BASIN PROPERTY OWNERS ASSOCIATION.

By AUGUSTUS TAYLOR, President

F. H. AINSWORTH, Secretary

State of California, City and County of San Francisco, ss.

On this 29th day of April, in the year 1929, before me, Charles R. Holton, a notary public in and for said city and county, residing therein, duly commissioned and sworn, personally appeared Augustus Taylor and F. H. Ainsworth, known to me to be the president and secretary, respectively, of South Basin Property Owners Association, the association that executed the within and foregoing instrument, and to be the officers who executed the said instrument on behalf of said association therein named, and they acknowledged to me that said association executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal at my office in the said city and county of San Francisco, the day and year in this certificate last above written

[SEAL]

CHARLES R. HOLTON,
Notary Public in and for the City and County of San Francisco,
State of California

My commission expires October 9, 1930

MOTION TO RECONSIDER.

Mr. Wright moved that the consideration of his motion to reconsider the vote whereby Assembly Bill No. 782 was refused passage be continued until the next legislative day.

Motion carried.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER ELEVEN.

Senate Constitutional Amendment No. 11—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article V thereof a new section to be numbered 21, relating to the executive branch of the State government.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 11 adopted by the following vote:

AYES—Adams, Badham, Baum, Bebnard, Brock, Byrne, Cloudsley, Craig, Crittenden, Cronin, Crowley, Denel, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Oliva, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, West, Williamson, Witter, Woolwine, Wright, and Young—57

NOES—Arnold, Cloudman, Patterson, and Quigley—4

Title read and approved.

Senate Constitutional Amendment No. 11 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 11

A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article V thereof a new section to be numbered 21, relating to the executive branch of the State government.

Resolved by the Senate, the Assembly concurring. That the Legislature of the State of California at its regular session commencing on the seventh day of January, 1929, two-thirds of the members elected to each of the two houses of the Legislature voting therefor, hereby proposes to the people of the State of California that the constitution of said State be amended by adding to article V thereof a new section to be numbered 21, to read as follows:

Sec 21. The Legislature shall have power to include in any department of the executive branch of the State government, any office, board or commission established by the provisions of this constitution, and appointed by the Governor or by the Governor with the advice and consent of the Senate, and to provide representation therefor in the Governor's Council, through the director of the department; *provided, however,* that this section shall not apply to officers and boards which under the provisions of this constitution are filled through elections by the people; *and provided,* that the Legislature shall not have power thereby to limit, restrict, or impair any of the powers, duties, purposes, responsibilities, or jurisdiction of such office, board, or commission, conferred or imposed upon it by the provisions of this constitution, except to the extent and in the manner the Legislature is now or may hereafter be authorized so to do.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER
FORTY-ONE.

Senate Constitutional Amendment No. 41—Proposed amendment to article IX of the constitution, relative to the payment of retirement

salaries to teachers who have qualified therefor by service in the public school system as provided by law.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

MOTION TO RE-REFER.

Mr. West moved that Senate Constitutional Amendment No. 41 be withdrawn from the file, and ordered re-referred to Committee on Constitutional Amendments.

Motion carried.

Senate Constitutional Amendment No. 41 ordered re-referred to Committee on Constitutional Amendments.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER EIGHT.

Senate Constitutional Amendment No. 8—Relative to the framing and ratifying of municipal charters and amendments thereto.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 8 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morrison, Nielsen, Oliva, Patterson, Quigley, Remdollar, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 8 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 8.

Relative to the framing and ratifying of municipal charters and amendments thereto.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its forty-eighth regular session beginning on the seventh day of January, 1929, two-thirds of all the members elected to each of the two houses voting in favor thereof, proposes to the people of the State that section 8 of article XI of the constitution of the State be amended to read as follows:

Sec 8 Any city or city and county containing a population of more than 3500 inhabitants, as ascertained by the last preceding census taken under the authority of the Congress of the United States or the Legislature of California, may frame a charter for its own government consistent with and subject to this constitution; and any city, or city and county having adopted a charter may adopt a new one. Any such charter shall be framed by a board of 15 freeholders chosen by the electors of such city at any general or special election, but no person shall be eligible as a candidate for such board unless he shall have been, for the five years next preceding, an elector of said city. An election for choosing freeholders may be called by a two-thirds vote of the legislative body of such city, and, on presentation of a petition signed by not less than 15 per cent of the registered electors of such city, the legislative body shall call such election at any time not less than 30 or more than 60 days from date of the filing of the petition. Any such petition shall be verified by the authority having charge of the registration records of such city or city and county, and the expenses of such verification shall be provided by the legislative body thereof. Candidates for the office of freeholders shall be nominated either in such manner as may be provided for the nomination of officers of the municipal government or by petition, substantially in the same manner as may be provided by general laws for the nomination by petition of electors of candidates for public offices to be voted for at general elections. The board of freeholders shall, within 120 days after the result of the election is declared, prepare and propose a charter for the government of such city; but the said period of 120 days may, with the consent of the legislative body of such city be extended by such board not exceeding a total of 60 days. The charter so prepared shall be signed by a majority of the board of freeholders and filed in the office of the clerk of the legislative body of said

city. The legislative body of said city shall, within 15 days after such filing, cause such charter to be published once in the official paper of said city; (or in case there be no such paper, in a paper of general circulation); and shall cause copies of such charter to be printed in convenient pamphlet form, and shall, until the date fixed for the election upon such charter, advertise in one or more papers of general circulation published in said city a notice that such copies may be had upon application therefor. Such charter shall be submitted to the electors of said city at a date to be fixed by the board of freeholders, before such filing and designated on such charter, either at a special election held not less than 60 days from the completion of the publication of such charter as above provided, or at the general election next following the expiration of said 60 days. If a majority of the qualified voters voting thereon at such general or special election shall vote in favor of such proposed charter, it shall be deemed to be ratified, and shall be submitted to the Legislature, if then in session, or at the next regular or special session of the Legislature. The Legislature shall by a concurrent resolution approve or reject such charter as a whole, without power of alteration or amendment; and if approved by a majority of the members elected to each house it shall become the organic law of such city or city and county, and supersede any existing charter and all laws inconsistent therewith. One copy of the charter so ratified and approved shall be filed with the Secretary of State, one with the recorder of the county in which such city is located, and one in the archives of the city; and thereafter the courts shall take judicial notice of the provisions of such charter. The charter of any city or city and county may be amended by proposals therefor submitted by the legislative body of the city on its own motion or on petition signed by 15 per cent of the registered electors, or both. Such proposals shall be submitted to the electors at either a special election called for that purpose or at any general or special election. Petitions for the submission of any amendment shall be filed with the legislative body of the city or city and county not less than 60 days prior to the election. The signatures on such petition shall be verified by the authority having charge of the registration records of such city or city and county, and the expenses of such verification shall be provided by the legislative body thereof. If such petitions have a sufficient number of signatures the legislative body of the city or city and county shall so submit the amendment or amendments so proposed to the electors. Amendments proposed by the legislative body and amendments proposed by petition of the electors may be submitted at the same election. The amendments so submitted shall be advertised in the same manner as herein provided for the advertisement of a proposed charter, and the election thereon, held at a date to be fixed by the legislative body of such city, not less than 40 nor more than 60 days after the completion of the advertising in the official paper. If a majority of the qualified voters voting on any such amendment vote in favor thereof it shall be deemed ratified, and shall be submitted to the Legislature at the regular session next following such election; and approved or rejected without power of alteration in the same manner as herein provided for the approval or rejection of a charter. In submitting any such charter or amendment separate propositions, whether alternative or conflicting, or one included within the other, may be submitted at the same time to be voted on by the electors separately, and as between those so related, if more than one receive a majority of votes, the proposition receiving the larger number of votes shall control as to all matters in conflict. It shall be competent in any charter framed under the authority of this section to provide that the municipality governed thereunder may make and enforce all laws and regulations in respect to municipal affairs, subject only to the restrictions and limitations provided in their several charters, and in respect to other matters they shall be subject to general laws. It shall be competent in any such charter, or amendment thereof, to provide for the creation of boroughs in all or any part of the territory of the city or city and county governed thereby, and to provide that each such borough may exercise such general or special municipal powers, and to be administered in such manner, as may be prescribed for each such borough in such charter; *provided, however*, that after the creation of any such borough, the powers thereof shall not be modified, amended or abridged in any manner without the consent of a majority of the qualified electors of such borough voting at a regular or special election.

The percentages of the registered electors herein required for the election of freeholders or the submission of amendments to charters shall be calculated upon the total vote cast in the city or city and county at the last preceding general State election; and the qualified electors shall be those whose names appear upon the registration records of the same or preceding year. The election laws of such city or city and county shall, so far as applicable, govern all elections held under the authority of this section.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER
TWENTY-FOUR.

Senate Constitutional Amendment No 24—A resolution to propose to the people of the State of California an amendment to article XII

of the constitution of the State of California, repealing sections 2, 3, 9, 12 and 14, and amending sections 7 and 11 of that article.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment

FLOOR AMENDMENT.

During reading of the constitutional amendment, the following amendment was submitted by Mr. West:

AMENDMENT NUMBER ONE

On page 2, line 16, of the printed bill, as amended, after the comma after the word "laws", insert the word "uniformly".

Amendment adopted

REQUEST FOR UNANIMOUS CONSENT.

Mr. West asked for and was granted unanimous consent to take up Senate Constitutional Amendment No. 24, at this time, without reference to printer, and that same be considered engrossed

THE SPEAKER IN THE CHAIR

At three o'clock and forty minutes p. m., Hon Edgar C. Levey, Speaker of the Assembly, in the chair.

FURTHER CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT
NUMBER TWENTY-FOUR.

Senate Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to article XII of the constitution of the State of California, repealing sections 2, 3, 9, 12 and 14, and amending sections 7 and 11 of that article.

Constitutional amendment read

The question being on the adoption of the constitutional amendment

The roll was called, and Senate Constitutional Amendment No. 24 adopted by the following vote

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Clowdsley, Collier, Crag, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feelev, Feigenbaum, Fisher, Flynn, Fry, Gilmote, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jost, Kline, Little, McDonough, McGinley, McGuinness, Miller, Eleanor, Miller, James A. Morgan, Morrison, Nielsen, Patterson, Quigley, Reindollar, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wught, Young, and Mr. Speaker—60.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 24 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 24.

A resolution to propose to the people of the State of California an amendment to article XII of the constitution of the State of California amending section 7, and repealing sections 2, 3, 9, 11, 12 and 14 of that article

Resolved by the Senate, the Assembly concurring. That the Legislature of the State of California, at its forty-eighth regular session commencing January 7, 1929, two-thirds of all the members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes to the people of the State of California that article XII of the constitution of the State of California be amended as follows

Section 1 of article XII of the constitution of the State of California is hereby amended to read as follows:

Section 1 The Legislature shall have power, by general laws and not otherwise, to provide for the formation, organization and regulation of corporations and to prescribe their powers, rights, duties and liabilities and the powers, rights, duties and liabilities of their officers and stockholders or members. All laws now in force in this State concerning corporations and all laws that may be hereafter passed pursuant to this section may be altered from time to time or repealed

For the purpose of removing existing limitations upon the power granted by section 1 of article XII of the constitution amended as herein proposed sections 2, 3, 9, 11, 12 and 14 of article XII of the constitution are hereby repealed, and section 7 of article XII of the constitution is hereby amended to read as follows:

Sec. 7. The Legislature shall not extend any franchise, nor remit the forfeiture of any franchise, of any quasi public corporation, but may provide by general laws, applicable to all corporations formed for a limited period, for the extension of the term of existence of any corporation.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER
TWENTY-THREE.

Senate Concurrent Resolution No. 23—Relative to approving four certain amendments to the charter of the city of San Diego, a municipal corporation in the county of San Diego, State of California, voted for and ratified by the electors of said city of San Diego at a special municipal election held therein on the nineteenth day of March, 1929.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 23 adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jepsersen, Jewett, Jost, Klme, Little, McDonough, McGinley, McGunness, Millet, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Patterson, Quigley, Reindollar, Scofield, Seudder, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 23 ordered transmitted to the Senate.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER TWELVE.

Senate Joint Resolution No. 12—Relative to requesting the United States Senate to pass a resolution, relating to the appointment of a committee to investigate the organization and operation of public utility corporations supplying telephone communications.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 12 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Heisinger, Hoffman, Jepsersen, Jewett, Jones, Jost, Keaton, Klme, Little, Lyons, McDonough, McGunness, Meeker, Millet, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Olga, Quigley, Reindollar, Roberts, Roland, Scofield, Seudder, Seawell, Spalding, West, Williamson, Witter, Woolwine, and Wright—57.

NOES—Baum, Bishop, Deuel, Emmett, McGinley, Morgan, Patterson, Sewell, Snyder, Stockwell, and Young—11

Title read and approved.

Senate Joint Resolution No. 12 ordered transmitted to the Senate.

SENATE JOINT RESOLUTION No. 12

Requesting the United States Senate to pass a resolution, relating to the appointment of a committee to investigate the organization and operation of public utility corporations supplying telephone communications

WHEREAS, It seems to the best interests of the people of California that an investigation be made by the United States government of all corporations supplying telephone communications, with a view of securing facts and information which will assist the California State Railroad Commission in determining and fixing just and equitable rates for telephone service, now, therefore, be it

Resolved by the Senate and Assembly jointly, That the Legislature of the State of California hereby respectfully requests that Congress cause a federal investigation to be conducted into the affairs and operations of telephone companies, including controlled, affiliated and subsidiary companies and organizations for the purpose of ascertaining if the relations between these companies and their subsidiaries constitute a monopoly in the production or selling of telephone service and telephone equipment and supplies throughout the United States and that the said investigation also be directed towards ascertaining the cost of production and fair price of telephone apparatus, equipment and supplies, the nature and value of the services rendered any and all subsidiary, controlled or affiliated companies and that the investigation determine if a fair division of revenues derived from toll service between connecting lines of different telephone companies throughout the United States is made; and be it further

Resolved, That the Legislature urges the Senators and Representatives in Congress from California to use all honorable means in furtherance of the adoption of such legislation and means as will secure the investigation and information herein requested; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit copies of this resolution to the President of the Senate of the United States, to the Speaker of the House of Representatives and each of the members from California of the Senate and House of Representatives of the United States

RESOLUTION.

The following resolution was offered:

By Messrs Nielsen, West and Dillinger:

WHEREAS, The Grim Reaper has called from our midst in the person of Major Charles A Swisler, a distinguished citizen of our State, and a former member of this Assembly, a member of the California bar and a well known and able counsellor one who has won distinction in the military service of our great State, bearing the rank of Major, and one whose admirable personal traits and character have won for him a warm place in the hearts of all who knew him; therefore, be it

Resolved, That we extend to the bereaved family our deepest sympathy; that when we do this day adjourn we do so out of respect to the memory of our distinguished departed citizen that this resolution be suitably engrossed, and that the Chief Clerk of this Assembly transmit a copy thereof to the bereaved family.

Resolution unanimously adopted.

TITIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 567—An act to amend sections 2, 3, 4, 19, and 27, of an act entitled "An act to provide for the laying out, opening, extending, widening or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assesment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 567 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Clowdslev, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Horublower, Jespersen, Jewett, Jost, Khne, Little, McDouough, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Quizelev, Reindollar, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young and Mr. Speaker—GO.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 406—An act to amend sections 2, 4, 7, 8, 11, 12 and 46 of an act entitled "An act to provide for the establishment and change of public streets, lanes, alleys, courts, places and rights of way, and of any of the following avenues of public travel, namely, tunnels, subways, viaducts, bridges or independent subterranean ways in municipalities and providing for the construction or improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Stockwell:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title of the printed bill, immediately preceding the numerals "11", insert the following: "10,".

AMENDMENT NUMBER TWO.

On page 4, line 51, of the printed bill, strike out the following: "be sustained by each owner", and insert in lieu thereof the following: "accrue to each parcel of property and to each separate estate or interest therein".

AMENDMENT NUMBER THREE.

On page 5, between lines 5 and 6, of the printed bill, insert the following:

"SEC. 4½. Section 10 of said act is hereby amended to read as follows:

Sec. 10. The commission shall, as soon as practicable, after determining what damages will be caused by said improvement, and, after the signing of the contract for the work, assess the total amount of all the incidental expenses of such improvement, which shall include the necessary expenses and disbursements of the commission, the cost of making the assessment, and all expenses necessarily incurred by the city in connection with the proposed improvement for maps, diagrams, plans, surveys and other matters incident thereto, upon the respective lots or parcels of land in the assessment district described in the ordinance or resolution of intention, in proportion to the benefits to be received by such lots or parcels of land, respectively, from the said improvement, and shall make and file with the clerk of the legislative body a report in writing containing the following:

1. A schedule describing the lots or parcels of property belonging to each petitioner for damages and which will be damaged by said proposed improvement, stating the amount of damage to each lot or parcel and to each separate estate or interest therein as determined by the commission, and the name of the owner of each such lot or parcel of property or of any interest or estate therein so damaged.

2. A diagram showing the assessment district, and also the boundaries and dimensions of the respective lots or parcels of land within said district, and each of such lots or parcels of land shall be given a separate number in red ink upon said diagram.

3. A proposed assessment of the total amount of damages that will be caused by said improvement, as determined by the commission, the total amount of the contract price for the work and the total amount of the incidental expenses thereof as above specified, upon the respective lots or parcels of land in said district in proportion to the benefits to be received by such lots or parcels of land, respectively, from said improvement. Said assessment shall refer to such lots or parcels of land upon said diagram by the red ink numbers thereof, and need contain no other description thereof, and shall show the names of the owners, if known, otherwise designating them as unknown; but no mistake in the name of the owner of any lot or parcel of land shall affect the validity of the assessment thereon.

In case the commissioners do not all agree, a majority of the whole number may make such report."

AMENDMENT NUMBER FOUR.

On page 7, line 26, of the printed bill, strike out the following: ", on the day any protest or petition is filed,".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 14—An act to amend sections 1 and 2 of an act entitled “An act regulating the hours of employment in underground mines, underground workings, whether for the purpose of tunneling, making excavations or to accomplish any other purpose or design, or in smelting and reduction works,” approved May 30, 1913, relating to the keeping of records of the hours worked and prima facie proof of violation of the act, providing penalties for violation of the act, providing for the enforcement of the act by the chief of the Division of Labor Statistics and Law Enforcement and extending the benefits of the act to workers employed in lime and cement plants.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. McDonough:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the title of the printed bill, as amended on May 10, 1929, insert after the word “lime”, the word “and”.

AMENDMENT NUMBER TWO.

On page 1, line 11, of the title, of the printed bill, as amended on May 10, 1929, strike out the word “and”, after the word “cement”.

AMENDMENT NUMBER THREE

On page 1, line 3, of the printed bill, as amended on May 10, 1929, insert after the word “workings” a comma, and, in the same line, insert before the word “making” the following “tunneling.”.

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

THE SPEAKER PRO TEMPORE IN THE CHAIR.

At three o'clock and fifty minutes p.m., Hon. William M. Byrne, Speaker pro tempore of the Assembly, in the chair.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER THREE.

Senate Joint Resolution No. 3—Relating to hours of employment of persons on interstate carriers.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 3 refused adoption by the following vote:

AYES—Adams, Bernard, Byrne, Collier, Crittenden, Cronin, DeYoe, Feeley, Feigenbaum, Flynn, Gilmore, Hawes, Heisinger, Hotblower, Jespersen, Jones, McDonough, McGuinness, Miller, Eleanor, Morrison, Nielsen, Putkman, Quigley, Reindollar, Seawell, West, Williamson, Woolwine, Wright, and Young—30

NOES—Anderson, Arnold, Badham, Baum, Bishop, Bliss, Brock, Clowdman, Clowdsley, Craig, Crawford, Crowley, Deuel, Easley, Emmett, Fisher, Fiv, Harper, Hoffman, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuire, Meeker, Mixer, Morgan, Oliva, Patterson, Roberts, Schofield, Scudder, Sewell, Snyder, Spalding, Stockwell, and Witter—40.

Senate Bill No. 460—An act to amend section 251 of the Penal Code, relating to libel.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 460 passed by the following vote.

AYES—Adams, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Clowdsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy,

Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kluec, Lattle, Luttrell, Lyons, McDonough, McGuinness, Mecker, Miller, Eleanor, Mixter, Morgan, Morrison, Nielsen, Oliva, Parkman, Patterson, Qingley, Rendollar, Roberts, Scofield, Scudder, Sewell, Snyder, West, Williamson, Witter, Woolwine, Young, and Mr. Speaker—63.
Nods—Arnold, Crawford, Spalding, and Wright—4

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 434—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish markets must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919, as amended, and to add three new sections thereto to be numbered 8, 9 and 10, regulating fisheries of the State operating for commercial purposes.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Scudder:

AMENDMENT NUMBER ONE.

On page 2, line 26, of the printed bill, after the word "manufactured", insert "and the number and size of containers or cans for fishery products purchased, received, used or on hand".

AMENDMENT NUMBER TWO

On page 2, line 28, of the printed bill, after the first word in said line, insert the word "unprocessed".

AMENDMENT NUMBER THREE

On page 2, line 33, of the printed bill, after the word "numbered", insert the following: "four, four and three-quarters."

AMENDMENT NUMBER FOUR.

On page 3, line 11, of the printed bill, strike out the comma after the word "fish", and insert in lieu thereof the following: "into fish flour."

AMENDMENT NUMBER FIVE.

On page 3, line 12 of the printed bill, strike out the words "or fish oil", and insert in lieu thereof a comma and the following: "fish oil or other fishery products or by-products."

AMENDMENT NUMBER SIX.

On page 3 of the printed bill, strike out all of line 27 after the word "act", and all of lines 28 and 29 and that portion of line 30 ending with the word "consumption".

AMENDMENT NUMBER SEVEN.

On page 3, lines 48 and 49, of the printed bill, strike out the words and figures "thirty per cent (30%)", and insert in lieu thereof "thirty-two and one-half per cent (32½%)".

AMENDMENT NUMBER EIGHT.

On page 4, line 4, of the printed bill, as amended in Assembly May 9, 1929, strike out lines 4 to 14, inclusive, and insert in lieu thereof the following: "cans are used; provided, further, that the fish and game commission may grant a revokable permit or permits in such amount and subject to such restrictions, rules or regulations as the fish and game commission may adopt or prescribe to take and use fish by a reduction or extraction process for the manufacture of edible products fit for, intended to be used and in fact used for human consumption providing it shall be

shown and appear to the satisfaction of the fish and game commission that such use of such fish will not tend to deplete the species, or result in waste or deterioration of such fish; *and provided, further*, that no such permit shall be granted unless at least fifty per cent (50%) of the wet weight of the whole round fish or all of the oil extracted from such fish is manufactured into such products within the State of California."

AMENDMENT NUMBER NINE.

Strike out lines 14 and 15 of the title of the printed bill, as amended in Assembly May 9, 1929, and insert in lieu thereof the following: "as amended, and to add four new sections thereto to be numbered 7a, 8, 9 and 10, regulating fisheries of the state".

Amendments adopted.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Scudder asked for and was granted unanimous consent to take up Senate Bill No. 434, at this time, without reference to printer.

FURTHER CONSIDERATION OF SENATE BILL NUMBER FOUR HUNDRED THIRTY-FOUR.

Senate Bill No. 434—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish markets must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers, to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919, as amended, and to add three new sections thereto to be numbered 8, 9 and 10, regulating fisheries of the State operating for commercial purposes.

Bill read.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 434 finally passed by the following vote:

AYES—Adams, Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Collier, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—Arnold—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No 820—An act to provide for the labeling, disinfecting and advertising of convict-made goods, wares and merchandise, and requiring that notice that such articles are on sale be conspicuously posted in places where such articles are offered for sale.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 820 finally passed by the following vote:

AYES—Adams, Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Collier, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigen-

baum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—60.

NOES—Arnold—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 843—An act authorizing and directing the Governor of the State of California to grant to the United States of America easements, the nature of which are described hereinafter, in and over certain parcels of real property, heretofore acquired by the State of California in connection with the rectification of the San Joaquin River, which said parcels of real property are more particularly described hereinafter, said easements to be used by the United States in connection with the deepening, widening and rectification of the channel of the San Joaquin River, in accordance with an act of Congress entitled "An act authorizing the construction, repair and preservation of certain public works on rivers and harbors, and for other purposes," approved by the President on January 21, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 843 finally passed by the following vote:

AYES—Badham, Baum, Bliss, Cloudsley, Collier, Craig, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Jespersen, Jones, Jost, Kline, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 870—An act providing for the licensing of aircraft and airmen and to make uniform the law with reference thereto; providing penalties for violations and repealing acts in conflict herewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 870 finally passed by the following vote:

AYES—Badham, Baum, Bliss, Cloudsley, Collier, Craig, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Jespersen, Jones, Jost, Kline, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 874—An act to amend sections 2 and 15b of the "Building and Loan Commission Act" and to add a new section thereto, to be numbered section 1a, relating to securing permits from the Building and Loan Commissioner before selling or offering for sale guaran-

tee capital stock or permanent nonwithdrawable capital stock of building and loan associations; relating to the formation of building and loan associations; providing penalties for the violation of the provisions of the act; the term of office of the commissioner; and providing for the bonding of all officers and employees of licensees of the Building and Loan Commissioner.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 874 finally passed by the following vote:

AYES—Badham, Baum, Bliss, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Jepsen, Jones, Jost, Kline, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Parkman, Paterson, Quigley, Remdollar, Roberts, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 760—An act to amend sections 1, 2, 2½, 2a, 3, 4, 5, 6, of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts' and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith," approved May 19, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Bliss:

AMENDMENT NUMBER ONE.

On page 21, line 41, of the printed bill, as amended in Assembly May 9, 1929, strike out lines 41 to 47, inclusive, and insert in lieu thereof the following: "road; thence in a general westerly and southerly direction following the southerly and easterly side of said road to the Santa Ynez river road; thence in a general westerly and southerly direction following the southerly and easterly side of said road to the San Marcos road; thence southerly follow-".

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 27—An act to amend section 626s of the Penal Code, relating to the protection of game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 27 finally passed by the following vote:

AYES—Badham, Baum, Bliss, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Jepsen, Jones, Jost, Kline, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Parkman, Pat-

tersen, Quigley, Reindollar, Roberts, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—57
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 687—An act to amend section 632 of the Penal Code, relating to the protection of fish; and to repeal section 633 of the Penal Code, relating to the protection of fish.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 687 finally passed by the following vote:

AYES—Badham, Baum, Bliss, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Jespersen, Jones, Jost, Kline, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—57
 NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 270—An act to amend section 10 of an act entitled "An act to provide for the protection of fur-bearing mammals, defining fur-bearing mammals, providing for a license for hunting or trapping such fur-bearing mammals and requiring reports to be filed with the Fish and Game Commission," approved May 18, 1917, as amended, relating to the protection of bears and predatory animals.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 270 finally passed by the following vote:

AYES—Badham, Baum, Bliss, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Jespersen, Jones, Jost, Kline, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—57.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 745—An act to amend section 1446 of the Penal Code, relating to judgments in criminal cases.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 745 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan,

Nielsen, Oliva, Remdollar, Sewell, Snyder, Stockwell, West, Williams, Williamson, Woolwine, and Mr. Speaker—46.

NOES—Anderson, Collier, Eddy, Spalding, Witter, and Wright—6

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 842—An act to create a State Medical Library, to provide for the establishment and maintenance of said library as a part of the State Library, to transfer and to set over to the State Medical Library fund certain moneys.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Feigenbaum moved that Senate Bill No. 842 be withdrawn from the file, and ordered re-referred to Committee on Governmental Efficiency and Economy.

Motion carried.

Senate Bill No. 842 ordered re-referred to Committee on Governmental Efficiency and Economy.

Senate Bill No. 793—An act to amend sections 296, 365 and 410 of the Civil Code, to add a new section to said code, numbered 296*a*, and to repeal section 321*a* of said code, all relating to corporations.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Lyons:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, as amended in Assembly May 9, 1929, strike out the figures "318", and the comma following said figures.

AMENDMENT NUMBER TWO.

In line 10 of the title of the printed bill, as amended in Assembly May 9, 1929, strike out the comma preceding the word "all", and insert in lieu thereof the words: "of said code."

AMENDMENT NUMBER THREE.

On page 13, line 8, of the printed bill, as amended in Assembly May 9, 1929, strike out the words "and for a fair value".

AMENDMENT NUMBER FOUR.

On page 13, line 10, of the printed bill, as amended in Assembly May 9, 1929, strike out lines 10 to 14, inclusive, and insert in lieu thereof the following: "such shares shall be deemed fully paid."

AMENDMENT NUMBER FIVE.

On page 15, line 48, of the printed bill, as amended in Assembly May 9, 1929, strike out lines 48 to 52, inclusive, also strike out lines 1 to 4, inclusive, on page 16.

AMENDMENT NUMBER SIX.

On page 20, line 51, of the printed bill, as amended in Assembly May 9, 1929, strike out lines 51 and 52.

AMENDMENT NUMBER SEVEN.

On page 35, line 27, of the printed bill, as amended in Assembly May 9, 1929, strike out "653c", and insert in lieu thereof "653o".

AMENDMENT NUMBER EIGHT.

On page 35, line 29, of the printed bill, as amended in Assembly May 9, 1929, strike out "653c", and insert in lieu thereof "653o".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 128—An act to amend an act entitled “An act creating a State Bureau of Criminal Identification and Investigation, providing for its organization and defining its powers and duties and making an appropriation to carry out the provisions hereof, and repealing an act entitled ‘An act to create a State Bureau of Identification, and providing for the appointment of a director of said bureau, defining his duties and qualifications and powers, providing for the appointment of a clerk of said bureau and fixing his qualifications; fixing compensation of said director and clerk, providing for the manner of paying the same and providing for the expense of conducting the office,’ approved March 20, 1905,” approved May 31, 1917, as amended, by amending sections 3, 8 and 9 thereof and adding a new section thereto, to be numbered 9a, relating to the powers and duties of the bureau, providing for the training of peace officers and requiring that certain crimes and criminal statistics and information be reported to the bureau.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No 128 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Frv, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No 43—An act to amend section 24 of an act entitled “An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal an act approved April 7, 1911, known as the Direct Primary Law, and also to repeal an act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act,” approved June 16, 1913, as amended, relating to party conventions, membership and organization of State central committees and county central committees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 43 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Frv, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Rein-

dollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.
NOES—None.

Title read and approved

Bill ordered transmitted to the Senate.

Senate Bill No. 268—An act to amend section 4280 of the Political Code, relating to the compensation of officers in counties of the fifty-first class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 268 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Frv, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Rein-dollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 23—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section, to be numbered 141 $\frac{1}{2}$, relating to the liability of an owner or driver of a motor vehicle for the injury or death of a guest.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Jespersen:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, as amended in Senate March 27, 1929, strike out lines 4 to 12, inclusive, and insert in lieu thereof the following: "death of such guest proximately resulting from the intoxication, wilful misconduct, or gross negligence of such owner, driver or person responsible for the operation of such vehicle; *provided*, that in any action for death or for injury or damage to person or property by or on behalf of a guest or the estate, heirs or legal representatives of such guest, the burden shall be upon plaintiff to establish that such intoxication, wilful misconduct or gross negligence was the proximate cause of such death or injury or damage."

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No 754—An act to add a new section to be numbered 2a to an act entitled "An act to secure the payment of the claims of persons employed by contractors upon public works, and the claims of persons who furnish materials, supplies, teams, implements or machinery used or consumed by such contractors in the performance of such works, and prescribing the duties of certain public officers with respect thereto," approved May 10, 1919, as amended, relating to information concerning bidders on any advertised public works.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 754 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noves, Oliva, Quigley, Rein-dollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Brock moved to amend the title as follows:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, as amended in Senate April 11, 1929, strike out said line 1, and insert in lieu thereof the following:

"An act to add a new section to be numbered 2a to an act entitled "An act to regulate contracts on behalf of".

Amendment adopted.

Title read as amended, and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 712—An act providing for the creation and establishment of the Contractors' State License Board; prescribing the powers and duties of such board; defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting, and fixing the fees for such licenses; providing the method of revocation of such licenses, and prescribing the punishment for violation of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Snyder:

AMENDMENT NUMBER ONE.

On page 2, line 7, of the printed bill, as amended in Senate April 29, 1929, strike out the semicolon in said line 7, and insert in lieu thereof a comma and the following: "or any construction, repair or operation incidental to the discovering or producing of petroleum or gas, or the drilling, testing, abandoning, or other operation of any petroleum or gas well, when performed by an owner or lessee;".

AMENDMENT NUMBER TWO.

On page 5, line 33, of the printed bill, as amended in Senate April 29, 1929, strike out the word "supreme", and insert in lieu thereof the word "superior".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 748—An act providing for the organization, operation and maintenance of transportation districts, whether said districts lie entirely within unincorporated territory of a county or the territory of a municipality, or lie within such unincorporated territory and one or more municipalities, or lie within two or more municipalities, for the acquisition, construction and operation of any transportation facility within the district, the use of existing State acquisition and improvement statutes for such acquisition, construction and operation, for the dissolution of such districts, for the appointment and powers of an

advisory board, for the disposition of any property or transportation facility, for the handling of the moneys of the district, for the use for its purposes by the district of lands dedicated to public uses, and defining the powers and duties of legislative bodies of municipalities and counties in connection with the use of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 748 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 303—An act to amend section 4255 of the Political Code, relating to counties of the twenty-sixth class.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Snyder:

AMENDMENT NUMBER ONE.

On page 6, line 41, of the printed bill, as amended May 10th, strike out the word "by", and insert in lieu thereof the following: "for the recording of all papers, notices or documents in his office and shall be entitled to the actual cost incurred by him not exceeding seven cents per folio upon".

AMENDMENT NUMBER TWO.

On page 9, line 4, of the printed bill, as amended May 10th, strike out the words "two thousand one"; and insert in lieu thereof the words "one thousand eight".

AMENDMENT NUMBER THREE.

On page 9, line 5, of the printed bill, as amended May 10th, strike out the word "three", and insert in lieu thereof the word "six".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 248—An act to provide for the alteration of the boundaries of and for the annexation of incorporated and/or unincorporated territory to municipal corporations and for the incorporation and consolidation of such annexed territory in and as a part thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 248 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Quigley, Rein-

dollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 724—An act to provide for the organization and government of public water districts, in unincorporated territory.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 724 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Myxer, Morrison, Nielsen, Noves, Olva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 466—An act to amend an act to create a flood control district to be called "American River Flood Control District"; to provide for the control and disposition of storm and flood waters and for the protection of waterways, property, public highways and public places in said district from damage from such waters, and for the construction of works and the acquisition of property within or without the district; providing for the payment of the costs and expenses of such acquisitions and improvements, and the issuance and effect of bonds therefor and the payment of such bonds and maintenance costs of said district by special assessments raised in said district, and the enforcement of such bonds and assessments, and providing for the establishment and administration of revolving funds to assist in the carrying out of such acquisitions, work and improvements; and providing for the annexation of property to said district; and providing for the government and control of said district; and to define the powers and duties of the officers thereof; authorizing the incurring of an obligation, not exceeding \$25,000, by said district in advance of the authorization of bonds by said district; providing for the redemption of warrants evidencing said indebtedness by the State and for the repayment of one-half of the moneys so advanced by the State for such redemption, and appropriating the sum of \$25,000 for said purpose, "approved May 28, 1927, by adding a new section thereto, to be numbered 18a," making an appropriation in the sum of \$25,000 to defray the expenses of the district and providing that a portion thereof shall be returned to the State.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett,

Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Quigley, Rein-dollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Senate Bill No 466—An act to amend an act to create a flood control district to be called "American River Flood Control District"; to provide for the control and disposition of storm and flood waters and for the protection of waterways, property, public highways and public places in said district from damage from such waters, and for the construction of works and the acquisition of property within or without the district; providing for the payment of the costs and expenses of such acquisitions and improvements, and the issuance and effect of bonds therefor and the payment of such bonds and maintenance costs of said district by special assessments raised in said district, and the enforcement of such bonds and assessments, and providing for the establishment and administration of revolving funds to assist in the carrying out of such acquisitions, work and improvements; and providing for the annexation of property to said district; and providing for the govern-ment and control of said district; and to define the powers and duties of the officers thereof; authorizing the incurring of an obligation, not exceeding \$25,000, by said district in advance of the authorization of bonds by said district; providing for the redemption of warrants evi-dencing said indebtedness by the State and for the repayment of one-half of the moneys so advanced by the State for such redemption, and appro-priating the sum of \$25,000 for said purpose.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 466 finally passed by the fol-lowing vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Colber, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Quigley, Rein-dollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. West moved to amend the title as follows:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the title of the printed bill, as amended in Assembly May 3, 1929, strike out the words "twenty-five", and insert in lieu thereof the word "thirty".

Amendment adopted.

Title, as amended, read, and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 844—An act to amend section 2210 of the Political Code, relating to the Woman's Relief Corps Home of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 844 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noves, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 856—An act making an appropriation to pay the claim of Pietro Cadie against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 856 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noves, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 858—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Senate for the seventy-ninth and eightieth fiscal years.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noves, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Senate Bill No. 858—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Senate for the seventy-ninth and eightieth fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 858 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller,

Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 873—An act making an appropriation to pay the claim of Buron Fitts against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 873 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 48—An act to provide for the creation of a commission for the study of the problem of public education in California and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 48 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 357—An act amending section 2333 of the Political Code, relating to the Department of Social Welfare and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 357 finally passed by the following vote.

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 415—An act providing for the protection of watersheds against forest fire, and providing an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 415 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 551—An act to permit governing boards of school districts to provide for the payment of retirement salaries to the teachers and other employees thereof in the manner prescribed by this act.

• Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 551 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 871—An act authorizing and empowering high school districts maintaining junior colleges to charge tuition to all students nonresident of the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 871 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 552—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 552 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 854—An act to amend section 737aa of the Political Code, relating to the salary of the superior judge in and for the county of Monterey.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 854 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 878—An act creating an additional District Court of Appeal known as the District Court of Appeal for the Fifth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Feigenbaum moved that Senate Bill No. 878 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Senate Bill No. 878 ordered re-referred to Committee on Ways and Means.

Senate Bill No. 547—An act to amend section 3480a of the Political Code, relating to and providing for a method of refunding the installments of the principal of any reclamation district bonds now or hereafter issued as and when the said installments, or any thereof, or any part thereof, shall mature.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 547 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett,

Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Rem-dollars, Roberts, Roland, Seudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 755—An act to appropriate the sum of \$45,000 for the purchase of a burial plot in the Mountain View Cemetery in the city of Oakland.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 755 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Rem-dollars, Roberts, Roland, Seudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr. Wright moved to amend the title as follows:

AMENDMENT NUMBER ONE.

Strike out lines 1 and 2 of the title, of the printed bill, as amended in Assembly May 10, 1929, and insert in lieu thereof the following:

"An act making an appropriation for the purchase of a burial plot for the burial of deceased war veterans and prescribing the powers and duties of the department of finance in relation thereto."

Amendment adopted.

Title, as amended, read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 752—An act to amend the Improvement Act of 1911, approved April 7, 1911, by amending section ---, relating to-----.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 752 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Oliva, Quigley, Rem-dollars, Roberts, Roland, Seudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 735—An act to amend section 1 of an act of the Legislature of the State of California entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property not

within the territory of incorporated cities or towns; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property inside of incorporated cities, whenever necessary or proper to complete or connect with any work outside thereof; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property forming the exterior boundaries of any municipality where such municipality joins unincorporated territory of a county, whether partly or wholly within or without a boundary of such municipality; for the incidental establishment, change of separation of grades thereof, and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of such work; for the payment of such bonds by special assessment taxes raised in assessment districts established for the purpose; for the inclusion of the territory of any incorporated city or cities within such assessment district; and for county aid in such work," approved as amended March 21, 1907, relating to types of improvement authorized.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 735 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Muxter, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 868—An act making an appropriation for the purpose of financing the work of the University of California for the continuation of the experimental and research work as to the efficacy of the B. C. G. vaccination as a protection of tuberculosis in dairy and stock cattle, recommended by the Pasteur Institute of Lille, France.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 868 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Muxter, Morrison, Nielsen, Noyes, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 788—An act to amend section 22 of an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property not within the territory of incorporated cities or towns; for work upon streets, avenues, boulevards, lanes, alleys, courts,

places, easements, rights of way and other public property inside of incorporated cities, whenever necessary or proper to complete or connect with any work outside thereof; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property forming the exterior boundaries of any municipality where such municipality joins unincorporated territory of a county, whether partly or wholly within or without the boundary of such municipality; for the incidental establishment, change of separation of grades thereof, and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of such work; for the payment of such bonds by special assessment taxes raised in assessment districts established for the purpose for the inclusion of the territory on any incorporated city or cities within such assessment district; and for county aid in such work," approved March 21, 1907, as amended, relating to form and manner of issuance of bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 788 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGauley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Noves, Oliva, Quigley, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 789—An act to amend section 7 of an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property not within the territory of incorporated cities or towns; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property inside of incorporated cities, whenever necessary or proper to complete or connect with any work outside thereof; for work upon streets, avenues, boulevards, lanes, alleys, courts, places, easements, rights of way and other public property forming the exterior boundaries of any municipality where such municipality joins unincorporated territory of a county, whether partly or wholly within or without the boundary of such municipality; for the incidental establishment, change of separation of grades thereof, and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of such work; for the payment of such bonds by special assessment taxes raised in assessment districts established for the purpose; for the inclusion of the territory of any incorporated city or cities within such assessment district; and for county aid in such work," approved March 21, 1907, as amended, relating to protest.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 789 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Clittenden, Cronin, Crowley, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigebaum, Flynn, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jones, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noves, Oliva, Quigley, Rein-dollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

SECOND READING OF SENATE BILLS.

Senate Bill No. 420—An act to amend sections 1044, 1083*b*, 1096, 1096*a*, 1125, 1151, 1195*b*, 1204, 1205, 1210, 1261, 1262, 1264, 1265, of the Political Code, relating to registration of electors and conduct of elections.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 889—An act authorizing the Director of Finance to sell and convey certain lands of the State of California situated in Placer County and commonly known as the Tahoe Hatchery Camp to the Tahoe Lake Elementary School District.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 884—An act granting certain tidelands, submerged lands and filled lands of the State of California to the city of Newport Beach, upon certain trusts and conditions.

Bill read second time, and ordered on file for third reading.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 160—An act to amend section 1 of an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city or Coronado in furtherance of navigation, commerce and fisheries and providing for the government, management and control thereof," approved April 27, 1923.

Also Senate Bill No. 574—An act to amend sections 4 and 5 of an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911. Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

(Signed out)

HORNBLOWER, Chairman.
MORRISON.
BYRNE.
WILLIAMSON.
KEATON.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 318—An act providing for a State Park on Mission Bay in San Diego County and for the administration thereof—has had the same under

consideration, and respectfully reports the same back, and recommends that it do pass as amended.

(Signed out)

HORNBLOWER, Chairman.
BYRNE.
MORRISON
WILLIAMSON.
KEATON.

The above reported bill ordered on file for second reading.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 657—An act to amend the Penal Code of California, by adding thereto two new sections to be numbered 597*h* and 597*i*, relating to the cropping or cutting of the ears and tails of dogs, providing for the registration of such dogs and fixing penalties—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

KLINE, Chairman.
WOOLWINE.
CRONIN.
DEUEL
CLOUDSLEY.

The above reported bill ordered on file for second reading.

ON PUBLIC UTILITIES

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Senate Bill No. 637—An act to amend the title and sections 1 (c), 2 and 5 of "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney buses, auto trucks, stages and auto stages, defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

MILLER, Chairman.

The above reported bill ordered on file for second reading.

ON COUNTY GOVERNMENT

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 853—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass

ADAMS, Chairman.

The above reported bill ordered on file for second reading

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 72—An act to amend section 4014 of the Political Code, relating to judicial townships, the population and the officers thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SEWELL, Chairman

The above reported bill ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 846—An act to amend an act entitled "An act to provide for the alteration of the boundaries of incorporated towns and cities by the annexation of uninhabited territory thereto, and for the incorporation of such annexed territory in and as a part of such municipality, and for the districting, government, and municipal control of annexed territory," which became a law without the governor's approval March 2, 1899, by amending section 1 thereof, relating to annexation of

uninhabited territory—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

WOOLWINE, Chairman.
SCOFIELD.
LITTLE.
BROCK.
SEWELL.
LYONS.

The above reported bill ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 24—Relative to Joint Rules of Senate and Assembly.

Also: Assembly Concurrent Resolution No. 26—Relative to expediting proceedings for the construction, operation and maintenance of a dam on the American River near Folsom,

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of May, 1929, at four o'clock p. m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 55—An act to amend section 689 of the Code of Civil Procedure, relating to execution of judgment in civil actions;

Also: Assembly Bill No. 67—An act to repeal section 2572 of the Political Code, relating to the Board of Harbor Commissioners of the port of Eureka on Humboldt Bay and to the officers and employees thereof;

Also: Assembly Bill No. 113—An act to amend section 1 of an act entitled "An act to authorize the transportation of certain dependent children for whom proper homes are offered outside the State," approved May 12, 1927, and making an appropriation therefor;

Also: Assembly Bill No. 773—An act to amend section 4041 of the Political Code and to add 25 new sections to said code, to be numbered 4041 1 to 4041 25, both inclusive, relating to jurisdiction and powers of boards of supervisors;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirteenth day of May, 1929, at four o'clock p. m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 17—Relative to measures for farm relief pending in the Congress of the United States—and reports that the same has been correctly enrolled, and presented to the Governor on the thirteenth day of May, 1929, at four o'clock p. m.

SPALDING, Chairman.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 2—An act to amend the Political Code by adding thereto a new section to be numbered 4041m, empowering boards of supervisors of the counties of the State to lease any land owned by the county for the drilling of oil and gas, and the extraction of other minerals;

Also: Assembly Bill No. 35—An act to add new sections, to be numbered 23, 24 and 25 to an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act," approved May 25, 1921, as amended, relating to the withholding and denial of the right or privilege of applying or bidding for, receiving, obtaining or being granted permits or leases to prospect for or take oil, gas or other mineral in, upon or from tide, overflowed or submerged lands and beds of navigable rivers or lakes belonging to the State or any political subdivision thereof;

Also: Assembly Bill No. 54—An act to amend section 4300b of the Political Code, relating to sheriff's fees.

Also: Assembly Bill No. 105—An act to amend section 384 of the Penal Code, relating to fires;

Also: Assembly Bill No. 132—An act to amend section 653c of the Penal Code, relating to the hours of labor on public works, the keeping of records of hours worked and the definition of public works;

Also: Assembly Bill No. 155—An act to provide for the licensing and bonding of dealers engaged in handling any deciduous fruit, including grapes and dates, produced by another in the State of California making an appropriation therefor and declaring the same an urgency measure;

Also: Assembly Bill No. 184—An act to amend sections 361e, 361f and 361g of article 11b of chapter 3 of title I of part III of the Political Code and to add two new sections to said article, chapter, title, and part of said code to be numbered 361h and 361i, relating to the Department of Agriculture and the Division of Land Settlement thereof;

Also: Assembly Bill No. 194—An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended;

Also: Assembly Bill No. 201—An act to add new sections to the Political Code to be numbered 363k, 363l, and 363m, creating a Division of Motor Vehicles in the Department of Public Works, and providing for the administration thereof;

Also: Assembly Bill No. 233—An act to amend section 4239 of the Political Code, relating to salaries of officers of counties of the tenth class;

Also: Assembly Bill No. 253—An act providing for a State Nautical School in the port of San Francisco, creating a board to govern and manage the same, determining the power, duty and authority of the board, and its officers, providing for the appointment of the members of the board and its officers and employees, creating a fund for the support of the board and the school and equipment for the use thereof, and authorizing the Governor to secure a suitable vessel from the federal government for the use of the school, and making an appropriation therefor;

Also: Assembly Bill No. 274—An act to amend section 1415 of the Code of Civil Procedure, relating to powers, duties and obligations of special administrators;

Also: Assembly Bill No. 303—An act to amend section 626m of the Penal Code, relating to hunting and fishing at night;

Also: Assembly Bill No. 378—An act to amend section 902 of the Code of Civil Procedure, relating to writs of execution;

Also: Assembly Bill No. 379—An act to amend section 905 of the Code of Civil Procedure, relating to proceedings supplementary to execution;

Also: Assembly Bill No. 386—An act to amend section 1 of an act entitled "An act requiring the payment into the State treasury of all moneys belonging to the State, received by the various State institutions, commissions, and officers and directing the disposition of the same," approved March 17, 1899, as amended and to add a new section, to be numbered 3 thereto, relating to the payment of State money into the treasury and abolishing certain special funds;

Also: Assembly Bill No. 454—An act to amend section 900 of the Code of Civil Procedure, relating to the lien of judgments rendered in a justice's court;

Also: Assembly Bill No. 533—An act to provide for the payment of actual and necessary traveling expenses of employees of school districts;

Also: Assembly Bill No. 570—An act to amend section 605 of the Political Code, relating to the fees payable to the Insurance Commissioner;

Also: Assembly Bill No. 611—An act relating to the apportionment of moneys to elementary school districts;

Also: Assembly Bill No. 632—An act to add a new section to the Political Code, to be numbered 361j, relating to the Department of Agriculture;

Also: Assembly Bill No. 633—An act to amend section 925 of the Penal Code, relative to the grand jury;

Also: Assembly Bill No. 640—An act to amend section 308 of the Civil Code of the State of California, concerning the organization of boards of directors of corporations and meetings thereof;

Also: Assembly Bill No. 688—An act to amend the State Medical Practice Act, approved June 2, 1913, as amended, by adding thereto a new section known as section 11a, relating to the recognition of a certificate of examination issued by the National Board of Medical Examiners of the United States;

Also: Assembly Bill No. 689—An act to amend sections 4 and 11 of an act entitled "An act to provide an institution for the confinement, cure, care, and rehabilitation of drug addicts to be known as the State Narcotic Hospital, to provide for the government and maintenance thereof; to provide for admission and commitment of such addicts, and to prescribe penalties for unlawfully or improperly contriving to have persons adjudged drug addicts under this act; to provide penalties for procuring the escape, or aiding or advising in the escape of inmates, or concealing inmates thereof," approved April 9, 1927, relating to payment of expenses of persons committed to State Narcotic Hospital;

Also: Assembly Bill No. 691—An act to amend section 2192 of the Political Code, relating to payment of expenses of feeble-minded persons to State hospitals;

Also: Assembly Bill No. 692—An act to amend sections 20 and 31 of an act entitled "An act to be known as the 'Pacific Colony Act' to establish an institution for the care, confinement and instruction of feeble-minded and epileptic persons, to provide for government and maintenance thereof, and for the study of mental deficiency and related problems, to provide for admission and commitment to such institution and to prescribe penalty for unlawfully or improperly contriving to have persons adjudged feeble-minded under this act, to provide for the sterilization of inmates of such institution, to prescribe penalties for procuring the escape or aiding or advising in the escape of inmates, or concealing inmates thereof, to provide a contingent fund for the use of such institution and to make an appropriation therefor," approved June 1, 1917, as amended;

Also: Assembly Bill No. 721—An act to add a new section to the Political Code of the State of California, to be numbered 3456c, relating to assessments levied by reclamation districts;

Also: Assembly Bill No. 873—An act to revise an act entitled "An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof," approved June 3, 1921;

Also: Assembly Bill No. 903—An act to add a new section to the Reclamation Board Act, as amended, to be numbered 5a, relating to the Reclamation Board;

Also: Assembly Bill No. 908—An act to appropriate money to pay the claim of C. E. Skidmore against the State of California;

Also: Assembly Bill No. 909—An act appropriating money to pay the claim of E. E. Purrington against the State of California;

Also: Assembly Bill No. 910—An act to pay the claim of L. A. Norton against the State of California;

Also: Assembly Bill No. 912—An act appropriating money to pay the claim of Will C. Wood against the State of California;

Also: Assembly Bill No. 913—An act to pay the claim of Hans Hansen against the State of California;

Also: Assembly Bill No. 914—An act appropriating money to pay the claim of the city controller of the city of Los Angeles against the State of California;

Also: Assembly Bill No. 915—An act appropriating money to pay the claim of H. L. Preston against the State of California;

Also: Assembly Bill No. 916—An act appropriating money to pay the claim of Harold E. Smith against the State of California;

Also: Assembly Bill No. 1025—An act to amend section 737s of the Political Code, relating to salaries of superior court judges in the county of Los Angeles;

Also: Assembly Bill No. 1045—An act to add a new section to the Penal Code, to be numbered 647a, relating to vagrancy;

Also: Assembly Bill No. 1053—An act to accept the provisions and benefits of an act passed by the Senate and House of Representatives of the United States of America in Congress assembled and approved February 5, 1929, to provide for the further development of vocational education; to create a vocational education fund and making an appropriation therefor;

Also: Assembly Bill No. 1064—An act making an appropriation to pay the claim of the American Railway Express Company against the State of California;

Also: Assembly Bill No. 1065—An act making an appropriation to meet a deficiency in the appropriation for support of the Railroad Commission for the seventy-ninth and eightieth fiscal years;

Also: Assembly Bill No. 1081—An act to amend section 111 of the Penal Code, relating to the expense of trials for escape;

Also: Assembly Bill No. 1083—An act authorizing the State Department of Finance to select and acquire additional land for the State Hospital at Patton, California, and to that end to sell or exchange certain property belonging to the State and situated in the county of San Bernardino, and making an appropriation therefor;

Also: Assembly Bill No. 1102—An act to appropriate money for permanent improvements in aid of and in connection with State Teachers College of San Diego;

Also: Assembly Bill No. 1111—An act to amend section 3748 of the Political Code, relating to the time and place of payment of taxes;

Also: Assembly Bill No. 1117—An act to amend section 84, and to repeal section 85, of the Civil Code, relating to children of annulled marriages;

Also: Assembly Bill No. 1124—An act to amend section 5 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to children employed at agricultural, viticultural or domestic labor and in theatrical pursuits;

Also: Assembly Bill No. 1140—An act making an appropriation out of the fish and game preservation fund for the construction of jetties at the mouth of the Russian River;
And reports that the same have been correctly enrolled and presented to the Governor on the thirteenth day of May, 1929, at four o'clock p.m.

SPALDING, Chairman.

SECOND READING OF SENATE BILLS—(OUT OF ORDER).

Senate Bill No. 62—An act to add a new section to the Code of Civil Procedure, to be numbered 982a, relating to appeals to superior courts.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, strike out the word "fifty", and insert in lieu thereof the word "thirty".

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 93—An act to amend sections 631, 1312, 1330, and 1636 of the Code of Civil Procedure, relating to waiver of trial by jury.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, in the title, strike out the figures "1312".

AMENDMENT NUMBER TWO

On page 1, line 15, of the printed bill, after the word "clerk," strike out the words "at the time of", and on line 16 strike out the words "demanding a trial by jury", and insert in lieu thereof the following: "within ten days prior to the date set for trial,".

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, strike out all of section 2, from line 1 down to and including line 28, on said page.

AMENDMENT NUMBER FOUR.

On page 2, line 29, of the printed bill, strike out the figure "3", as the number of the section, and insert in lieu thereof the figure "2".

AMENDMENT NUMBER FIVE.

On page 2, line 41, of the printed bill, strike out the figure "4", as the number of the section, and insert in lieu thereof the figure "3".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 887—An act to amend section 1 of an act entitled "An act to make available for the use of the United States government suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and

ceding exclusive jurisdiction to the United States over the land so conveyed," approved May 27, 1921, by conferring on any county or municipal corporation now or hereafter organized, the power to improve any lands so acquired, or any lands owned or held by such county or municipal corporation, and for such purposes to incur indebtedness, issue negotiable bonds and levy taxes to pay the principal and interest thereof; and to convey to the United States any lands so acquired and improved, or any lands owned or held by such county or municipal corporation, whether improved or not; and to add a new section to said act, to be numbered 1a, validating all proceedings heretofore conducted for or relating to the incurring of bonded indebtedness, and all bonds heretofore issued, for such purposes, by any county or municipal corporation.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 259—An act to amend "An act to enable counties to join with incorporated cities and towns within such counties in the joint construction of public buildings to be used jointly for county and municipal purposes," approved May 29, 1913, by adding thereto a new section to be numbered 3.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 414—An act relating to the annual publication of financial reports of school districts.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 879—An act to amend the title and sections 10, 11, 33 and 41 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, relating to revenue bonds, and the levy of assessments and special assessment taxes.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 160—An act to amend section 1 of an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of Coronado in furtherance of navigation, commerce and fisheries, and providing for the government, management and control thereof," approved April 27, 1923.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 574—An act to amend sections 4 and 5 of an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 318—An act providing for a State Park on Mission Bay in San Diego County and for the administration thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, after the period following the word "park" in said line, insert the following paragraph:

"Sec. 3. The provisions of this act shall not affect easements or rights of way heretofore granted or acquired, upon or across such waters or lands for highway purposes; nor shall said provisions in any way affect any existing lease or franchise of any such state owned water or tidelands, but upon the expiration of every such lease or franchise, the lands or waters pertaining thereto shall forthwith pass under the control of the state park commission and be administered as part of the state park herein created."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 657—An act to amend the Penal Code of California by adding thereto two new sections, to be numbered 597*h* and 597*i*, relating to cropping of the ears of dogs.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 637—An act to amend section 5 of "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, as amended in Senate May 6, 1929, strike out the designation "(c)".

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed bill, as amended in Senate May 6, 1929, strike out the designation "(c)".

AMENDMENT NUMBER THREE.

On page 1, line 14, of the printed bill, as amended in Senate May 6, 1929, strike out said line 14, and insert in lieu thereof the following:

"SECTION 1 (a) The term "corporation" when used in this act means a corporation, a company, an association or a joint stock association

(b) The term "person" when used in this act, means an individual, a firm or partnership.

(c) The term "transportation company" when".

AMENDMENT NUMBER FOUR

On page 2, line 1, of the printed bill, as amended in Senate May 6, 1929, strike out the word "and", and insert in lieu thereof the word "any".

AMENDMENT NUMBER FIVE.

On page 2, line 2, of the printed bill as amended in Senate May 6, 1929, strike out the words "motor propelled or motor drawn vehicles", and insert in lieu thereof the words "auto truck".

AMENDMENT NUMBER SIX.

On page 2 line 5, of the printed bill, as amended in Senate May 6, 1929, after the word "over", insert the article "a".

AMENDMENT NUMBER SEVEN.

On page 2, line 7, of the printed bill, as amended in Senate May 6, 1929, strike out the period and the word "Provided", and insert in lieu thereof a semicolon and the following: "provided".

AMENDMENT NUMBER EIGHT.

On page 2, line 9, of the printed bill, as amended in Senate May 6, 1929, after the word "transported", and before the word "by", insert the following: "incidental to the transportation of passengers".

AMENDMENT NUMBER NINE.

On page 2, line 10, of the printed bill, between lines 10 and 11, insert the following

(d) The term "public highway," when used in this act, means every public street, road or highway in this state.

(e) The words "between fixed termini or over a regular route," when used in this act, mean the termini or route between or over which any transportation company usually or ordinarily operates any auto truck even though there may be departures from said termini or route, whether such departures be periodic or irregular. Whether or not any auto truck is operated by a transportation company "between fixed termini or over a regular route" within the meaning of this act shall be a question of fact and the finding of the railroad commission thereon shall be final and shall not be subject to review."

AMENDMENT NUMBER TEN.

On page 2, line 15, of the printed bill, strike out the words "motor propelled or motor drawn vehicles", and insert in lieu thereof the words "auto truck".

AMENDMENT NUMBER ELEVEN.

On page 2, line 22, of the printed bill, strike out the words "motor propelled or motor drawn vehicles", and insert in lieu thereof the words: "auto truck".

AMENDMENT NUMBER TWELVE.

On page 1, line 6, of the printed bill, as amended May 6, 1929, strike out the words "motor propelled or motor drawn vehicles", and insert in lieu thereof the words "auto trucks".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 853—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 72—An act to amend section 4014 of the Political Code, relating to justices of the peace.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 21, of the printed bill, after the word "three" and before the word "the", insert the following words "and one-half".

AMENDMENT NUMBER TWO.

On page 2, line 2, of the printed bill, after the word "three" and before the word "the", insert the following words, "and one-half".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 91—An act to amend section 831b of Code of Civil Procedure, relating to changing place of trial in municipal courts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, strike out the word "section", and insert in lieu thereof the following: "sections 831 and".

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out said line 1, and insert in lieu thereof the following:

"SECTION 1. Section 831 of the Code of Civil Procedure is hereby amended to read as follows:

831. The municipal court must, on motion, based upon a demand of the defendant therefor in writing, accompanied by an affidavit of merits, made and filed at the time he answers or demurs, change the place of trial of an action commenced in such court to another court in which such action is cognizable, as follows:

1 For the recovery of possession of real property, and for injuries thereto; to the municipal court or justice's court, if the action be cognizable in such justice's court, established in the city or township, respectively, where the real property is situated.

Where the real property is situated partly within and partly without a city in which there is established a municipal court, the plaintiff may elect whether to sue in the municipal court or the appropriate justice's court, or in the superior court, and the court so selected in the proper court for the trial of such action; *provided*, that all such actions must be tried in a court in which such action is cognizable, established in the county in which such real property or some part thereof is situated.

2. For the recovery of the penalty or forfeiture imposed by statute; to the municipal court or justice's court, if the action be cognizable therein, established in the city or township, respectively, where the cause of action, or some part thereof, arose; *provided*, said cause, or some part thereof, arose within the county in which the municipal court, in which such action is commenced, is situated; otherwise, to the court in which said action is cognizable, situated in the county where said cause of action arose; *and provided*, that when such penalty or forfeiture is imposed for an offense committed on a lake, river, or other stream of water, situated partly within and partly without the city in which there is established a municipal court, the plaintiff may elect whether to sue in the municipal court of such city, or in the appropriate justice's or superior court, and the court so selected is the proper court for the trial of such action.

3 Against a public officer, or person especially appointed to execute his duties, for an act done by him in virtue of his office; or against a person who, by his command or in his aid, does anything touching the duties of such officer; to the municipal or justice's court, if the action be cognizable therein, established in the city or township, respectively, where the cause, or some part thereof, arose; *provided*, said cause, or some part thereof, arose within the county in which the municipal court, in which such action is commenced, is situated; otherwise, to the court in which such action is cognizable, situated in the county where the cause of action arose.

4. In all other cases: to the municipal or justice's court, if the action be cognizable therein, established in the city or township, respectively, in which the defendants, or some of them, reside at the commencement of the action, if within the county in which the municipal court established in the city in which either of the parties reside, and none of the defendants reside in the city where the action is commenced; and cases in which none of the defendants reside in the county in which such action is commenced, to the municipal or justice's court, if cognizable therein, situated in the city or township, as the case may be, where the defendants, or some of them reside; otherwise to the superior court of such county.

When the action is for injury to person or personal property, or for death from wrongful act or negligence, the plaintiff may elect whether to sue in the municipal court or the appropriate justice's or superior court, having jurisdiction over the territory where the injury occurs, or the injury causing death occurs, or in which the defendants, or some of them, reside at the commencement of the action, and the court so selected is the proper court for the trial of such action.

If any person is improperly joined as a defendant, or has been made a defendant solely for the purpose of having the action tried in the municipal court established in the city where he resides, his residence must not be considered in determining the demand for change of place of trial of the action.

If none of the defendants reside in the state, or, if residing in the state and the place in which they reside is unknown to the plaintiff, the plaintiff may elect to sue in any municipal court, and the court so selected is the proper court for the trial thereof.

If the defendant is about to depart from the state, the plaintiff may elect to sue in the municipal court established in the city in which either of the parties reside, and the court so selected is the proper court for the trial thereof.

Sec. 2. Section 831b of said code is".

Amendments adopted

Bill read second time, ordered to reprint, and on file for third reading.

ADJOURNMENT.

At six o'clock and five minutes p m., on motion of Mr. Fry, the Speaker declared the Assembly adjourned this day until ten o'clock a m., Tuesday,

May 14, 1929, out of respect to the memory of the late Major Charles A. Swisler, a former member of the Legislature.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Tuesday, May 14, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Olva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—77.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Mr. Keaton moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Williamson, Mr. Flynn was granted leave of absence for the day.

On motion of Mr. Kline, Mr. Coombs was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of Mr. Hornblower, John D. Nagle, United States immigration officer, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Meeker, Mr. Howard Conn of Fresno, California, was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Chas. Hamilton of Banning was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

Through the courtesy of Mr. Kline, Mr. T. H. Brice of Los Angeles was extended the privilege of the floor of the Assembly for this day, and his name ordered printed in the Journal.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Chief Clerk:

LOS ANGELES, CALIFORNIA, May 13, 1929.

*Clerk of the Assembly,
Sacramento, California*

As an American citizen, a World War veteran realizing the danger to our constitution by curbing free speech either over the radio or through the press, and realizing the danger of the proposed Rochester bill, I wish to protest the passage of Senate Bills Nos 459 and 460.

U. S. HAMBLY,
And many others.

By Mr. Easley:

COWELL, CALIFORNIA, May 11, 1929.

WHEREAS, It has come to our attention that a bill has been introduced in the California Legislature now in session proposing to cut down the hours which a man may work in the cement and other industries to eight hours, and

WHEREAS, We the undersigned employees of the Cowell Portland Cement Company working in the mill and its kiln room on a twelve-hour basis do not approve of any attempt to say to us how many hours we shall work and to prohibit us from working twelve hours, and

WHEREAS, The work in a cement mill is not laborious, machinery does the work and the men are operators, oilers, watchers and on duty to see that the material passes through the various stages of manufacture properly, and

WHEREAS, The fact that we are not overworked is shown by the admirable safety record which this plant has been able to maintain; now, therefore, be it

Resolved, That we, the undersigned, the men who work the twelve-hour shifts for the Cowell Portland Cement Company, are perfectly satisfied with our hours and wages as it enables us to earn that much more money to help provide more properly for our families.

RAMON JASSO,
And 60 others.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON WAYS AND MEANS

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 658—An act making an appropriation for the purpose of carrying out the provisions of the act entitled "An act to promote the development of the California egg industry, to prohibit the sale of eggs unfit for human food, to prevent deception in the sale of eggs, to protect the consuming public in the matter of quality and weight, and to encourage greater consumption of eggs by regulating and standardizing the grading, classification, and labeling of all eggs displayed for sale; providing penalties for the violation of the provisions of this act, and repealing all acts and parts of acts in conflict herewith," approved May 23, 1925;

Also, Senate Bill No. 684—An act relating to the maintenance of the professorship of nursing education at the University of California at Berkeley, defining the powers and duties of the State Director of Finance in relation thereto, and making an appropriation therefor;

Also: Senate Bill No. 886—An act to amend the Workmen's Compensation, Insurance and Safety Act, approved May 26, 1913, as amended, by adding a new section thereto to be numbered 434, relating to a cash revolving fund; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 237—An act making an appropriation to pay the claim of C. J. Holzmueller against the State of California;

Also: Senate Bill No. 239—An act making an appropriation to pay the claim of the Western Crane Service Corporation against the State of California;

Also: Senate Bill No. 242—An act making an appropriation to pay the claim of the California Notion and Toy Company against the State of California;

Also: Senate Bill No. 576—An act to establish a State prison; creating a commission to select and purchase a suitable site therefor; and the construction of

buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor, Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

WRIGHT, Chairman.

The above reported bills ordered on file for second reading.

ON JUDICIARY

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929

MR. SPEAKER. Your Committee on Judiciary, to which was referred Senate Bill No. 561—An act creating a commission to investigate and report upon the need for a revision of the constitution of the State of California, defining the powers and duties of such commission in respect thereto and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Ways and Means.

SEWELL, Chairman.

The above reported bill ordered re-referred to Committee on Ways and Means.

ON FISH AND GAME.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER Your Committee on Fish and Game, to which was referred Senate Bill No. 572—An act to amend section 636 of the Penal Code, relating to the protection of fish and game—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SCUDDER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Bill No. 808—An act to amend section 626a of the Penal Code, relating to the retention of fish and game after the open season;

Also Senate Bill No. 403—An act to amend section 9 of an act entitled "An act to regulate and license the maintenance and operation of commercial hunting clubs and to provide revenue therefrom for fish and game protection and restoration," approved June 3, 1927.

Also: Senate Bill No. 393—An act to provide relief for owners of crops damaged by protected game animals;

Also Senate Bill No. 880—An act relating to the acquisition of land, water or land and water within the State of California by the United States for migratory bird reservation;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SCUDDER, Chairman.

The above reported bills ordered on file for second reading.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER Your Committee on Ways and Means, to which was referred Senate Bill No. 561—An act creating a commission to investigate and report upon the need for a revision of the constitution of the State of California, defining the powers and duties of such commission in respect thereto and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

HON. HARRY MORRISON IN THE CHAIR.

At ten o'clock and twenty minutes a.m., Hon. Harry Morrison, member of the Assembly from the Twenty-ninth District, in the chair.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Mr. Reindollar.

NAPA, CALIFORNIA, May 13, 1929.

*Hon Charles F Reindollar,
Member of the Assembly,
Sacramento, California.*

DEAR CHARLIE: I received a very beautiful tribute from my fellow members of the Legislature in the form of a resolution offered by yourself. I want to assure you, and, through you, the members of the Assembly, that I was very greatly moved by their expressions—the good will, friendship and thoughtfulness so beautifully expressed. I have taken it unto myself as a piece of flattery to think that it was all sincerely intended, because there could be nothing more flattering to take unto myself the thought that I was in any way deserving of such beautiful expressions of good will.

It will be impossible for me to be with my fellow members again during this session, although I would dearly love to look in upon you during its closing hours. I can look back upon the time of our first convening in January and recall to mind the efforts of every one of my fellow members, and it is a matter of pride in my mind to think that I have been associated in the State's endeavors with such a loyal, earnest and honest body of men. There has been nothing to mar the pleasant recollections which will follow the adjournment of the forty-eighth session, and the friendships which have come to me out of its associations will always be cherished.

Whether we shall ever be thrown again together in public endeavor, it is only for fate to determine, but I feel as if I was going out of the Legislature with many cherished memories which will not be forgotten.

I have learned how friends have taken care of the measures in which I am interested, and I thank them very much for this attention.

With my best wishes for the prosperity of each of you, I am

Truly your friend,

FRANK L. COOMBS.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702, and 703, relating to the Division of Exhibits within the Department of Finance—the following Senators: Boggs, Inman and Duval, to meet a like committee from your honorable body.

J. A. BEEK, Secretary of Senate.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR SPEAKER. I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 139—An act to amend section 18 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the appointment and duties of clerks, deputy clerks, marshals, deputy marshals, and the filling of vacancies in said offices.

Also, Assembly Bill No 426—An act to repeal section 3889 and to amend section 4294 of the Political Code, relating to county revenue;

Also: Assembly Bill No. 427—An act to amend sections 3866 and 3868 of the Political Code, relating to semiannual reports and settlements of counties with the State

J. A. BEEK, Secretary of Senate

By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 425—An act to amend section 14 of an act entitled "An act to provide for the incorporation and organization and management of county water districts, and to provide for the acquisition of water rights or con-

struction thereby of waterworks and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved June 10, 1913 (Statutes 1913, page 1049), as amended, duties of officers of board.

J A BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1159—An act to amend section 3336 of the Civil Code, relating to damages for the wrongful conversion of personal property, Also: Assembly Bill No. 416—An act to amend section 1161 of the Code of Civil Procedure, relating to the unlawful detainer by tenants of real property;

Also: Assembly Bill No. 1170—An act authorizing and empowering any municipal corporation to which tidelands, and submerged lands, situated within the limits thereof, have been, or may hereafter be, granted by the State of California, to grant all or any portion of such lands to the United States for public or governmental (including military or naval) purposes and validating and confirming grants of such lands made by such municipal corporations to the United States;

Also: Assembly Bill No. 898—An act to amend an act entitled "An act to provide for the apportionment and assessment upon the district or districts benefited of the cost or a portion of the cost of the separation of the crossing of a railroad or street railroad by a street, highway or public way and for the letting of contracts for the said work and for the enforcement and collection of such assessments, and providing for the issuance and effect of bonds therefor, whether said street or highway or the district to be benefited, lies entirely within the unincorporated territory of a county or entirely within a municipality, or within such unincorporated territory and one or more municipalities, or within two or more municipalities, or where such highway or street forms a portion of the boundary of a municipality; and providing for the payment of a portion of the expenses for such improvement by counties or municipalities at their election," approved May 21, 1927, by adding thereto a new section to be known as section 13a, authorizing the inclusion in one proceeding for the separation of grades under the provisions of said act the separation or elimination of two or more grade crossings.

J A BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 851—An act to amend section 737gg of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Riverside;

Also: Assembly Bill No. 292—An act to add a new section to the Code of Civil Procedure, to be numbered 831i, relating to the record of civil actions and recording and entry of judgment and satisfaction of judgment in civil actions in municipal courts;

Also: Assembly Bill No. 961—An act to amend section 10 of an act entitled "An act authorizing the board of supervisors or other governing body of any incorporated city, or city and county, having a population of more than 100,000 persons, to order the disinterment and removal of all human bodies interred in any cemetery of more than five acres in extent, or from a part thereof, situate within the boundaries of such city, or city and county, and directing the reinterment of such bodies in cemeteries outside the limits of such city, or city and county, or the depositing of the same in a mausoleum or columbarium, whenever the further maintenance of such cemetery or part thereof as a burial place for the human dead threatens or endangers the health, safety, comfort or welfare of the public, and providing a mode of procedure under and by which such removals may, when so ordered, be made by the cemetery corporation, association, corporation sole or other person governing or controlling such cemetery lands, or by the relatives or friends of those whose bodies are buried therein, and providing for the sale, mortgage or pledge of cemetery lands from which the human bodies are removed," approved June 5, 1923.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No 830—An act to amend section 19031 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the salaries of probation officers in counties of the thirty-first class.

Also: Assembly Bill No 852—An act to amend section 1 of an act entitled "An act to provide a stenographer and typist for judges of the superior courts, and providing for their salaries and the payments thereof," approved May 31, 1927, relating to stenographers for judges of the superior court in and for the counties of the fifteenth class;

Also: Assembly Bill No 490—An act to add a new section to the Civil Code, to be numbered 2178, limiting the liability of steam and electric railroad common carriers and sleeping car companies of property carried in trunks, valises, suit cases, traveling bags, boxes, bundles or packages, in the event of loss of or injury to the same

J. A. BEEK, Secretary of Senate
By CHARLES A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR SPEAKER I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1094—An act to allow the tax for the special building fund of any school district to be levied and expended without the vote of the district.

Also: Assembly Bill No 841—An act relating to the powers and duties of the governing boards of school districts;

Also: Assembly Bill No. 836—An act relating to cafeterias in the public schools;

Also: Assembly Bill No 736—An act to amend an act entitled "An act to provide whole family protection for members of fraternal benefit societies," approved April 20, 1917;

Also: Assembly Bill No. 1189—An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand," approved March 1, 1911, as amended, relating to pay checks that can not be cashed and providing penalties for violation of the provisions of the act.

J. A. BEEK, Secretary of Senate,
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 831—An act to add a new section to be numbered 24½ to an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department, and to assess and collect taxes from time to time, for such purpose, and to create a Board of Fire Commissioners," approved March 4, 1881, as amended, relating to inclusion of outlying territory within the fire limits of unincorporated towns and villages.

Also: Assembly Bill No 217—An act to amend section 4241 of the Political Code, relating to salaries of officers and employees of counties of the twelfth class;

Also: Assembly Bill No 802—An act to amend section 4279 of the Political Code, relating to officers in counties of the fiftieth class and the salaries, fees and expenses thereof.

Also: Assembly Bill No. 1161—An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the lands and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings," approved May 22, 1925, relating to the San Diego State Teachers College building and improvement fund and an appropriation for construction and equipment for said school

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Senate Bill No. 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702, and 703, relating to the Division of Exhibits within the Department of Finance.

J. A. BEEK, Secretary of Senate.
By CHARLES A. MCLEAN, JR., Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to recede from its amendments to Assembly Bill No. 1022—An act to amend section 2322, 26 of the Political Code, relating to the salaries of the county horticultural commissioner, deputies and inspectors in counties of the twenty-sixth class—and appointed Senators Cleveland, Christian, and West as a Committee on Free Conference to meet a like Committee from the Assembly.

J. A. BEEK, Secretary of Senate.
By CHARLES A. MCLEAN, JR., Assistant Secretary.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Snyder, Craig and Young as a Committee on Free Conference to meet with a like committee from the Senate to consider Senate amendments to Assembly Bill No. 1022.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to recede from its amendments to Assembly Bill No. 319—An act to add new sections to the Penal Code to be numbered 537f, 537g, and 537h, relating to the use or misuse of motor vehicles hired, and the obtaining of credit or the possession of such motor vehicles with intent to defraud or by means of false statements, and prescribing punishment therefor—and appointed Senators Swing, Sharkey and Tubbs as a Committee on Free Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of Senate.
By CHAS. A. MCLEAN, JR., Assistant Secretary.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Jones, Gilmore and Witter as a Committee on Free Conference to meet with a like committee from the Senate to consider Senate amendments to Assembly Bill No. 319.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 43—An act to amend section 24 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal an act approved April 7, 1911, known as the Direct Primary Law, and also to repeal an act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended, relating to party conventions, membership and organization of State central committees and county central committees;

Also: Senate Bill No. 128—An act to amend an act entitled, "An act creating a State Bureau of Criminal Identification and Investigation, providing for its organization and defining its powers and duties and making an appropriation to carry out the provisions hereof, and repealing an act entitled 'An act to create a State Bureau of Criminal Identification, and providing for the appointment of a director of said bureau, defining his duties and qualifications and powers; providing for the appointment of a clerk of said bureau and fixing his qualifications; fixing compensation of said director and clerk, providing for the manner of paying the same and providing for the expense of conducting the office,' approved March 20, 1905," approved May 31, 1917, as amended, by amending sections 3, 8 and 9 thereof and adding a new section thereto, to be numbered 9a, relating to the powers and duties of the bureau, providing for the training of peace officers and requiring that certain

crimes and criminal statistics and information be reported to the bureau; and to make an appropriation therefor;

Also: Senate Bill No. 460—An act to add a new chapter to the Penal Code to be numbered chapter 11, comprising sections 258, 259 and 260, to title VIII of part I of said code, relating to slander

J. A. BEEK, Secretary of Senate.
By FRANCIS E DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 466—An act to amend the "American River Flood Control District Act," approved May 28, 1927, by amending sections 1, 2, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21; by repealing section 26, and by adding five new sections thereto as follows: A new section to be numbered section 5, relating to the filling of vacancies in the board of trustees, a new section to be numbered 10a, relating to contracts for the payment of charges assessed within municipalities and political subdivisions, a new section to be numbered section 11a, providing for a bond validation proceeding, a new section to be numbered section 18a, making an appropriation in the sum of \$25,000 to defray the expense of the district and providing that said appropriation shall be returned to the State and relating to the manner of said repayment, a new section to be numbered section 26, defining the term "incidental expense"; and containing a provision declaring this act to be an emergency measure, stating the facts constituting such emergency and providing that this act shall take effect immediately upon its passage:

Also: Senate Bill No. 567—An act to amend sections 2, 3, 4, 19, and 27, of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements;

Also: Senate Bill No. 687—An act to amend section 632 of the Penal Code, relating to the protection of fish; and to repeal section 633 of the Penal Code, relating to the protection of fish,

Also: Senate Bill No. 748—An act providing for the organization, operation and maintenance of transportation districts, whether said districts be entirely within unincorporated territory of a county or the territory of a municipality, or be within such unincorporated territory and one or more municipalities, or be within two or more municipalities; for the acquisition, construction and operation of any transportation facility within the district, the use of existing State acquisition and improvement statutes for such acquisition, construction and operation, for the dissolution of such districts, for the appointment and powers of an advisory board, for the disposition of any property or transportation facility, for the handling of the moneys of the district, for the use for its purposes by the district of lands dedicated to public uses, and defining the powers and duties of legislative bodies of municipalities and counties in connection with the use of this act.

J. A. BEEK, Secretary of Senate.
By FRANCIS E DALIN, Assistant Secretary

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 642—An act to amend an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof, to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures, to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies, defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, as amended, by adding

thereto a new section to be numbered 16*a*, relating to sealers of weights and measures.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Constitutional Amendment No. 11—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article V thereof a new section to be numbered 21, relating to the executive branch of the State government.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 755—An act to appropriate the sum of \$45,000 for the purchase of a burial plot in the city of Oakland;

Also: Senate Bill No. 870—An act relating to the use of the air and to make uniform the law with reference thereto; providing for the licensing of aircraft, air-men and air navigation facilities; providing, in a certain contingency, for the creation of the Aeronautical Commission of California, prescribing its powers and duties and making an appropriation for its use; providing for the enforcement of the act and penalties for violations thereof and repealing acts in conflict therewith;

Also: Senate Bill No. 843—An act authorizing and directing the Governor of the State of California to grant to the United States of America easements, the nature of which are described hereinafter, in and over certain parcels of real property, heretofore acquired by the State of California in connection with the rectification of the San Joaquin River, which said parcels of real property are more particularly described hereinafter, said easements to be used by the United States in connection with the deepening, widening and rectification of the channel of the San Joaquin River, in accordance with an act of Congress entitled "An act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved by the President on January 21, 1927;

Also: Senate Bill No. 820—An act to provide for the labeling, disinfecting and advertising of convict-made goods, wares and merchandise, and requiring that notice that such articles are on sale shall be conspicuously posted in places where such articles are offered for sale.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Concurrent Resolution No. 24—Relative to salmon fishing on the Pacific Coast, and directing the State Fish and Game Commission to confer and cooperate with the states of Oregon, Washington, and with the United States Department of Fisheries, relative to the control of salmon fishing

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 745—An act to amend section 1446 of the Penal Code, relating to judgments in criminal cases—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.
By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 745?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 745 by the following vote:

AYES—None.

NOES—Arnold, Baum, Brock Byrne, Crawford, Crowley, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Gilmore, Hawes, Hoffman, Ingels, Jones, Keaton, Kline,

Lyons, McDonough, McGinness, Meeker, Miller, Eleanor; Mixer, Morgan, Morrison, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—44.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Feigenbaum, Collier and Stockwell as a Committee on Free Conference to meet with a like committee from the Senate to consider Assembly amendments to Senate Bill No. 745.

THE SPEAKER IN THE CHAIR.

At ten o'clock and thirty minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

REPORT OF COMMITTEE ON FREE CONFERENCE.

The following report of Committee on Free Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929

MR. SPEAKER. Your Committee on Free Conference concerning Senate Bill No. 397—An act to add new sections to the Political Code, to be numbered 695, 696, 697, 698, 699, 700, 701, 702 and 703, relating to the Division of Exhibits within the Department of Finance—reports that it has met a like committee of the Senate, consisting of Senators Boggs, Inman and Duval, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

In the title of the printed bill, as amended in Assembly April 29, 1929, strike out lines 1 to 4, inclusive, and insert in lieu thereof the following:

"An act to add nine new sections to article eighteen, of chapter three, of title one, of part three, of the Political Code, to be numbered 694a, 694b, 694c, 694d, 694e, 694f, 694g, 694h, and 694i, relating to the organization, powers and duties of the state board of agriculture, the state agricultural society and district agricultural associations, and the officers, members and employees thereof, and the powers and duties of the department of finance in relation thereto, and creating a division of exhibits within the department of finance."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, as amended in Assembly April 29, 1929, strike out lines 1 to 3, inclusive, and insert in lieu thereof the following:

"SECTION 1. A new section is hereby added to article eighteen, of chapter three, of title one, of part three of the Political Code to be numbered 694a and to read as follows:

694a. There is hereby created in the department of finance a"

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, as amended in Assembly April 29, 1929, strike out lines 14 to 16, inclusive, and insert in lieu thereof the following:

"SEC. 2 A new section is hereby added to article eighteen, of chapter three, of title one, of part three of said code to be numbered 694b and to read as follows:

694b The department of finance shall succeed to and is".

AMENDMENT NUMBER FOUR

On page 2 of the printed bill, as amended in Assembly April 29, 1929, strike out lines 21 to 23, inclusive, and insert in lieu thereof the following:

"SEC. 3. A new section is hereby added to article eighteen, of chapter three, of title one, of part three of said code to be numbered 694c and to read as follows:

694c For the purposes of this article, the terms "state board",

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, as amended in Assembly April 29, 1929, strike out lines 36 to 38, inclusive, and insert in lieu thereof the following:

"SEC. 4. A new section is hereby added to article eighteen, of chapter three, of title one, of part three of said code to be numbered 694d and to read as follows:

694d Within the department of finance, the board of direc".

AMENDMENT NUMBER SIX.

On page 3 of the printed bill, as amended in Assembly April 29, 1929, strike out lines 9 to 11, inclusive, and insert in lieu thereof the following:

"SEC. 5. A new section is hereby added to article eighteen, of chapter three of title one, of part three of said code to be numbered 694e and to read as follows:

694e The department of finance shall succeed to and is".

AMENDMENT NUMBER SEVEN.

On page 3 of the printed bill, as amended in Assembly April 29, 1929, strike out lines 28 to 30, inclusive, and insert in lieu thereof the following:

"SEC. 6. A new section is hereby added to article eighteen, of chapter three, of title one, of part three of said code to be numbered 694f and to read as follows:

694f. Immediately after the date upon which this act".

AMENDMENT NUMBER EIGHT

On page 3 of the printed bill, as amended in Assembly April 29, 1929, strike out lines 40 to 42, inclusive, and insert in lieu thereof the following:

"SEC. 7. A new section is hereby added to article eighteen, of chapter three, of title one, of part three of said code to be numbered 694g and to read as follows:

694g. Immediately after the date upon which this act".

AMENDMENT NUMBER NINE.

On page 3 of the printed bill, as amended in Assembly April 29, 1929, strike out lines 49 to 51, inclusive, and insert in lieu thereof the following:

"SEC. 8. A new section is hereby added to article eighteen, of chapter three, of title one, of part three of said code to be numbered 694h and to read as follows:

694h. The state board of agriculture is hereby expressly".

AMENDMENT NUMBER TEN.

On page 4 of the printed bill, as amended in Assembly April 29, 1929, strike out lines 41 to 43, inclusive, and insert in lieu thereof the following:

"SEC. 9. A new section is hereby added to article eighteen, of chapter three, of title one, of part three of said code to be numbered 694i and to read as follows:

694i. The state board of agriculture is hereby authorized".

JESPERSEN,
CLOUDSLEY,
WEST,

Assembly Committee on Free Conference.

BOGGS,
INMAN,
DUVAL,

Senate Committee on Free Conference

The question being on the adoption of the report and amendments. The roll was called, and the report and amendments were adopted by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Crawford, Crittenden, Crowley, Deuel, Feeley, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Kline, Little, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—54.

NOES—None.

HON. FRANK MCGINLEY IN THE CHAIR.

At ten o'clock and thirty-eight minutes a.m., Hon. Frank McGinley, member of the Assembly from the Seventy-first District, in the chair.

THIRD READING OF SENATE BILLS.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER FIVE.

Senate Constitutional Amendment No. 5—A resolution to propose and submit to the people of the State of California an amendment to section 2, article XVIII of the constitution of the State of California, providing for the election of delegates to be assembled in convention for the purpose of framing a new constitution for the State of California.

The question being on the adoption of Senate Constitutional Amendment No. 5.

The roll was called.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and eight minutes a.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Hoffman moved a call of the House.

Motion carried.

Time, eleven o'clock and ten minutes a.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Clowdsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Noyes, Oliva, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, Young, and Mr. Speaker—68.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

Senate Bill No. 258—An act to amend sections 2, 3, 4, 6, 7, 14, 17, 18, 19 and 20 of an act entitled "An act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing penalties for the violation of the provisions of this act," approved May 31, 1927, relating to the regulation of the occupation and practices of hairdressers, cosmeticians and cosmetologists.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 258 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Clowdsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER NINE.

Senate Joint Resolution No. 9—Relative to Dale-Lehlbach Retirement Bill in United States Congress.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 9 adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Clowdsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 9 ordered transmitted to the Senate.

SENATE JOINT RESOLUTION No. 9.
Relative to Dale-Lehlbach Retirement Bill.

WHEREAS, There was passed at the last session of Congress, the Dale-Lehlbach Retirement Bill, which contained provisions for needed liberalization of the federal civil service retirement laws; and

WHEREAS, The bill reached the President only seven days before adjournment of Congress, and same was permitted to die by pocket veto, therefore, be it

Resolved by the Senate and Assembly of the State of California, jointly, That we most heartily approve the provisions of this act, and request Congress at its coming session to again enact the provisions of the Dale-Lehlbach Bill; and that the President of the United States be requested to attach his signature thereto, so that it may become a federal law.

Resolved, That the Secretary of the Senate is hereby directed to transmit copies of this resolution to the President and Vice President of the United States, the Speaker of the House of Representatives, and to Senators and Representatives in California in the Congress of the United States.

Senate Bill No. 406—An act to amend sections 2, 4, 7, 8, 11, 12 and 46 of an act entitled "An act to provide for the establishment and change of public streets, lanes, alleys, courts, places and rights of way, and of any of the following avenues of public travel, namely, tunnels, subways, viaducts, bridges or independent subterranean ways in municipalities and providing for the construction or improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 406 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Cloudman, Clowdsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 184—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41 and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of

1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add fourteen new sections to said act, to be numbered sections 2a, 2b, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds; and providing for the proceedings which shall be affected by the foregoing amendments.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Crawford moved that Senate Bill No. 184 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

MOTION FOR SPECIAL ORDER.

Mr. Bliss moved that Senate Bill No. 184 be made a special order for three o'clock p.m., this day.

The question being on the motion of making Senate Bill No. 184 a special order.

Motion for special order lost.

The question being on the motion to re-refer Senate Bill No. 184 to Committee on Municipal Corporations

REQUEST FOR ROLL CALL.

On request of Messrs. Jones, Sewell and Eddy, the Speaker ordered a roll call taken on the motion to re-refer.

The roll was called, and the motion to re-refer Senate Bill No. 184 to Committee on Municipal Corporations, lost by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Hawes, Heisinger, Ingels, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Nielsen, Parkman, Roberts, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, Williamson, and Wright—38.

NOES—Anderson, Brock, Cloudman, Cronin, Crowley, Deuel, Dillinger, Eddy, Feeley, Gilmore, Harper, Ioffman, Hornblower, Jespersen, Jewett, Jones, Jost, Kline, Little, McDonough, McGinley, Miller, James A. Mixter, Morgan, Morrison, Noyes, Oliva, Patterson, Quigley, Reindollar, Sewell, Snyder, West, Williams, Witter, Woolwine, Young, and Mr. Speaker—38.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At twelve o'clock and twenty-two minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Hornblower.

The roll of absentees was called, and Senate Constitutional Amendment No. 5 refused adoption by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Harper, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Morgan, Parkman, Patterson, Quigley, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, Witter, and Young—53

NOES—Anderson, Byrne, Deuel, Emmett, Fry, Gilmore, Hawes, Heisinger, Jespersen, Jones, Kline, McDonough, Miller, James A. Mixter, Morrison, Nielsen, Noyes, Oliva, Scudder, Spalding, West, Woolwine, Wright, and Mr. Speaker—24.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, May 13, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Concurrent Resolution No. 31—Relative to the passing of Mrs. Jennie Carnahan, the mother of H. L. Carnahan

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jones asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 31, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER THIRTY-ONE.

Senate Concurrent Resolution No. 31—Relative to the passing of Mrs. Jennie Carnahan, the mother of H. L. Carnahan.

Resolution read.

Senate Concurrent Resolution No. 31 unanimously adopted.

SENATE CONCURRENT RESOLUTION No. 31.

Relative to the passing of the mother of H. L. Carnahan.

WHEREAS, The members of the Legislature of the State of California have this day learned, with profound regret, of the death of Mrs. Jennie Carnahan, the beloved mother of H. L. Carnahan, our respected and honored Lieutenant Governor; and

WHEREAS, Our hearts are touched by this sudden death and we realize the loss sustained by our presiding officer in the passing of his mother, thus depriving him of the loving companionship of a parent; now therefore, be it

Resolved by the Senate, the Assembly concurring, That the members of the Legislature of the State of California extend to the family of the deceased their deepest sympathy in this their hour of great bereavement; and, be it further

Resolved, That the Secretary of the Senate and the Chief Clerk of the Assembly are hereby directed to convey to the family this expression of sympathy and regret at the passing of their beloved mother.

RECESS.

At twelve o'clock and thirty minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until one o'clock and thirty minutes p.m. of this day.

REASSEMBLED.

At one o'clock and thirty minutes p.m., the Assembly reconvened. Speaker Levey in the chair.

Assistant Clerk McIntire reading.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Concurrent Resolution No. 30—Approving two certain amendments to the charter of the city of San Diego, a municipal corporation in the county of San Diego, State of California, voted for and ratified by the electors of said city of San Diego at the general municipal election held therein on the second day of April, 1929.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Harper asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 30, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER THIRTY.

Senate Concurrent Resolution No. 30—Approving two certain amendments to the charter of the city of San Diego, a municipal corporation in the county of San Diego, State of California, voted for and ratified by the electors of said city of San Diego at the general municipal election held therein on the second day of April, 1929.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 30 adopted by the following vote:

AYES—Anderson, Badham, Baum, Bernard Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Feigenbaum, Fry, Harper, Helsing, Jespersen, Jones, Luttrell, McGuinness, Meeker, Mixer, Morgan, Noyes, Patterson, Reindollar Roberts, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—43.
 NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 30 ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION No. 30.

Approving two certain amendments to the charter of the city of San Diego, a municipal corporation in the county of San Diego, State of California, voted for and ratified by the electors of said city of San Diego at the general municipal election held therein on the second day of April, 1929.

WHEREAS, Proceedings have been had and taken for the proposal, adoption, and ratification of certain amendments, hereinafter set forth, to the charter of the city of San Diego, a municipal corporation in the county of San Diego, State of California, as set out in the certificate of the mayor and city clerk of said city of San Diego, as follows, to wit:

State of California, }
 County of San Diego, } ss
 City of San Diego, }

We, the undersigned, Harry C. Clark, mayor of the city of San Diego, and Allen H. Wright, city clerk of said city, do hereby certify and declare as follows:

The city of San Diego, in the county of San Diego, State of California, contains a population of over 75,000 inhabitants, and has been ever since the year 1889, and is now, organized and existing under and pursuant to the provisions of a freeholders' charter adopted in accordance with and by virtue of the provisions of section 8 of article XI of the constitution of the State of California, which charter was duly ratified by the qualified electors of said city at a special election held for that purpose on the second day of March, in the year 1889, in manner, form and substance as required by law, and was thereafter duly approved by joint resolution of the Legislature of the State of California, adopted on the sixteenth day of March, 1889.

The legislative body and authority of said city, being the common council thereof, did, on its own motion, by resolutions passed and adopted by said common council on the twenty-first day of January, 1929, and on the fifteenth day of February, 1929, pursuant to section 8 of article XI of the constitution of the State of California, duly propose to the qualified electors of the city of San Diego, certain amendments to the charter of said city.

The said common council did, by resolution duly passed and adopted on the fifteenth day of February, 1929, proclaim and fix the second day of April, 1929, as the date upon which all of said amendments, so proposed, would be submitted to the qualified electors of said city.

The said common council did, by Resolution No. 49118, passed by said common council on the fifteenth day of February, 1929, submit said amendments so proposed as aforesaid to the qualified electors of said city for their approval at the general municipal election held in said city on the second day of April, 1929.

The amendments so proposed and submitted to the electors of said city for their approval by said Resolution No. 49118, were, and each of them was, on the nineteenth day of February, 1929, and within fifteen days after the passage and adoption of said resolution submitting said amendments, published once in the Evening Tribune, the official newspaper of said city of San Diego.

The common council of the city of San Diego caused copies of all of said amendments to be printed in convenient pamphlet form, and from the eighteenth day of February, 1929, until the second day of April, 1929, being the date fixed for the election upon such charter amendments, did advertise a notice in the Evening Tribune, a paper of general circulation, published in the city of San Diego, that such copies

of said amendments in pamphlet form were to be had upon application therefor at the office of the city clerk in the city hall of said city.

Said amendments were submitted pursuant to the terms of resolution numbered 49118 of the common council to the qualified voters of said city at the general municipal election held in said city on the second day of April, 1929, being not less than forty nor more than sixty days after the completion of the advertisement of said amendments, and of each of them, in the Evening Tribune, the official paper of the city of San Diego.

On the eighth day of April, 1929, being the first Monday following said election, at a regular meeting of the common council of said city, said common council duly and regularly canvassed the returns of said election, and duly declared the result thereof, and did thereby find and determine that those two certain charter amendments proposed in said resolutions and submitted to the electors of said city, and designated in said Resolution No. 49118, as Proposition One and Proposition Three, respectively, were, and each of them was, duly and regularly ratified by a majority of the qualified voters voting on each such amendment.

The said two certain charter amendments so ratified by the qualified voters of the city of San Diego at said election are in words as follows, to wit:

PROPOSITION ONE.

Amend article X, section 16 of the city charter, so as to read as follows:

"Section 16. Unless otherwise provided by this charter any officer, board or department authorized to appoint any deputy, clerk, assistant or employee shall have the right to remove for cause as hereinafter provided any person in the classified service so appointed who has not been continuously employed within that department for a period of six calendar months or more; provided that a notice of such discharge shall be given to said employee and the civil service commission.

No officer or employee in the classified service after six months continuous employment shall be removed or discharged except for some cause relating to his efficiency, conduct or loyalty to his oath of office and only after written charges shall have been filed and served in writing to said officer or employee and transmitted to the civil service commission and after an opportunity to be heard in his own defense at a public hearing before the civil service commission, and in accordance with the rules of said commission. The decision of the civil service commission shall be certified to the appointing officer, board or department and shall be binding upon all city officers including said officer, board or department."

PROPOSITION THREE

Amend section 5 of chapter 7 of article V of the city charter, so as to read as follows:

"Section 5. That the said common council shall levy annually, in addition to all other taxes provided for in this charter, not less than ten (10) cents nor more than sixteen (16) cents on each \$100 valuation of property, for the purpose of maintaining and improving said parks, plazas and squares. At least two (2) cents on each \$100 valuation of property of this special tax shall be used by the board of park commissioners exclusively for the maintenance in Balboa Park of a zoological exhibit."

In witness whereof, we have hereunto set out hands and caused the seal of the city of San Diego to be affixed this 12th day of April, 1929.

HARRY C. CLARK,

Mayor of the city of San Diego,

ALLEN H. WRIGHT,

City Clerk of the city of San Diego.

[SEAL]

and

WHEREAS, The said proposed amendments are now submitted to the Legislature of the State of California for approval or rejection without power of alteration or amendment in accordance with section 8 of article XI of the constitution of said State; now, therefore, be it

Resolved by the Senate of the State of California, the Assembly concurring, a majority of all the members elected to each house voting therefor and concurring therein, That said amendments to the said charter herein set forth as proposed and submitted to and adopted and ratified by the qualified electors of said city, be, and the same are, and each of them is, hereby approved as a whole, without amendment or alteration, for and as amendments, to and as part of, the charter of the said city of San Diego.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 699—An act to add a new section to the Code of Civil

Procedure, to be numbered 103*b*, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Sewell asked for and was granted unanimous consent to have Senate Bill No. 699 placed on file, without reference to committee.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR SPEAKER I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Senate Bill No. 797—An act providing for the formation, government and operation of harbor districts, for the creation, improvement and development of recreational harbors, for the acquisition and improvement, government and operation of lands and works in connection therewith or appurtenant thereto, whether lying entirely within unincorporated territory of a county or counties or wholly or partially including territory of one or more municipalities within such county or counties or lying within unincorporated territory of said county or counties and one or more municipalities therein; defining recreational harbors; and providing generally what may and may not be done in such harbors so classified and authorizing the governing body of such harbor district to adopt rules and regulations in relation to said harbor, and to adopt and enforce ordinances restricting and governing the said harbor and its use, violation of any said ordinance being punishable as misdemeanors by fine or imprisonment, or both fine and imprisonment; providing a means for defraying the cost and expense of forming, constructing, improving, governing and operating such harbor district and harbors, and authorizing counties and cities, jointly and separately, to defray or contribute out of their general funds to such costs and expenses of such harbor districts, and authorizing the incurring of indebtedness, the issuance of bonds and the levy and collection of taxes within such district and the enforcement of such bonds and taxes; authorizing the establishment of appropriate funds in the manner provided by law for the impounding and disbursement of the moneys required to meet such costs and expenses; providing for the levy of special assessments within such district to defray such costs and expenses, either wholly or partially, and authorizing the legislative body of the county or city assuming jurisdiction to call the election upon the question of the formation of such harbor district to determine what zones, if any, within the harbor district are benefited to a greater or less extent than other zones, and to define said zones within such district and assess the cost of the said harbor works and improvements within said district zones in accordance with the benefits so found to be enjoyed by the several zones therein delineated; providing and empowering such districts to accept financial or other aid for improvements and operations from the United States of America, the State of California, and from any person or persons; providing the means whereby the legislative body of any city heretofore or hereafter granted any rights in respect to tidelands and submerged lands may permit the exercise of such rights by the board of governors in any harbor district formed hereunder and providing for the appointment within any such harbor district formed under this act of a board of governors and fixing the qualifications, tenure of office, powers, duties and manner of election of such board of governors, and providing the means by which territory may be annexed to any harbor district formed hereunder.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 27—An act to amend section 626*s* of the Penal Code, relating to the protection of game.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Senate Bill No. 434—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish markets must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery products for

reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919, as amended, and to add three new sections thereto to be numbered 8, 9 and 10, regulating fisheries of the State operating for commercial purposes, and prescribing the seasons in which sardines may be taken.

J. A. BEEK, Secretary of Senate.

By C. A. McLEAN, JR., Assistant Secretary.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 760—An act to amend sections 1, 2, 2½, 2a, 3, 4, 5, 6, of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts' and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith," approved May 19, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 760 finally passed by the following vote:

AYES—Anderson, Badham, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Feigenbaum, Fry, Harper, Heisinger, Jespersen, Jones, Luttrell, McGuinness, Meeker, Mixer, Morgan, Noyes, Patterson, Reindollar, Roberts, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Witter, Wright, and Mr. Speaker—43.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 425—An act to amend section 20 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 425 finally passed by the following vote:

AYES—Anderson, Badham, Baum, Bernard, Bliss, Byrne, Cloudsley, Collier, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Feigenbaum, Fry, Harper, Heisinger, Jespersen, Jewett, Jones, Little, Luttrell, McGuinness, Meeker, Miller, Eleanor, Mixer, Morgan, Noyes, Oliva, Patterson, Reindollar, Roberts, Scofield, Sewell, Snyder, Spalding, West, Williams, Williamson, Wright, and Mr. Speaker—42.

NOES—Brock, Cloudman, Craig, Crawford, Eddy, Keaton, Kline, Stockwell, and Witter—9.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 712—An act providing for the creation and establishment of the Contractors' State License Board; prescribing the powers and duties of such board; defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting, and fixing the fees for such licenses; providing the method of

revocation of such licenses, and prescribing the punishment for violation of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 712 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bliss, Brock, Byrne, Cloudsley, Craig, Crawford, Crittenden, Cronin, DeYoe, Eddy, Emmett, Fry, Gilmore, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Kline, Luttrell, Lyons, McGinley, McGuinness, Miller, Eleanor; Mixer, Nielsen, Oliva, Parkman, Patterson, Reindollar, Roberts, Scofield, Snyder, Spalding, West, Williams, Williamson, Wright, Young, and Mr. Speaker—44

NOES—Anderson, Bernard, Cloudman, Collier, Crowley, Deuel, Feigenbaum, Fisher, Harper, Hornblower, Jones, Little, Meeker, Quigley, Seawell, Sewell, and Stockwell—17.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No 303—An act to amend section 4255 of the Political Code, relating to counties of the twenty-sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 303 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Morgan, Nielsen, Parkman, Quigley, Reindollar, Roberts, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 723—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 723 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor, Mixer, Morgan, Nielsen, Parkman, Quigley, Reindollar, Roberts, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

CONSIDERATION OF GOVERNOR'S VETO.

Assembly Bill No. 489—An act to amend section 29 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved

May 23, 1917, as amended, providing for the securing of the payment of compensation by employers.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto of the Governor sustained by the following vote:

AYES—Anderson, Arnold, Baum, Bliss, Cloudman, Cloudsley, Crittenden, Cronin, Feeley, Fry, Gilmore, Hoffman, Horublower, Ingels, Jewett, Jost, Keaton, Little, Luttrell, McDonough, McGinley, Miller, James A. Morgan, Oliva, Parkman, Paterson, Quigley, Reindollar, Roberts, Scofield, Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, and Mr. Speaker—37

NOES—Adams, Bernard, Bishop, Brock, Byrne, Collier, Craig, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Hawes, Heisinger, Jespersen, Jones, Kline, McGunness, Meeker, Miller, Eleanor; Mixer, Nielsen, Noyes, Roland, Spalding, West, Witter, Woolwine, Wight, and Young—33

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 428—An act to provide for the assessment, levy and collection of taxes for the support of the State government for the eighty-first and eighty-second fiscal years.

Also: Assembly Bill No. 948—An act creating the California Crime Commission, defining its duties and making an appropriation for its expenses, and repealing all acts and parts of acts in conflict with this act:

Also: Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1158—An act to amend section 585 of the Code of Civil Procedure, relating to judgments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1116—An act to add a new section, to be numbered section 14, to an act entitled "An act to require employers to pay the cost of bonds and photographs required of and furnished by employees or applicants for employment," approved April 20, 1917, as amended, and to amend section 2 thereof, relating to the protection of cash bonds put up by employees or applicants for employment and providing penalties for violation thereof.

Also: Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69b, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 41—Providing for the creation of a joint committee of the Senate and Assembly to study Joint Highway District Laws of the State of California; to prepare and make recommendations con-

cerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The above reported concurrent resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 27—Providing for the appointment of a committee to investigate the possibility of regulating and controlling the location of gasoline stations, hot dog stands, advertising signs, and other structures of a commercial nature along scenic roads and highways.

J. A. BEEK, Secretary of Senate

By FRANCIS E. DALIN, Assistant Secretary.

The above reported concurrent resolution ordered to enrollment.

RECONSIDERATION.

In compliance with his notice given on a previous day, Mr. Wright moved that the vote whereby Senate Bill No. 782 was refused passage be reconsidered.

The roll was called, and the same was refused reconsideration by the following vote:

AYES—Brock, Collier, DeYoe, Hawes, Hoffman, Ingels, Jespersen, Keaton, Kline, Luttrell, McGuinness, Miller, Eleanor; Mixer, Nielsen, Noyes, Snyder, Spalding, West, and Wright—19.

NOES—Adams, Arnold, Badham, Baum, Bernard, Byrne, Cloudsley, Craig, Cronin, Crowley, Deuel, Dillinger, Easley, Eddy, Fisher, Fry, Gilmore, Hornblower, Jewett, Jones, Lyons, McDonough, McGinley, Miller, James A., Oliva, Parkman, Patterson, Reindollar, Roland, Seawell, Sewell, Stockwell, Williamson, Witter, Woolwine, and Mr. Speaker—36.

MOTION TO EXPUNGE RECORD.

Mr. Woolwine moved that the record of all proceedings whereby Senate Constitutional Amendment No. 5 was refused adoption, be expunged from the records.

The roll was called, and the motion to expunge records carried by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bishop, Bliss, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Feeley, Feigenbaum, Fry, Hoffman, Hornblower, Ingels, Jost, Keaton, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Morgan, Parkman, Reindollar, Roland, Scofield, Seawell, Sewell, Snyder, Stockwell, West, Williams, Woolwine, and Young—44.

NOES—Anderson, Bernard, Brock, Crittenden, Deuel, Fisher, Gilmore, Hawes, Heisinger, Jespersen, McDonough, Mixer, Noyes, Patterson, Spalding, Williamson, Witter, Wright, and Mr. Speaker—19.

THE SPEAKER PRO TEMPORE IN THE CHAIR.

At four o'clock and thirty minutes p.m., Hon. William M. Byrne, Speaker pro tempore of the Assembly, in the chair.

THIRD READING OF SENATE BILLS—(RESUMED).

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER FORTY-FOUR.

Senate Constitutional Amendment No. 44—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new article to be numbered XXV thereto, relating to the construction, maintenance and operation of a salt water barrier, or a combination of a salt water barrier or bridge or other works at or near Carquinez Straits, for salinity control, flood

control, navigation, domestic use, irrigation and other public uses, and for the construction of dams and other works on the Santa Ana River for flood control and water conservation, and relating to the issuance and sale of State bonds providing for and creating a fund for the carrying out of the purposes of this article; authorizing the expenditure of the moneys in said fund for the said purposes; creating an interest and sinking fund for the payment of interest on said bonds and of the redemption of the same; and making an appropriation therefor; and providing for the application on the interest and principal of said bonds of all moneys received by the State under the terms of this article; and making an appropriation of \$20,000 for the expense of printing, lithographing and selling of said bonds.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 44 refused adoption by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Brock, Byrne, Cloudman, Craig, Crawford, Cronin, Crowley, Dillinger, Easley, Feeley, Feigenbaum, Fry, Gilmore, Hawes, Hoffman, Hornblower, Jones, Jost, Klune, Little, McDonough, McGinley, McGuinness, Miller, James A., Morgan, Morrison, Oliva, Quigley, Reindollar, Scofield, Seawell, Sewell, Snyder, Williamson, and Woolwine—39.

NOES—Adams, Anderson, Bernard, Bliss, Cloudsley, Collier, Crittenden, Deuel, DeYoe, Eddy, Fisher, Harper, Heisinger, Ingels, Jespersen, Jewett, Keaton, Luttrell, Meeker, Mixer, Nielsen, Noyes, Patterson, Roberts, Roland, Scudder, Spalding, Stockwell, West, Williams, Witter, Wright, and Young—33.

EXPLANATION OF VOTE.

The following explanation of vote was received, and ordered printed in the Journal:

Mr. Speaker and Members of the Assembly.

In explanation of my vote in opposition to Senate Constitutional Amendment No. 44, I will say that it may seem on the surface to be satisfactory to the local communities which would be directly benefited, but if we take into consideration the general plan as worked out by the Department of Public Works, or if we carefully look at the findings of the Water Commission, we will find that the passage of this amendment without providing for those parts of the State which are in immediate need of water would be one of the most unjust actions this Legislature could take.

It is my opinion that such a plan as is now before us would not be an appeal sufficient to secure the approval by the people. This proposed bond issue, if carried, would be a direct drain upon the moneys of the State with no provision to meet it in whole or in part except from the treasury. I believe if the State undertakes any such plan it should be State-wide in its scope. To my mind this plan which leaves out the Sacramento and the San Joaquin valleys, is especially weak because that part of California tributary to the bay cities will be retarded and held back for a long time in its development. It seems to me that the State as a whole should realize these problems of conservation and of flood control are State problems that can only be solved by State aid.

I strongly believe when the State embarks upon a plan of conservation for flood control, irrigation and water for domestic uses, that it might be well to provide for such dams as will effect flood control within the Sacramento and San Joaquin watersheds of northern and central California, and of the Santa Ana, Los Angeles and San Gabriel rivers in southern California. Such a program, carefully worked out, providing the machinery to methodically care for the several units as the need becomes pressing, would command the attention of the State, and if adopted would be of untold value to the commonwealth.

If California is to become the great empire that nature has marked for her, her several communities should unselfishly work in harmony for the good of all;

Therefore, as the measure now before us would encourage the selfish or local construction, and would be a hindrance to the best development of the State-wide program as outlined in all our public reports, I feel impelled to vote no.

S. L. HEISINGER.

EXPLANATION OF VOTE.

The following explanation of vote was received, and ordered printed in the Journal.

I voted against Senate Constitutional Amendment No. 44 for the following reasons:

- (a) That it would jeopardize the coordinated water plan;
- (b) That if federal aid should be secured in connection with this project it would preclude getting any aid for the balance of the water plan.
- (c) That there is a great difference of opinion among engineers as to whether or not the barrier can be safely built without the construction of retaining reservoirs.
- (d) That the American River Flood Control Plan which will undoubtedly soon be under way will be the means of taking care of the salinity problem of the delta region

P. G. WEST.

Senate Bill No. 793—An act to amend sections 296, 365 and 410 of the Civil Code, to add a new section to said code, numbered 296a, and to repeal section 321a of said code, all relating to corporations.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Feigenbaum:

AMENDMENT NUMBER ONE.

In the second line of the title of the printed bill, as amended in Assembly May 13, 1929, insert "319, 320a," before the figures "331".

AMENDMENT NUMBER TWO.

On page 7, line 51, of the printed bill, as amended in Assembly May 13, 1929, strike out all of line 51, and insert in lieu thereof the following: "nated in the articles of incorporation or by-laws.

SEC. 15. Section 320a of the Civil Code is hereby amended to read as follows:
 320a When all the directors of a corporation are present at any directors' meeting, however called or noticed, and sign a written consent thereto, on the record of such meeting, or if the majority of the directors are present, and if those not present sign in writing a waiver of notice of such meeting, whether prior to or after the holding of such meeting, which said waiver shall be filed with the secretary of the corporation, the transactions of such meeting are as valid as if had at a meeting regularly called and noticed."

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 14—An act to amend sections 1 and 2 of an act entitled "An act regulating the hours of employment in underground mines, underground workings, whether for the purpose of tunneling, making excavations or to accomplish any other purpose or design, or in smelting and reduction works," approved May 30, 1913, relating to the keeping of records of the hours worked and prima facie proof of violation of the act, providing penalties for violation of the act, providing for the enforcement of the act by the chief of the Division of Labor Statistics and Law Enforcement and extending the benefits of the act to workers employed in lime and cement plants.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 14 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudsley, Collier, Craig, Crittenden, Cronin, Crowlev, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hornblower, Ingels, Jespersen, Jones, Kline, Little,

Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor; Morrison, Nielsen, Reindollar, Roberts, Scudder, Spalding, West, Williams, Williamson, Witter, Wright, and Mr. Speaker—45.

NOES—Brock, Deuel, DeYoe, Dillinger, Easley, Jewett, Keaton, Luttrell, Mixer, Noyes, Oliva, Patterson, Roland, Sewell, Snyder, Woolwine, and Young—17.

Title read and approved

Bill ordered transmitted to the Senate.

EXPLANATION OF VOTE.

The following explanation of vote was received, and ordered printed in the Journal:

In changing my vote from no to aye on Senate Bill No. 14, I have been informed that the objections I had were taken care of by amendments.

VAN BERNARD

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ROADS AND HIGHWAYS.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR SPEAKER: Your Committee on Roads and Highways, to which was referred Senate Bill No. 195—An act empowering the Director of Public Works to provide for the lighting of State highways, State bridges, grade crossings, intersections, and hazardous road sections located on the State highway system, to make for greater safety and to reduce daytime congestion upon our public highways, and providing for the payment of the cost of the installation and upkeep thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

JESPERSEN, Chairman.

BLISS
NOYES.
ADAMS
EDDY
YOUNG.
BYRNE
WRIGHT.
CRAIG.

The above reported bill ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 41—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article IX thereof a new section to be numbered 6½, relative to the payment of retirement salaries to teachers who have qualified therefor by service in the public school system as provided by law—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

(Signed out)

ANDERSON, Chairman.

WEST
SNYDER
FISHER
LYONS.
BISHOP.

The above reported constitutional amendment ordered on file for adoption.

Also:

MR SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 45—A resolution to propose to the people of the State of California an amendment to section 1 of article XIII of the constitution of the State, relating to property exempt from taxation—has had the

same under consideration, and respectfully reports the same back without recommendation as amended.

(Signed out)

ANDERSON, Chairman.
FISHER.
WEST
HORNBLOWER.
ARNOLD.
SNYDER.
BISHOP.

The above reported constitutional amendment ordered on file for adoption.

ON HOSPITALS AND ASYLUMS.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: Your Committee on Hospitals and Asylums, to which was referred Senate Bill No. 405—An act to amend sections 2179, 2189, 2190 of the Political Code, relating to the Department of Institutions—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

OLIVA, Chairman.
LUTTRELL
ARNOLD.
BADHAM.
BAUM.
MILLER, ELEANOR.
CLOUDSLEY.
HAWES
FEIGENBAUM.
ROLAND.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 158—An act to add a new section to the Code of Civil Procedure of California, to be known as section 66a, relating to judges of the superior court in San Diego County, and to repeal certain acts therein named;

Also: Senate Bill No. 253—An act to repeal section 772 of the Penal Code, relating to removal of public officers by summary proceedings;

Also: Senate Bill No. 662—An act to amend section 67a of the Code of Civil Procedure, relating to judges in counties of the first class;

Also: Senate Bill No. 737—An act to add a new section to the Civil Code to be numbered 48a, relating to libel,
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SEWELL, Chairman.

The above reported bills ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 96—An act to amend sections 1327, 1491, 1616 and 1664, of the Code of Civil Procedure, relating to the administration of estates,

Also: Senate Bill No. 339—An act to amend sections 1312 and 1327 of the Code of Civil Procedure, relating to contests of wills;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

SEWELL, Chairman

The above reported bills ordered on file for second reading.

ON RULES.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: Your Committee on Rules, to which was referred Senate Bill No. 371—An act to promote the purity of legislation by requiring the registration of persons engaged in influencing or attempting to influence legislation, defining advocates, and advocating, requiring the filing of statements of money received and expended by such persons and requesting a disclosure of the source from which money was received and how it was expended; prohibiting acts and practices in relation to influencing legislation and providing for the punishment of violation

hereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

JONES, Chairman.

The above reported bill ordered on file for second reading.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 878—An act creating an additional District Court of Appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Senate Bill No. 134—An act to amend sections 1377, 1378 and 1379 of the Penal Code, relating to compromise;

Also: Senate Bill No. 132—An act requiring the reporting of personal injuries and prescribing penalties for the violation; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass as amended.

KLINE, Chairman.

The above reported bills ordered on file for second reading.

ON COMMERCE AND NAVIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 888—An act granting to the city of Martinez tide and submerged lands of the State of California, including the right to wharf out therefrom, to the city of Martinez, and regulating the management, use and control thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

HORNBLOWER, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 441—An act to provide for the issuance and sale of State bonds to create a fund for the improvement of San Francisco harbor by the construction by the Board of State Harbor Commissioners of wharves, piers, seawall, State railroad, spurs, betterments, and appurtenances, and necessary dredging and filling in connection therewith in the city and county of San Francisco; to create a sinking fund for the payment of said bonds; to define the duties of State officers in relation thereto; and to make an appropriation of \$5,000 for the expense of printing said bonds—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

(Signed out)

HORNBLOWER, Chairman.
MORRISON.
WILLIAMSON.
KEATON.
OLIVA.
PARKMAN.
SCOFIELD.
BYRNE.

The above reported bill ordered on file for second reading.

ON ELECTIONS

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: Your Committee on Elections, to which was referred Senate Bill No. 519—An act to amend section 5 of the Direct Primary Law, approved June 16,

1912, as amended, relating to nomination of candidates for public office—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BLISS, Chairman.

The above reported bill ordered on file for second reading.

Also:

MR. SPEAKER. Your Committee on Elections, to which was referred Senate Bill No. 516—An act to amend section 1188 of the Political Code, relating to elections—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

BLISS, Chairman.

The above reported bill ordered on file for second reading.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER. SACRAMENTO, May 14, 1929.

MR. SPEAKER. Your Committee on Crime Problems, to which was referred Senate Bill No. 695—An act to amend section 111 of the Penal Code, relating to trial of convicts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

KLINE, Chairman.

The above reported bill ordered on file for second reading.

RESOLUTIONS.

The following resolutions were offered:

By Mr. Snyder:

Resolved. That the Controller be and he is hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the persons or firms listed below, and for the amounts of money set opposite their respective names and as itemized below; and the State Treasurer is hereby authorized and directed to pay the same:

Bureau of State Purchases, supplies-----	\$257 78
Cascade Towel Supply, towel service-----	27 55
Harry Short, flowers for Frank Coombs-----	20 00
The Bell Conservatory Company, flowers Mother's Day-----	11 25
Virginia Crossan, illuminating resolutions and memorials-----	250 00
Western Union Telegraph Company-----	1 85
Pacific Telephone and Telegraph Company-----	64 90

The above resolution referred to Committee on Contingent Expenses.

Also:

Resolved. That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Assembly in favor of Arthur A. Ohmhus, Chief Clerk and the State Treasurer is hereby directed to pay the same, for the sum of one hundred dollars (\$100.00), said amount being for the payment of postage, telegraphing, expressage and incidental expenses of the Chief Clerk's office.

The above resolution referred to Committee on Contingent Expenses

By Mr. Fry:

WHEREAS, The Reverend Wm. H. Hermitage Chaplain of the Assembly during the forty-eighth session, has by his prayers each morning brought to this body valuable inspiration, and has reminded the members of their obligation not only to their God, but to their fellow men, to the State, and the nation, and

WHEREAS, His intellectual attainments and depth of thought have compelled the admiration of all within his hearing and have won the personal regard of all the members; now, therefore, be it

Resolved. That the Assembly hereby expresses appreciation of his services as Chaplain and assures him that the members will forever retain kind remembrances of him, and it is further

Resolved. That the Chief Clerk of the Assembly be and he hereby is authorized and instructed to have printed 250 booklets containing the prayers offered at this session, and that he send one of said booklets to each member of the Assembly and to each Desk Clerk of the Assembly, and the remaining booklets to Reverend Wm. H. Hermitage

Resolution unanimously adopted.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 885—An act to amend section 1 of an act entitled "An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than 100,000 persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium and repealing all acts in conflict therewith," approved May 20, 1921.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Little:

AMENDMENT NUMBER ONE.

In line 13 of the title of the printed bill, as amended in Assembly May 10, 1929, strike out the period following the word "cemeteries", in said line, and insert in lieu thereof a comma and the following: "and making the provisions of said act applicable in any city, city and county, or town, irrespective of population."

AMENDMENT NUMBER TWO.

On page 2, line 8, of the printed bill, as amended in Assembly May 10, 1929, strike out the word "county", following the word "said", in said line, and insert in lieu thereof the word "city".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 889—An act authorizing the Director of Finance to sell and convey certain lands of the State of California situated in Placer County and commonly known as the Tahoe Hatchery Camp to the Tahoe Lake Elementary School District.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Seawell:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, strike out lines 2 to 4, inclusive, and insert in lieu thereof the following: "to any elementary school district within which or contiguous to which the property is situate, certain real property of the state situate in the county of Placer and commonly known as the Tahoe hatchery camp."

AMENDMENT NUMBER TWO

On page 1 line 3, of the printed bill, strike out all of lines 3 to 10, inclusive, and insert in lieu thereof the following: "authorized for and on behalf of and in the name of the State of California to sell and convey to any elementary school district within which or contiguous to which the property is situate all of that certain real property situate in the county of Placer, State of California, belonging to the state and known as the Tahoe hatchery camp, or such part thereof as he may deem necessary for the needs of the district, and upon such terms and conditions as he shall prescribe.

The proceeds of such sale shall be deposited in the state treasury to the benefit of the general fund."

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

MOTION TO RECALL BILL.

Mr. Bernard moved that Assembly Bill No. 1061 be recalled from the Committee on Engrossment and Enrollment, and be placed on file for the purpose of adopting the urgency clause.

FURTHER CONSIDERATION OF ASSEMBLY BILL NUMBER ONE THOUSAND SIXTY-ONE.

Assembly Bill No. 1061—An act making an appropriation to meet a deficiency in the appropriation for subsidies of the Bureau of Tuberculosis of the Department of Public Health.

Bill read.

Urgency clause read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency clause adopted by the following vote:

AYES—Senators Adams, Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Clowdsley, Craig, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Housinger, Hoffman, Jepsen, Jones, Jost, Keaton, Kline, Little, Luttell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Roberts, Roland, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—55

NOES—None.

The above reported bill ordered to enrollment.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 741—An act to amend section 363a of the Political Code, relating to the Department of Public Works:

Also: Assembly Bill No. 746—An act to add a new section to the Penal Code, to be known as section 1046a, relating to jury panels;

Also: Assembly Bill No. 816—An act to add a new section to Penal Code to be numbered 374b, and relating to the depositing of garbage, swill and refuse on public highways, and any offensive matter or thing in theaters or places of public assemblages.

Also: Assembly Bill No. 849—An act to amend section 16r15 of the Weights and Measures Act, approved June 16, 1913, as amended, relating to compensation of the sealer of weights and measures in counties of the fifteenth class.

Also: Assembly Bill No. 850—An act to amend section 2322r15 of the Political Code, relating to county horticultural commissioners;

Also: Assembly Bill No. 864—An act to amend section 2322r30 of the Political Code, relating to the salary of the horticultural commissioner of counties of the thirtieth class.

Also: Assembly Bill No. 866—An act authorizing the board of supervisors in any county to provide for the education of graduates of the elementary schools of such county at the California Polytechnic School and to pay the costs thereof;

Also: Assembly Bill No. 872—An act to amend section 1 of an act entitled "An act empowering the board of trustees of the Whittier State School to sell all or any portion of the property heretofore acquired for the use of the Whittier State School, and to appropriate the proceeds for the purpose of reestablishing the said school elsewhere," approved May 27, 1919, as amended, relating to the disposition of the proceeds of sale.

Also: Assembly Bill No. 881—An act to amend sections 1 and 5 of an act entitled "An act to provide for the formation, management, and dissolution, of county fire protection districts, and annexation thereto, setting forth the powers of such districts and providing for levying and collecting taxes on property in such districts to defray the expenses thereof," approved May 23, 1923, and to add a new section thereto to be numbered section 5a.

Also: Assembly Bill No. 889—An act to regulate the construction and maintenance of auto camps in unincorporated areas, to provide for the inspection and

supervision of same and to provide penalties for the violation of the provisions thereof;

Also: Assembly Bill No. 896—An act authorizing the conveyance to the county of Los Angeles, State of California, of lands and rights of way for road purposes along, in, through or across property of the State known as the Pacific Colony grounds;

Also: Assembly Bill No. 897—An act to amend sections 3, 4, 5, 6 and 8 of an act entitled "An act to promote the development of the California canned fruit industry and to prevent deception in the packing and sale of canned fruit by establishing and defining certain standards for canned fruit of the varieties herein named, defining the powers and duties of the Director of the Department of Agriculture in relation hereto, including the collection of fees, creating a Board of Appeal and defining its powers and duties in relation hereto and fixing the compensation of the members thereof, prescribing penalties for violations hereof and making an appropriation to carry out the provisions hereof," approved May 23, 1925;

Also: Assembly Bill No. 900—An act to amend sections 5 and 19 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915.

Also: Assembly Bill No. 905—An act appropriating money to pay the claim of Mr S. W. Moore against the State of California;

Also: Assembly Bill No. 906—An act appropriating money to pay the claim of Grove J. Fink against the State of California;

Also: Assembly Bill No. 907—An act appropriating money to pay the claim of Fred A. Taylor against the State of California;

Also: Assembly Bill No. 911—An act appropriating money to pay the claim of the disbursing officer of the Division of Highways, State Department of Public Works, against the State of California;

Also: Assembly Bill No. 959—An act to add a new section to the Penal Code, to be numbered 427b, relating to the use of reproductions or facsimiles of the Great Seal of the State of California;

Also: Assembly Bill No. 966—An act to amend section 664 of the Penal Code, relating to the punishment for attempt to commit crime;

Also: Assembly Bill No. 968—An act to amend section 5 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns, and municipal corporations for municipal improvements, and regulating the acquisition, construction, or completion thereof," which became a law under constitutional provision without Governor's approval, February 25, 1901, as amended;

Also: Assembly Bill No. 988—An act to amend an act entitled "An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition therefor by the land owners; providing for the joint government and control thereof by the land owners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located, providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes, providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby, providing for the transfer of the properties of such districts to any reclamation, drainage or irrigation project and the extension of contracts providing for such transfer in exchange for the right to receive and use water; providing for the approval of the State Superintendent of Banks of such contracts or transfers; providing that said bonds and contracts or transfers may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds and such transfers or contracts providing therefor by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased, or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators, providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power" approved June 13, 1913, as amended, by amending the title thereof and sections 7 and 18 thereof and adding new sections thereto to be numbered 37 to 59, inclusive, relating to the powers and duties of water districts and the boards of directors thereof and providing for the drainage and reclamation of lands within such districts and for the annexation of lands to and the exclusion of lands from such district;

Also: Assembly Bill No. 1013—An act to amend section 8 of an act entitled "An act to define the duties of and to license land surveyors, and to repeal an act entitled

'An act to define the duties of and to license land surveyors,' approved March 31, 1891," approved March 16, 1907 (Statutes 1907, page 310), relating to duty of surveyors.

Also: Assembly Bill No. 1021—An act to amend section 2322r14 of the Political Code, relating to the salaries of the county horticultural commissioner and inspectors in counties of the fourteenth class.

Also: Assembly Bill No. 1028—An act to amend section 4243 of the Political Code, relating to salaries, expenses and fees of county officers in counties of the fourteenth class.

Also: Assembly Bill No. 1062—An act to add a new section to chapter 4b of part III, title V of the Political Code to be numbered section 2322k, relating to the distribution of certain pests, and to repeal an act entitled "An act to prevent the spread of certain species of plant pests by means of containers, appliances or articles used in connection with various agricultural commodities, to confer upon the Director of the Department of Agriculture the power to designate such species and such treatment therefor as he shall deem adequate to prevent such spread, to confer upon the county horticultural commissioners the power to prescribe such treatment, to prohibit the transporting from or into any county or locality of the State of any such containers, appliances or articles unless proof shall have been furnished that the same have not been exposed to infection or infestation by such plant pests, to make a violation of the provisions hereof a misdemeanor and to repeal an act entitled 'An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the Director of Agriculture in relation thereto,' approved June 3, 1921," approved April 3, 1925;

Also: Assembly Bill No. 1063—An act to amend section 23 and to repeal sections 21 and 22 of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain a police department, to provide for the formation, government and operation of said police districts, the assessment, collection, custody and disbursement of taxes, for such purpose, and to create a board of police commissioners," approved April 26, 1927, relating to the power of boards of police commissioners to adopt ordinances and to the jurisdiction of justices of the peace within the townships within which such police districts are situate;

Also: Assembly Bill No. 1076—An act making an appropriation for minor construction, improvements and equipment at the Norwalk State Hospital, declaring the urgency thereof and providing that this act shall take effect immediately;

Also: Assembly Bill No. 1079—An act to add a new section to chapter 4b of part III, title V of the Political Code, to be numbered 2321, relating to the office of county agricultural commissioner;

Also: Assembly Bill No. 1084—An act making an appropriation to meet the deficiency in the appropriation for support of the University of California for the seventy-ninth and eightieth fiscal years;

Also: Assembly Bill No. 1106—An act to increase the number of judges of the superior court of the county of Santa Barbara, and for the appointment of such additional judge;

Also: Assembly Bill No. 1107—An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of garages, and the maintenance, use and occupancy of the premises and land on which garages are erected or located, in incorporated towns, incorporated cities, and unincorporated cities and counties, and to provide penalties for the violation thereof.

Also: Assembly Bill No. 1122—An act to amend section 19a11 of the Juvenile Court Law, approved June 5, 1915, as amended, relating to the salary of probation officer of counties of the eleventh class;

Also: Assembly Bill No. 1123—An act to amend section 2 of an act entitled "An act to provide for the creation of a Commission on Uniform State Laws, the appointment of commissioners thereto and to appropriate money for traveling expenses," approved May 14, 1927, and to provide an appropriation therefor, relating to expenses;

Also: Assembly Bill No. 1129—An act making an appropriation for the construction of a cottage at the Woman's Relief Corps Home;

Also: Assembly Bill No. 1134—An act to add a new section to the Political Code to be numbered 363p, relating to pamphlets and bulletins of the Department of Public Works;

Also: Assembly Bill No. 1136—An act appropriating money to pay the claim of H. W. Levers against the State of California;

Also: Assembly Bill No. 1137—An act to provide for the investigation and study of the control of hypericum perforatum by the University of California, and making an appropriation therefor;

Also: Assembly Bill No. 1139—An act to add a new section to the Code of Civil Procedure to be numbered 1454a, relating to the administration of estates;

Also: Assembly Bill No. 1141—An act making an appropriation for the construction of cottages at the mouth of the Russian River.

Also: Assembly Bill No. 1171—An act to provide for the transferring of moneys in the contingent fund of the State Fire Marshal to the clothes cleaning establishment

fund; abolishing the contingent fund of the State Fire Marshal; and providing for support of the Division of Industrial Fire Safety, in the Department of Industrial Relations;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of May, 1929, at four o'clock p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 7—Relating to memorializing the Congress of the United States for federal aid in making provision for the national forests of the State—and reports that the same has been correctly enrolled, and presented to the Governor on the fourteenth day of May, 1929, at four o'clock p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 42—Relative to study on prison labor—and reports that the same has been correctly enrolled, and presented to the Governor on the fourteenth day of May, 1929, at four o'clock p.m.

SPALDING, Chairman

Also:

MR. SPEAKER Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 19—An act to add a new section to the Political Code to be numbered 402, relating to claims for which a warrant has been issued and paid and the amount thereof returned to the State treasury for payment by the State Treasurer, and prescribing a time after which said amount shall revert to and become a part of the general fund of the State;

Also Assembly Bill No. 52—An act to amend section 4307 of the Political Code, relating to county charges;

Also: Assembly Bill No. 56—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment in justices' courts.

Also: Assembly Bill No. 61—An act to amend section 636 of the Penal Code, relating to the protection of fish and game.

Also: Assembly Bill No. 86—An act to amend section 2713 of the Political Code, relating to the construction and repair of bridges.

Also: Assembly Bill No. 127—An act to add a new section to the Political Code to be numbered 404c, relating to county jails;

Also: Assembly Bill No. 159—An act to amend section 4257 of the Political Code, relating to the compensation of officers in counties of the twenty-eighth class.

Also: Assembly Bill No. 181—An act to amend section 274a of the Code of Civil Procedure, relating to the duties and compensation of phonographic reporters for the superior court.

Also: Assembly Bill No. 182—An act to repeal section 274b of the Code of Civil Procedure, relating to compensation of official reporters.

Also: Assembly Bill No. 186—An act to amend sections 1 and 2 of an act entitled "An act to regulate the moving of certain boxes, baskets and other receptacles used in mills, workshops, packing, canning and other mercantile establishments where women are employed, and providing penalties for its violation" approved June 3, 1921, relating to the occupations to which the act applies, the weight of receptacles and the carrying of boxes, trays or other receptacles up or down stairs;

Also: Assembly Bill No. 190—An act to amend section 5 of an act entitled "An act for the prevention of the adulteration and mis-labeling of agricultural seed, providing for the indicating of the purity and viability thereof and prescribing penalties for violations of the provisions hereof," approved June 3, 1921 as amended;

Also: Assembly Bill No. 197—An act to provide for the extermination of rats by mosquito abatement districts.

Also: Assembly Bill No. 209—An act to add a new section to the Code of Civil Procedure, to be numbered 1752½, relating to property of minors;

Also: Assembly Bill No. 227—An act to amend section 7 of an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitos, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 29, 1915, as amended, relating to mosquito abatement districts;

Also: Assembly Bill No. 228—An act to amend section 737p of the Political Code, relating to the salary of the judge of the superior court in and for the county of Kings.

Also: Assembly Bill No. 236—An act to provide for the adoption and registration of turkey marks or brands, regulating the sale of turkeys marked or branded and providing penalties for the violation of the provisions thereof;

Also: Assembly Bill No. 239—An act to amend section 537 of the Penal Code, relating to defrauding proprietors of hotels, inns, restaurants, boarding houses;

Also: Assembly Bill No. 242—An act to amend section 737*y* of the Political Code, relating to the salary of the superior judge in and for the county of Modoc;

Also: Assembly Bill No. 243—An act to amend section 4281 of the Political Code, relating to salaries, fees and expenses of officers in counties of the fifty-second class;

Also: Assembly Bill No. 249—An act to amend sections 2979*b* and 2979*c* of the Political Code, relating to the character, treatment, transportation and physical rehabilitation of physically defective and handicapped persons, under the age of 18 years, by and under the direction of the State Board of Health and by and under the direction of the county board of supervisors, procedure thereof, waiving of fees, providing for collection and disposition of moneys collected, and continuing of revolving fund;

Also: Assembly Bill No. 251—An act authorizing the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to provide farm and home aid for veterans in accordance with the provisions of the Veterans' Farm and Home Purchase Act, approved May 30, 1921, and of any and all acts amendatory thereof or supplemental thereto; creating a Veterans' Welfare Finance Committee; defining the powers and duties of said committee and of the Veterans' Welfare Board and other State offices in respect to the administration of the provisions hereof; providing ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; appropriating money for the expense of preparing and of advertising the sale of bonds herein authorized to be issued, and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1930;

Also: Assembly Bill No. 255—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor;

Also: Assembly Bill No. 260—An act to amend section 366 of the Political Code, relating to the Department of Institutions;

Also: Assembly Bill No. 287—An act to amend section 2528 and to repeal sections 2529, 2530, 2533 and 2535 of the Political Code, all relating to moneys received or collected or coming into the possession of the Board of State Harbor Commissioners and the disposition and expenditure thereof;

Also: Assembly Bill No. 293—An act to add new sections to the Political Code, numbered 686, 687, 688, 689, 690, 691 and 692 and to amend sections 662 and 675 of said code all relating to the powers and duties of the Department of Finance to certain claims against the State of California, to the making of exhibits by State departments, officers, boards or commissions, and creating in the Department of Finance a Division of State Lands abolishing the offices of Surveyor General, State Land Office and Registrar of State Land Office and transferring the duties, powers, purposes, responsibilities and jurisdictions thereof to said department, and to repeal an act entitled "An act to authorize suits against the State and regulating the procedure therein," approved February 28, 1893;

Also: Assembly Bill No. 299—An act to amend section 4300*f* of the Political Code, relating to fees of jurors;

Also: Assembly Bill No. 322—An act to add a new section to the Code of Civil Procedure to be numbered section 1778*a*, relating to the sale of personal property by guardians;

Also: Assembly Bill No. 323—An act to amend section 1766 of the Code of Civil Procedure, relating to guardians;

Also: Assembly Bill No. 339—An act to amend section 2322*20* of the Political Code, relating to the compensation of the horticultural commissioner in counties of the twentieth class;

Also: Assembly Bill No. 350—An act making an appropriation to pay the claim of Lew A. Norton against the State of California;

Also: Assembly Bill No. 373—An act granting to the city of Los Angeles the tidelands and submerged lands of the State within the boundaries of said city;

Also: Assembly Bill No. 375—An act to amend an act entitled "An act to amend an act entitled 'An act to amend section 1 of an act entitled "An act amending an act making an appropriation for the establishment of a permanent fund for the purchase of mite to be manufactured at the State prison at San Quentin, approved March 9, 1885," approved March 16, 1889, and to provide for the disposition and use of the surplus money received from the sale of jute goods and not needed for the "revolving fund" provided for in said act,' approved March 24, 1911, as amended, approved May 23, 1925, as amended";

Also: Assembly Bill No. 377—An act to amend section 849 of the Code of Civil Procedure, relating to summons, by whom and how served and returned;

Also: Assembly Bill No. 397—An act to amend section 2322*28* of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the eighth class;

Also: Assembly Bill No. 461—An act to amend section 4273 of the Political Code, relating to fees and salaries of officers in counties of the forty-fourth class;

Also: Assembly Bill No. 467—An act to amend section 793 of the Civil Code, relating to the termination of estates;

Also: Assembly Bill No. 468—An act to amend section 1946 of the Civil Code, relating to the hiring of real property,

Also: Assembly Bill No. 470—An act to add a new section to the Penal Code, to be numbered 415a, prohibiting the shooting or discharging of firearms upon the public highways of the State, and providing a penalty therefor;

Also: Assembly Bill No. 471—An act providing for the burning or removing of grass, brush, or other inflammable matter and debris from public highways;

Also: Assembly Bill No. 475—An act to add a new section to the Penal Code to be numbered 5304, relating to false impersonation of peace officers;

Also: Assembly Bill No. 480—An act to add a new section to the Penal Code, to be numbered 628f, relating to the protection of fresh water crayfish;

Also: Assembly Bill No. 486—An act to amend section 16212 of the "Weights and Measures Act" approved June 16, 1913, as amended, relating to the sealer of weights and measures in counties of the twelfth class;

Also: Assembly Bill No. 496—An act to amend section 583 of the Code of Civil Procedure, relating to the dismissal of actions;

Also: Assembly Bill No. 497—An act to amend section 56 of the Civil Code, relating to capability of minors to contract marriage.

Also: Assembly Bill No. 402—An act to amend section 1033 of the Code of Civil Procedure, relating to costs in civil cases;

Also: Assembly Bill No. 403—An act to provide for the making of snow surveys and the gathering and correlation of information pertinent to an annual forecast of seasonal water crop and making an appropriation therefor;

Also: Assembly Bill No. 406—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class

Also: Assembly Bill No. 441—An act to amend the title and section 1 of an act entitled "An act empowering county boards of supervisors to appropriate and use county funds for the support and maintenance of extension work in agriculture in cooperation with the United States Department of Agriculture and the University of California," approved May 18, 1915;

Also: Assembly Bill No. 452—An act to add a new section to the Code of Civil Procedure, to be numbered 1161a, relating to persons holding over in case of the sale of real property by virtue of execution, foreclosure of mortgage or under a power of sale contained in a deed of trust;

Also: Assembly Bill No. 456—An act to amend section 412 of the Political Code, relating to appointees of the Secretary of State;

Also: Assembly Bill No. 511—An act to validate and legalize all proceedings or actions commenced prior to the taking effect of this act under and pursuant to the "Street Opening Act of 1903," as amended, approved March 24, 1903;

Also: Assembly Bill No. 521—An act to add a new section to the Political Code, to be numbered 3670d, relating to settlement by the State of the principal and interest of bonded debt created and outstanding by any city, city and county, county, town, township or district prior to November 8, 1910;

Also: Assembly Bill No. 527—An act to amend section 1723 of the Code of Civil Procedure, relating to the termination of certain interests in property;

Also: Assembly Bill No. 541—An act to amend section 4269 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the fortieth class;

Also: Assembly Bill No. 559—An act to amend section 1168 of the Penal Code, relating to sentences under the Indeterminate Sentence Law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted;

Also: Assembly Bill No. 606—An act to amend section 3700 of the Political Code, relating to the State Board of Equalization;

Also: Assembly Bill No. 657—An act to amend section 7377 of the Political Code, relating to salaries of judges of the superior court in and for the city and county of San Francisco.

Also: Assembly Bill No. 682—An act to add a new section to the Civil Code to be numbered 2921a, relating to sales of trust property;

Also: Assembly Bill No. 686—An act creating a commission to investigate and report upon the subject of home rule for counties, providing for the appointment of the members thereof, the powers and duties of such commission, and making an appropriation therefor.

Also: Assembly Bill No. 701—An act to amend section 1 of an act entitled "An act creating an Advisory Pardon Board; defining and prescribing the powers and duties thereof; and making an appropriation therefor," approved May 17, 1915, as amended, adding an additional member to the Advisory Pardon Board.

Also: Assembly Bill No. 713—An act authorizing the Director of Finance and the Director of Public Works to investigate available sites in the city of Sacramento for the erection of a new residence for the Governor of the State, and providing for

the acquisition of such site or making a report with reference to same to the forty-ninth session of the Legislature;

Also: Assembly Bill No. 724—An act to amend section 476 of the Penal Code, relating to the issuing of fictitious bills, notes, checks, or instruments in writing with intent to defraud;

Also: Assembly Bill No. 725—An act to amend section 473 of the Penal Code, relating to penalty for forgery;

And reports that the same have been correctly enrolled, and presented to the Governor on the fourteenth day of May, 1929, at four o'clock p.m.

SPALDING, Chairman

RECESS.

At six o'clock and five minutes p.m., on motion of Mr. Jones, the Assembly was declared at recess until eight o'clock p.m. of this day.

REASSEMBLED.

At eight o'clock p.m., the Assembly reconvened.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

SECOND READING OF SENATE BILLS—(OUT OF ORDER).

Senate Bill No. 886—An act to amend the Workmen's Compensation, Insurance and Safety Act, approved May 26, 1913, as amended, by adding a new section thereto to be numbered 43½, relating to a cash revolving fund.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 684—An act relating to the maintenance of the professorship of nursing education at the University of California at Berkeley, defining the powers and duties of the State Director of Finance in relation thereto, and making an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 658—An act making an appropriation for the purpose of carrying out the provisions of the act entitled "An act to promote the development of the California egg industry, to prohibit the sale of eggs unfit for human food, to prevent deception in the sale of eggs, to protect the consuming public in the matter of quality and weight, and to encourage greater consumption of eggs by regulating and standardizing the grading, classification, and labeling of all eggs displayed for sale; providing penalties for the violation of the provisions of this act, and repealing all acts and parts of acts in conflict herewith," approved May 23, 1925.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 237—An act making an appropriation to pay the claim of C. J. Holzmilller against the State of California.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 239—An act making an appropriation to pay the claim of the Western Crane Service Corporation against the State of California.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 242—An act making an appropriation to pay the claim of the California Notion and Toy Company against the State of California.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 576—An act to establish a State prison; creating a commission to select and purchase a suitable site therefor; and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor.

Bill read second time, and ordered on file for third reading.

- Senate Bill No. 572—An act to amend section 636 of the Penal Code, relating to the protection of fish and game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, as amended in Senate May 1, 1929, in line 2, strike out the word "seven", and strike out all of line 3 and that part of line 4 preceding the word "and", and insert in lieu thereof the following: "one and one-half, two and one-half and twelve "A." and any net found in any boat in said districts one and one-half, two and one-half".

AMENDMENT NUMBER TWO.

On page 4, line 32, of the printed bill, after the word "nets", insert the following: "in district one and one-half it shall be lawful to use crab nets"

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 808—An act to amend section 626a of the Penal Code, relating to the retention of fish and game after the open season.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 403—An act to amend section 9 of an act entitled "An act to regulate and license the maintenance and operation of commercial hunting clubs and to provide revenue therefrom for fish and game protection and restoration," approved June 3, 1927.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 393—An act to provide relief for owners of crops damaged by protected game animals.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 880—An act relating to the acquisition of land, water or land and water within the State of California by the United States for migratory bird reservations.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 561—An act creating a commission to investigate and report upon the need for a revision of the constitution of the State of California, defining the powers and duties of such commission in respect thereto and making an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 195—An act empowering the Director of Public Works to provide for the lighting of State highways, State bridges, grade crossings, intersections, and hazardous road sections located on the State highway system, to make for greater safety and to reduce day-time congestion upon our public highways, and providing for the payment of the cost of the installation and upkeep thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 405—An act to amend sections 2179, 2189, 2190 of the Political Code, relating to the Department of Institutions.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 96—An act to amend sections 1327, 1491, 1616 and 1664 of the Code of Civil Procedure, relating to the administration of estates.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, in the title of the printed bill, strike out the figures "1327".

AMENDMENT NUMBER TWO

On page 1 of the printed bill, strike out all of section 1, being from line 1 to 12, inclusive

AMENDMENT NUMBER THREE.

On page 1, line 13, of the printed bill, strike out the figure "2", as the number of said section, and insert in lieu thereof the figure "1".

AMENDMENT NUMBER FOUR.

On page 1, line 17, of the printed bill, strike out the figure "3", as the number of said section and insert in lieu thereof the figure "2".

AMENDMENT NUMBER FIVE.

On page 2, line 29, of the printed bill, strike out the figure "4", as the number of said section, and insert in lieu thereof the figure "3"

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 339—An act to amend sections 1312 and 1327 of the Code of Civil Procedure, relating to contests of wills.

COMMITTEE AMENDMENT.

During second reading of the bill, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2, line 5, of the printed bill, after the word "must", strike out the remainder of said line 5 and all of line 6, excepting the words "be tried by a", and insert in lieu thereof the following: "unless such jury be waived as provided by section 631 of this code."

Amendment adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 371—An act to promote the purity of legislation by requiring the registration of persons engaged in influencing or attempting to influence legislation, defining advocates, and advocating, requiring the filing of statements of money received and expended by such persons and requesting a disclosure of the source from which money was received and how it was expended; prohibiting acts and practices in relation to influencing legislation and providing for the punishment of violation hereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 878—An act creating an additional District Court of Appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, after line 45, insert the following:

"Sec. 8. Each justice of the fourth appellate district shall be entitled to receive actual and necessary traveling expenses while engaged in the duties of the court in only two of any of the cities in which sessions of the court are held."

AMENDMENT NUMBER TWO.

On page 2, line 41, of the printed bill, strike out lines 41 to 45, inclusive, and insert in lieu thereof the following:

"Sec. 7. In addition to any other moneys otherwise appropriated for such purpose, for support, during the eighty-first and eighty-second fiscal years, of the district court of appeal for the fourth appellate district, the sum of one hundred thousand dollars is hereby appropriated out of moneys in the state treasury, of which sum the sum of twenty-four thousand dollars is appropriated from the appropriation "for support of judicial council, one hundred seventy thousand dollars (\$170,000)" made by chapter thirty-nine of statutes of 1929, and the balance thereof, the sum of seventy-six thousand dollars out of moneys in the general fund in the state treasury not otherwise appropriated."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 134—An act to amend sections 1377, 1378 and 1379 of the Penal Code, relating to compromise of criminal charges and prescribing penalties for violations of the provisions thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE

On page 1, line 6, of the printed bill, as amended in Senate May 1, 1929, after the comma following the word "robbery", insert the words "grand theft" and a comma.

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, as amended in Senate May 1, 1929, strike out the word "or", and insert in lieu thereof a comma.

AMENDMENT NUMBER THREE

On page 1, line 8, of the printed bill, as amended in Senate May 1, 1929, after the word "wrecking", insert the following: "or solicitation to commit any of the above named felonies".

AMENDMENT NUMBER FOUR.

On page 1, line 14, of the printed bill, as amended in Senate May 1, 1929, strike out the word "riotously", and insert in lieu thereof the word "riotously".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 132—An act requiring the reporting of personal injuries and prescribing penalties for the violation of the provisions thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, as amended in Senate April 11, 1929, after the word "injury", insert the word "inflicted".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, as amended in Senate April 11, 1929, commencing with the word "shall", strike out to and including the word "another" in line 25.

AMENDMENT NUMBER THREE

On page 2, line 3, of the printed bill, as amended in Senate April 11, 1929, strike out the period after the word "state", and insert the following: "shall come or be brought, to report the same immediately, both by telephone and in writing, to the chief of police, city marshal, town marshal or other head of the police department of any city, city and county, town or municipal corporation of this state, or to the sheriff of the county, if such hospital or pharmacy is located outside the incorporated limits of a city, town or other municipal corporation. Such report shall state the name of such person, if known, his whereabouts and the character and extent of such injuries. It shall also be the duty of every physician, or surgeon, who has under his charge or care any person suffering from any wound or injury inflicted in the manner above mentioned, to make a like report to the appropriate officers hereinabove named."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 888—An act granting to the city of Martinez tide and submerged lands of the State of California including the right to wharf out therefrom, to the city of Martinez, and regulating the management, use and control thereof.

Bill read second time, and ordered on file for third reading.

Senate Bill No 441—An act to provide for the issuance and sale of State bonds to create a fund for the improvement of San Francisco harbor by the construction by the Board of State Harbor Commissioners of wharves, piers, seawall, State railroad, spurs, betterments, and appurtenances, and necessary dredging and filling in connection therewith in the city and county of San Francisco; to create a sinking fund for the payment of said bonds; to define the duties of State officers in relation thereto; and to make an appropriation of \$5,000 for the expense of printing said bonds.

Bill read second time, and ordered on file for third reading.

Senate Bill No 158—An act to add a new section to the Code of Civil Procedure of California, to be known as section 66a, relating to judges of the superior court in San Diego county, and to repeal certain acts therein named.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 253—An act to repeal section 772 of the Penal Code, relating to removal of public officers by summary proceedings.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 662—An act to amend section 67a of the Code of Civil Procedure, relating to judges in counties of the first class.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 737—An act to add a new section to the Civil Code, to be numbered 48a, relating to libel.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 516—An act to amend section 5 of the Direct Primary Law, approved June 16, 1912, as amended, relating to nomination of candidates for public office.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 519—An act to amend section 1188 of the Political Code, relating to elections.

Bill read second time, and ordered on file for third reading.

Senate Bill No. 665—An act making an appropriation for the construction and the equipment on the campus of the University of California at Berkeley of a building to be known as the John M. Eshleman Memorial.

Bill read second time, and ordered on file for third reading.

THIRD READING OF SENATE BILLS—(RESUMED).

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER FORTY-FIVE.

Senate Constitutional Amendment No. 45—A resolution to propose to the people of the State of California an amendment to section 1 of article XIII of the constitution of the State, relating to property exempt from taxation.

Constitutional amendment read.

COMMITTEE AMENDMENT.

During reading of the constitutional amendment, the following amendment was submitted by the committee:

AMENDMENT NUMBER ONE

On page 2, line 13, of the printed measure, strike out the period following the word "bridge", in said line, and insert in lieu thereof a semicolon and the following: "*provided, however,* that whenever the state ceases to collect tolls for the use of any such bridge or property so acquired and the same becomes free to the public use, then such bridge and property shall become and remain exempt from all taxation and the state shall not thereafter make any payments to the county or city and county under the provisions of the franchise."

Amendment adopted.

Senate Constitutional Amendment No. 45 ordered to reprint, and on file for adoption.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read.

ON CONSTITUTIONAL AMENDMENTS.

ASSEMBLY CHAMBER, SACRAMENTO May 14, 1929.

MR SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 28—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article XVI thereof a new section, to be numbered 8, authorizing the issuance and sale of ten thousand bonds of the State of California in the denomination of \$1,000 each, authorizing the disposition of the proceeds of the sale of said bonds for certain purposes, and approving, adopting, legalizing, validating and making fully and completely effective the San Francisco Harbor Improvement Act of 1929 as passed by the Senate and Assembly at the forty-eighth session of the Legislature and approved by the Governor—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

(Signed out)

ANDERSON, Chairman
WEST
ARNOLD
SNYDER.
HORNBLOWER.
FISHER.

The above reported constitutional amendment ordered on file for adoption.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Concurrent Resolution No. 25—Relating to the preservation of the coast line of the State of California and the land and water areas contiguous thereto and authorizing the appointment of a committee for the purpose of study and investigation—and respectfully request your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate
By C. A. McLEAN, JR., Assistant Secretary

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Concurrent Resolution No. 25?

AMENDMENT NUMBER ONE

On page 2, line 2, of the printed resolution, as amended, after the word "make", insert the following: "its organization and facilities available for"

AMENDMENT NUMBER TWO

On page 2, line 20, of the printed resolution, as amended, beginning in said line 20, strike out "to collaborate with the department of natural resources and other executive departments;"

AMENDMENT NUMBER THREE

On page 2, line 22, of the printed resolution, as amended, beginning in said line 22, strike out the semicolon after the word "resolution" and the following: "to receive the report of the department of natural resources", and insert in lieu thereof the following: "by the executive departments heretofore designated; to receive and consider the results of the investigation and study so requested."

The roll was called, and Senate amendments to Assembly Concurrent Resolution No. 25 were concurred in by the following vote:

AYES—Adams, Anderson, Badlam, Baum, Bernard, Biss, Brock, Byrne, Cloudman, Clowdsley, Collier, Craig Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Frv, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttiell, Lyons, McDonough, McGinlev, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported concurrent resolution ordered to reprint, and enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 667—An act to amend section 4247 of the Political Code, relating to salaries and fees of officers in counties of the eighteenth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 667?

AMENDMENT NUMBER ONE

On page 1, line 13, of the printed bill, strike out the words "four hundred".

AMENDMENT NUMBER TWO.

On page 1, line 14, of the printed bill, strike out the words "one deputy", and insert in lieu thereof the following: "two deputies".

AMENDMENT NUMBER THREE.

On page 1, strike out lines 15 and 16 of the printed bill, and insert in lieu thereof the following: "died dollars per annum each, one stenographer at a salary".

AMENDMENT NUMBER FOUR.

On page 3, line 12, of the printed bill, strike out the word "four", and insert in lieu thereof the following: "one chief deputy at a salary of two thousand two hundred fifty dollars per annum, two".

AMENDMENT NUMBER FIVE.

On page 3, line 13, of the printed bill, after the word "each", insert the following: "and one deputy at a salary of one thousand nine hundred fifty dollars per annum".

AMENDMENT NUMBER SIX.

On page 3, line 43, of the printed bill, strike out the word "treasurer", and insert in lieu thereof the word "treasury".

AMENDMENT NUMBER SEVEN.

On page 3, line 47, of the printed bill, strike out the word "six", and insert in lieu thereof the word "eight".

The roll was called, and Senate amendments to Assembly Bill No. 667 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Colher, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed, as amended, Assembly Bill No. 983—An act to amend sections 2176, 2180 and 2192 of the Political Code and to add a new section to said code to be numbered 2176a, all relating to the Department of Institutions—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate

By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 983?

AMENDMENT NUMBER ONE.

On page 3, line 25, of the printed bill, strike out the word "hospital", and insert in lieu thereof the word "county".

AMENDMENT NUMBER TWO.

On page 3 of the printed bill, strike out all of line 30, and insert in lieu thereof the following: "his discretion.

The judge shall designate some county officer, whose business it shall be to keep a record of such payments ordered to be made, to receive, receipt for, and record such payments made, to pay over such payments to the county treasurer, to see that the person or persons ordered to make such payments comply with such orders, and to report to the court any failure on the part of such person or persons to make such payments.

The superintendent may, with the approval".

AMENDMENT NUMBER THREE.

On page 3, line 38, of the printed bill, strike out the comma following the word "hospital", and insert a period, and strike out the remainder of said line 38 and all of lines 39 and 40.

AMENDMENT NUMBER FOUR.

On page 3, line 33, of the printed bill, beginning with the word "The", strike out all of the printed matter down to and including the portion of a word "ness".

AMENDMENT NUMBER FIVE.

On page 3, line 34, of the printed bill, following the word "be", insert "the duty of the county auditor".

The roll was called, and Senate amendments to Assembly Bill No. 983 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Colher, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 655—An act to add a new section to the Political Code to be numbered section 4041i, authorizing the board of supervisors of the counties thereof to provide for the working of prisoners confined in the county jail and prescribing the compensation of the persons in charge thereof—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 655?

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, strike out the number "4041", and insert in lieu thereof the number "4041.12".

AMENDMENT NUMBER TWO.

In line 2 of the title of the printed bill, strike out the word "board", and insert in lieu thereof the word "boards".

AMENDMENT NUMBER THREE.

In line 3 of the title of the printed bill, strike out the words "of the counties thereof", and insert in lieu thereof the words "in their respective counties".

AMENDMENT NUMBER FOUR.

On page 1, line 2, of the printed bill, strike out the number "4041", and insert in lieu thereof the number "4041.12".

AMENDMENT NUMBER FIVE.

On page 1, line 3, of the printed bill, strike out the words and figures "4041i. The board", and insert in lieu thereof "4041.12. The boards".

AMENDMENT NUMBER SIX.

On page 1, line 5, of the printed bill, after the word "law", insert the following: "and in addition to jurisdiction and powers otherwise conferred."

AMENDMENT NUMBER SEVEN.

On page 1, line 12, of the printed bill, after said line add the following:

"SEC 2 This act shall be considered to be the latest legislative expression upon the matters herein contained, irrespective of any other bill or law heretofore enacted and especially is intended to supersede the provisions of section 4041.12 of the Political Code as enacted by an act adopted by the Legislature at its forty-eighth session and entitled "An act to amend section 4041 of the Political Code and to add twenty-five new sections to said code, to be numbered 4041.1 to 4041.25, both inclusive, relating to the jurisdiction and powers of boards of supervisors.""

The roll was called, and Senate amendments to Assembly Bill No. 655 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Elmanor; Miller, James A., Mixer, Morrison, Nielsen, Olva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Wittet, Woolwine, Wright, and Mr. Speaker—56.

NOES—None

The above reported bill ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 140—An act to add two new sections to chapter 7 of title XIII of part I of the Penal Code to be numbered sections 526 and 527, relating to the making, distribution, and use of written matter resembling processes of courts—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 140?

AMENDMENT NUMBER ONE.

Strike out lines 1 to 3, inclusive, of the title of the printed bill, and insert in lieu thereof the following:

"An act to add two new sections to chapter seven of title thirteen of part one of the Penal Code to be numbered sections 526 and 527, relating to the making, distribution, and use of written matter resembling processes of courts."

AMENDMENT NUMBER TWO

On page 1 of the printed bill, strike out line 1, and insert in lieu thereof the following:

"SECTION 1. A new section is hereby added to chapter seven of title thirteen of part one of the Penal".

AMENDMENT NUMBER THREE

On page 1 of the printed bill, strike out lines 4 to 16, inclusive, and insert in lieu thereof the following: "person any money, article of personal property or other thing of value, shall deliver or cause to be delivered to such other person any paper, document or written, typed or printed form purporting to be order or other process of a court, or designed or calculated by its writing, typing or printing, or the arrangement thereof, to cause or lead such other person to believe it to be an order or other process of a court, when in fact such paper, document or written, typed or printed form is not an order or process of a court, is guilty of a misdemeanor, and each separate delivery of any such paper, document or written, typed or printed form shall constitute a separate offense."

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, strike out line 17, and insert in lieu thereof the following:

"SEC 2. A new section is hereby added to chapter seven of title thirteen of part one of said code, to be".

AMENDMENT NUMBER FIVE.

On page 1 of the printed bill, strike out lines 20 to 25, inclusive, and on page 2 of the printed bill, strike out lines 1 to 8 inclusive, and insert in lieu thereof the following: "publish, or distribute any paper, document or written, typed or printed form, designed or calculated by its writing, typing or printing, or the arrangement thereof, to cause or lead any person to believe it to be, or that it will be used as an order or other process of a court when in fact such paper, document or written, typed or printed form is not to be used as the order or process of a court, is guilty of a misdemeanor, and each separate publication, printing, distribution, sale or offer to sell any such paper, document or written, typed or printed form shall constitute a separate offense, and upon conviction thereof in addition to any other sentence imposed the court may order that all such papers or documents or written, typed or printed forms in the possession or under the control of the person found guilty of such misdemeanor shall be delivered to such court or the clerk thereof for destruction."

The roll was called, and Senate amendments to Assembly Bill No. 140 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dullinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morrison, Nielsen, Ohta, Rendollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr Speaker—56.

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No 1101—An act to regulate and control the operation of aircraft; providing who may operate aircraft; declaring it unlawful for certain persons to operate aircraft; providing penalties for violations; repealing acts in conflict herewith and particularly that certain act entitled "An act concerning the registration, numbering and use of aircraft and the

licensing of operators thereof," approved June 3, 1921—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1101?

AMENDMENT NUMBER ONE.

On page 2, line 18, of the printed bill, strike out lines 18 to 32, inclusive.

AMENDMENT NUMBER TWO.

On page 2, line 33, of the printed bill, strike out the numeral "5", and insert in lieu thereof the numeral "2".

AMENDMENT NUMBER THREE.

On page 2, line 39, of the printed bill, strike out the numeral "6", and insert in lieu thereof the numeral "3".

AMENDMENT NUMBER FOUR.

On page 2, line 47, of the printed bill, strike out the numeral "7", and insert in lieu thereof the numeral "4".

AMENDMENT NUMBER FIVE.

On page 3, line 3, of the printed bill, strike out the numeral "8", and insert in lieu thereof the numeral "5".

AMENDMENT NUMBER SIX.

On page 3, line 15, of the printed bill, strike out the numeral "9", and insert in lieu thereof the numeral "6".

AMENDMENT NUMBER SEVEN.

On page 3, line 21, of the printed bill, strike out the numerals "10", and insert in lieu thereof the numeral "7".

AMENDMENT NUMBER EIGHT.

On page 3, line 28, of the printed bill, strike out the numerals "11", and insert in lieu thereof the numeral "8".

AMENDMENT NUMBER NINE.

On page 3, line 42, of the printed bill, strike out lines 42 to 50, inclusive, and insert in lieu thereof the following

"SEC. 9. Any person who operates or participates in the operation of any aircraft at a height less than one thousand feet over the congested parts of cities, towns or settlements, or over any open-air assembly of persons or elsewhere at a height of less than five hundred feet, except where indispensable to an industrial flying operation and exclusive of taking off or landing, or acrobatically operates or participates in the operation of any aircraft over the congested area in any city, town or settlement or over any open-air assembly of persons or below two thousand feet in height over any established or civil airway or at any height over any certified airport or landing field or within one thousand feet horizontally thereof or while carrying passengers for hire or reward, without the approval of the secretary of commerce of the United States, is guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than five hundred dollars or imprisonment in the county jail for not more than six months, or both such fine and imprisonment."

AMENDMENT NUMBER TEN.

On page 3, line 51, of the printed bill, strike out the numerals "13", and insert in lieu thereof the numerals "10".

AMENDMENT NUMBER ELEVEN.

On page 4, line 1, of the printed bill, strike out the numerals "14", and insert in lieu thereof the numerals "11".

AMENDMENT NUMBER TWELVE.

On page 4, line 3, of the printed bill, strike out the numerals "15", and insert in lieu thereof the numerals "12".

AMENDMENT NUMBER THIRTEEN.

On page 4, line 5, of the printed bill, after said line 5, insert the following:

"SEC 13. An aircraft may operate under a letter of authority from the secretary of commerce pending the official examination of such aircraft; *provided*, the application for aircraft license is on file with the secretary of commerce. Airmen who have filed their applications for licenses will be permitted to perform duties as licensed airmen of the class for which they apply, pending their official examination by the secretary of commerce.

SEC. 14. If and when it shall be finally determined by the supreme court that any portion of either section 2 or section 3 of this act is unconstitutional, then and in that event

(a) There shall be appointed by the governor a commission, to be known as the aviation commission of California, consisting of three members, each of whom shall be a person engaged or trained and experienced in aviation, shall hold office at the pleasure of the governor and shall receive no compensation, but shall receive the actual necessary traveling expenses incurred in the performance of his duties. The commission may appoint, prescribe the duties and fix the compensation of a secretary and such employees as may be necessary. Said commission shall function under the jurisdiction of the department of public works and shall be represented on the governor's council by the director of the department of public works.

(b) Said commission is hereby authorized and empowered:

(1) To formulate rules and regulations for the examination of aircraft, as to their air-worthiness, and the licensing of the same; and for the examination of airmen, as to their qualifications, and the licensing of the same,

(2) To examine and license aircraft and airmen;

(3) To revoke for cause, after written notice to the holder and a hearing being had thereon, any license issued by the commission hereunder.

Such rules and regulations must be consistent with the provisions of this act and shall provide standards for determining the air-worthiness of aircraft and the requisite skill, experience and qualifications of airmen, may cover such other matters as are authorized by the provisions hereof, and shall conform to and coincide with, so far as possible, the provisions of the air commerce act of 1926 and amendments thereto passed by the congress of the United States, and the air commerce regulations issued from time to time pursuant thereto.

(c) In accordance with the provisions of this section the rules and regulations formulated hereunder:

(1) Airmen licenses will be issued upon application, for a period of one year from date of issue, and upon the expiration of the respective terms of such licenses the licensees will be relicensed upon application for like periods, if the applicant is eligible therefor and has the necessary skill, experience and other qualifications.

(2) Aircraft licenses will be issued upon the application of the owner for a period of one year from date of issue and upon the expiration of the respective terms of such licenses the aircraft will be relicensed upon like applications for like periods if the aircraft be air-worthy and conforms to the requirements of this act and said rules and regulations.

(d) For licenses issued hereunder, the commission shall charge and collect the following fees.

(1) A fee of twenty-five dollars for an airman's license, if issued upon examination; five dollars, if issued without examination.

(2) A fee of fifty dollars for an aircraft license, if issued upon examination; ten dollars, if issued without examination.

(e) All airmen licensed by the United States government and all aircraft licensed by the United States government are expressly excepted from any of the licensing provisions of this section.

(f) Any person who (1) navigates any aircraft within the State of California unless said aircraft is licensed under the provisions of this section or is licensed and registered under the laws of the United States and any regulations made pursuant thereto, or (2) operates or participates in the operation of any aircraft within the State of California or acts as an airman in connection therewith unless he is licensed therefor under the provisions of this section or is registered and licensed therefor under the laws of the United States and any regulations made pursuant thereto, or operates or participates in the operation of any aircraft at a height of less than one thousand feet over the congested parts of cities, towns, settlements or over any open-air assembly of persons or elsewhere at a height of less than five hundred feet, except where indispensable to an industrial flying operation and exclusive of taking off or landing, or acrobatically operates or participates in the operation of any aircraft over a congested area in any city, town or settlement or over any open-air assembly of persons or below two thousand feet in height over any established or civil airway or at any height over any certified airport or landing field or within one thousand feet horizontally thereof or while carrying passengers for hire or reward, without the approval of the secretary of commerce of the United States, is guilty of a misdemeanor and upon conviction thereof shall be punishable by a fine of not more than five hundred dollars or imprisonment in the county jail for not more than six months, or both such fine and imprisonment.

SEC. 15. An aircraft may operate under a letter of authority from the secretary of commerce pending the official examination of such aircraft: *provided*, the application for aircraft license is on file with the secretary of commerce. Airmen who have filed their applications for licenses will be permitted to perform duties as licensed airmen of the class for which they apply, pending their official examination by the secretary of commerce.

SEC. 16. The sum of five thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any moneys in the state treasury not otherwise appropriated to carry out the purposes of this act. Such funds shall be expended under the direction of the aviation committee of California.

SEC. 17. In case any section, sections, or parts thereof shall be found to be unconstitutional or invalid for any reason, the remainder of the act, except as herein provided, shall not thereby be invalidated but shall remain in full force and effect. The Legislature hereby declares that it would have passed this act, each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared not constitutional."

The roll was called, and Senate amendments to Assembly Bill No. 1101 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudslev, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor Miller, James A. Mixer, Morrison, Nielsen, Oliva, Remdollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 395—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article XI₀, embracing sections 378 to 378_g, inclusive, creating a Bureau of Commerce in the State Department of Finance, defining the powers, duties, jurisdiction and functions thereof and making an appropriation therefor—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put. Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 395?

AMENDMENT NUMBER ONE

In the title of the printed bill, as amended in Assembly April 24, 1929, in line 7, strike out "378_f", and insert in lieu thereof "378_g".

AMENDMENT NUMBER TWO

On page 4, line 22, of the printed bill, as amended in Assembly April 24, 1929, strike out "378_f", and insert in lieu thereof "378_g".

AMENDMENT NUMBER THREE

On page 5, line 1, of the printed bill, as amended in Assembly April 24, 1929, strike out the word "director", and insert in lieu thereof the word "chief".

AMENDMENT NUMBER FOUR

On page 5, line 26, of the printed bill, as amended in Assembly April 24, 1929, after the word "their", and preceding the word "records", insert the word "state".

AMENDMENT NUMBER FIVE

On page 6, between lines 4 and 5, of the printed bill, as amended in Assembly April 24, 1929, insert the following paragraph:

"378_g The bureau of commerce is hereby authorized to receive funds from counties or municipalities or other political or quasi-political corporations or any person, firm, corporation, or association in this state and any funds so received shall be paid into the state treasury to the credit of the appropriation for the support of said bureau and such funds are hereby appropriated for carrying out the purposes of the bureau as defined and set forth in this article."

The roll was called, and Senate amendments to Assembly Bill No. 395 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudslev, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor Miller, James A. Mixer, Morrison, Nielsen,

Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 940—An act authorizing and empowering the Department of Natural Resources to acquire tax-deeded lands for the use of said department and making an appropriation therefor—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 940?

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, as amended in Senate April 29, 1929, after the word "resources", insert a comma, and add the following: "with the approval of the department of finance."

The roll was called, and Senate amendment to Assembly Bill No. 940 was concurred in by the following vote

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fiv, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56

NOES—None.

The above reported bill ordered to enrollment

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 957—An act to add a new section to the Political Code to be numbered 594b, relating to burial contracts and burial certificates—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 957?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out line 9, and insert in lieu thereof the following:

"SECTION 1 A new section is hereby added to the Political Code to be numbered 594b and to read as follows:

594b. No person, firm, corporation or company shall trans—".

The roll was called, and Senate amendment to Assembly Bill No. 957 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fiv, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also.

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1149—An act to amend section 514 of the Civil Code, relating to the construction by wagon road corporations of roads, ferries, bridges, tunnels and tubes across, in and under streams, bays and inlets, tidal or otherwise, on or intersected by the line of such corporations' roads; providing for the collection and rates of tolls for the use thereof by the public, and providing penalties for charging or demanding unlawful tolls—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put. Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1149?

AMENDMENT NUMBER ONE

On page 1, line 5, of the title of the printed bill, strike out the semicolon, and insert in lieu thereof the word "and"

AMENDMENT NUMBER TWO.

On page 1, line 6, of the title to the printed bill, strike out the comma following the word "public", and insert in lieu thereof a period.

AMENDMENT NUMBER THREE.

On page 1, line 7, of the title to the printed bill, strike out lines 7 and 8

AMENDMENT NUMBER FOUR.

On page 1, line 11, of the printed bill, strike out the words "board of supervisors of the proper county", and lines 12 and 13, and insert in lieu thereof "the officer, board or department empowered by law to grant franchises for such purposes".

AMENDMENT NUMBER FIVE.

On page 1, line 13 of the printed bill, strike out the period after the word "situate", and insert in lieu thereof a semicolon and the following "provided, however, that nothing in this section shall be construed to affect any franchises heretofore granted for such purposes."

AMENDMENT NUMBER SIX.

On page 1, line 14, of the printed bill, strike out lines 14 to 21, inclusive

The roll was called, and Senate amendments to Assembly Bill No. 1149 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Lattrell, Lyons, McDonough, McGhieley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also.

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 767—An act to revise an act entitled "An act to regulate the manufacture and sale of upholstered furniture; providing for the labeling of the same, providing for the licensing of persons manufacturing, selling, or repairing upholstered furniture; and creating the upholstered furniture inspection fund," approved May 9, 1927—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 767?

AMENDMENT NUMBER ONE

On page 6, line 15, of the printed bill, strike out the words "upholstered furniture inspection," and all of lines 16 to 18, inclusive, and insert in lieu thereof the following:

"department of agriculture fund created by chapter seventy of the statutes of 1929 to be expended in accordance with law in carrying out the provisions of this act."

The roll was called, and Senate amendment to Assembly Bill No. 767 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Colher, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1048—An act to add eleven new sections, to be numbered 55 to 65, both inclusive, to an act entitled "An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers," approved May 31, 1921, as amended, relating to the leasing and sale of the properties of public utility districts in unincorporated territory and the dissolution of such districts, and ascertainment of their indebtedness and the distribution of their assets—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1048?

AMENDMENT NUMBER ONE

On page 2, lines 39 and 40, of the printed bill, strike out the words "a majority", and insert in lieu thereof the following: "two-thirds".

The roll was called, and Senate amendment to Assembly Bill No. 1048 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Colher, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 281—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais Forest Fire District, to prevent and extinguish forest, brush and grass fires therein, and protect persons and property from injury, loss or damage resulting from any such fires; and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein, and the contribution or payment of public funds therefor," approved May 21, 1917, as amended, relating to the boundaries of the Tamalpais Forest Fire District and declaring the same an urgency measure, necessary for the immediate preservation of the public peace, health and safety and providing for its going into effect immediately—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 281?

AMENDMENT NUMBER ONE

On page 1, line 1, of the printed bill, strike out line 1, and insert in lieu thereof the following:

"SECTION 1. Section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais forest fire district, to provide and extinguish forest, brush and grass fires therein, and protect person and property from injury, loss or damage resulting from any such fire; and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein, and the contribution or payment of public funds therefor," approved May 21, 1917, as amended, is hereby amended to read as follows:

"Section 1. There is hereby organized, created, established".

AMENDMENT NUMBER TWO.

On page 3, line 25, of the printed bill, strike out lines 25 and 26, and insert in lieu thereof the following: "the State of California shall take effect immediately."

The roll was called, and Senate amendments to Assembly Bill No. 281 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Colher, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 229—An act to amend section 4258 of the Political Code, relating to salaries of officers of counties of the twenty-ninth class—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 229?

AMENDMENT NUMBER ONE

On page 4, line 46, of the printed bill, strike out lines 46 to 52, inclusive; also strike out lines 1 and 2 on page 5, and insert in lieu thereof the following:

"2. The sheriff, three thousand dollars per annum and all fees for the service of process issued without this county. One undersheriff at a salary of two thousand one hundred dollars per annum, one deputy at a salary of one thousand eight hundred dollars per annum and two deputies at a salary of one thousand five hundred dollars per annum each, which offices are hereby created. The salary of said undersheriff and deputies payable monthly in the same manner as the salaries of other county officers are paid."

The roll was called, and Senate amendment to Assembly Bill No. 229 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Colher, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1184—An act to authorize the State Agricultural Society to acquire property by gift, devise or bequest—and respectfully requests your honorable body to concur in said amendments.

J. A BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1184?

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the words "state board of agriculture", and insert in lieu thereof the words "state agricultural society".

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the words "state board of agriculture", and insert in lieu thereof the words "state agricultural society".

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, strike out all of lines 6 to 11, inclusive, and insert in lieu thereof the following: "bequest or devise. The title of such property shall vest in the State of California."

The roll was called, and Senate amendments to Assembly Bill No. 1184 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Wittet, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1144—An act to amend section 30 and section 31 of the Workmen's Compensation, Insurance and Safety Act of 1917 as amended, relating to insurance policies of workmen's compensation insurance—and respectfully requests your honorable body to concur in said amendment.

J. A BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1144?

AMENDMENT NUMBER ONE.

On page 4, line 6, of the printed bill, strike out lines 6 to 16, inclusive, and insert in lieu thereof the following "that any compensation insurance policy issued by any insurance carrier must be previously approved, as to substance and form, by the insurance commissioner, after consultation with the industrial accident commission; and provided, further, that no such approved form of policy may be otherwise limited or restricted, except by endorsement thereon in accordance with a form or forms prescribed by the insurance commissioner or in accordance with rules and regulations adopted by the insurance commissioner after consultation with the industrial accident commission. Failure to observe the requirements of the foregoing provisions of this section shall render any policy not complying therewith unlimited."

The roll was called, and Senate amendment to Assembly Bill No. 1144 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley,

McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1185—An act relating to certain funds and property of inmates of State homes, reformatories, hospitals, prisons and other institutions and the expenditure thereof—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary

The question being put. Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1185?

AMENDMENT NUMBER ONE

In the title of the printed bill, strike out line 2, and insert in lieu thereof the following: "State homes, reformatories, hospitals, prisons and other institutions and the expendi-".

AMENDMENT NUMBER TWO.

On page 1, line 2, of the printed bill, strike out lines 2 to 6, inclusive, and insert in lieu thereof the following: "home, reformatory, hospital, state prison or other institution shall die, escape or be discharged or paroled from such home, reformatory, hospital, state prison or other institution, and any personal funds or property of such person shall remain in the hands of the superintendent of such home, reformatory, hospital or other institution, or the warden of such prison, said superintendent".

AMENDMENT NUMBER THREE.

On page 1, line 18, of the printed bill, strike out line 18, and insert in lieu thereof the following: "public place at the state home, reformatory, hospital, institution or state prison".

AMENDMENT NUMBER FOUR.

On page 1, line 21, of the printed bill, strike out the period in said line 21 and insert in lieu thereof a semicolon and the following: "*provided, however,* that when a sale authorized by this act is held at the Veteran's Home or the Woman's Relief Corps Home of property of members of any one of such homes the proceeds derived therefrom shall be deposited immediately in the post fund of the home at which any sale is had."

AMENDMENT NUMBER FIVE.

On page 1, line 22, of the printed bill, strike out said line 22 and insert in lieu thereof the following:

"SEC. 2. The superintendent of any state home, reformatory, hospital or other institution".

AMENDMENT NUMBER SIX.

On page 1, line 27, of the printed bill, strike out the period in said line 27, and insert in lieu thereof the following: "or post fund."

AMENDMENT NUMBER SEVEN

On page 2, line 1, of the printed bill, strike out said line 1 and insert in lieu thereof the following:

"SEC. 3. The superintendents of state homes, reformatories, hospitals or other institutions".

AMENDMENT NUMBER EIGHT.

On page 2, line 4, of the printed bill, strike out lines 4 and 5, and insert in lieu thereof the following:

"SEC. 4. The superintendents of state homes, reformatories, hospitals and other institutions and the wardens of state prisons may expend moneys in".

AMENDMENT NUMBER NINE

On page 2, line 6, of the printed bill, after the word "fund", insert the following: "or post fund".

AMENDMENT NUMBER TEN

On page 2, line 7, of the printed bill, after the word "state", insert the word "homes", and insert a comma following said word "homes", and after the word "hospitals", insert a comma and the following word: "institutions".

The roll was called, and Senate amendments to Assembly Bill No. 1185 were concurred in by the following vote

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 538—An act to add a new section to the Penal Code to be numbered 164 relating to the making of contracts for the collection of damages for injuries to persons or property or both; and prohibiting solicitation of such claims for suit outside the State; providing for penalties therefor; and for exceptions thereto—and respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 538?

AMENDMENT NUMBER ONE

On page 2, line 10, of the printed bill, strike out "and/".

AMENDMENT NUMBER TWO.

On page 2 line 11, of the printed bill strike out "and/".

AMENDMENT NUMBER THREE

On page 2, line 15, of the printed bill, strike out "and "

AMENDMENT NUMBER FOUR.

On page 2, line 16, of the printed bill, strike out "and/".

AMENDMENT NUMBER FIVE.

On page 2, line 19, of the printed bill, strike out "and/".

The roll was called, and Senate amendments to Assembly Bill No. 538 were concurred in by the following vote

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Seewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 498—An act to provide for an appropriation to complete the investigation authorized by an act entitled "An act to provide for the investigation by the State of California of the possibilities of coordinating the development of the water resources of the State for public protection and to the end that they may be put to the greatest beneficial use, and making an appropriation for said purpose," approved May 23, 1925, and to provide for the expenditure thereof—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 498?

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the period and insert a comma and add the following: "and the investigation and study of the development of the water resources of southern California, including the Santa Ana river and Mojave river."

The roll was called, and Senate amendment to Assembly Bill No. 498 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 398—An act to amend section 10 of an act entitled "An act to provide for the formation, management, and dissolution of county waterworks districts; for supplying the inhabitants thereof with the water, for levying and collecting taxes on property in such districts; and for the issuance of county waterworks district bonds and the payment thereof," approved June 13, 1913, as amended, relating to the tax for maintaining waterworks—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 398?

AMENDMENT NUMBER ONE.

On page 2, line 9, of the printed bill, strike out the word "when", and insert in lieu thereof the following: "Whenever the board of directors of a county waterworks district shall, by resolution of such board, petition, and when".

The roll was called, and Senate amendment to Assembly Bill No. 398 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1032—An act to prescribe a procedure for the acquisition by the State, counties, cities and cities and counties of property under the provisions of section 14½ of article 1 of the constitution of California; also providing for the sale or other disposition and conveyance of lands so acquired, and providing for the disposition of the proceeds of the sale of such lands—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1032?

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title of the printed bill, strike out the words "of property".

AMENDMENT NUMBER TWO.

On page 1, line 2, of the title of the printed bill, strike out the words "counties and municipalities", and insert in lieu thereof the following: "counties, cities and cities and counties".

AMENDMENT NUMBER THREE.

On page 1, line 3, of the title of the printed bill, after the figures "14½", insert the following: "of article one".

AMENDMENT NUMBER FOUR

On page 1, line 4, of the title of the printed bill, strike out the words "and the reservation of rights therein and", and insert in lieu thereof a semicolon and the following: "also providing for".

AMENDMENT NUMBER FIVE.

On page 1, line 5, of the title of the printed bill, strike out the word "thereof", and insert in lieu thereof the following: "of lands so acquired, and providing for the disposition of the proceeds of the sale of such lands."

AMENDMENT NUMBER SIX.

On page 1, line 20, of the printed bill, strike out the word "is", and in line 21, strike out the words "hereby amended so as to include", and insert in lieu thereof the following: "shall be deemed and construed as including".

AMENDMENT NUMBER SEVEN.

On page 2, line 6, of the printed bill, after the figures "14½", insert the following: "of article one".

The roll was called, and Senate amendments to Assembly Bill No. 1032 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witte, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1009—An act relating to the adoption of textbooks for use in the public high schools of the State and to the furnishing of such textbooks for the use of the pupils of such schools—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1009?

AMENDMENT NUMBER ONE.

On page 4, line 17, of the printed bill, strike out all of lines 17 to 27, inclusive, and insert in lieu thereof the following:

"Sec. 6.409. When, in the judgment of the state board of education, there exists sufficient evidence that a textbook listed by said board contains sectarian or denominational doctrine contrary to law or contains propaganda injurious to the welfare of the public schools, said board shall cause the book to be investigated by a committee of impartial experts. Such committee shall be constituted and shall conduct its investigation under such rules and regulations as may be prescribed by the state board of education. If, in the opinion of the committee such textbook does contain sectarian or denominational doctrine contrary to law or does contain propaganda injurious to the welfare of the public schools, said board of education may remove said book from the official list."

The roll was called, and Senate amendment to Assembly Bill No. 1009 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen,

Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15, 16 and 18 of the General Dairy Law of California, approved June 15, 1923, as amended—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 304?

AMENDMENT NUMBER ONE.

On page 14 of the printed bill, as amended, at the end of line 36, after the word "annually", insert a comma, and the words "with the exception of hospitals".

AMENDMENT NUMBER TWO.

On page 14, line 10, of the printed bill, as amended, after the word "to", insert the following: "private homes manufacturing for their own use or to".

The roll was called, and Senate amendments to Assembly Bill No. 304 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 525—An act to amend section 3051 of the Civil Code, relating to liens—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 525?

AMENDMENT NUMBER ONE

On page 1, line 28, of the printed bill, strike out the period, insert in lieu thereof a semicolon and add the following: "*provided, however,* that any such lien arising by reason of repossession of such automobile shall be subservient to any bona fide sale, lien or encumbrance to which such automobile shall become subject during the period intervening between the time of loss of possession and the time of such repossession".

AMENDMENT NUMBER TWO.

On page 1, line 25, of the printed bill, strike out the words "or repossession".

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, strike out lines 2 to 7, inclusive, and insert in lieu thereof the following: "supplies or materials for such automobiles; *provided, however,* that where the possession of, or lien upon, any automobile held under a claim of lien hereunder is lost by reason of fraud, trick or device, the repossession of said automobile by said garage keeper shall revive the lien so lost; *provided, further,* that any lien thus revived shall be subordinate to any sale, lien, encumbrance, right, title or interest in such automobile acquired or exercised in good faith and for value by any person between the time of loss of possession and the time of repossession."

The roll was called, and Senate amendments to Assembly Bill No. 525 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1098—An act to amend section 597 of the Penal Code, relating to cruelty to animals—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1098?

AMENDMENT NUMBER ONE.

On page 1, line 20, of the printed bill, strike out the period after the word "misdemeanor", and insert in lieu thereof a semicolon and the following: "*provided, however, that the provisions of this section relating to the sheltering of animals shall not be construed to apply to animals or live stock allowed to graze or grazing on the open range.*"

The roll was called, and Senate amendment to Assembly Bill No. 1098 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1065—An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food products or food articles," approved June 5, 1913, as amended, to be numbered 1a, relating to the securing of a permit to destroy foodstuffs—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1065?

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the numeral and letter "1a", and insert in lieu thereof "Sec. 1a".

The roll was called, and Senate amendment to Assembly Bill No. 1065 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen,

Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 882—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 882?

AMENDMENT NUMBER ONE

On page 10, line 22, of the printed bill, strike out lines 22 to 24, inclusive, and insert in lieu thereof the following: "a population of over one hundred thousand no justice of the peace shall engage in the practice of law in any court in this state during the time that he holds office"

AMENDMENT NUMBER TWO.

On page 11, line 50, of the printed bill, after said line 50, insert the following: "For the purpose of this section the population of townships in counties of this class is hereby determined to be the population of such townships as shown by the federal census taken in the year Anno Domini one thousand nine hundred and twenty. Any increase of salary of any justice of the peace as herein provided shall become effective at the earliest date or dates permitted by the constitution.

15. Constables shall receive the following monthly salaries to be paid each month in the same manner and out of the same fund as other county officers are paid which shall be in full for all services rendered by them in criminal cases: In townships having a population of more than one hundred thousand, one hundred sixty-six and two-thirds dollars; in townships having a population of seventy-five thousand and less than one hundred thousand, one hundred fifty dollars, in townships having a population of twenty thousand and less than seventy-five thousand, one hundred fifty dollars; in townships having a population of fifteen thousand and less than twenty thousand, two hundred dollars; in townships having a population of less than fifteen thousand, one hundred seventy-five dollars. In addition to the compensation received in criminal cases each constable may receive and retain for his own use such fees as are now or may hereafter be allowed by law for all services performed by him in civil cases; *provided*, that in counties of this class constables shall be, and they are hereby allowed such expenses as are actually and necessarily incurred by them in conveying prisoners to and from the county jail, such expenses to be itemized and presented as a claim against the county and to be audited and allowed by the board of supervisors and paid out of the county treasury in the same manner as are other claims. For the purpose of this section the population of townships in counties of this class is hereby determined to be the population of such townships as shown by the federal census taken in the year Anno Domini one thousand nine hundred twenty; *provided, further*, that in townships having a population of more than one hundred thousand, the board of supervisors of counties of the third class shall furnish each constable with a suitable office and supplies for said office. Any increase in the salary of any constable as herein provided shall not become effective during the term of office of any present incumbent.

16. Each supervisor, three thousand dollars per annum; *provided*, that in counties of this class supervisors charged as road commissioners with the inspection of five hundred or more miles of roads within their respective district, shall be and they are hereby allowed their actual traveling expenses not to exceed the sum of seventy-five dollars in any one calendar month; *and provided, further*, that, in counties of this class supervisors charged as road commissioners with the inspection of two hundred fifty and not exceeding five hundred miles of roads within their respective districts shall be, and they are hereby allowed their actual traveling expenses not to exceed fifty dollars in any one calendar month; *and provided, further*, that in lieu of the above-mentioned amounts for traveling expenses, said supervisors charged as road commissioners may be furnished with automobiles by counties of the third class; *provided, further*, that nothing herein contained shall be construed to prevent the use of county automobiles while engaged in the performance of their official duties, by supervisors of counties of this class not so charged as road commissioners.

17. The county librarian, three thousand dollars per annum, payable at the same time and in the same manner and out of the same fund as the salaries of other county officers; *provided*, that the board of supervisors may appoint all necessary

employees for the county library as provided by law. The county librarian shall also be allowed actual and necessary traveling expenses.

18. The sealer of weights and measures, four thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the sealer of weights and measures one chief deputy whose salary is hereby fixed at the sum of two thousand seven hundred dollars per annum; and such other deputies as may be appointed in accordance with law whose salaries are hereby fixed at the sum of two thousand four hundred dollars per annum each; *provided, further*, that the salaries of said sealer of weights and measures, said chief deputy, and all other deputies shall be paid by said county at the same time and in the same manner and out of the same fund as the salaries of other county officers; said chief deputy and deputies to be appointed as provided by law."

AMENDMENT NUMBER THREE

On page 10, line 10, of the printed bill, strike out the words "five hundred".

AMENDMENT NUMBER FOUR.

On page 12, line 43, of the printed bill, strike out the word "fifteen", and insert in lieu thereof the words "twenty-five".

AMENDMENT NUMBER FIVE.

On page 12, line 43, of the printed bill, strike out the word "fifty", and insert in lieu thereof the words "thirty-five".

The roll was called, and Senate amendments to Assembly Bill No. 882 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Clowdsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dullinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morrison, Nielsen, Olva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 446—An act to amend section 103 and to add a new section to be numbered 103b to the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 446?

AMENDMENT NUMBER ONE.

On page 2, line 21, of the printed bill, after the word "thousand", insert the words "five hundred".

AMENDMENT NUMBER TWO.

On page 2, line 25, of the printed bill, strike out the word "eight", and insert in lieu thereof the word "two".

AMENDMENT NUMBER THREE.

On page 2, line 21, of the printed bill, after the word "annum", change the period to a semicolon and add the following: "*provided, however*, that after the first day of January, 1931, in cities of this class, no city justice shall engage in the practice of law in any court of this state during the term of his office."

AMENDMENT NUMBER FOUR

On page 2, line 26, of the printed bill, after the word "annum", insert a semicolon instead of a period, and add the following: "*provided, however*, that in cities of this class wherein no provision is made by city charter for a police or other inferior court, such city justice shall receive a salary of four thousand eight hundred dollars per annum."

AMENDMENT NUMBER FIVE.

On page 2, line 30, of the printed bill, after the word "thousand", insert the following words: "six hundred".

AMENDMENT NUMBER SIX.

Strike out line 1 of the title of the printed bill, and insert in lieu thereof the following:

"An act to amend section 103 and to add a new section to be numbered 103b to the Code of Civil Procedure,".

AMENDMENT NUMBER SEVEN.

On page 3, line 13, of the printed bill, after said line 13, insert the following: "SEC. 2 A new section is hereby added to the Code of Civil Procedure to be numbered 103b and to read as follows:

103b. In counties of the first class the justices of the peace shall receive the following salaries to be paid in monthly installments in the manner and out of the same fund as county officers are paid, which salaries shall be in full for all services rendered by such justices of the peace: In townships having a population of thirty thousand or more, six thousand dollars per annum; in townships having a population of more than twenty thousand and less than thirty thousand, two thousand five hundred dollars per annum; in townships having a population of less than twenty thousand, one thousand five hundred dollars per annum."

AMENDMENT NUMBER EIGHT.

On page 1, lines 2 and 3, of the title of the printed bill, strike out the following words: "and to add a new section to be numbered 103b to", and insert in lieu thereof the word "of".

AMENDMENT NUMBER NINE.

On page 2, line 24, of the printed bill, strike out the words "six thousand five", and insert in lieu thereof the words "four thousand eight".

AMENDMENT NUMBER TEN.

On page 2, beginning in line 25, down to line 28, strike out the following proviso: "*provided, however,* that after the first day of January, 1931, in cities of the second class, no city justice shall engage in the practice of law in any court of this state during the time that he holds office."

AMENDMENT NUMBER ELEVEN.

On page 3 of the printed bill, strike out all of lines 11 to 23, both inclusive.

AMENDMENT NUMBER TWELVE.

On page 2, line 23, of the printed bill, strike out lines 23 and 24, and insert in lieu thereof the following: "cities of the second class, no city justice shall engage in the practice of law in any court of this state during the time that he holds office."

AMENDMENT NUMBER THIRTEEN.

On page 2, line 30, of the printed bill, strike out the word "this", and insert in lieu thereof the words "the second and one-half".

The roll was called, and Senate amendments to Assembly Bill No. 446 were concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Olva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1152—An act to amend section 1 of an act entitled "An act to provide for the creation of a board of parole commissioners for each county in this State, for the paroling of prisoners confined in county jails, and authorizing and empowering such boards to make rules and regulations in relation thereto," approved March 25, 1909, relating to a board of parole commissioners—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1152?

AMENDMENT NUMBER ONE

On page 2 of the printed bill, strike out lines 27 and 28, and insert in lieu thereof the following: "from city or county jails, designate deputies of their respective offices to serve for them as temporary commissioners in the place and stead of any".

The roll was called, and Senate amendment to Assembly Bill No. 1152 was concurred in by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

The above reported bill ordered to enrollment.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 249—An act providing money for the control of the floods of the Santa Ana River system, providing for cooperation by the interested counties and districts, directing the Division of Engineering and Irrigation, Department of Public Works, to conduct and carry on such work and relating thereto.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 249 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Heisinger, Hoffman, Hornblower, Ingels, Jones, Jost, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 700—An act authorizing the Department of Public Works of the State of California to build, purchase, condemn or otherwise acquire, for and in the name of the State of California, and to operate and maintain bridges and approaches thereto across waters, bays, arms of bays, straits, rivers and streams in California, or across any stream that is a boundary line between California and any other state; also to charge tolls for passage over said bridges; also to fix the rate of said tolls; also to issue and sell nontaxable, interest bearing revenue bonds, and to fix the rate of interest thereon, with which to build, purchase, condemn or otherwise acquire, bridges and approaches thereto; also to fix the time of maturity; also to provide by the collection of tolls for the money with which to retire said bonds and to pay the interest thereon; also to pay into the State treasury all moneys collected hereby, and to create a special fund to be styled "The Highway Bridge Fund"; also to create a first lien on such tolls that may be collected for the use of any such bridges or approaches thereto; also to provide that certain property already appropriated to another public use may be condemned and taken for the bridge purposes herein set out; and also declaring that the building or ownership of bridges and approaches contemplated by this act shall be a superior or paramount right or

necessity; also that when two or more bridges are coupled or consolidated under one bond issue or under one contract that when such bridges have been paid for that thereafter no tolls shall be charged or collected on either or any such bridge or bridges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 700 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Nielsen, Oliva, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—62.

NOES—Arnold, Easley, Feeley, and Stockwell—4.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 701—An act authorizing the Department of Public Works of the State of California to grant licenses and franchises for taking tolls on all roads and bridges within the State; also granting jurisdiction to fix the rate of tolls; also providing for operators of toll bridges and toll roads to keep accurate account of costs of construction, repair, operation and maintenance thereof; also providing for verified statement of such costs to be submitted to the Department of Public Works; also authorizing the Department of Public Works to prescribe a uniform system of accounts; also providing the forms of such reports required under this act; also authorizing the Department of Public Works to make orders and to prescribe rules and regulations with respect to toll roads and toll bridges in conformity with this act; also repealing all other acts and parts of acts in conflict with any provision of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate bill No. 701 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixer, Nielsen, Oliva, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—62.

NOES—Arnold, Easley, Feeley, and Stockwell—4.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 538—An act authorizing the Department of Public Works of the State of California to lay out, acquire and construct a highway from the city of San Francisco across the bay of San Francisco to the county of Alameda, and providing for the payment of the cost thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 538 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixter, Nielsen, Oliva, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—62.
NOES—Arnold, Easley, Feeley, and Stockwell—4.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 702—An act to repeal an act entitled “An act to provide for bridges across navigable streams, and across estuaries, ponds, swamps, or arms of bays that may be outside of the line of navigable waters,” approved March 14, 1881, and all amendments thereto; also providing that all rights, privileges, duties and obligations now existing under any valid franchise or license heretofore granted under and by virtue of said act shall not be affected by the foregoing repeal but shall continue in full force and effect.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 702 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Crowley, Deuel, DeYoe, Dillinger, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Mixter, Nielsen, Oliva, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—62.
NOES—Arnold, Easley, Feeley, and Stockwell—4.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 64—An act to amend section 112 of the Code of Civil Procedure, relating to jurisdiction of justices' courts.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Sewell:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed bill, as amended, strike out the word “fifty”, and substitute in lieu thereof the word “thirty”.

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Sewell asked for and was granted unanimous consent to take up Senate Bill No. 64, at this time, without reference to printer.

Senate Bill No. 64—An act to amend section 112 of the Code of Civil Procedure, relating to jurisdiction of justices' courts.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 64 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Collier, Craig, Crawford, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—58.

NOES—Adams, Cloudsley, and Jones—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 734—An act to amend section 1425 of the Penal Code, relating to the criminal jurisdiction of justices' courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 734 finally passed by the following vote.

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 53—An act to amend an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended, by amending sections 691, 693, 806 and 882 thereof, relating to the jurisdiction of courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 53 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 57—An act to repeal sections 4427 and 4432 of the Political Code, relating to civil jurisdiction of police courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 57 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 68—An act to amend section 1462 of the Penal Code, relating to the criminal jurisdiction of municipal courts.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Sewell:

AMENDMENT NUMBER ONE

On page 1, line 9, of the printed bill, as amended in Assembly May 10, 1929, strike out the word "misdemeanor", and insert in lieu thereof the word "misdemeanor".

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Sewell asked for and was granted unanimous consent to take up Senate Bill No. 68, at this time, without reference to printer.

Senate Bill No. 68—An act to amend section 1462 of the Penal Code, relating to the criminal jurisdiction of municipal courts.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 68 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 69—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the election of jurors therein," approved May 23, 1925, as amended, by amending sections 28 and 29 thereof, relating to the jurisdiction of said courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 69 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 55—An act to amend sections 76 and 77 of the Code of Civil Procedure, relating to jurisdiction of superior courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 55 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 67—An act to add new sections to the Code of Civil Procedure, to be numbered 77a and 77b, relating to the establishment of appellate departments of the superior court in counties or cities and counties wherein any municipal court is established, and to the constitution, regulation, jurisdiction, government and procedure thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 67 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 63—An act to add a new section to the Code of Civil Procedure, to be numbered 927g, relating to costs in small claims courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 63 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Clowdsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 56—An act to add a new section, to be numbered 933½, to title XII of part II of the Code of Civil Procedure, relating to police courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 56 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Clowdsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES.—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 59—An act to amend section 274c of the Code of Civil Procedure, relating to phonographic reporters.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 59 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Clowdsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 60—An act to add a new section to the Code of Civil Procedure, to be numbered 900b, relating to new trials in justices' courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 60 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feelev, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 61—An act to add a new section to the Code of Civil Procedure, to be numbered 831*h*, relating to practice and procedure in the justices' courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 61 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 62—An act to add a new section to the Code of Civil Procedure, to be numbered 982*a*, relating to appeals to superior courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 62 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 733—An act to amend section 922 of the Code of Civil Procedure, relating to authority of one justice of the peace to sit for another.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 733 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger,

Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 71—An act to add a new section to the Political Code, to be numbered 4185*a*, relating to qualifications and eligibility to the office of justice of the peace.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Deuel:

AMENDMENT NUMBER ONE

On page 1, line 5, of the printed bill, as amended in Assembly May 10, 1929, strike out the word "ten", and insert in lieu thereof the word "thirty".

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Sewell asked for and was granted unanimous consent to take up Senate Bill No. 71, at this time, without reference to printer.

Senate Bill No. 71—An act to add a new section to the Political Code, to be numbered 4185*a*, relating to qualifications and eligibility to the office of justice of the peace.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 71 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 72—An act to amend section 4014 of the Political Code, relating to justices of the peace.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 72 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder,

Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved

Bill ordered transmitted to the Senate.

Senate Bill No 91—An act to amend section 831*b* of the Code of Civil Procedure, relating to changing place of trial in municipal courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 91 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 99—An act to amend sections 831*c*, 831*d*, 988*a*, 988*b* and 988*c* of the Code of Civil Procedure, relating to practice and procedure with respect to civil actions in municipal courts and appeals from said courts.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Sewell:

AMENDMENT NUMBER ONE.

On page 2, line 9, of the printed bill, after the word "therein", insert the following:

"(4) When an answer is filed in an action to recover a debt or liquidated demand, if it is claimed that there is no defense to the action, on motion of the plaintiff, supported by a verified complaint, or if not verified then by the affidavit of the plaintiff or of any other person having knowledge of the facts, the answer may be stricken out and judgment may be entered, in the discretion of the court, unless the defendant by affidavit shall show such facts as may be deemed by the judge hearing the motion sufficient to entitle him to defend.

Such affidavit shall be made by the defendant, or by any other person, having knowledge of the facts, and shall set forth facts showing that the defendant has a good and substantial defense to the plaintiff's action (or to a portion thereon) upon the merits, as the deponent verily believes, and it shall appear in the affidavit that the facts pertaining to the action have been fully and fairly stated to defendant's counsel, naming him, and that the defendant upon such statement has been advised by such counsel that he has a defense to the action (or to some portion thereof) upon the merits. The facts so stated shall be the personal knowledge of the affiant, shall be set forth in the affidavit with particularity, and the affidavit shall show affirmatively that the affiant, if sworn as a witness, can testify competently thereto. If all facts relied upon as tending to establish such meritorious defense are not within the personal knowledge of one person, then such as are not within the knowledge of the person making the affidavit of merits shall be supported by the affidavit or affidavits of the person or persons qualified, as above, and said supporting affidavits shall be drawn with like particularity.

If it appear that such defense applies only to a part of the plaintiff's claim, or that any part is admitted, the plaintiff may have judgment entered forthwith for so much of his claim as such defense does not apply to, or as is admitted, on such

terms as may be just, and the cause of action may be severed accordingly. A judgment entered under this section is an appealable judgment, as in other cases."

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Sewell asked for and was granted unanimous consent to take up Senate Bill No. 99, at this time, without reference to printer.

Senate Bill No. 99—An act to amend sections 831*c*, 831*d*, 988*a*, 988*b* and 988*c* of the Code of Civil Procedure, relating to practice and procedure with respect to civil actions in municipal courts and appeals from said courts.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 99 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 74—An act to amend section 1013 of the Code of Civil Procedure, relating to service by mail.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 74 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 88—An act to amend section 2031 of the Code of Civil Procedure, relating to depositions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 88 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder,

Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved

Bill ordered transmitted to the Senate.

Senate Bill No. 79—An act to amend sections 1022, 1025 and 1033 of the Code of Civil Procedure, relating to costs.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 79 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor Miller, James A. Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 80—An act to add a new section to the Code of Civil Procedure, to be numbered 722, relating to proceedings supplemental to execution.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 80 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor Miller, James A. Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 81—An act to amend sections 591, 592, 593 and 594 of the Code of Civil Procedure, relating to trials.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 81 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor Miller, James A. Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 82—An act to amend section 681a of the Code of Civil Procedure, relating to stay of executions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 82 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Klme, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor Miller, James A. Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 85—An act to amend an act entitled "An act providing for the manner of payment of the extra compensation of justices, judges and justices of the peace, sitting in courts other than their own, under assignment thereto by the chairman of the Judicial Council, and for the manner of payment of the necessary expenses for travel, board and lodging of such justices and judges incurred in the discharge of such assignments," approved May 20, 1927, by amending section 1, relating to the compensation of justices and judges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 85 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Klme, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor Miller, James A. Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Adams, Anderson, and Jost—3

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 94—An act to add a new section to Code of Civil Procedure, to be numbered 167, relating to powers of a judge of the superior court when absent from his county.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 94 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Keaton, Klme, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor Miller, James A. Mixer, Morrison, Nielsen, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder,

Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63

NOES—Adams, Anderson, and Jost—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 97—An act to amend section 2009 of the Code of Civil Procedure, relating to time when an affidavit may be used.

Bill read third time.

The question being on the passage of the bill.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Sewell moved a call of the House.

Motion carried.

Time, ten o'clock and fifty-five minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hoffman, Hornblower, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Oliva, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—57.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

Senate Bill No. 87—An act to amend section 166 of the Code of Civil Procedure, relating to the powers of superior judges at chambers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 87 finally passed by the following vote:

AYES—Badham, Baum, Bishop, Brock, Byrne, Cloudman, Collier, Cronin, Deuel, DeYoe, Dillinger, Eddy, Feeley, Feigenbaum, Fisher, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Keaton, Kline, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Reindollar, Roland, Scudder, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—48.

NOES—Anderson, Arnold, Bernard, Bliss, Cloudsley, Crowley, Easley, Jones, and Oliva—9.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 93—An act to amend sections 631, 1312, 1330 and 1636 of the Code of Civil Procedure, relating to waiver of trial by jury.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 93 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower,

Jespersen, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—56.

NOES—Anderson—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 78—An act to amend section 607 of the Code of Civil Procedure, and to add two new sections thereto, to be numbered 607*a* and 607*b*, relating to instructions to jurors in jury trials.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 78 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Collier, Craig, Crawford, Cronin, Deuel, DeYoe, Easley, Fisher, Fry, Gilmore, Harper, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Keaton, Kline, Luttrell, McGuinness, Meeker, Morgan, Morrison, Nielsen, Oliva, Patterson, Reindollar, Roland, Scudder, Sewell, Spalding, Stockwell, West, Williams, Williamson, Wright, and Mr. Speaker—46.

NOES—Anderson, Cloudsley, Crowley, Eddy, Feigenbaum, Jones, Little, McDonough, Miller, Eleanor; Miller, James A., Snyder, and Woolwine—12.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 65—An act to amend sections 2006 and 2032 of the Code of Civil Procedure, relating to depositions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 65 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 86—An act to amend sections 258 and 259 of the Code of Civil Procedure, relating to court commissioners.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Sewell:

AMENDMENT NUMBER ONE.

In the title of the printed bill, as amended, strike out the first two lines, and insert in lieu thereof the following:

"An act to amend section 258 of the Code of Civil Procedure, relating to the appointment of court commissioners".

AMENDMENT NUMBER TWO

On page 1, line 3, of the printed bill, as amended, strike out the words "Whenever a necessity exists therefor the", and insert in lieu thereof the word "The".

AMENDMENT NUMBER THREE.

On page 1, lines 13, 14, and 15, of the printed bill, strike out the words "and except in any city and county, shall have been admitted to practice before the supreme court of the state".

AMENDMENT NUMBER FOUR.

On page 1, line 20, of the printed bill, as amended, strike out all the printed matter down to and including the period on page 3, line 34.

Amendments adopted.

Bill ordered to reprint, and on file for third reading.

Senate Bill No. 73—An act to amend the Code of Civil Procedure by amending sections 632, 633, 634, 644, 650, 657, 659, 660, 664, 953a, 953c, 956, and 1717 thereof, and to add certain new sections thereto, to be numbered sections 659a, 661 and 662, respectively, relating to findings, judgments, new trials and appeals.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 73 finally passed by the following vote :

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read.

AMENDMENT TO TITLE.

During reading of the title, Mr Sewell moved to amend the title as follows :

AMENDMENT NUMBER ONE

Strike out line 2 of the title of the printed bill, as amended in Assembly May 10, 1929, and insert in lieu thereof the following "sections 650, 657, 659, 660, 953a and 953c thereof, and".

Amendment adopted.

Title read, as amended, and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 89—An act to amend sections 447 and 448 of the Code of Civil Procedure, relating to the pleading of written instruments.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Sewell :

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, as amended in Assembly May 10, 1929, strike out the word "count" in said line, and insert in lieu thereof the word "relies".

AMENDMENT NUMBER TWO.

On page 2, line 9, of the printed bill, as amended in Assembly May 10, 1929, strike out the word "count" in said line, and insert in lieu thereof the word "relies".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Sewell asked for and was granted unanimous consent to take up Senate Bill No. 89, at this time, without reference to printer.

Senate Bill No. 89—An act to amend sections 447 and 448 of the Code of Civil Procedure, relating to the pleading of written instruments.

The question being on the passage of the bill.

The roll was called and Senate Bill No. 89 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 792—An act to amend sections 1276, 1277, 1278 and 1279 of the Code of Civil Procedure, relating to changes in names of persons and corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 792 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Senate Bill No. 793—An act to amend sections 296, 365 and 410 of the Civil Code, to add a new section to said code, numbered 296a, and to repeal section 321a of said code, all relating to corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 793 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 794—An act to add a new section to the Civil Code, to be numbered 411, relating to the surrender by foreign corporations of the right to transact intrastate business.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 794 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmote, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 885—An act to amend section 1 of an act entitled "An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than 100,000 persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium and repealing all acts in conflict therewith," approved May 20, 1921.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 885 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 520—An act to amend chapter 4 of title I of part III of the Political Code by adding a new section 728 thereof to relate to the Judicial Council assigning justice of the peace.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 520 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor, Miller, James A.,

Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 866—An act to amend section 4236*l* of the Political Code, relating to the compensation of county and township officers in counties of the seventh class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 866 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 827—An act to amend sections 3, 8, 11, 14, 16*a* and 20 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 827 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 862—An act authorizing municipal corporations to acquire and donate real property to the State of California and also authorizing the Director of Finance to receive in the name of the State of California gifts or donations of real property or improved real property subject to certain conditions and restrictions.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Little moved that Senate Bill No. 862 be withdrawn from the file, and ordered re-referred to Committee on Municipal Corporations.

Motion carried.

Senate Bill No. 862 ordered re-referred to Committee on Municipal Corporations.

Senate Bill No. 420—An act to amend sections 1044, 1083*b*, 1096, 1096*a*, 1125, 1151, 1195*b*, 1204, 1205, 1210, 1261, 1262, 1264, 1265 of the Political Code, relating to registration of electors and conduct of elections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 420 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jaspersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 889—An act authorizing the Director of Finance to sell and convey certain lands of the State of California situated in Placer County and commonly known as the Tahoe Hatchery Camp to the Tahoe Lake Elementary School District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 889 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jaspersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 884—An act granting certain tidelands, submerged lands and filled lands of the State of California to the city of Newport Beach, upon certain trusts and conditions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 884 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 887—An act to amend section 1 of an act entitled "An act to make available for the use of the United States government suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed," approved May 27, 1921, by conferring on any county or municipal corporation now or hereafter organized, the power to improve any lands so acquired, or any lands owned or held by such county or municipal corporation, and for such purposes to incur indebtedness, issue negotiable bonds and levy taxes to pay the principal and interest thereof; and to convey to the United States any lands so acquired and improved, or any lands owned or held by such county or municipal corporation, whether improved or not; and to add a new section to said act, to be numbered 1a, validating all proceedings heretofore conducted for or relating to the incurring of bonded indebtedness, and all bonds heretofore issued, for such purposes, by any county or municipal corporation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 887 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder,

Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 259—An act to amend "An act to enable counties to join with incorporated cities and towns within such counties in the joint construction of public buildings to be used jointly for county and municipal purposes." approved May 29, 1913, by adding thereto a new section to be numbered 3.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 259 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Patterson, Reindollar, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright and Mr. Speaker—61.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 414—An act relating to the annual publication of financial reports of school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 414 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Keaton, Kline, Luttrell, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Oliva, Patterson, Reindollar, Roland, Scudder, Seawell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—59.

NOES—Jones, Spalding, and Wright—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 160—An act to amend section 1 of an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of Coronado in furtherance of navigation, commerce and fisheries, and providing for the government, management and control thereof," approved April 27, 1923.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 160 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger,

Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James, A. Morgan, Morrison, Nielsen, Oliva, Patterson, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 574—An act to amend sections 4 and 5 of an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Harper:

AMENDMENT NUMBER ONE

In line 6 of the title of the printed bill, strike out the period following the numerals "1911", in said line, and insert in lieu thereof a comma and the following: "as amended, relating to the trusts and restrictions heretofore imposed upon said tidelands, and to the use and leasing of the tidelands by the city."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 7 and 8, and insert in lieu thereof the following: "approved May 1, 1911, as amended, is hereby amended to read as follows:

Sec. 4. All of the land described in this act,".

AMENDMENT NUMBER THREE

On page 1 of the printed bill, strike out all of lines 12 to 17, inclusive, and insert in lieu thereof the following: "and by any of the provisions of this act, except that said city or".

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, strike out all of lines 2 to 4, inclusive, and insert in lieu thereof the following: "the use of the tidelands of said bay, lying bayward of said bulkhead line. If during such lease, rental, or other holding, such holding shall interfere with the use of any of the tidelands of San Diego bay, lying bayward of said bulkhead line, for navi-".

AMENDMENT NUMBER FIVE.

On page 2, line 10, of the printed bill, after the period following the word "holding", in said line, insert the following: "No provision contained in this act shall be construed to supersede or in any way limit or affect the provisions of any law which may be passed by the Legislature at its forty-eighth session, granting to the county and to the city of San Diego, jointly, for county and municipal purposes, any of the tidelands herein described."

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, strike out all of line 13, and insert in lieu thereof the following:

"Sec. 5. All of the land described in this act,".

Amendments adopted.

Bill read third time, ordered to reprint, and on file for third reading.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Harper asked for and was granted unanimous consent to take up Senate Bill No. 574, at this time, without reference to printer.

Senate Bill No. 574—An act to amend sections 4 and 5 of an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of

San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 574 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Oliva, Patterson, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 879—An act to amend the title and sections 10, 11, 33 and 41 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, relating to revenue bonds, and the levy of assessments and special assessment taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 879 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Oliva, Patterson, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—None

Title read and approved

Bill ordered transmitted to the Senate.

Senate Bill No. 318—An act providing for a State Park on Mission Bay in San Diego County and for the administration thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 318 finally passed by the following vote:

AYES—Adams, Arnold, Badham, Baum, Bernard, Bliss, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Morrison, Nielsen, Oliva, Patterson, Reindollar, Roland, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 657—An act to amend the Penal Code of California by adding thereto two new sections, to be numbered 597*h* and 597*i*, relating to cropping of the ears of dogs.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 657 refused passage by the following vote:

AYES—Adams, Anderson, Baum, Cloudman, Crawford, Dillinger, Easley, Eddy, Harper, Hawes, Heisinger, Jespersen, Kline, Little, Lyons, McDonough, Meeker, Miller, Eleanor; Miller, James A., Morgan, Oliva, Stockwell, West, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—28.

NOES—Arnold, Badham, Bernard, Bliss, Brock, Collier, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Emmett, Feeley, Fisher, Fry, Gilmore, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Luttrell, McGinley, McGinness, Mixter, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roland, Scofield, Seawell, Snyder, Spalding, and Young—39.

Senate Bill No. 637—An act to amend section 5 of "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 637 finally passed by the following vote:

AYES—Arnold, Badham, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Lyons, McDonough, McGinley, McGinness, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Oliva, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—60.

NOES—Collier, Jespersen, Luttrell, Meeker, Spalding, Stockwell, and Wright—7.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 853—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 853 finally passed by the following vote.

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—69.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 86—An act to amend sections 258 and 259 of the Code of Civil Procedure, relating to court commissioners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 86 finally passed by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Reindollar, Roberts, Roland, Seefeld, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwme, Wright, Young, and Mr. Speaker—69.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

MOTION TO EXPUNGE RECORD.

Mr. Bishop moved that the record of all proceedings relative to the passage of Senate Bill No. 14 be expunged.

The question being on the motion to expunge the records relative to Senate Bill No. 14.

POINT OF ORDER.

The following point of order was raised by Mr. Hornblower. That the motion made by Mr. Bishop was dilatory.

RULING BY SPEAKER.

The Speaker ruled the point of order well taken.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1133—An act to allow the establishment of an emergency cash fund by the governing board of any school district, high school district, or junior college district, of any kind or class, and providing also for the reduction or discontinuance of such fund;

Also: Assembly Bill No. 932—An act to add a new section to an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, and adopting those provisions, not inconsistent herewith, of an act entitled 'An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith,' approved May 30, 1923, as amended and approved May 23, 1925," as approved May 26, 1927, to be numbered 13a relating to a revolving fund for the State Highway Commission.

J. A. BEEK, Secretary of Senate.
By **PAUL MASON, Assistant Secretary.**

The above reported bills ordered to enrollment.

Also.

SENATE CHAMBER, SACRAMENTO, May 14, 1929:

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 232—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in municipal corporations of the sixth class;

Also: Assembly Bill No. 1120—An act to amend sections 4, 6, 8, 9, 12 and to add certain new sections to be numbered 13½ and 13¾ to an act entitled "An act provid-

ing for the incorporation, government and management of metropolitan water districts, authorizing such districts to incur bonded debt and to acquire, construct, operate and manage works and property, providing for the taxation of property therein and the performance of certain functions relating thereto by officers of counties, providing for the addition of area thereto and the exclusion of area therefrom and authorizing municipal corporations to aid and participate in the incorporation of such districts," approved May 10, 1927;

Also Assembly Bill No. 1160—An act to transfer and set over certain State land from the jurisdiction of the Park Commission, the Department of Institutions and the Divisions of Highways to the jurisdiction of the Surveyor General and providing for the use thereof;

Also: Assembly Bill No. 187—An act to amend section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violations of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923;

Also: Assembly Bill No. 134—An act to amend section 1 of "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1051—An act to amend section 16x21 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in the process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standards of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act including the State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, as amended, relating to the salary of the sealer and deputies of counties of the twenty-first class.

Also: Assembly Bill No. 1050—An act providing for the dedication of real property for street or highway purposes by governing boards of school districts;

Also: Assembly Bill No. 973—An act to amend an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department and to assess and collect taxes, from time to time, for such purpose, and to create a Board of Fire Commissioners," approved March 4, 1881, as amended, by adding certain new sections thereto to be numbered 27, 28, 29, and 30, providing for the organization and reorganization of districts to be formed thereunder.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 979—An act to provide for the payment of traveling expenses of superintendents of schools of counties attending national conventions of superintendents of schools;

Also: Assembly Bill No. 894—An act providing for the payment of traveling expenses of rural supervisors of schools;

Also: Assembly Bill No. 1178—An act to amend section 9a31 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary of the county librarian in counties of the thirty-first class;

Also: Assembly Bill No. 1173—An act to amend section 4246 of the Political Code, relating to the salaries, fees, and expenses, of officers and their deputies and assistants in counties of the seventeenth class

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 650—An act appropriating money to be used for the purchase of dam sites and other necessary land to restrain tailings from hydraulic mining operations and for engineering investigations in connection therewith.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day refused passage to Assembly Bill No. 94—An act granting in trust to the city and county of San Francisco the interest of the State in and to, and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold, providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 406—An act to amend sections 2, 4, 7, 8, 10, 11, 12, and 46 of an act entitled "An act to provide for the establishment and change of public streets, lanes, alleys, courts, places and rights of way, and of any of the following avenues of public travel, namely, tunnels, subways, viaducts, bridges or independent subterranean ways in municipalities and providing for the construction or improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 184—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41 and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add fourteen new sections to said act, to be numbered sections 2a, 2b, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds; and providing for the proceedings which shall be affected by the foregoing amendments.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During reading of the bill, the following amendments were submitted by Mr. Crawford:

AMENDMENT NUMBER ONE.

Strike out the title of the printed bill, as amended, and insert in lieu thereof the following:

"An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41, and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and improvement act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add new sections to said act to be numbered 2a, 2b, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j, and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds; and providing for the proceedings which shall be affected by the foregoing amendments."

AMENDMENT NUMBER TWO.

Strike out all of the printed matter of the bill as amended, and insert in lieu thereof the following:

"The people of the State of California do enact as follows:

SECTION 1. Section 4 of said "Acquisition and improvement act of 1925," as amended, is hereby amended, to read as follows:

Sec. 4. The legislative body desiring to initiate proceedings for the making of any acquisition or improvement, or both an acquisition and improvement, under the provisions of this act, may, by an order to be entered upon its minutes, designate some county officer, if the legislative body be that of the county, or some municipal officer, if it be that of a municipality, or some other competent person, in either case, and direct him to prepare and furnish specifications for the proposed acquisition or improvement, or both. The said specifications, in the case of an improvement, shall include all plans, profiles, cross-sections and specifications necessary therefor, together with a statement of the estimated cost of the improvement (inclusive of incidental expenses and the costs of the proceeding), a description of the district to be benefited by the proposed improvement and a map or plat showing the same and also the different zones within said district (if any are necessary because of varying benefits), with a statement as to what percentage of the total amount to be levied each year shall be levied upon the lands within each zone in the district, and shall show the grades to which the contemplated improvements are to be constructed. In the case of an acquisition, the said specification shall include a description of all property to be acquired, together with a map or plat showing the same, the total sum of the estimated expense of said acquisition (which expenses shall include the estimated amount of just compensation and damages, the estimated expenses chargeable to the plaintiff in the condemnation action, and the estimated incidental expenses of the proceeding) and a description of the district to be benefited by the proposed acquisition and a map or plat thereof; and the other matters relating to zones and percentages as above required in the case of improvements. In the event that the contemplated proceeding includes both an acquisition and improvement, all of the above requirements shall be included in the specifications; the district, zones and percentages set forth to comprehend both the contemplated acquisition and improvement. Said specifications shall be signed by the person designated and directed to prepare them and be presented to the legislative body ordering them. Said legislative body shall examine the said specifications and may approve them or order modifications or changes to be made therein. When approved by the legislative body they shall be filed with the clerk of said body. At any time before the adoption of a resolution of intention the specifications may be corrected or modified by the order of said body.

Any error or informality in the appointment of any officer or other person to prepare specifications, or the omission of a formal order of appointment altogether, shall not invalidate or in any way affect the proceedings.

In case the consent of any legislative body other than the one conducting the proceedings is required, as provided in section 2 of this act, then, after the specifications shall have been approved and filed, the legislative body conducting the proceeding shall, by resolution, request such consent (or consents, if more than one is necessary), and a copy of the resolution requesting such consent, together with a copy of the specifications, shall be filed with the legislative body, or bodies, whose consent is requested. Such legislative body, or bodies, may consent by resolution.

SEC. 2. Section 5 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 5. Before ordering any acquisition or any improvement authorized by this act, the legislative body which is to conduct the proceeding shall adopt a resolution

of intention so to do, referring to the public way, in the case of a public way already acquired, by its lawful or official name, or the name by which it is commonly known, and, in the case of a public way to be acquired under the proceeding, by the name by which such public way is to be called upon its acquisition (which name shall thereby be fixed and established), and when the acquisition or improvement is of property or a right of way owned or to be acquired by the public, then by briefly describing the said property or right of way. No proceeding for any improvement taken or had under this act shall ever be held to be invalid on the ground that the public way or ways, or any portion thereof, upon which the work or improvement, or any part thereof, is to be or was done has not been dedicated or acquired; *provided*, the same is lawfully dedicated or acquired or an order of immediate possession and use thereof has been obtained at any time before judgment is entered in the suit involving such proceeding.

In the case of an acquisition, the resolution shall briefly set forth that a public way or property or right of way (naming it or otherwise briefly describing it) is to be acquired state the purpose of such acquisition, and describe the property necessary or convenient to be taken therefor, and refer to the specifications on file for all details and for the estimated expense of the acquisition. It shall be determined in said resolution that the public interest and necessity require the acquisition therein set forth, and that said property to be taken is necessary therefor. Said resolution, in the case of an acquisition, shall be adopted by a vote of two-thirds of the members of said legislative body. In the case of an improvement, said resolution shall determine that the public interest and necessity require the improvement set forth in the resolution and shall briefly describe the improvement, it being sufficient to state in general terms the class or kind of work contemplated (such as grading, paving, sewerage, or other work or improvement), and to give in general the location of the proposed improvement and refer to the plans, profiles, detail drawings and specifications therefor, or such of them as may be suitable or proper (which shall be approved by said legislative body and be on file in the office of the clerk thereof at the time of the adoption of said resolution), for the estimated cost of the improvement (inclusive of incidental expenses and costs of the proceeding), for a full and detailed description and location of said proposed improvement, and of the grades to which said improvement is to be constructed.

Said resolution shall contain the following statement: "The notice of all persons is directed to the grades for the proposed improvement and to the provisions of the acquisition and improvement act of 1925 relating to grades," and in cases where the construction of the proposed improvement will result in a substantial change (considered with reference to existing physical conditions) with respect to the relation of the elevation of any abutting property to that of the public way as it will exist upon being improved to the proposed grade, there shall be included in said statement the following: "Particular notice is directed to the fact that substantial changes in the relation of the elevation of abutting property to that of said public way (or ways), as it (or they) will exist after being improved, will result from the construction of the above mentioned improvements to the proposed grades." If both an acquisition and improvement are contemplated in the same proceeding, one resolution of intention containing the above requirements in the respective cases, shall be sufficient. Said resolution shall also contain a description of the district of the lands to be benefited by said proposed improvement or acquisition, or both, as the case may be, which shall be known thereafter and which will in this act hereafter be referred to as the "assessment district." Each proceeding under this act, may, for convenience be entitled, and such entitling shall be sufficient for all purposes: "In the matter of acquisition and improvement district No _____ of the county (or city, as the case may be) of _____" (giving a different number to each district for which a proceeding is had) and a like designation of the district (omitting the words "in the matter of") shall be a sufficient designation of the district at all times and for all purposes. The said description of the assessment district may be in general terms, referring to a plat or map approved by the legislative body conducting the proceeding, which shall be on file in the office of the clerk of such legislative body at the time of the adoption of said resolution of intention, and which shall indicate by a boundary line the extent of the territory to be included in the proposed assessment district, which said plat or map shall govern for all details as to the extent of said assessment district. Said resolution shall also contain a statement that, for the expenses of the things therein proposed to be done, bonds will be issued to the total amount of the same, excepting the amount, if any, to be contributed thereto by the county or municipality in money or by the furnishing of materials therefor, said bonds to bear interest at the rate of _____ (not to exceed eight) _____ per cent per annum, payable semiannually, the first interest payment to be made on the second day of January or the second day of July (whichever month first succeeds the date of the bonds) next succeeding one year after the date of such bonds, and the aggregate principal of all bonds issued under the proceeding to be paid and discharged within _____ (not to exceed thirty, in the case of acquisition bonds and immediate possession bonds, and not to exceed twenty in the case of improvement bonds) _____ years after the date of issuance, approximately one

----- (not less than one-thirtieth in the case of acquisition bonds and immediate possession bonds, and not less than one-twentieth in the case of improvement bonds) ----- part of such aggregate principal to be payable annually, all in gold coin, and that a special fund for the payment of said bonds will be constituted by the levy of special assessment taxes upon the lands within the assessment district, in accordance with the provisions of this act, according to the assessed value of said lands, exclusive of the improvements thereon, except as in this act otherwise provided. Said resolution shall state that the first payment on the aggregate principal of the bonds issued will be made ----- (either two or three years, as said legislative body shall determine) after the issuance thereof.

The time within which the acquisition bonds and immediate possession bonds to be issued under the proceeding shall be paid and discharged may differ from the time within which the improvement bonds issued under the proceeding may be paid and discharged, in which case the resolution of intention shall state all matters as to the time within which the bonds issued under the proceedings will be paid and discharged as hereinbefore required, both for the improvement bonds and also for all acquisition bonds and immediate possession bonds, if any.

Said resolution of intention may provide that the interest rate to be paid on all acquisition bonds and immediate possession bonds, if any, which shall be issued under the proceedings shall not exceed a maximum rate to be stated in said resolution, which maximum rate shall not exceed eight per cent per annum, payable semiannually, and if such maximum rate be provided for in the case of acquisition bonds and immediate possession bonds, without giving the final and exact interest rate at which such bonds will eventually be issued and sold, said resolution shall contain a statement thereof with respect to such bonds, in lieu of the statement hereinbefore in this section provided.

The lands upon which such special assessment taxes shall be levied shall be all those lying within the assessment district, including any lands which are the operative property of any public utility, except as otherwise provided in this section; *provided*, said lands shall not include any lands belonging to the United States government or the State of California, but shall include all lands belonging to a county, municipality, district, public agency, mandatory of the government, school board, educational, penal or reformatory institution, or institution for the feeble-minded or insane, included within the assessment district, whether being in use in the performance of any public function or otherwise; *provided, however*, that the legislative body conducting the proceedings may, in the resolution of intention, declare that any land or lands, describing the same, belonging to any county, municipality, district, public agency, mandatory of the government, school board, educational, penal or reformatory institution, or institution for the feeble-minded or insane, lying within the assessment district, or any of them, shall be omitted from the said district and from the levy and collection of the special assessment taxes thereafter to be levied and collected to cover the expenses of the acquisition or improvement, or both, as the case may be, and in the event that said lands or any of them shall by said resolution be so omitted then the total expenses of the things done in the proceedings shall be met by the levying and collection of such special assessment taxes upon and from the remaining lands within the assessment district, without regard to such omitted lands. In order that any such lands may be so omitted, however, it must be determined and set forth in the resolution of intention that such lands are in use in the performance of a public function.

If, in the judgment of the legislative body conducting the proceeding, varying benefits to be derived by the different parcels of land lying within the assessment district so require, the said district shall be divided into zones. Said district may be divided into as many zones, not to exceed twenty in number, as may be deemed necessary because of varying benefits, and each zone shall be composed of and include the lands within the district which will be benefited in a like measure. If more than twenty zones are necessary because of varying benefits, the procedure of this act shall not be available (except as provided in the alternative plan of direct assessment). Said legislative body shall also determine the percentage of the total amount to be levied each year which shall be levied upon the lands within each zone in the district. When the district is divided into such zones the resolution of intention shall so state, giving said percentages to be levied each year upon the lands in each zone. Each zone shall be designated by a different letter or number and shall be plainly shown upon the map or plat of the assessment district filed in the office of the clerk of such legislative body and referred to in the resolution of intention, either by separate boundaries, coloring, or other convenient and graphic method, so that all persons interested may with accuracy ascertain within which zone any parcel of land is located. It shall be sufficient in all cases where the assessment district is to be divided into such zones according to benefits if the resolution of intention states that fact and refers to said plat or map for the boundaries and all details concerning the said zones.

In those cases where the improvement consists of a separation of grades at any crossing of a street railroad, interurban railroad or railroad by any public way, or vice versa, as provided in section 50 hereof, all operative property owned or operated by the public utility which owns or operates the said railroad shall be omitted from the district and from the levy and collection of special assessment taxes therefor where

any part of the cost and expense of such construction is to be, or has been, under an order of the railroad commission of this state, or pursuant to the provisions of any franchise owned or operated by such public utility, borne or paid by such public utility; but where the work of constructing such grade separation, a part of the cost of which is so borne or paid by such public utility, constitutes only a part of the improvement or improvement and acquisition included in the proceeding, the operative property owned and operated by such public utility in the district shall be separately zoned to relieve such property from the levy and collection of any special assessment taxes to cover the expense, as estimated, of the construction of such grade separation, and the percentage assigned to such zone shall represent only the proportionate part of the benefits accruing to such property from the remainder of such improvement or improvement and acquisition, exclusive of the estimated cost and expense of such grade separation.

Said resolution shall contain a notice of the day, hour and place (to be fixed therein) when and where any and all persons having any objections to the proposed acquisition or improvement, or both (if both be included in the proceeding), to the proposed grades to which the improvement (if any) is to be constructed, to the extent of the assessment district, to the zones (if any) into which said district is to be divided, or to the percentages to be raised from each of said zones, or to any or all of the foregoing, may appear before the legislative body conducting the proceeding and be heard. Said time shall not be less than twenty-five nor more than sixty days from the date of the adoption of said resolution. The clerk of said legislative body shall cause said resolution of intention to be published by at least two insertions. The date of the first publication shall not be less than twenty days before the day fixed in said resolution for said hearing.

SEC 3. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 5a, and to read as follows:

Sec. 5a. The following procedure to be known as the "direct assessment method," is hereby provided as an alternative method of assessing the costs and expenses of the things in this act authorized to be done. Whenever the legislative body shall determine that the costs and expenses of the proposed acquisition or improvement, or both, less any amount contributed under section 7 hereof, should be assessed upon each particular lot, piece or parcel of land lying within the assessment district in accordance with the estimated benefit which each such lot, piece or parcel will receive, the resolution of intention shall so state and the "direct assessment method" of procedure shall be followed as provided in sections 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j, and 25k of this act.

In such event the resolution of intention shall also state that serial bonds will be issued to represent and be secured by such assessments, reassessments, and supplemental assessments levied upon each particular lot, piece or parcel of land lying within the assessment district and remaining unpaid at the expiration of thirty (30) days from and after the delivery of the assessment to the treasurer setting forth the rate of interest, if determined, otherwise the maximum rate at which bonds may be issued, which shall not exceed eight per cent per annum, payable semiannually, the first interest payment to be made on the second day of January or July next succeeding one year after the date of issuance of the bonds. Said resolution shall also state that the first maturity of the said bonds shall be on the second day of July next succeeding ----- (two or three years as determined by said legislative body) ----- after the date of issuance thereof, and the number of annual installments in which the bonds to be issued under the proceeding shall be payable, and the last maturity of said bonds shall not exceed for acquisition and immediate possession bonds thirty years from the second day of July next succeeding the date of issuance thereof and for improvement bonds twenty years from the second day of July next succeeding the date of issuance thereof.

In all matters not specifically provided for under the direct assessment method provisions, the provisions elsewhere in this act shall be followed and govern, where applicable.

The legislative body conducting the proceeding may in one proceeding provide that either the acquisition or the improvement shall be payable by the "direct assessment method," as provided in this section, and that the acquisition or the improvement (whichever is not payable by the "direct assessment method" provided in this section), may be payable by the "ad valorem assessment method" of assessment provided in section 5 and other sections of this act.

In the event it shall be necessary to secure the consent of a legislative body, other than the one conducting the proceedings, as is provided in sections 2 and 4 hereof, and it is contemplated that the costs and expenses of the acquisition or improvement, or both, shall be assessed as provided in these sections, then it shall be stated in the specifications that it is proposed to assess each particular lot, piece or parcel of land in the assessment district in accordance with the "direct assessment method" herein provided.

SEC. 4. Section 8 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 8. Not later than twenty days prior to the date fixed in the resolution of intention for the hearing the superintendent of work shall cause to be conspicuously

posted along the line of said contemplated work or improvement, if an improvement is contemplated, and along the line of the property to be acquired, if an acquisition is contemplated, at not more than three hundred feet in distance apart but not less than three in all, notices of the adoption of said resolution; *provided, however*, that the failure to post any or all of said notices shall in no event affect the validity of the proceedings or the jurisdiction and power of the legislative body to order the acquisition or improvement, or both. Said notices shall be entitled "Notice of public improvement" in letters of not less than one inch in height; and shall, in legible characters, state the fact of the adoption of the resolution of intention, its date, and briefly and in general terms, the improvement or acquisition, or both, as the case may be, proposed, and refer to the resolution of intention for further particulars. The said notices need not contain a description of the assessment district described in the resolution of intention but may refer to said resolution therefor. Said notices shall contain also a statement of the day, hour and place when and where any and all persons having any objections to the proposed improvement or acquisition, or both, as the case may be, or to the grade or grades to which the improvement is proposed to be constructed, or to the extent of the assessment district, or to the zones, if any, into which such district is divided, or to the percentages of the total amount to be levied each year which shall be levied upon the lands within each zone, or to any or all of the foregoing, may appear before the legislative body and be heard.

If deemed advisable and the legislative body so orders, said notices may consist of printed copies of the resolution of intention, entitled as above provided, and the same shall be sufficient for all purposes of said notice.

The clerk of the legislative body conducting the proceeding shall mail postcard notices to all owners of land within the assessment district (as said ownerships appear upon the last equalized assessment roll of the city or county as the case may be, or as otherwise known to the clerk) stating in substance the fact and date of the adoption of the resolution of intention, referring to the resolution of intention for a description of the improvement or acquisition or both, as the case may be, and of the district, and for further particulars, and stating that land of the addressee is within the assessment district and the time and place at which objections will be heard. No failure of the clerk to send any of said notices and no failure of any property owners or others interested to receive the same and no defects in such notice shall in any way vitiate or invalidate the proceeding, but the legislative body conducting the proceeding shall not order the acquisition or improvement, or both, until the clerk shall have filed in the record of proceedings in his office an affidavit that he has diligently and in good faith attempted to ascertain the addresses of the owners of land within the assessment district and that he has mailed notices to all of such land owners whose addresses he found, at least fifteen days prior to the date of hearing stated in the notice. Such affidavit shall be conclusive evidence of the facts therein stated.

SEC 5. Section 9 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 9. At any time not later than the hour set for hearing objections as provided in the preceding section, any owner of land within the boundaries of the assessment district as set forth in said resolution may, severally, or with other such owners, file with the clerk of the legislative body conducting the proceedings written objection to the thing or things proposed to be done, whether it be an improvement or acquisition, or both, or to the grade or grades to which the improvement is proposed to be constructed, or to the extent of the assessment district, or to the zones, if any, into which the said district is divided, or to the percentage of the total amount to be levied each year which is to be levied upon the lands in each of said zones, or to any or all of the foregoing. Upon such hearing all objections and protests to the doing of the thing or things proposed to be done shall be heard and considered. If upon said hearing it appears that the owners of more than one-half of the area of the property included within the entire assessment district, as proposed, have in writing made objection to the doing of the thing or things proposed to be done, i. e., the improvement or acquisition, or both, as the case may be, in their entirety, and to the ordering of the same, the legislative body shall, by a resolution to be entered upon its minutes, so find and thereupon no further proceeding for substantially the same acquisition or improvement, or both, as the case may be, may be begun within a period of six months from the date of such finding unless such protest shall be overruled by a four-fifths vote of the legislative body. In order that such objections constitute a bar, as aforesaid, they must specifically state that the objections are to the doing of the thing or things proposed in their entirety and not merely to some item, class, kind or part of the thing or things proposed to be done. If the fact be that the owners of more than one-half of the area of the property, included within the entire district as proposed have not so in writing made objection going to the ordering of the thing or things proposed to be done, as an entirety, the legislative body shall so find, and may thereupon proceed with the hearing, but such finding need not be in writing and may, for the purpose of proceeding with the hearing, be a mere announcement of the body. Next shall be heard, in any order desired by such body, such objections as shall be made to the extent of the district and to the zones, if any, into which said district is divided and to the said percentages as set forth in

the resolution of intention, and objections to the grade or grades to which the improvement is proposed to be constructed.

The hearing may be continued from time to time by the legislative body by an order to be entered upon its minutes.

Owners of land within the meaning of this section are those, and those only, who appear to be such upon the records in the recorder's office of the county in which the district is situated on the day before the day set for said hearing, and an executor or administrator shall be deemed representative of his decedent, and a trustee of an express trust in land, other than as security for the payment of money, of the land held in such trust, and a trustee in bankruptcy of the bankrupt, and a guardian of his ward. Owners of land within the meaning of this section shall also include any person who holds a valid contract to purchase land, which fact must either be shown to be such upon the records in said recorder's office or the owner signing the protest must exhibit his contract to purchase; *provided, however*, that if both the owner of record and the contract purchaser shall present protests for the same land, only one protest shall be counted. The objection of any owner may be made by the signature of his agent; *provided*, that there must be attached to the objection the affidavit of the agent that he is duly authorized to sign said objection. Every written objection must contain a description of the property in which each signer thereof is interested sufficient to identify it, and must set forth the nature of his interest therein and, if signed by more than one objector, must be accompanied by the affidavit of one of the signers thereto that each signature thereto is the genuine signature of the person whose name is thereto subscribed. Any written objection not complying with the foregoing requirements shall not be considered by the legislative body in determining whether objection has been made to the doing of the thing or things proposed to be done, as an entirety, by the owners of more than one-half of the area of the property included within the assessment district.

SEC 6 Section 10 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 10 Unless the power to proceed shall have ceased as hereinbefore provided, the legislative body shall in conclusion of the aforementioned hearing and as a determination of all questions arising thereat, by resolution to be entered upon its minutes, declare its findings that the owners of more than fifty per cent of the area of the property included in the assessment district have not made written objection going to the entirety of the thing or things proposed to be done. Said legislative body may at the conclusion of the hearing thereon and in said resolution determine the extent and boundaries of the assessment district and may exclude from the district described in the resolution of intention any parcels of land which it may find will not be benefited by the doing of the thing or things proposed to be done. It may also change or modify either as to number or boundaries the zones, if any, into which said district is divided, so that each zone shall be composed of the lands within said district which will be benefited in like measure; and it may also change the percentage of the total amount to be levied each year which shall be levied upon the lands within each zone in the district. If no changes be made in the boundaries of the assessment district, as the same are set forth in the resolution of intention, or no changes are made in the zones or the percentages to be levied thereon each year as set forth in said resolution, it shall be sufficient to state that the boundaries of the district, the zones and the percentages to be levied thereon each year, are those set forth in the resolution of intention, but if any changes be made in the boundaries of the assessment district, the boundaries as finally determined shall be fully set forth in said resolution, and the plat or map of the assessment district on file in the office of the clerk of such legislative body and referred to in the resolution of intention shall be made to show said boundaries as finally determined, and if any changes be made in the zones referred to in the resolution of intention, the description of the boundaries of said zones, as finally determined, shall be fully set forth, and said plat or map on file in the office of the clerk of the legislative body shall be changed to show the boundaries of said zones as finally determined, and, if any changes be made in the percentages of the amount to be levied each year upon the lands within each zone of the district, the resolution shall so state, giving such percentages, as finally determined. The boundaries of the district, as the same are set forth in the resolution of intention, shall not be so changed as to include within the district any territory not within its boundaries as set forth in said resolution.

Said legislative body may also change or modify the grades as set forth in the plans and specifications and referred to in the resolution of intention. If no change or modification be made as to the grades, as the same are set forth in the plans and specifications and referred to in the resolution of intention, it shall be sufficient to state in the resolution adopted at the conclusion of said hearing, that the grades as finally determined are those set forth in such plans and specifications, but if any changes are made in the grades, as set forth in the plans and specifications and referred to in the resolution of intention, such changes shall be set forth in said resolution adopted at the conclusion of said hearing.

If any changes or modifications be made in the boundaries of the assessment district, the zones, the percentages to be levied each year upon the lands within each zone in the district, the grades, or any or all of the foregoing, such changes or modifications shall be made by a four-fifths vote of the legislative body.

The boundaries of the assessment district, the location and extent of the zones, if any, and the percentages of the total amount to be levied each year which shall be levied upon the lands within each zone in the district, so determined, shall then be established and prevail for all purposes of the proceeding and until any bonds to be issued under the proceeding shall have been fully paid and discharged, and the grades so determined shall be the grades for all the purposes of the proceeding and the improvement to be done thereunder. The findings and determination of said legislative body shall be final and conclusive.

SEC. 7. Section 11 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

SEC. 11. Having thus taken action upon all objections and protests to the doing of the thing or things proposed to be done and having determined the boundaries of the district and of the zones, if any, and the percentages heretofore referred to, and the grades for the improvement, the legislative body shall have jurisdiction and may, by resolution, order the thing or things proposed to be done in the resolution of intention to be done. The resolution ordering the doing of the thing or things proposed to be done may be the same in which all of the final determinations above mentioned are made, or it may be a separate resolution, in which latter case it shall refer to the resolution making said final determination. Neither said resolution ordering the doing of the thing or things proposed to be done nor any resolutions, notices, orders or determinations thereafter made or given in the proceeding need contain a description of the work or improvement to be done or the property to be acquired, and it shall be sufficient in any of the foregoing to refer therein to the resolution of intention for a description of the work or improvement to be done, or the property to be acquired, or both, as the case may be, and, if the boundaries of the district, the zones, percentages and grades set forth in the resolution of intention have not been changed, it shall be sufficient in any of the foregoing to refer therein to the description of the same set forth in the resolution of intention, but if said boundaries, said zones, said percentages and said grades or any or all of the same have been changed, then it shall be sufficient to refer to the resolution changing and determining the same for a description thereof and all details relative thereto.

If said resolution ordering the doing of the thing or things proposed to be done include the acquisition of property, the legislative body shall therein direct an action to be brought by the attorney, in the proper superior court, in the name of the county or of the municipality for which the legislative body conducting the proceedings functions, as the case may be, for the condemnation of the property necessary or convenient to be taken therefor.

If said resolution orders work or improvement to be done, the legislative body shall therein fix a time for receiving bids for doing said work or improvement and direct the clerk thereof to give notice accordingly, inviting sealed bids. In the event the proceeding includes the acquisition of property which must be acquired before the construction of the improvement can be commenced, the time for receiving bids may be fixed as the first regular meeting day of the legislative body after the expiration of fifteen days following the signing of the decree or order of the court entitling the plaintiff in the action to possession and use of the property sought to be acquired, and the clerk shall be directed in said resolution to give the notice inviting bids after the signing of such decree or order; or a future day and hour certain may be fixed, and if a decree or order giving possession is not obtained at a time prior to such day sufficient to permit the first publication of the notice inviting bids to be had at least ten days prior thereto, the legislative body may, by resolution, refix said day for receiving bids and direct the clerk to give notice inviting bids for said new day so fixed. A single exercise shall not exhaust this power to refix the day for receiving bids in such cases, but it may be resorted to as many times as are necessary.

In the event that the proceeding includes both an acquisition and improvement, the legislative body may require the bidders who submit bids for performing the work and improvement to purchase the bonds which have been or are to be issued to cover the cost of the acquisition and immediate possession, or either or both, and to include in their bid for the improvement a bid for said bonds, which shall not be for less than par. Such determination and requirement shall be made by resolution and shall direct the clerk to give notice accordingly in the notice inviting bids, stating the total par value of such bonds, and the interest rate, if fixed; otherwise the maximum interest rate. In the event such determination and requirement are made the time fixed for receiving bids for the improvement may be any time after directing the issuance of the bonds under the provisions of section 28 or section 36 of this act, fixing a day certain, but the power to refix such time shall exist as heretofore in this section provided. In such event the provisions made elsewhere for the notice of sale and sale of such bonds shall not apply, where inconsistent herewith. The successful bidder shall, within fifteen days after the first publication of the notice of award, make payment to the treasurer in cash for such bonds, which shall be used by said treasurer in the same manner as if such bonds were sold separately; *provided, however*, that the successful bidder shall not be entitled to a contract for the said work or improvement until such payment is made and until the plaintiff in the action to acquire the public way or ways required has obtained a valid court order, judgment or decree entitling it to

possession of the public way or ways to be improved. In such cases, the twenty days after the first publication of the notice of award provided in section 14 for entering into the contract shall be extended to ten days after the entry of such order, judgment or decree.

SEC 8. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25a, and to read as follows:

Sec. 25a. If the legislative body conducting the proceedings shall have determined that the cost and expenses of the acquisition or improvement, or both, should be assessed upon each particular lot, piece or parcel of land lying within the assessment district as provided in section 5a, then the person designated the "superintendent of work" shall, in the case of an improvement, after the contractor has fulfilled his contract to the satisfaction of said superintendent of work, file a certificate of said fact with the legislative body and shall make an assessment to cover the sum due for the work performed and specified in said contract, including all incidental expenses of the proceedings chargeable thereto, less the amount, if any, contributed from public funds, upon the several lots, pieces or parcels of land in said assessment district benefited thereby, to wit, upon each respectively in proportion to the estimated benefits to be received by each of said lots, pieces or parcels of land.

In case of an acquisition, upon the entry of the interlocutory judgment the superintendent of work shall make an assessment to cover the amount of said judgment and all costs and expenses chargeable to plaintiff in the condemnation suit, and all incidental expenses chargeable to the acquisition, less any amount contributed from public funds.

In case of an improvement, the assessment shall briefly refer to the contract, the work contracted for and performed, and shall show the amount to be paid therefor, together with all incidental expenses chargeable thereto, and in case of an acquisition, it shall refer to the resolution of intention and show the amount to be paid on the interlocutory judgment, together with all incidental expenses chargeable to said acquisition, the amount of each assessment against each lot, piece or parcel of land, the number of each assessment, and shall have attached thereto a diagram exhibiting each public way on which any work has been done, or for which land is to be acquired in the proceeding, showing the relative location of each lot, piece or parcel of land thereto, numbered to correspond with the number of the assessments. The said assessment shall be filed with the clerk of the legislative body conducting the proceedings. Said clerk shall give notice of the filing of said assessment and of a time to be therein fixed by said clerk when all persons interested in the work done, or in the acquisition, as the case may be, or in the assessment, may appear and be heard by the legislative body conducting the proceedings. Such notice shall be published twice in a newspaper, the first of which publications shall be not less than fifteen (15) days before the time fixed for such hearing. Such notice shall also be given by mailing a postcard to the owner of each lot, piece or parcel of land within the assessment district as the same appears listed as to name and address on the last equalized assessment roll for city or county taxes, as the case may be, or as known to the clerk; *provided*, that a failure of the clerk to give such notice by mailing or of the person addressed to receive the same shall not affect the jurisdiction of the legislative body. Said mailing shall be completed at least ten (10) days prior to the date of hearing. Reference shall be made in such notice to the resolution of intention and the date of its passage for a description of the acquisition or improvement, or both, therein mentioned, and no other description thereof shall be necessary. Any person interested in the acquisition or improvement, or both, or in the assessment, feeling aggrieved by any act or determination of any person in connection with said proceedings, or claiming that any portion of or any interest in the land sought to be acquired in any condemnation suit is omitted from the interlocutory judgment, or has not been condemned or claiming that the work has not been performed according to the contract in a good and substantial manner, or claiming that any portion of the work for any reason was omitted or illegally included in the contract for the same, or having or making any objection to the correctness of the assessment or diagram or other act, determination or proceedings of any person in connection with said proceedings shall, prior to the day fixed for the hearing, file with the clerk of said legislative body his objections in writing. At such hearing or any adjournment thereof, upon its own motion, the said legislative body may remedy and correct any error or informality in the proceedings, and revise and correct any act or determination of any persons relative to said work, may confirm, amend, alter, modify or correct the assessment or diagram in such manner as to it shall seem proportional to the estimated benefits and require the work to be completed in accordance with its directions, and may instruct and direct the superintendent of work to change the assessment or diagram in any particular; and may direct the attorney conducting the condemnation suit to take further steps in said suit. All of the decisions and determinations of said legislative body, upon notice and hearing as aforesaid, shall be final and conclusive upon all persons entitled to object under the provisions of this section as to all errors, informalities and irregularities which said legislative body might have avoided or have remedied during the progress of the proceedings, or which it can at that time remedy. No assessment or diagram, and no proceedings prior to the assessment shall be held invalid by any court for any error, informality,

or other defect in the same, where the resolution of intention has been actually published as hereinbefore provided. Where no objection is made or when the orders and determinations of the legislative body have been complied with and the legislative body is satisfied with the work and the assessment, it shall by resolution accept the said work and confirm the assessment, and thereupon the clerk shall deliver the diagram and assessment to the treasurer of the city or the county, the legislative body of which conducted the proceedings. He shall record the same in his office.

In the event the "direct assessment method" is followed the provisions elsewhere in this act as to the manner of holding a hearing on the acceptance of the work and on the issuance of bonds for acquisitions or improvements, and other matters inconsistent with said direct assessment method shall not be applicable.

Upon the recording of the assessment and diagram by the treasurer the amounts contributed from public funds toward the costs and expenses of the improvement, less the amount of any incidental expenses chargeable to said improvement and not paid by the contractor or his assignee, shall be paid to said contractor or his assignee.

SEC. 9 A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25*b*, and to read as follows:

Sec. 25*b* When so recorded, the several amounts assessed shall be a lien upon the lots, pieces or parcels of land assessed, and each of such assessments together with interest, penalties and any additional amounts levied shall be and remain a lien upon the lot, piece or parcel of land assessed until such assessment is fully paid or until four (4) years after the date of maturity of the last series of the bonds issued thereon, as hereinafter provided. Such lien shall be subordinate to all special assessment liens previously imposed upon the same property, but it shall have priority over all special assessment liens which may thereafter be created against the said property and shall be paramount to all other liens or encumbrances except those for state, county and municipal taxes. From and after the date of said recording of any assessment and diagram, all persons shall be deemed to have notice of the contents thereof.

The said treasurer shall immediately mail a demand to the owners of the property assessed, as shown upon the last equalized assessment roll or as otherwise known to him, stating the amount of the assessment and the time and place for cash payment thereof, and for thirty (30) days after the recording shall receive the amount due upon any assessment and give a receipt therefor, and cancel said assessment of record, *provided*, that any omissions or irregularities in the making or receiving of such demand shall not however, constitute a defect in the proceedings, or in any way affect the validity of the proceedings or the bonds issued to represent the unpaid assessments.

Any property owner who is also a defendant in the condemnation suit for an acquisition may offset his award or any portion of his award in such action against the assessment made to cover the costs and expenses of the acquisition upon any lot, piece or parcel of land owned by him, or he may apply said award pro tanto upon such assessments, in which case the treasurer shall make an entry upon the assessment roll showing the amount paid by offset and the source of such amount. Such property owner shall execute duplicate receipts for such part due him as is offset against such assessments, one of which shall be retained by the treasurer and the other shall be filed with the clerk of the court, and the plaintiff shall thereupon be entitled to a satisfaction pro tanto of the interlocutory judgment.

All assessments for an improvement which are collected by the said treasurer within the said thirty-day period shall be by him paid to the contractor, or his assignee. Said assessments shall not be paid to said contractor, however nor shall any bonds issued against unpaid assessments be delivered to him, until he shall have paid to the treasurer all incidental expenses which are chargeable to the improvement. The provisions of section 21 of this act relating to labor and materialmen's liens on bonds shall apply to money derived from assessments paid in cash within the thirty-day period and to the bonds to be issued against the assessments unpaid at the expiration of said period; *provided*, that prior to the expiration of said thirty-day period the verified statement provided in said section 21 has been filed, demanding the withholding of sufficient of said bonds and money to satisfy said claim and all costs which can reasonably be anticipated.

All assessments for an acquisition which are collected by the said treasurer during the said period shall be placed in a fund designated by the name of the district, and shall, together with the amount, if any, contributed from public funds and the proceeds of the sale of the bonds be used to pay the costs and expenses of the acquisition.

SEC. 10 A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25*c*, and to read as follows:

Sec. 25*c*. No action, suit, or proceeding to set aside, cancel, avoid, annul or correct any assessment, reassessment, supplemental assessment, or to review any of the proceedings, acts, or determinations thereon, or to question the validity of, or to enjoin the collection of the said assessment, reassessment, supplemental assessment, or to enjoin the issuance of bonds to represent the same, shall be maintained by any person unless such action or actions shall have been commenced within ninety (90) days after the recording of the diagram and assessment, reassessment, or supplemental assessment, and thereafter all persons shall be barred from any such action or

any defense of invalidity of the assessment or of the bonds issued thereon or of the reassessment if such be made and of bonds issued thereon

SEC 11 A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered 25d, and to read as follows

Sec 25d Serial bonds shall be issued in the manner and form herein provided to represent and be secured by the assessments unpaid at the expiration of thirty (30) days from the date of recording the assessment and said treasurer shall make and certify a complete list of all such assessments unpaid Bonds shall be issued in the total amount of said unpaid assessments and shall be dated the thirty-first day after the date of the recordation of the assessment The earliest maturity of the said bonds shall be on the second day of July next succeeding one, two or three years after the date of issuance thereof and the resolution of intention shall state the time of the first maturity and the number of annual installments in which the bonds to be issued under the proceeding shall be payable All bonds issued under this section shall mature on July second In all respects not provided in this section said bonds shall be issued as nearly as may be in accordance with section 39 and section 40 of this act.

All bonds issued under this section shall be in substantially the following form

ACQUISITION AND IMPROVEMENT DISTRICT BOND

Acquisition and Improvement District No. _____ of the _____ county (or city) of _____, State of California
\$ _____ Bond No. _____ Series _____

Under and by virtue of an act of the Legislature of the State of California, known as the "Acquisition and improvement act of 1925," the county (or city) of _____, State of California, will pay to the bearer, out of the fund hereinafter designated, at the office of the treasurer of said county (or city) on the second day of July, 19____, the sum of _____ dollars, in gold coin of the United States of America, with interest thereon in like gold coin at the rate of _____ per cent per annum, payable semiannually on the second day of January and the second day of July in each year from the date thereof, except that the first interest payment will be made on the second day of _____ (here insert the month, January or July, whichever next succeeds the date of the bond) next succeeding one year after the date of this bond and the last interest payment will be made at the maturity of this bond upon the presentation and surrender as they respectively become due of the proper interest coupons attached hereto

This bond is one of a series of bonds of like tenor and effect, except as to denomination and maturity, issued to provide for the cost and expenses of the acquisition (or improvement) of property for public purposes in accordance with the resolution of intention of the _____ of _____ of the county (or city) of _____, adopted on the _____ day of _____, 19____, in the matter of acquisition and improvement district No _____ of the _____ of _____

This bond is secured by the moneys in the redemption fund and the unpaid assessments levied to provide for the costs and expenses of the acquisition (or improvement) and is payable out of "Acquisition and improvement district No. _____, direct assessment fund" exclusively, to be constituted from installments of the unpaid direct assessments levied upon each lot, piece or parcel of land in said district as provided in sections 25a to 25k, both inclusive, of said act as the said fund appears on the books of the treasurer of said county (or city) and neither said county (nor city) shall be helden for its payment otherwise This bond is callable prior to maturity on any interest date by giving notice as provided in said act and by paying the holder the principal hereof and a premium of five (5) per cent of the face value hereof.

It is hereby certified recited and declared that all proceedings, acts and things required by law precedent to or in the issuance of this bond have been duly and regularly had, done and performed and this bond is by law made conclusive evidence thereof.

In witness whereof, the _____ (here designate the legislative body) _____ of the said county (or city) has caused this bond to be signed by the treasurer of said county (or city) and the seal of _____ (here use the words "the board of supervisors of said county" or the words "the city," as the case may be) _____ to be affixed this _____ day of _____ 19____.

[SEAL]

Treasurer of the county (or city)
of _____, State of California

All improvement bonds issued under the provisions of this section shall be delivered to the contractor, or his assignee All acquisition bonds issued under the provisions of this section shall be sold in accordance with the provisions of section 36 of this act, and if the resolution of intention has stated a maximum interest rate for such bonds, the same shall be sold in accordance with section 36½ of this act The proceeds of such sale shall be used as provided in section 36, 36½ and 37 of this act

SEC 12 A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25e, and to read as follows:

Sec. 25e Whenever prior to the completion of the contract for any improvement in proceedings purporting to be taken under the direct assessment provisions

of this act, the proceedings or the contract have been adjudged invalid, or whenever any contractor in any improvement proceeding taken under the direct assessment provisions of this act shall have been enjoined from completing the improvement work included in the said contract by any court of competent jurisdiction, and said contractor has performed a portion of the work included in the said contract in compliance with such contract, or whenever prior to the filing of an assessment in any proceedings for the construction of an improvement under the direct assessment provisions of this act the proceedings or the contract have been adjudged invalid or the making of an assessment enjoined or the legislative body conducting the proceedings deems such proceedings invalid, and the contractor has performed the work included in the contract in compliance with the contract therefor, said contractor or his assignee shall be entitled to have an assessment levied upon each particular lot, piece or parcel of land within the assessment district and benefited by the work done in accordance with the benefits to each such lot, piece, or parcel of land from such work. Such assessment shall be prepared by the superintendent of work immediately upon the entry of a judgment declaring the contract or other proceeding invalid, or permanently enjoining said contractor from completing his contract, or whenever the legislative body conducting the proceeding shall order the preparation of such assessment, and shall be for the reasonable value of the work performed by the contractor in good faith. The assessment shall be apportioned upon such lots, pieces or parcels of land within the assessment district as shall be benefited by the work performed in proportion to the benefits to each such lot, piece or parcel of land from such work.

The assessment shall briefly describe the work done or performed, state the reasonable value thereof, which shall include such itemized incidental expenses of the proceedings as are properly chargeable to such work, provided that the prices for such work stated in the contract shall not be exceeded in fixing the reasonable value thereof. In all other respects, such assessment shall be as nearly as possible in the same form as the assessment provided for in section 25a hereof. Said assessment shall be filed with the clerk of the legislative body conducting the proceedings, and thereafter notice shall be given and hearing had the same as on an assessment made as provided in section 25a hereof, and when said assessment has been confirmed as presented or as modified, the same shall be recorded in the same office and in the same manner, and after such recordation, shall be of the same effect, collected in the same manner, and bonds issued against the same in all respects as in the case of an assessment made as provided in section 25a hereof.

In all cases in which an assessment made under the direct assessment provisions of this act is adjudged invalid or unenforceable, or in which the legislative body conducting the proceedings is of the opinion that the assessment is invalid or unenforceable, then a reassessment for the reasonable value of the improvement or acquisition for which the original assessment was issued shall be made as provided herein.

The court, in any action or proceeding in which said assessment is adjudged invalid or unenforceable, shall in its judgment or decree order the making of a reassessment for the reasonable value of the improvement made or acquisition had.

The legislative body which conducted the proceedings for the improvement shall upon request of the contractor or his assignee, prior to the issuance of bonds to said contractor or his assignee, or at the request of the holders of a majority in value of the bonds, after said bonds are issued to said contractor or his assignee, order a reassessment hereunder, if, in the opinion of such legislative body, the original assessment is invalid or unenforceable. Said legislative body may, either before or after the issuance of bonds to the contractor or his assignee, if in the opinion of the legislative body the assessment or the bonds secured thereby is invalid or unenforceable, order a reassessment hereunder.

The legislative body which conducted the proceedings for the acquisition may, prior to the issuance of bonds in such proceedings, and shall, after bonds have been issued at the request of the holder or holders of a majority in value of said bonds, order a reassessment hereunder, if in the opinion of such legislative body the original assessment is invalid or unenforceable. In the event said legislative body orders a reassessment, it shall direct the superintendent of work to make such reassessment as provided in this section.

In the case of an improvement, the reasonable value shall not exceed the aggregate of the contract price for the work, together with the incidental expenses of such work and of the proceedings chargeable to such work, and shall include interest at the rate stated in the resolution of intention from the date of recordation of the original assessment, if the same has been recorded, and if the original assessment has not been recorded, no interest shall be included, and the estimated cost of the making the reassessment.

In the case of an acquisition, the reasonable value shall not exceed the amount of the interlocutory judgment entered in the condemnation suit together with all incidental expenses of the condemnation suit and of the proceedings chargeable to such acquisition, and if bonds have been issued, shall include interest from the date of such bonds at the rate stated therein, and shall include the estimated cost of making such reassessment.

The reassessment shall be prepared by the superintendent of work and need not be in any prescribed form, but shall refer to the original assessment, give the date of filing of said original assessment, and state that it is made pursuant to an order of the legislative body or a decree of the court, as the case may be, and shall be accompanied by a diagram showing the lots, pieces, or parcels of land to be reassessed and their relation to the improvement work or acquisition. Said reassessment shall be filed with the clerk of the legislative body conducting the proceedings and thereafter notice shall be given and hearing had the same as on an assessment made as provided in section 25a hereof and when said reassessment has been confirmed as presented or as modified the same shall be recorded in the same office and in the same manner, and after such recordation shall be of the same effect as an assessment made as provided in section 25a hereof.

If bonds have not been issued said reassessment shall be collected in the same manner and bonds issued against the same in all respects as in the case of an assessment made as provided in section 25a hereof.

If bonds have been issued the reassessment shall be and constitute a trust fund for the redemption and payment of the original bonds so issued.

The treasurer shall note opposite the several assessments in the original assessment that have been displaced by the reassessment the fact that the reassessment has been made, giving its date, and shall credit upon such reassessment all payments made on the original assessment, together with interest on such payments at the rate used in the reassessment from and after the date of such payments.

SEC. 13. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25f, and to read as follows:

Sec. 25f. The treasurer may advance the maturity of any bond issued under section 25d to the second day of January or July in any year and pay and cancel the same whenever there shall be provided moneys in the redemption fund with which to pay same, by giving notice of such redemption as herein provided. Such notice may be given in writing to the holder or owner thereof by registered mail or personal service, or it may be addressed "To whom it may concern" and be given by publication twice in a daily or weekly newspaper; *provided*, that if such notice be so given by publication, then a copy of same shall be mailed to the last known holder or owner thereof at his last known address at least sixty (60) days prior to such date of advanced maturity. If the service be made personally it shall be made at least sixty (60) days before the date fixed for advanced maturity; if by mail, the mailing shall be made at least sixty (60) days before such date; if by publication, the first publication shall be made at least sixty (60) days before such date. In the event of such notice being given the maturity of such bond shall be advanced and said bond shall be deemed to mature on the date fixed for the advanced maturity of same, at which time the same shall be paid; *provided, however*, that the holder or owner of such bond may prior thereto surrender same and receive the principal thereof together with interest thereon to date of payment and together with a premium thereon equal to five per centum of the principal. On said second day of January or July fixed for advanced maturity, if said bond has not been sooner surrendered, the treasurer shall set aside to the credit of the owner of said bond the amount of principal and accrued interest then due on said bond together with such premium of five per centum of the principal, and said bond shall then be deemed to have matured and interest thereon shall thereafter cease to accrue on said bond. The amount so set aside shall on demand be paid to the holder or owner of said bond on surrender and cancellation of the same. The costs of such advertising, or other service, shall be paid from the redemption fund. More than one bond may be covered in a single notice. Prior to the surrender of any bond or the setting aside of said funds, the treasurer may waive and vacate any notice of advanced maturity upon being tendered for cancellation some other bond or bonds of an equivalent amount and of the same year of maturity; *providing*, that ten days' notice of his intention so to do shall have first been given by mail or otherwise to the holder or owner of said bond and such holder or owner shall not have objected to such action. The treasurer shall call in succession a bond of each annual maturity beginning with the last.

SEC. 14. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25g, and to read as follows:

Sec. 25g. All unpaid assessments shall be payable in such installments, not necessarily equal, as shall be annually determined by the legislative body which conducted the proceedings. Such unpaid assessments shall bear interest to the dates of maturity of the bonds issued against the same at the rate stated in the bonds. The city or county treasurer with whom the assessment is recorded shall annually prepare during the term of the bonds a statement of the amount of interest and principal, if any, which shall be payable upon said bonds on January 2 and July 2 of the next year, together with a statement of the total amount in the fund which may be used for the payment of said principal and interest, a statement of the amount in the funds derived from the assessments paid in full, if any, and a statement of the total amount of unpaid assessments not due.

Such statement shall be filed with the legislative body which conducted the proceedings at least two weeks before the first business day in August of each

year. Thereafter said legislative body shall, prior to said first business day in August, call an installment of the unpaid assessment sufficient to pay the said principal, if any, and, if the legislative body deems it advisable to provide an additional sum with which to call a bond the balance it deems necessary to call such bond, and order the collection of interest on all unpaid assessments to July 2 of the next year. In addition to such installment of assessment interest, and such balance deemed necessary to call a bond, if any, said legislative body shall levy such an additional percentage of the installment of assessment and interest as it may deem necessary to provide for anticipated delinquencies, not exceeding, however, fifteen per cent of the said installment of assessment and interest, and also one-fourth of one per cent of the total amounts shall be added thereto for costs of collection and shall be retained by the city or county making such collection, and all of said sums shall comprise and shall hereinafter be referred to as the "annual levy."

When the said legislative body shall have determined the annual levy as hereinbefore in this section provided it shall order the treasurer of the city or county, as the case may be, to prepare an assessment roll which shall describe separately each lot, piece or parcel of land within the district as the same appears on the assessment on file with said treasurer; the number by which the same is designated thereon; the name of the owner of each such lot, piece or parcel of land, if known, otherwise the word "unknown" shall be placed opposite the description of each such lot, piece or parcel; the total assessment against each such lot, piece or parcel as shown on the original assessment on file with the treasurer; the amount of the annual levy against each such lot, piece or parcel and the installments, if any, in which such amount is payable. No mistake in the name of the owner or supposed owner shall render the levy on any such lot, piece or parcel invalid.

If the assessment district is entirely within the boundaries of one municipality such assessment roll for said annual levy shall be filed with the city tax collector, except as hereinafter provided, and the amounts thereon shall be payable and be collected at the same time and in the same manner and become delinquent at the same time and with the same penalties as the general city taxes. In all other cases and in those cases in which county officers collect the general city taxes for the city in which such district lies, said assessment roll for said annual levy shall be filed with the county tax collector and the amounts thereon shall be payable and be collected at the same time and in the same manner and become delinquent at the same time and with the same penalties as general county taxes.

Notice of the amount to be paid on any lot, piece or parcel shall be given and in the discretion of the tax collector, may be given by a separate bill, to be sent with the general tax bill, or by a separate statement of such amount on the general tax bill, or the amount may be included in the total amount to be paid as shown on the general tax bill, with a statement on such general tax bill in substance that there is included in the amount to be paid as shown on such bill a sum for a direct assessment for acquisition and improvement district No. _____ of the city (or county) of _____ (inserting proper designation). Failure to send or receive the tax bill or any informality or irregularity in same shall in no wise affect the validity or any penalty or any sale of any lot, piece or parcel for delinquency in the payment of the amount of such annual levy.

When any amount payable has become delinquent said amount and the penalties thereon may be paid to the treasurer prior to the date of sale as in this act provided.

All payments on assessments against which bonds have been issued, as provided in section 25*d*, together with all interest and penalties thereon and any additional levy to provide for anticipated delinquencies, shall be placed in a fund to be designated "Acquisition and improvement district No. _____ of the county (or city) of _____, direct assessment fund," and shall be used exclusively for the purpose of paying the said bonds, and the interest thereon.

If any assessment is fully paid prior to the maturity thereof, as provided in section 25*j* hereof, such portion thereof as is available for calling a bond shall be placed in a fund to be designated acquisition and improvement district No. _____ of the county (or city) of _____, bond redemption fund, and any sum included in the annual levy for the purpose of calling a bond shall be paid into the said fund and the moneys in said fund shall be used to call a bond or bonds as herein provided. Such portion of the assessment paid in full as would have been included in any annual levy thereafter made, had such assessment not been paid in full, may be transferred to the direct assessment fund and used to pay principal and interest of bonds to be paid from such annual levy.

When said bonds and the interest thereon have been fully paid, any surplus remaining in said fund shall be repaid to the various property owners in the district in the percentages in which they paid into the total fund.

SEC. 15. A new section is hereby added to said "Acquisition and improvement act of 1925," approved May 23, 1925, as amended, to be numbered 25*h*, and to read as follows:

Sec 25*h*. Not later than sixty (60) days after the time at which the last installment of general city or county taxes, as the case may be, becomes delinquent

each lot, piece or parcel of land on which any amount levied hereunder is delinquent shall be sold by the city or county treasurer, as the case may be. Such treasurer shall publish by two insertions in a newspaper a notice of such sale, which notice shall contain a description of the property assessed, the name of the person to whom it is assessed or a statement that it is assessed to unknown owners, if such is the fact, the total amount of said assessment delinquent including all interest, penalties and other charges to the date of sale stated in said notice, and a notice that the property assessed will be sold to the highest responsible bidder for cash on the date therein stated at the office of the treasurer of such city or county, as the case may be, to pay such amount. The date of said sale shall not be less than fifteen days after the date of the first publication of said notice. The said treasurer shall, in addition to such published notice, mail a copy of said published notice to the owner or owners of the property to be sold as their names and addresses are shown upon the last equalized assessment roll, or as otherwise known to him; *provided*, that any omission or irregularity in the mailing or receiving of such notice shall not constitute a defect in the sale or affect in any way the validity thereof. At the time stated in said notice, or such other time to which said sale may have been postponed by the treasurer, unless prior thereto he shall have received payment of the delinquent installment and all amounts due thereon including interest, penalties and other charges, the treasurer must sell said property to the highest bidder for gold coin of the United States, except the treasurer may receive from any purchaser in lieu thereof, bonds of said district or their interest coupons which will mature within sixty days after such sale at their face value. Out of the proceeds of said sale the treasurer must place the amount due on said property in the proper redemption fund and pay to the owner thereof any surplus remaining over and above said amount. The treasurer may postpone said sale from time to time for not less than ten nor more than thirty days at any one time by written notice posted at the place of sale. In case said sale is postponed, the sum for which said property shall be sold shall include in addition to the amount stated in the notice additional interest to such postponed date of sale.

If no bid is made for said property equal to the amount due thereon the treasurer shall become the purchaser and such property shall be struck off to him for said amount. Thereafter said treasurer may sell said property so struck off to him at private sale for not less than the amount for which it was purchased by him, plus interest at the rate of two per cent a month on such purchase price, and the proceeds from such sale shall be placed in the redemption fund. If such property is struck off to the treasurer, he shall not be required to advance the amount due against such property until he shall have resold said property and received payment therefor. When said property is struck off to said treasurer he shall hold the same as a trustee for the city or county conducting the proceedings. A certificate of sale bearing date of the day of sale shall be executed by the treasurer to the purchaser, or to himself as trustee if the property shall have been struck off to him, and said certificate of sale shall be recorded in the office of the county recorder in which such property is located. Any person interested in said property may redeem the same at any time within one year after the date of said certificate of sale by paying to the said treasurer the amount for which said property was sold and interest on said amount at the rate of two per cent per month from the date of said sale.

No action, suit or proceeding to set aside, cancel or question the validity of such sale or to quiet title of lands affected thereby shall be maintained by any persons unless the same shall have been commenced within six months after the date of such certificate of sale, and thereafter all persons shall be barred from commencing or prosecuting any such action or maintaining any defense of any action based upon the invalidity of such sale. Upon the expiration of one year after the date of said certificate of sale the city or county treasurer, as the case may be, or his successor in office, shall upon application of the purchaser or his assignee, if no redemption shall have been made, execute and deliver to the purchaser or his assignee a deed to the property, which deed shall transfer to the grantee therein named the title to said property, free and clear of all encumbrances, except that the title thereby conveyed shall be subordinate to all special assessment liens previously levied upon the said property and subordinate to all liens for state, county and municipal taxes.

In the event of nonpayment of any assessment, or of any interest thereon, together with any penalties and other levies and charges, and not later than four years after the due date of the last installment of principal, as a cumulative remedy, the same when due and delinquent may by order of the legislative body which conducted the proceedings be collected by suit brought in the superior court to foreclose the lien thereof. The costs shall be fixed and allowed by the court and shall include a reasonable attorney's fee, interest, penalties and other charges and advances as herein provided and when so fixed and allowed by the court shall be included in the judgment. The court shall have the power to adjudge and decree a lien against the lot, piece or parcel of land covered by the assessment for the amounts of the

judgment and order said property to be sold on execution as in other cases of the sale of real estate by the process of said court, with the same rights of redemption. On appeal, the appellate courts shall have the same power to adjudge and decree a lien and order such property to be sold on execution as is herein provided for the superior court. The foreclosure suit shall be governed and regulated by the provisions hereof and also, when not in conflict herewith, by the codes of this state.

The city or county whose legislative body conducted the proceedings shall have the right to advance and pay county or other taxes whenever necessary to protect its interests in property against which there is a delinquent assessment. It may also at its discretion temporarily transfer moneys into the redemption fund from other funds in which such moneys are not immediately needed, the moneys so transferred to be used to pay sums from such redemption fund and to be retransferred therefrom out of the first available receipts.

Such action shall be brought in the name of the city or county whose legislative body conducted the proceedings and may be brought at any time prior to the expiration of four years subsequent to the date of delinquency of the last installment due or to become due thereunder. The complaint may be brief and include substantially only the following allegations with reference to the assessment and other sums sought to be collected: That on a date stated the legislative body passed its resolution ordering the improvement or acquisition, as the case may be, without describing the same; that the improvement was made or that the acquisition was made, as the case may be, thereunder; that an assessment to pay the cost thereof was duly given and made; that same was recorded on a stated date; that certain property (describing it) was therein assessed a stated amount; that bonds upon the security of the assessments made under the proceeding were duly issued, giving the date of said bonds, their interest rate and the number of years the last installment of same were to run and that same were duly issued under this act, but it shall be unnecessary to state the amount, number, denomination or other terms thereof; that on a date stated a certain sum came due against said property on said assessment and had not been paid and that the legislative body had directed the action to foreclose. A certified copy of so much of said recorded assessment as pertains to the assessment being foreclosed shall be conclusive evidence of the regularity and validity of the assessment and of all proceedings prior thereto. The amount of penalties, costs and interest due shall be calculated as hereinbefore set forth in the case of a treasurer's sale up to the date of the judgment. In such action the plaintiff, upon recovering judgment, shall be entitled to a reasonable counsel's fee to be allowed by the court and taxed as costs.

The term assessment, as in the section employed, shall include all original assessments, reassessments, partial assessments and supplemental assessments.

SEC. 16. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25i, and to read as follows:

SEC. 25i. In addition to advancing the maturity of bonds as provided in section 25f said treasurer may, at any time that there is a surplus in the redemption fund, purchase any bonds outstanding at the market value thereof; *provided, however,* that said treasurer shall in no event purchase bonds at a price of more than par, accrued interest to date of surrender of such bond, and a premium of five per centum of the par value of such bonds.

SEC. 17. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25j, and to read as follows:

SEC. 25j. After bonds have been issued any person interested may pay off any assessment or unpaid balance and secure a release thereof by depositing with the treasurer the total amount of the unpaid balance of such assessment, together with all additional amounts levied and all penalties and interest accrued and interest on the assessment to the second day of January or the second day of July next succeeding eight months from and after the date of payment, together with an additional sum of five per centum of the unpaid balance of such assessment and the sum of one dollar to be used for the purpose of calling a bond. In order to provide funds sufficient with which to advance the maturity of bonds as provided in section 25f herein, the legislative body conducting the proceedings may advance moneys from the revolving fund provided in section 43 of this act, and thereafter reimburse said fund from the amounts received by persons paying off assessments as provided in this section.

Whenever any single parcel of land within the district is subdivided or the ownership of a portion of said parcel is transferred to another person, the legislative body which conducted the proceeding may in its discretion order any public officer or other competent person to file with the clerk of said legislative body an amended assessment of the original parcel of land affected by such subdivision or transfer of ownership, segregating and apportioning said original assessment in accordance with the benefits to said portions of said original parcel. The person so appointed shall file with the clerk of the legislative body a report and an amended assessment of such parcels of land as have been ordered by said legislative body, together with a map or plat showing how such parcels have been divided. Said report shall conform in all respects to the original and the total amount of the assessments of the several portions of any one original parcel shall be equal to the unpaid assessment of said original parcel of land.

Each portion of the parcel of land of which an amended assessment is made shall retain the original number designating said parcel of land and shall be further identified by a secondary number or suffix and thereafter reference to said portion by said original number and suffix shall be a sufficient description for all purposes. Upon the filing of said report and amended assessment the clerk of said legislative body of the city or county, as the case may be, shall fix a time and place for hearing upon said amended assessment and shall give notice of said hearing by publication by two insertions in a newspaper. Said notice shall contain a statement of the date fixed for the hearing upon said amended assessment and any objections thereto, which date shall not be less than fifteen days from the first publication of said notice. Said notice shall contain a reference to the original assessment and to the proceedings in which it was issued and shall refer to the report and map or plat of the amended assessment for the particulars and no other description shall be necessary. All persons interested in said original assessment or in the lands affected thereby, or in the bonds secured by assessments thereon, may at any time prior to the date of hearing object in writing to the amended assessment and may at the time of said hearing, or at the time to which said hearing may be continued, appear and protest against the same. At such hearing said legislative body shall have full power to hear and determine all objections as to the division of such assessment and shall confirm or modify the same. All determinations and decisions of said legislative body upon notice and hearing as aforesaid shall be final and conclusive upon all persons entitled to object under the provisions of this section. Final action of said legislative body upon said report and amended assessment shall be taken on or before the fifteenth day of July in any year. After confirmation or modification in accordance with the order of the legislative body said amended assessment shall be recorded with the treasurer of the city or county, as the case may be, and thereafter shall supersede and replace the assessment of the original parcel and all subsequent installments, levies and other charges shall be collected upon such amended assessment.

SEC. 18. A new section is hereby added to said "Acquisition and improvement act of 1925," as amended, to be numbered section 25*k*, and to read as follows:

SEC 25*k*. In the event of a delinquency in the redemption fund, after the auditor has reported the collections upon the final installment of the assessment, the legislative body which conducted the proceeding may cause a supplemental assessment to be made to pay the principal and interest of the bonds issued for the costs and expenses of the original improvement or acquisition, as the case may be. Said supplemental assessment together with the assessment theretofore made, shall not exceed on each parcel of land within the district the benefits received by such parcel from the improvement or acquisition, as the case may be. Said supplemental assessment shall be ordered by said legislative body and the superintendent of work shall be directed to prepare the same. The amount for which the assessment shall be made shall be fixed in the order of the legislative body ordering such supplemental assessment. Such supplemental assessment shall be made in accordance with the benefits received by the various lots, pieces or parcels of land and as soon as completed by said superintendent of work shall be filed with the clerk of said legislative body. Said clerk shall thereupon give notice of a time and place for hearing on such supplemental assessment. Notice of such hearing stating the boundaries of the district, the total amount of the supplemental assessment, and the date of the hearing thereon shall be published by at least three insertions in a newspaper. The time fixed for the hearing shall not be less than fifteen days from the date of first publication. The cost of making the supplemental assessment and the publication of notices thereof, as estimated, shall be included in the total amount for which such supplemental assessment is made. At the time and place fixed for hearing, the legislative body shall proceed to hear all persons interested in such supplemental assessment, and may vacate, modify or confirm such supplemental assessments as shall seem to said legislative body in accordance with the benefits received by the several parcels of land included in said assessment district. Upon such supplemental assessment being confirmed, either as originally presented or as modified by said legislative body, the assessment roll shall be filed in the office of the treasurer of the city or county, as the case may be, and recorded thereon, and thereafter any sum therein levied on any lot shall be and constitute a lien on such lot and shall bear interest from the date of recordation at the rate specified in the bonds. Said supplemental assessment shall be collected with the city or county taxes, as the case may be, next levied after the date of recordation, and in all other respects said supplemental assessment shall be collected and enforced the same as the original assessment.

SEC. 19. Section 38 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

SEC. 38. If, for any reason, the funds derived from the issuance of bonds as heretofore provided for any acquisition under a proceeding had and taken under this act, shall be insufficient to pay the interlocutory judgment or judgments and all incidental expenses of the proceedings, or any additional moneys are required to be deposited in court in order that possession and use of the property sought to be condemned, or any portion thereof, may be had or retained, the legislative body conducting the proceedings may meet such deficit by an appropriation out of the general fund of the county or municipality, as the case may be, or by ordering a supplemental

issue of bonds of the district and the sale of such bonds, which bonds shall be issued and sold in like manner and form and under like procedure and with like notice to that heretofore in this act prescribed for the issuing of bonds to obtain funds for deposit in order that immediate possession and use of the property sought to be condemned may be obtained or to defray the expenses of an acquisition, as the case may be. The report of the attorney that additional funds are needed for any of the purposes in this section stated shall be made to the legislative body conducting the proceeding and such legislative body shall thereafter proceed as hereinbefore in this section provided. In the event such a supplemental issue of bonds is made, said legislative body may advance the moneys required from the general fund of the county or municipality, as the case may be, and thereafter reimburse said fund from the proceeds of such supplemental issue.

Also if the funds derived from the issuance of bonds for any improvement are insufficient to pay the cost of the same and all incidental expenses thereof the legislative body which conducted the proceedings may meet such deficiency by an appropriation out of the general fund of the county of municipality, as the case may be, or by ordering a supplemental issue of bonds of the district and the sale of such bonds as provided for a supplemental issue of acquisition bonds, except that the report that additional funds are needed shall be made by the superintendent of work.

Sec. 20. Section 40 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 40. The principal and interest of the bonds issued under this act shall be payable in gold coin of the United States of America at the office of the treasurer issuing the same. The legislative body is hereby vested with power to determine, and shall in the resolution of intention determine, the number of years, not to exceed thirty, in the case of bonds for an acquisition and bonds for immediate possession, and not to exceed twenty in the case of bonds for an improvement, after the issuance of any bonds issued, within which the aggregate principal of all bonds to be issued in any proceeding under this act shall be paid and discharged, and to fix the rate of interest, not to exceed eight per cent per annum, payable semiannually, to be paid thereon; *provided, however,* that in the case of acquisition bonds and immediate possession bonds the rate stated in the resolution need only be a maximum rate, which shall not exceed eight per cent per annum, payable semiannually, in which case the exact rate of interest shall be determined upon the sale of the bonds, as heretofore provided. It shall be a sufficient determination and fixing of the term and interest rate of said bonds to set forth in the resolution of intention that bonds will be issued for the expense of the things to be done in any language which will fairly indicate such time, the fractional part of the principal to be paid each year, and the interest rate for improvement bonds and either the interest rate or the maximum interest rate for which acquisition bonds and immediate bonds will be issued. It may be provided in said resolution that the first payment of principal shall become due, either two, or three years after the date of said bonds. The number of installments of payments on the principal shall be indicated in said resolution of intention, and in any proceeding the number of installments of payment on the principal of improvement bonds may differ from the number of installments of payments on the principal of acquisition bonds and immediate possession bonds, if any, to be issued in said proceeding. The amount of the principal due in each annual payment need not be exactly the same, but with respect to each installment except the last may be made to differ not more than five hundred dollars from the amount obtained by dividing the total of the principal amount due under the bonds by the number of installments. Each installment, except the last, shall be an even multiple of one hundred and the last installment shall be for the balance of the total principal amount not provided to be paid in the previous installments.

In case the amount of any supplemental issue of bonds, or the amount of any issue of acquisition bonds after immediate possession bonds have been issued in the proceedings, is insufficient for such bonds to mature in multiples of one hundred dollars over the term of maturity of the bonds to be issued, as stated in the resolution of intention, in that event the legislative body conducting the proceedings may fix the maturities of such bonds, and the denominations thereof, so that the same may be issued in multiples of one hundred dollars and in that event such bonds shall mature in as nearly as possible equal, annual amounts and the first payment on the principal thereof shall be as stated in the resolution of intention.

All bonds issued hereunder shall be dated as provided in this act, and in case immediate possession bonds, improvement bonds, and acquisition bonds be issued, the respective dates of such bonds shall be the dates of the respective resolutions ordering the issuance of the same.

The interest payments on said bonds shall be payable semiannually on the second day of January and the second day of July of each year, except that the first interest payment shall be made on the second day of January or the second day of July, whichever month first succeeds the date of the bonds) next succeeding one year after the date of said bonds, and except that the last installment of interest shall be payable at the maturity of the bonds, in the manner indicated in the form of bond in this act set forth. It shall not be necessary, either in the resolution of intention or other-

wise, to set forth or determine the days of the month on which payments of interest are to be made, nor that payments shall be made in gold coin, nor that payments shall be made at such treasurer's office, but all persons are charged with notice of the contents of this section, especially in the aforesaid particulars.

SEC 21. Section 41 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec. 41. For each district in which bonds have been issued under the provisions of this act a special fund to be named "Acquisition and improvement district No. _____ of the county (or city of _____ interest and sinking fund" (the number to be that of the district) for the discharge and payment of such bonds, whether issued for an acquisition or improvement, or both, and interest thereon, shall be constituted by the county or municipality (as the case may be) whose legislative body has conducted the proceedings, as follows, to wit: In case the district is entirely within one municipality there shall each year at the time of levying taxes for general municipal purposes be levied by the legislative body of such municipality against and upon all of the lands within said district a special assessment tax in an amount clearly sufficient, together with any moneys which are or may be in said fund, to pay all the principal which has become or will become payable and all interest which has become or will become payable on the bonds issued under the proceeding before the proceeds of another tax levy made at the time of the next general tax levy for general municipal purposes can be made available for the payment of said principal and interest.

In case the district is entirely within unincorporated territory of the county, or partly within unincorporated territory of the county, and partly within one or more municipalities, or within two or more municipalities, there shall each year at the time of the general tax levy for county taxes be levied by the board of supervisors against and upon all the lands within said district a special assessment tax, in an amount clearly sufficient, together with any moneys which are or may be in said fund, to pay all the principal which has become or will become payable and all interest which has become or will become payable on the bonds issued under the proceeding before the proceeds of another tax levy made at the time of the general tax levy for county purposes can be made available for the payment of said principal and interest.

The lands within any such district shall include any land which is the operative property of any public utility and include any lands belonging to any county, municipality, district, public agency, mandatory of the government, school board, educational, penal or reformatory institution or institution for the feeble-minded or insane, whether being used in the performance of a public function or not, unless declaration was made in the resolution of intention omitting any of said lands from the assessment to be made; but shall not include any lands belonging to the United States government or to the State of California.

If the said district has been divided into zones and the percentage of the total amount to be levied each year which shall be levied upon the lands within each zone in the district has been determined, as provided in this act, in that event the total amount of the special assessment tax to be levied each year shall be divided according to said percentages and such percentage to be levied upon the lands in each zone shall be levied upon the lands therein as above provided.

In case the district is entirely within one municipality, the assessment roll for general municipal taxes for such municipality shall be the basis for the levy and computation of such tax (except as to property not assessed thereon), and in case the district lies entirely within unincorporated territory of the county, or partly in unincorporated territory of the county and partly within one or more municipalities, or within two or more municipalities, the county assessment roll for general county taxes shall be the basis for the levy and computation of the tax (except as to property not assessed thereon). Such special assessment taxes shall be in addition to all other taxes levied for county purposes or for municipal purposes, as the case may be, and shall be levied, computed, entered, collected and enforced in the same manner and by the same persons and at the same time and with the same penalties and interest as are other taxes for county purposes or for municipal purposes, as the case may be, and all laws applicable to the levy, collection and enforcement of taxes for county purposes or for municipal purposes, as the case may be, are hereby made applicable to said special assessment tax.

It shall be the duty of the county assessor or the city assessor, as the case may be, to assess, exclusive of any improvements thereon, all lands heretofore in this section mentioned (if any there may be in any assessment district formed under this act) not otherwise assessed for purposes of general county taxes or general taxes of a municipality, as the case may be, against which such special assessment taxes are to be levied. The assessment of such lands (if any such there be in the district) shall be made at the same time and in the same manner and by the same persons as the assessment for general county taxes or general taxes of a municipality, as the case may be, and shall be equalized at the same time and in the same manner and by the same persons as such general county taxes or general taxes of a municipality are equalized. And the official or officials who are required to give notice of the equalization of the general county assessment roll or the general municipal assessment roll,

as the case may be, shall give notice to all persons interested, for the same time and in the same manner as that given on the equalization of said general assessment rolls, of the equalization of assessments of such lands for the purpose of taxing the same to pay the principal and interest of bonds issued under this act. Said lands need not be described in said notice, but it shall be sufficient to state therein that the lands assessed include all lands in that certain acquisition and improvement districts, designating them by their proper names, which are not assessed on the general county or municipal assessment roll, as the case may be, but are subject to assessment under the proceedings creating said assessment districts. At said hearing all persons interested in any lands in said districts may appear and be heard upon any matter of equalization affecting any lands within such districts, and the notice of equalization shall so state.

In the event that there is included within such district any land belonging to any county, municipality, district, public agency, mandatory of the government, school board, educational, penal or reformatory institution or institution for the feeble-minded or insane, and which is being used in the performance of a public function, and no declaration was made in the resolution of intention omitting such land from the assessment to be made, the amount of the special assessment tax levied each year against said land, as above provided, shall be an enforceable obligation against the owner of or the governing body controlling said land, and it shall be the duty of the officer or body having charge of the disbursement of the funds of the owner of said land to pay the amount of said special assessment tax levied, from any of the funds thereof available, immediately upon its becoming due. If for any reason there are no money in any of such funds, then the county or municipality, as the case may be, whose legislative body conducted the proceedings shall pay said special assessment tax against said land and the said owner or governing body controlling said land shall reimburse such county or municipality immediately upon the receipt of sufficient moneys in any of its available funds. In all cases in which sufficient funds are not available to make such reimbursement before the time of another tax levy, the board or officers whose duty it is to levy taxes for said owners shall include in the next tax levy an amount, in addition to moneys for all other purposes, sufficient to reimburse said county or municipality.

The legislative body of the county or municipality, as the case may be, which conducted the proceedings for the acquisition or the imprisonment, or both, may annually at or prior to the time said tax levy is made, transfer from the general fund of such county or municipality or from any fund which may be used for acquisitions or improvements of a similar character to those made under the proceeding, to the interest and sinking fund above provided for, such amount as in the judgment of said legislative body should be transferred. It is the intention of this provision that further assistance in addition to that, if any, provided for in the resolution of intention and that which may be given as elsewhere provided in this act, may be given by such county or municipality toward the payment of the expenses of the thing or things done under the proceedings after bonds for said expenses shall have been issued and sold, and apart from the loans, and apart from the advances under the revolving fund elsewhere in this act provided.

In any event, it shall be the duty of the legislative body, which is required by this section to levy the special assessment tax, to levy a special assessment tax each year upon all of the said lands within such district, and if zones have been established, then in accordance with the percentages prescribed, clearly sufficient to pay the principal and interest of said bonds as the same shall become payable, and in this behalf the legislative body is hereby empowered to include in the said levy such an amount as to it, in its best judgment, shall be deemed reasonable to provide for anticipated delinquencies in the payment of such special assessment taxes.

Whenever any of said bonds or any payment of principal or interest thereon shall become due and there shall not be sufficient money in said interest and sinking fund to pay the same, the legislative body which conducted the proceeding may, pending the levy and collection of a special assessment tax therefor, order the amount of money necessary to pay said bonds, or payment of principal or interest so falling due, to be transferred from the general fund of the county or municipality, as the case may be, to said interest and sinking fund, and the amount of money so transferred shall be deemed a loan to said interest and sinking fund and shall be repaid to the general fund from the first money coming into said interest and sinking fund thereafter. Any money remaining in any acquisition and improvement district interest and sinking fund after all of the bonds of the district have been retired shall be transferred to the general fund of the county or municipality, as the case may be, whose legislative body conducted the proceeding and may by said body be used in repairing any public way in said district, regardless of whether a portion or all of the district as originally formed may have been included within one or more municipalities which did not include such portions or all of the district at the time the proceedings for the same were initiated.

The legislative body and other officers and bodies named are hereby vested with power and jurisdiction to do all and singular the things which in this section it is declared shall or may be done by it or them.

In all cases in which the proceeding is conducted by the legislative body of a municipality where the taxes are required by this section to be levied by the board of supervisors of the county, the clerk of the legislative body conducting the proceeding, in addition to transmitting to the treasurer of such municipality an attested copy of any order or orders for the issuance of bonds in the proceeding, shall transmit to the legislative body of the county a certified copy of such order or orders for the issuance of bonds, together with certified copies of the resolution of intention and of the resolutions and orders in which are set forth the boundaries of the district, the number of zones, if any, and the percentage of the total amount to be levied each year which shall be levied upon the lands within each zone in the district, as said matters were finally determined, and shall also transmit to such legislative body a certified copy of the map of the assessment district showing the boundaries of the district and of the zones therein, if any, as finally determined, and upon the filing with such legislative body of said certified copies it shall thereupon have jurisdiction and the other officers of the county shall have jurisdiction and it shall be their duty to take the steps required in this section for the assessment, levy, computation, entry, collection and enforcement of such special assessment taxes.

In all cases in which the legislative body of a municipality conducted the proceedings, and the county officials levy and collect the taxes, as hereinbefore provided, the proper officers of said county upon collecting the taxes aforesaid shall, not later than the thirtieth day of each month in which said taxes are collected, transmit the same to the city treasurer of the municipality, the legislative body of which conducted the proceedings, together with a statement of the amounts delinquent in each such district, if there be any delinquencies; *provided, however*, that nothing in this section shall be construed as requiring the city officials of any municipality which has availed itself of the provisions of any law permitting the duties of city officials relating to the assessment, collection and enforcement of taxes to be performed by county officials, to perform any of the duties herein prescribed relating to the assessment, collection and enforcement of taxes which are performed for said city by county officers, and the taxes required to be levied hereunder shall be assessed, collected and enforced by the persons who perform such duties for said city.

SEC. 22 Section 42 of said "Acquisition and improvement act of 1925," as amended, is hereby amended to read as follows:

Sec 42. All bonds issued in pursuance of the provisions of this act shall be negotiable and shall by their issuance be conclusive evidence of the regularity, validity and legal sufficiency of all proceedings, acts and determinations in any wise pertaining thereto, had or made under this act, and after the same are issued *no tax levied or collected for the purpose of paying the principal or interest on said bonds shall be held to be invalid or illegal, or set aside or refunded, by reason of any error, informality, irregularity, omission or defect in any of the proceedings, acts or determinations in any wise pertaining to the issuance or payment of said bonds, nor shall any action or proceeding be thereafter commenced or maintained to cancel or set aside said bonds or to prevent the payment thereof or the levy or collection or enforcement of a tax for such payment*

The legislative body conducting the proceedings may at any time after any bonds have been ordered issued, but before the delivery of the same, or after any contract has been awarded, but before the same has been signed, bring an action in the superior court of the county in which the district lies to determine the validity of such bonds or contract. The jurisdiction of all parties interested may be had by publication of summons at least once a week for four consecutive weeks in some newspaper of general circulation published in the county in which said suit is brought, such paper to be designated by the court having jurisdiction of the proceeding. Said summons shall contain a statement of the title of the action, the approximate amount of bonds involved in the action or the approximate amount of the contract price as nearly as the same may be estimated, a general description of the district to be assessed for the payment of principal and interest of the bonds issued or to be issued in the proceeding, a reference to the petition on file in such action for a description of the work or improvement or of the acquisition, as the case may be, and for all particulars of such action, and the prayer of the petitioner for relief. Jurisdiction shall be complete thirty days after the first publication of such summons in the manner herein provided. Any person interested may at any time before the expiration of said thirty days appear and by proper proceedings contest the validity of such bonds or contract. Such action shall be speedily tried and judgment rendered declaring such bonds or contract either valid or invalid.

The court hearing said action, in inquiring into the regularity, legality or correctness of such proceedings, must disregard any error, irregularity or omission which does not affect the substantial rights of the parties to said action. The rules of pleading and practice provided by the Code of Civil Procedure, where not inconsistent with this act, are applicable to the action herein provided for. Any motion for a new trial must be heard and determined within ten days from the filing of the notice of intention. The costs of the hearing in such action may be allowed and apportioned between the parties or taxed to the losing party in the discretion of the court. Either party shall have the right to appeal to the supreme court within thirty

days after the rendition of such judgment and the appeal must be heard and determined within three months from the time of taking such appeal.

Such action shall be a proceeding in rem and the judgment therein shall be final and conclusive of the validity of such bonds or said contract and of the validity of all proceedings prior to the issuance of such bonds or the awarding of such contract and shall be conclusive evidence of the validity of such bonds or contract and of the validity of all proceedings prior to the issuance of such bonds or the award of such contract.

SEC. 23. The foregoing amendments to existing sections of the said "Acquisition and Improvement act of 1925," as amended, and the new sections added thereto by this act shall not apply to or affect any proceeding in which a resolution of intention shall have been adopted prior to the date upon which the governor shall approve this act, but in such a proceeding the said act, as in effect prior to this enactment, shall govern and control as to all matters in such a proceeding.

The question being on the adoption of the amendments.

POINT OF ORDER.

The following point of order was raised by Mr Little: That Senate Bill No. 184 has heretofore been amended by inserting committee amendments. The effect of the amendments offered by Mr. Crawford would be to strike from the bill the committee amendments.

RULING BY SPEAKER.

The Speaker ruled the point of order well taken.

CONSIDERATION OF SENATE BILL NUMBER ONE HUNDRED EIGHTY-FOUR.

Senate Bill No. 184—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41 and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add fourteen new sections to said act, to be numbered sections 2a, 2b, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds; and providing for the proceedings which shall be affected by the foregoing amendments.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 184 refused passage by the following vote:

AYES—Cloudman, Cronin, Crowley, Deuel, Dillinger, Eddy, Feeley, Fry, Jespersen, Jewett, Jones, Little, McDonough, Morgan, Morrison, Noyes, Reindollar, Sewell, Williams, Witter, Woolwine, and Young—22.

NOES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Craig, Crawford, Crittenden, DeYoe, Easley, Emmett, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jost, Keaton, Kline, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Oliva, Patterson, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williamson, Wright, and Mr. Speaker—53.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, April 22, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 258—An act to amend sections 2, 3, 4, 6, 7, 8, 12, 14, 16, 17, 18, 19, 20, and 23 of an act entitled "An act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of

registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians, to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing penalties for the violation of the provisions of this act." approved May 31, 1927, and to add new sections thereto to be numbered sections 3a, 14a and 20a, relating to the regulation of the occupation and practices of hairdressers, cosmeticians, and cosmetologists—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 258?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 258 by the following vote:

AYES—None.

NOES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr Speaker—73

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Fry, Hornblower and Reindollar as a Committee on Free Conference to meet with a like committee from the Senate to consider Assembly amendments to Senate Bill No. 258.

REPORT OF COMMITTEE OF FREE CONFERENCE.

The following report of the Committee on Free Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR SPEAKER: Your Committee on Free Conference concerning Assembly Bill No. 319—An act to add new sections to the Penal Code to be numbered 537f, 537g, and 537h, relating to the use or misuse of motor vehicles hired, and the obtaining of credit or the possession of such motor vehicles with intent to defraud or by means of false statements, and prescribing punishment therefor—reports that it has met a like committee of the Senate, consisting of Senators Swing, Sharkey and Tubbs, and reports that the Committee on Free Conference has agreed to recommend the following: That the Assembly concur in the Senate amendments, and that the bill be further amended as follows.

AMENDMENT NUMBER ONE.

In line 5 of the title of the printed bill, as amended in Senate April 4, 1929, after the word "statements", insert the following: "and the suffering of a lien to be placed upon the motor vehicle of another without paying therefor,".

JONES,
GILMORE,
WITTER.

Assembly Committee on Free Conference.

SHARKEY,
SWING,
TUBBS.

Senate Committee on Free Conference.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roberts,

Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—68.

NOES—None.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON CONTINGENT EXPENSES

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929

MR. SPEAKER Your Committee on Contingent Expenses, to which was referred the following resolution:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Assembly in favor of Arthur A. Ohnmus, Chief Clerk, and the State Treasurer is hereby directed to pay the same, for the sum of one hundred dollars (\$100.00), said amount being for the payment of postage, telegraphing, expressage and incidental expenses of the Chief Clerk's office

Has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted

SNYDER, Chairman.

Mr. Snyder moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—68.

NOES—None

Also:

ASSEMBLY CHAMBER, SACRAMENTO, MAY 14, 1929.

MR. SPEAKER Your Committee on Contingent Expenses, to which was referred the following resolution

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrants on the contingent fund of the Assembly in favor of the persons or firms listed below, and for the amounts of money set opposite their respective names and as itemized below, and the State Treasurer is hereby authorized and directed to pay the same

Bureau of State Purchases-----	\$257 78
Cascade Towel Supply-- -----	27 55
Harry Short-----	20 00
The Bell Conservatory Company-----	11 25
Virginia Cross-an, Illuminating resolutions and memorials-----	250 00
Western Union Telegraph Company-----	1 85
Pacific Telephone and Telegraph Company-----	64 90

Has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

SNYDER, Chairman.

Mr. Snyder moved the adoption of the report and resolution.

The question being on the adoption of the report and resolution.

The roll was called, and the report and resolution adopted by the following vote:

AYES—Adams, Anderson, Badham, Baum, Bernard, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—68.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Mr. Scudder:

WHEREAS, The Fish and Game Committee of the Assembly did in writing under date of March 16, 1929, request the presence of one W. E. Martin, of the city of Monterey, California, at a regular meeting of said committee to be held on Tuesday, March 19, 1929, in the committee rooms of said committee in Sacramento, California; and

WHEREAS, Said W. E. Martin did so appear at such meeting so held on March 19, 1929, in response to said written request, and in appearing before said committee it was necessary that said W. E. Martin expend a total amount of \$19.31, actual expenses necessarily incurred in appearing before said committee; and

WHEREAS, The Assembly believes that the actual and necessary expenses incurred by said W. E. Martin in appearing before said Fish and Game Committee are properly payable from the contingent fund of the Assembly and should be repaid to said W. E. Martin for the reasons above stated; now, therefore, be it

Resolved, That the sum of \$19.31 be appropriated out of the contingent fund of the Assembly to pay the expenses incurred by W. E. Martin in attending the Fish and Game Committee of the Assembly on the evening of March 19, 1929; and be it further

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Assembly in the sum of \$19.31 to pay the expenses so incurred by W. E. Martin and the State Treasurer is hereby authorized to pay the same.

Mr. Scudder moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Baum, Bishop, Bliss, Brock, Byrne, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McDonough, McGinley, McGuinness, Meeker, Miller, James A., Mixter, Morgan, Morrison, Nielsen, Oliva, Patterson, Reindollar, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, Williams, Williamson, Witter, Woolwine, Young and Mr. Speaker—63.

NOES—Arnold, Bernard, West, and Wright—4.

RESOLUTION.

The following resolution was offered:

By Mr. Reindollar:

WHEREAS, After the final adjournment the services of the officers, attaches and employees of the Assembly will not be required with the exceptions as herein provided; and

WHEREAS, The Journals must be corrected and properly indexed, the final calendar of legislative business arranged and published, and a great number of bills be printed, and other details pertaining to this session of the Legislature taken care of; therefore be it

Resolved, That the Chief Clerk of the Assembly be and he is hereby authorized and directed to complete, compare and have printed, after final adjournment, one thousand (1000) copies of the final calendar of the legislative business of the forty-eighth session (or such number as may be necessary to fill the demand) and any other information that will create a permanent and complete guide and history of the session's business

When the Governor shall have completed the consideration of all measures presented to him and the final calendar is prepared, the Chief Clerk is hereby directed to mail or express one (1) copy of the final calendar to each member of the Assembly.

The Chief Clerk is further authorized and directed to mail or express to each member a copy of the completed Journal and to have printed one thousand (1000) copies of each bill, resolution or constitutional amendment which has passed both houses and been signed by the Governor, and to mail or express one set of said chaptered laws to each member of the Assembly.

For the purpose of carrying out the object of this resolution, be it further

Resolved, That the State Controller is hereby authorized and directed to draw his warrant or warrants upon the unexpended balance of the fund provided for the payment of officers, clerks and all other employees of the Assembly in favor of

Arthur A. Ohnimus, Chief Clerk of the Assembly, for services of self and clerks, in the sum of \$1,169.50, and the State Treasurer is hereby directed to pay the same.

Mr. Reindollar moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—70.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Mr. Reindollar:

Resolved, That in order to pay the necessary expenses for the disposition of the closing business of this Assembly after adjournment, and for the payment of all bills, such as supplies from the purchasing department, telephoning, telegraphing, expressage, postage and incidental expenses of the Chief Clerk's office, and for such other bills that may be presented, accompanied by proper vouchers covering such expenses, the State Controller is hereby authorized and directed to draw his warrant in favor of Arthur A. Ohnimus, Chief Clerk of the Assembly, upon the contingent fund of the Assembly in the sum of five hundred dollars (\$500 00), or such portion of said amount as may be necessary to carry out the above, and the State Treasurer is hereby directed to pay the same.

Mr. Reindollar moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Badham, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—70.

NOES—None.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON WAYS AND MEANS

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 164—An act to appropriate the sum of \$200,000, out of any money in the State treasury, not otherwise appropriated, to lease wires, construct, purchase and maintain in operation, teletype equipment between cities in California and the Bureau of Criminal Identification and Investigation at Sacramento; and for the operation of the teletype equipment to be under the direction of the Bureau of Criminal Identification and Investigation—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

WRIGHT, Chairman.

The above reported bill ordered on file for second reading.

ON JUDICIARY.

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 297—An act to amend sections 2 and 5 of an act entitled "An act to provide that the Department of Natural Resources, through the State Park Commission, shall have control of the State park system; to establish and define the State park system; to define certain powers and duties of the State Park Commission; to make an appropriation for carrying out the purposes of this act; and to establish a contingent fund and a revolving fund," approved May 25, 1927, and to add a new section

thereto to be numbered 4a, granting to the Park Commission the right of eminent domain, all relating to the State park system and the powers and duties of the Department of Natural Resources and the Park Commission in relation thereto—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass as amended.

SEWELL, Chairman.

The above reported bill ordered on file for second reading.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At eleven o'clock and fifty-five minutes p.m., further proceedings under the call of the house were dispensed with, on motion of Mr. Sewell.

The roll of absentees was called, and Senate Bill No. 97 finally passed by the following vote:

AYES—Badham, Baum, Bernard, Brock, Byrne, Cloudman, Collier, Craig, Crawford, Crittenden, Cronm, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Heisinger, Jespersen, Jewett, Kenton, Kline, Little, Luttrell, McDonough, McGinley, Meeker, Miller, Eleanor Miller, James A. Mixer, Morgan, Nielsen, Noyes, Oliva, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—55.

NOES—Adams, Anderson, Arnold, Bishop, Bliss, Cloudsley, Crowley, Gilmore, Hoffman, Hornblower, Ingels, Jones, McGuinness, Morrison, Roland, Snyder, and Williamson—17.

Title read and approved.

Bill ordered transmitted to the Senate.

SECOND READING OF SENATE BILLS—(OUT OF ORDER).

Senate Bill No. 164—An act to appropriate the sum of \$200,000, out of any money in the State treasury not otherwise appropriated, to lease wires, construct, purchase and maintain in operation teletype equipment between cities in California and the Bureau of Criminal Identification and Investigation at Sacramento, and for the operation of the teletype equipment to be under the direction of the Bureau of Criminal Identification and Investigation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were submitted by the committee:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, as amended, after the figure "2", insert a comma and the following "4".

AMENDMENT NUMBER TWO.

Strike out all of lines 9, 10, 11, 12, 13 and 14 of the title of the printed bill, as amended, and insert in lieu thereof the following: "May 25, 1927, defining the powers and duties of the department of natural resources and the park commission in relation to the state park system and authorizing the making of contracts between the commission and cities, counties and other political subdivisions, and with the government of the United States for the care and maintenance and control, for the purposes of the state park system, by either party to such a contract, of lands under the jurisdiction of the other party and authorizing the contracting parties to expend moneys for the care, maintenance and control thereof."

AMENDMENT NUMBER THREE

On page 2, line 20, of the printed bill, as amended, strike out the comma following the word "purchase", and insert in lieu thereof the word "or", and strike out the word "condemnation", and the comma following said word in said line 20, and insert in lieu thereof the following: "only with the consent of the owner, or by", and strike out the words "or in any other manner", in line 21 of said page 2.

AMENDMENT NUMBER FOUR.

On page 2, line 29, of the printed bill, as amended, after the period insert the following: "Acquisition of property by the state park commission under the provisions of this section shall be subject to the approval of the department of finance and the governor."

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, as amended, strike out all of lines 30 to 47, inclusive.

AMENDMENT NUMBER SIX.

On page 2, line 48, of the printed bill, as amended, strike out the figure "4", and insert in lieu thereof the figure "3".

AMENDMENT NUMBER SEVEN.

On page 2, line 50, of the printed bill, as amended, preceding the word "Contracts", insert the following: "Sec. 5."

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

Senate Bill No. 297—An act to amend sections 2 and 4 of an act entitled "An act to provide that the Department of Natural Resources, through the State Park Commission, shall have control of the State park system; to establish and define the State park system; to define certain powers and duties of the State Park Commissioner; to make an appropriation for carrying out the purposes of this act; and to establish a contingent fund and a revolving fund," approved May 25, 1927, and to add a new section thereto to be numbered 4a, all relating to the State park system and the powers and duties of the Department of Natural Resources and the Park Commission in relation thereto.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following amendments were offered by the committee:

AMENDMENT NUMBER ONE.

Strike out all of lines 1 to 8, inclusive, of the title of the printed bill, and insert in lieu thereof the following:

"An act making an appropriation to pay the expense of purchasing and maintaining a system of telegraphing typewriting equipment and the leasing of wire facilities necessary for the operation of said system for communication service between the bureau of criminal identification and investigation at Sacramento and the cities of San Francisco and Los Angeles and providing for connection therewith by other cities and counties of the state, declaring the urgency thereof, and providing that this act shall take effect immediately."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 1 to 14, inclusive, and insert in lieu thereof the following:

"SECTION 1. The sum of fifty thousand dollars is hereby appropriated out of any money in the state treasury not otherwise appropriated to pay the expense of purchasing and maintaining a system of telegraphing typewriting equipment and the leasing of wire facilities necessary for the operation of said system, for communication service between the bureau of criminal identification and investigation at Sacramento and the cities of San Francisco and Los Angeles, to be centered in and operated under the direction of the bureau of criminal identification and investigation at Sacramento.

SEC 2. Any and all other cities and counties in the state may connect with said system and receive said service at such points and in such manner as may be severally agreed upon by and between them and the bureau of criminal identification and investigation; provided, that the whole of the cost of making or maintaining said connection with said system by or for such other cities and counties shall be borne by such other cities and counties and none thereof by the state."

AMENDMENT NUMBER THREE

On page 1, line 15, of the printed bill, strike out the figure "2", and insert in lieu thereof the figure "3".

Amendments adopted.

Bill read second time, ordered to reprint, and on file for third reading.

EXPLANATION OF VOTE.

The following explanation of vote was received, and ordered printed in the Journal:

MR. SPEAKER: I have been incorrectly recorded on Mr. Collier's motion to withdraw Senate Bill No. 170 from committee as of May 13, 1929.

I voted No. The Clerk evidently misunderstood me when I answered the roll.
WALTER W. FEELEY.

ADJOURNMENT.

At eleven o'clock and fifty-nine minutes p.m., on motion of Mr. Jones, the Speaker declared the Assembly adjourned this day until ten o'clock a.m., Wednesday, May 15, 1929.

LOUIS F. ERB, Minute Clerk.

IN ASSEMBLY.

ASSEMBLY CHAMBER,
SACRAMENTO, Wednesday, May 15, 1929.

At ten o'clock a.m., pursuant to adjournment, the Assembly was called to order.

Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

The roll was called by Chief Clerk Arthur A. Ohnimus, and the following members answered to their names.

Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Helsing, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Muller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—76.

Quorum present.

PRAYER.

Prayer was offered by Rev. Wm. H. Hermitage, Chaplain of the Assembly.

READING OF THE JOURNAL.

During the reading of the Journal, on motion of Mr. Fry, its further reading was dispensed with.

MOTION TO SUSPEND RULE.

Miss Miller moved that Rule 71 be suspended for the remainder of the day.

Motion carried.

LEAVES OF ABSENCE.

On motion of Mr. Gilmore, Mr. Quigley was granted leave of absence for the day.

On motion of Mr. Lyons, Mr. Coombs was granted leave of absence for the day.

GUESTS ADMITTED TO FLOOR OF ASSEMBLY.

Through the courtesy of the San Francisco delegation, Mr. and Mrs. Geo. Miller, mother and father of Assemblyman James A. Miller, were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

Through the courtesy of Mr. Cronin, Messrs. Maurice J. Conklin and Henry G. Sanford of San Francisco were extended the privilege of the floor of the Assembly for this day, and their names ordered printed in the Journal.

PRESENTATION OF PETITION.

The following petition was presented, and ordered printed in the Journal:

By Chief Clerk:

LOS ANGELES, CALIFORNIA, May 12, 1929.

Clerk, Assembly.

We, the undersigned, wish to protest against the passing of Senate Bills Nos. 459 and 460, introduced by Mr. Rochester.

MRS. PHILIP H. KESSEL,

And many others.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Messrs. Wright and Spalding:

SAN JOSE, CALIFORNIA, May 11, 1929.

To the Speaker of the Assembly,

and to the Assemblymen of the State of California

GENTLEMEN: Through the courtesy of the Honorable C. C. Spalding and the Honorable T. M. Wright, of my home county, Santa Clara, I am expressing appreciation, felt with a full heart, of the action of the Legislature in naming me "The Laurel Crowned Poet of California." May I say my hope is your action may help to bring, from season to season, into clearer aspect, the infinite beauty and variety of California landscape; and, into fuller view, the glory of California achievement and aspiration. I am asking my friends Assemblymen Wright and Spalding to bear and present this message to you. Hoping to endure worthily a servant in the poetic to all California,

I am gratefully yours,

HENRY MEADE BLAND.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 8, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Senate Joint Resolution No. 15—Relating to immigration

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Miller asked for and was granted unanimous consent to take up Senate Joint Resolution No. 15, at this time, without reference to committee or file.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER FIFTEEN.

Senate Joint Resolution No. 15—Relating to immigration.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 15 refused adoption by the following vote:

AYES—Byrne, Cronin, Feeley, Feigenbaum, Fry, Gilmore, Hawes, Hoffman, Luttrell, McGuinness, Miller, James A., Oliva, Parkman, Roberts, Spalding, West, Williamson, Young, and Mr. Speaker—19

NOES—Anderson, Arnold, Baum, Bernard, Bliss, Brock, Cloudman, Collier, Deuel, DeYoe, Eddy, Emmett, Fisher, Harper, Heisinger, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Meeker, Miller, Eleanor, Reindollar, Roland, Scofield, Scudder, Seawell, Stockwell, Williams, Witter, and Wright—34.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 91—An act to amend section 831b of Code of Civil Procedure, relating to changing place of trial in municipal courts—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 91?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 91 by the following vote:

AYES—None.

NOES—Anderson, Arnold, Baum, Bliss, Brock, Byrne, Cloudman, Collier, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Hersinger, Hoffman, Ingels, Jepsen, Jewett, Jones, Jost, Kline, Luttrell, Lyons, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Parkman, Reindollar, Roland, Scofield, Scudder, Seawell, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—52.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Sewell, Anderson and West, as a Committee on Free Conference, to meet with a like committee from the Senate to consider Assembly amendments to Senate Bill No. 91.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1037—An act to amend "The California Fruit, Nut and Vegetable Standardization Act of 1927," approved June 2, 1927, by adding to said act a new section to be numbered 15a, relating to standards and standard containers for apples; to add a new section to said act to be numbered 38a, relating to a fund for the enforcement of said act, and to repeal "The California Standard Apple Act," approved June 3, 1921, as amended—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By FRANCIS E. DALIN, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1037?

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, as amended in Assembly March 20, 1929, strike out the words "of act", and insert in lieu thereof the words "act of".

AMENDMENT NUMBER TWO.

On page 3, line 9, of the printed bill, as amended in Assembly March 20, 1929, strike out all of lines 9 to 12, inclusive, and insert in lieu thereof the following: "shall not be required to be hand picked, packed, uniform in size."

AMENDMENT NUMBER THREE.

On page 3, line 18, of the printed bill, as amended in Assembly March 20, 1929, strike out the period after the word "grade", and insert in lieu thereof a semicolon and the following: "provided, that none of the apples of the grade combination Fancy and C grade loose, shall be of a size that will pass through a ring two and three-eighths inches in diameter."

AMENDMENT NUMBER FOUR.

On page 5 of the printed bill, as amended in the Assembly March 20, 1929, strike out all of lines 7 to 14, inclusive, and insert in lieu thereof the following:

"Sec. 38a. Upon the date this act takes effect all moneys remaining in the department of agriculture fund created by chapter seventy of the statutes of 1929 which were transferred from the standard apple fund to said department of agriculture fund shall be expended in accordance with law in carrying out the provisions of this act."

The roll was called, and Senate amendments to Assembly Bill No. 1037 were concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 10, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 700—An act authorizing the Department of Finance to sell certain property belonging to the State of California, situated in Riverside County, State of California—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By C. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 700?

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, as amended, strike out the comma, and insert a period, and strike out the following words in said line: "the proceeds to go to the regents of the univer-", and strike out all of lines 7 and 8 of said page.

The roll was called, and Senate amendment to Assembly Bill No. 700 was concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1011—An act to amend sections 3820, 3821 and 3831 of the Political Code, relating to seizure and sale of personal property for unpaid taxes—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1011?

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out the semicolon following the word "assessed", and insert in lieu thereof a comma.

AMENDMENT NUMBER TWO.

On page 2, line 26, of the printed bill, after the period following the word "code", add the following paragraph:

"SEC. 4. This act, inasmuch as it provides for the levy, assessment and collection of taxes shall, under the provisions of section 1 of article four, take effect immediately."

The roll was called, and Senate amendments to Assembly Bill No. 1011 were concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gil-

more, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 855—An act to add a new section to the Code of Civil Procedure to be known as section 1238a, relating to the exercise of the right of eminent domain by an individual respecting water rights, ditches, canals, dams, reservoirs and other works, conduits or structures for the individual's use of water, notwithstanding other persons do not participate directly in said use or in the benefit therefrom—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 855?

AMENDMENT NUMBER ONE.

Strike out all of page 2 of the printed bill, and insert the following: "that, except as hereinafter stated, any use of water by any person for the benefit of his own property alone, notwithstanding other persons do not participate directly in said use or benefit, be, and hereby is declared to be, a public use, for which, upon making compensation and subject to all the provisions of this title, the power of eminent domain may be exercised to disturb established water conditions and to condemn water rights and easements in, upon or over private land for ditches, canals, dams, reservoirs, conduits or structures or other water works, or for enlarging or otherwise changing the same. Any party acting under this section must show to the satisfaction of the court that his need of said use is urgent and can not succeed in any other practicable way or by any lesser disturbance, burden or damage; and that, both with respect to the class of use and with respect to uses within the same class, the urgency of his need is greater than the need of the use to which the property has already been devoted. Other persons so desiring may share in the use of property taken as aforesaid, by themselves taking the same proceedings as above set forth. The party acting under this section must not invade houses or gardens, parks, or other enclosures connected with houses."

The roll was called, and Senate amendment to Assembly Bill No. 855 was concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1167—An act to provide for the formation, organization, government, powers, maintenance, change of boundaries and dissolution of airport districts comprising incorporated or unincorporated territory, or both, and providing for the authorization of bonded indebtedness and issuance of bonds thereby—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1167?

AMENDMENT NUMBER ONE.

On page 1, line 21, of the printed bill, after the word "last", insert the word "general".

AMENDMENT NUMBER TWO.

On page 5, line 3, of the printed bill, strike out the colon, and insert in lieu thereof a semicolon.

AMENDMENT NUMBER THREE

On page 7, line 14, of the printed bill, strike out the word "elector", and insert in lieu thereof the word "electors".

AMENDMENT NUMBER FOUR.

On page 9, line 46, of the printed bill, strike out the word "it", and insert in lieu thereof the word "if".

AMENDMENT NUMBER FIVE.

On page 10, line 35, of the printed bill, strike out the word "even", and insert in lieu thereof the word "event".

AMENDMENT NUMBER SIX.

On page 11, line 4, of the printed bill, strike out the word "effected", and insert in lieu thereof the word "affected".

AMENDMENT NUMBER SEVEN.

On page 12, line 13, of the printed bill, strike out the word "therepon", and insert in lieu thereof the word "thereupon".

AMENDMENT NUMBER EIGHT.

On page 12, line 30, of the printed bill, after the word "airports", insert a comma.

The roll was called, and Senate amendments to Assembly Bill No. 1167 were concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Crown, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1088—An act to amend sections 3682, 3732, 3746, 3748, 3756, and 3759 of the Political Code, relating to the preparation and delivery of the county tax roll and the collection and delinquency of taxes—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1088?

AMENDMENT NUMBER ONE.

On page 2, line 11, of the printed bill, as amended, strike out the words "first day of November", and insert in lieu thereof "day when taxes are payable".

AMENDMENT NUMBER TWO.

On page 2, line 15, of the printed bill, as amended, strike out the words "and payable".

AMENDMENT NUMBER THREE

On page 2, line 30, of the printed bill, as amended, following the period, insert "The tax collector may fix a date in advance of the due date when payments may be made."

AMENDMENT NUMBER FOUR.

On page 2, line 35, of the printed bill, as amended, strike out the words "first day of November", and insert in lieu thereof "day upon which payments may be made as provided in the preceding section".

AMENDMENT NUMBER FIVE.

On page 3, line 18, of the printed bill, following the period, add a new section to read as follows:

"SEC. 7. This act shall not become effective until June 30, 1930."

AMENDMENT NUMBER SIX.

On page 2, line 39, of the printed bill, strike out the words "the preceding".

AMENDMENT NUMBER SEVEN.

On page 2, line 39, of the printed bill, following the word "section", insert "3746".

The roll was called, and Senate amendments to Assembly Bill No. 1088 were concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 656—An act to amend section 4248 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the nineteenth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 656?

AMENDMENT NUMBER ONE.

On page 5, line 12, of the printed bill, as amended, after the word "such", insert the word "fees".

AMENDMENT NUMBER TWO.

On page 5, line 43, of the printed bill, as amended, in lieu of the word "subdivision", insert the word "subdivisions".

The roll was called, and Senate amendments to Assembly Bill No. 656 were concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1175—An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the general government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor; and the manner of payment thereof, and to repeal an act entitled "An act to authorize, empower, and direct the Governor of the State of California to employ counsel, agents, and attorneys for the purpose of prosecuting, collecting and recovering the claims of the State of California against the United States of America, to prescribe the terms and conditions of the employment, the rate of compensation therefor, and the manner of payment thereof," approved March 23, 1907, and also repealing an act entitled "Concerning the war debt of this State, and providing for the redemp-

tion thereof," approved April 19, 1856—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1175?

AMENDMENT NUMBER ONE.

In line 9 of the title of the printed bill, as amended in Assembly May 6, 1929, strike out the mark of punctuation after the word "thereof", and insert in lieu thereof a semicolon.

AMENDMENT NUMBER TWO.

In line 21 of the title of the printed bill, as amended in Assembly May 6, 1929, strike out the period after the figures "1907", and insert in lieu thereof the following: "and also repealing an act entitled "Concerning the war debt of this state, and providing for the redemption thereof," approved April 19, 1856."

AMENDMENT NUMBER THREE.

On page 1, line 2, of the printed bill, as amended in Assembly May 6, 1929, strike out the comma after the word "authorized", and also strike out the words "empowered and directed", and insert in lieu thereof the following: "and empowered".

AMENDMENT NUMBER FOUR.

On page 2, line 42, of the printed bill, as amended in Assembly May 6, 1929, immediately following said line 42, insert the following paragraph:

"SEC. 4. That certain act entitled "Concerning the war debt of this state, and providing for the redemption thereof," approved April 19, 1856, is hereby repealed."

The roll was called, and Senate amendments to Assembly Bill No. 1175 were concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 860—An act to amend section 4307 of the Political Code, relating to county charges—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 860?

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, strike out lines 10 to 15, inclusive, and insert in lieu thereof the following: "incurred by either of them in the detection of crime and in the prosecution of criminal cases, and in civil actions and proceedings and all other matters in which the county is interested; *provided, however,* that the district attorney and sheriff shall not be allowed expenses nor shall any expenses incurred in the detection of acts declared to be misdemeanors by the California vehicle act, approved May 30, 1923, as amended, be county charges."

The roll was called, and Senate amendment to Assembly Bill No. 860 was concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan,

Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.
 NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 157—An act relating to the granting of leaves of absence to employees of school districts—and respectfully requests your honorable body to concur in said amendment

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 157?

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, strike out the comma after the word "illness", and strike out the word "maternity" in the same line.

The roll was called, and Senate amendment to Assembly Bill No. 157 was concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1191—An act to amend section 1 of an act entitled "An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions," approved May 27, 1919, relating to the granting of franchises upon, and leases of, the tidelands therein granted to the county of Orange—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1191?

AMENDMENT NUMBER ONE.

In line 4 of the title of the printed bill, strike out the numeral "7", in said line, and insert in lieu thereof the numeral "5".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out line 1, and insert in lieu thereof the following:

"SECTION 1. Section 1 of an act entitled "An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said state upon certain trusts and conditions," approved May 25, 1919, is hereby amended to read as follows:

Section 1. There is hereby granted to the county of Orange".

The roll was called, and Senate amendments to Assembly Bill No. 1191 were concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan,

Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1168—An act to amend section 1626 of the "Weights and Measures Act," approved June 16, 1913, as amended, relating to the salaries of the sealer of weights and measures and his deputies in counties of the sixth class—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1168?

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, strike out lines 6 to 8, inclusive, and insert in lieu thereof the following: "one hundred seventy-five dollars per month and his deputies shall receive one hundred fifty dollars per month each."

The roll was called, and Senate amendment to Assembly Bill No. 1168 was concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50

NOES—None

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 129—An act providing for the allowance of traveling expenses of members of governing boards of union or joint union high school districts—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 129?

AMENDMENT NUMBER ONE.

On page 2, line 1, of the printed bill, as amended, immediately following the words "board of", insert the following: "a junior college district or".

AMENDMENT NUMBER TWO.

On page 2, line 6, of the printed bill, as amended, strike out the period, and insert in lieu thereof a comma and the following: "provided, that no mileage shall be allowed to any member unless he has traveled ten miles or more to attend such meetings."

AMENDMENT NUMBER THREE.

In line 2 of the title of the printed bill, immediately following the words "governing boards of", insert the following: "junior college districts,".

The roll was called, and Senate amendments to Assembly Bill No. 129 were concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan,

Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.
NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 695—An act to repeal section 3898a of the Political Code, added by chapter 349 of the Statutes of 1921, and to add a new section thereto to be numbered section 3898b, both relating to the disposition of proceeds of funds from the sale of land deeded to the State for delinquent taxes for the purpose of vocational education of dependents of veterans—and respectfully requests your honorable body to concur in said amendment

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 695?

AMENDMENT NUMBER ONE.

Strike out lines 1 to 6, inclusive, of the title of the printed bill, and insert in lieu thereof the following:

"An act to repeal the section 3898a of the Political Code added by chapter three hundred forty-nine of the statutes of 1921, and to add a new section to said code to be numbered section 3898b, creating the veterans' dependents' education fund, providing for its accumulation and disposition and relating to the powers and duties of the veterans' welfare board in relation thereto."

The roll was called, and Senate amendment to Assembly Bill No. 695 was concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feelev, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jepsen, Jewett, Jones, Jost, Kline, Little, McGunness, Mecker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.
NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 761—An act relating to retirement salaries of teachers and other employees employed in the public schools of this State and educational institutions supported in whole or in part by the State—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 761?

AMENDMENT NUMBER ONE.

On page 2, line 1, of the printed bill, as amended, beginning in said line 1, strike out all of lines 1 to 46, inclusive, and insert in lieu thereof the following:

"SEC. 2. The provisions of section 5804 of this act shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of article three of chapter three of part four of division five of the School Code as adopted at the forty-eighth session of the Legislature.

As used in this act, the term "this part" means part four of division five of said School Code

Sec. 5804. The service of all employees employed in the public schools of this state who hold valid and unrevoked credentials issued by the state board of education and who are employed for the major part of each school month in work authorized by their credentials shall be equivalent to service as a teacher under a legal certificate in a day or evening school. The time of such service shall be reckoned in deter-

mining the right of such employees to retirement salaries under the provisions of this part."

AMENDMENT NUMBER TWO.

On page 2, line 47, of the printed bill, as amended, strike out "SEC. 4", and insert in lieu thereof "SEC. 3."

AMENDMENT NUMBER THREE.

On page 3, line 6, of the printed bill, as amended, strike out "SEC. 5", and insert in lieu thereof "SEC. 4."

AMENDMENT NUMBER FOUR.

On page 1, line 2, of the printed bill, as amended, strike out "section 5 810", and insert in lieu thereof "sections 5 810 and 5.814".

AMENDMENT NUMBER FIVE.

On page 3, line 1, of the printed bill, as amended, strike out all of said line 1, and insert in lieu thereof the following: "were they a part of article one of chapter one of part four".

The roll was called, and Senate amendments to Assembly Bill No. 761 were concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1177—An act to amend sections 10 and 14 of the "State Housing Act." approved June 15, 1923, as amended, relating to definitions of terms therein and to rear yards of apartment houses—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1177?

AMENDMENT NUMBER ONE.

On page 7 of the printed bill, strike out all of lines 31 to 35, inclusive, and insert in lieu thereof the following: "Height of building measured from top of rear wall of the building to the ground. Depth of rear yard".

AMENDMENT NUMBER TWO.

On page 7 of the printed bill, strike out all of line 47, and insert in lieu thereof the words: "yard shall extend from the".

The roll was called, and Senate amendments to Assembly Bill No. 1177 were concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 11—An act creating an additional District Court of Appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing

for the maintenance and operation of said court, and making an appropriation therefor—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 11?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out lines 8 and 9, and line 10 to and including the colon following the word "follows".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed amended bill, after the word "Imperial", strike out the comma and insert in lieu thereof a period.

The roll was called, and Senate amendments to Assembly Bill No. 11 were concurred in by the following vote:

AYES—Arnold, Baum, Bishop, Bliss, Brock, Byrne, Cloudman, Cloudsley, Craig, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Kline, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Parkman, Patterson, Reindollar, Roland, Seawell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—50.

NOES—None.

The above reported bill ordered to enrollment.

MOTION TO APPROVE JOURNALS.

Mr. Jones moved that the Journals of Friday, April 26, 1929; Monday, April 29, 1929; Tuesday, April 30, 1929; Wednesday, May 1, 1929; Thursday, May 2, 1929; Friday, May 3, 1929; Monday, May 6, 1929; Tuesday, May 7, 1929; Wednesday, May 8, 1929; Thursday, May 9, 1929; Friday, May 10, 1929; Monday, May 13, 1929, and Tuesday, May 14, 1929, be approved, as corrected by the Minute Clerk.

Motion carried.

THIRD READING OF SENATE BILLS.

Senate Constitutional Amendment No. 5—A resolution to propose and submit to the people of the State of California an amendment to section 2, article XVIII of the constitution of the State of California, providing for the election of delegates to be assembled in convention for the purpose of framing a new constitution for the State of California.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment: The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Hoffman moved a call of the House.

Motion carried.

Time, ten o'clock and fifty-five minutes a.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Anderson, Arnold, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morrison, Nielsen, Oliva, Parkman, Patterson,

Reindollar, Roland, Scofield, Seawell, Sewell, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

RESOLUTION.

The following resolution was offered:

By Messrs. Nielsen, Jost, Hornblower and Little:

WHEREAS, The William Fox Organization and George W. Peltier of the Allied Amusement Industries of California have contributed to the entertainment of the members of the Assembly during their stay in Sacramento by granting admission to their places of amusement, namely, the Senator Theater, Hippodrome Theater, Capitol Theater and Alhambra Theater; now, therefore, be it

Resolved, That the members of the Assembly hereby express their appreciation of the courtesy extended to them by the William Fox Organization and George W. Peltier; and be it further

Resolved, That the Chief Clerk of the Assembly be directed to transmit a copy of this resolution to each of said parties.

Resolution read, and unanimously adopted.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 313—An act to amend section 4077 of the Political Code, relating to claims against counties.

Bill read third time.

The question being on the passage of the bill

MOTION TO RE-REFER.

Mr. Jones moved that Senate Bill No. 313 be withdrawn from the file, and ordered re-referred to Committee on County Government.

Motion carried.

Senate Bill No. 313 ordered re-referred to Committee on County Government.

Senate Bill No. 139—An act to add a new section to the Penal Code to be numbered 1127a, relating to instructions on indirect evidence.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 139 refused passage by the following vote:

AYES—Brock, Cloudsley, Crawford, Deuel, DeYoe, Easley, Feigenbaum, Fisher, Fry, Harper, Hoffman, Ingels, Jewett, Keaton, Kline, Oliva, Parkman, Roberts, Scofield, Scudder, Sewell, Spalding, West, Williams, Wright, and Mr. Speaker—26.

NOES—Anderson, Arnold, Baum, Bernard, Cloudman, Collier, Crittenden, Cronin, Crowley, Eddy, Emmett, Feeley, Gilmore, Hawes, Jones, Jost, Little, Luttrell, Lyons, McDonough, McGunley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Patterson, Reindollar, Snyder, Stockwell, Williamson, Witter, Woolwine, and Young—37.

Senate Bill No. 658—An act to regulate the handling and sale of eggs and the manufacture of egg products; providing for the licensing of persons, firms and corporations engaged in such business; providing for the enforcement of this act by the Department of Agriculture of the State of California; defining its powers and duties hereunder; and repealing chapter 425, Statutes of 1925.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 658 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Schofeld, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. WALTER J. LITTLE IN THE CHAIR.

At eleven o'clock a.m., Hon. Walter J. Little, member of the Assembly from the Sixty-second District, in the chair.

RECESS.

The Assembly was declared at recess for the purpose of being addressed by Hon. Edgar C. Levey, Speaker of the Assembly; Hon. William M. Byrne, Speaker pro tempore of the Assembly; Arthur A. Ohnimus, Chief Clerk of the Assembly; Arthur Ferguson, Sergeant-at-Arms of the Assembly, and Hon. Harry F. Sewell, chairman of the Committee on Judiciary of the Assembly.

REASSEMBLED.

Speaker Levey in the chair.

Assistant Clerk McIntire reading.

Senate Bill No. 684—An act relating to the maintenance of the professorship of nursing education at the University of California at Berkeley, defining the powers and duties of the State Director of Finance in relation thereto, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 684 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Schofeld, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 886—An act to amend "The Workmen's Compensation, Insurance and Safety Act," approved May 26, 1913, as amended, by adding a new section thereto to be numbered 43½, relating to a cash revolving fund.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 886 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley,

Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 237—An act making an appropriation to pay the claim of C. J. Holzmiller against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 237 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 239—An act making an appropriation to pay the claim of the Western Crane Service Corporation against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 239 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 242—An act making an appropriation to pay the claim of the California Notion and Toy Company against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 242 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Scofield, Scudder,

Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 572—An act to amend section 636 of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 572 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 808—An act to amend section 626a of the Penal Code, relating to the retention of fish and game after the open season.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 808 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Brock, Byrne, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No. 745—An act to amend section 1446 of the Penal Code, relating to judgments in criminal cases—the following Senators: Sharkey, Swing and Maloney, to meet with a like committee from your honorable body.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No. 683—An act to amend section 22 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe

penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927—the following Senators: Boggs, Cobb and Slater, to meet with a like committee from your honorable body.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No. 258—An act to amend sections 2, 3, 4, 6, 7, 14, 17, 18, 19 and 20 of an act entitled "An act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing penalties for the violation of the provisions of this act," approved May 31, 1927, relating to the regulation of the occupation and practices of hairdressers, cosmeticians, and cosmetologists—the following Senators: Crowley, Hurley and Lyon, to meet with a like committee from your honorable body.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Assembly Bill No. 1022—An act to amend section 2322a26 of chapter 4b of part III, title V of the Political Code of the State of California.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Assembly Bill No. 319—An act to add new sections to the Penal Code, to be numbered 537f, 537g and 537h, relating to the use or misuse of motor vehicles hired, and the obtaining of credit or the possession of such motor vehicles with intent to defraud or by means of false statements, and prescribing punishment therefor.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The above reported bill ordered to reprint, and enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1196—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Assembly for the seventy-ninth and eightieth fiscal years.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Senate Bill No. 745—An act to amend section 1446 of the Penal Code, relating to judgments in criminal cases.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 609—An act to establish salesrooms and industrial workshops for the blind, providing for the management, government and

administration thereof, and making an appropriation for the establishment of a revolving fund therefor,

Also, Assembly Bill No. 867—An act to amend section 737nn of the Political Code, relating to the salary of the judge of the superior court in and for the county of San Luis Obispo;

Also Assembly Bill No. 781—An act to add a new section to the Political Code, to be numbered 625b, relating to bonds and undertakings of corporate sureties;

Also, Assembly Bill No. 1147—An act making an appropriation for printing and binding copies of the report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927, and declaring the urgency of the same;

Also: Assembly Bill No. 1176—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years, declaring the urgency thereof, and providing that this act shall take effect immediately,

Also: Assembly Bill No. 1130—An act to add a new section to the Political Code, to be numbered 363p, relating to pamphlets and bulletins of the Department of Public Works;

Also: Assembly Bill No. 986—An act providing for the allowance of traveling expenses of members of the State Curriculum Commission.

Also, Assembly Bill No. 1008—An act to amend sections 737k and 737zz of the Political Code, relating to the salary of judges of the superior court in counties of the thirty-eighth and thirty-sixth class.

J. A. BEEK, Secretary of Senate.

By CHAS A McLEAN, JR, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Concurrent Resolution No. 33—Relative to holding of the Tenth Olympiad Games in the State of California.

J. A. BEEK, Secretary of Senate.

By CHAS A McLEAN, JR, Assistant Secretary.

The above reported concurrent resolution ordered to enrollment.

RESOLUTIONS.

The following resolutions were offered:

By Messrs. Reindollar, Sewell and Fry:

WHEREAS, Honorable Edgar C. Levey during the forty-seventh and forty-eighth sessions of the Legislature has been the Speaker of this Assembly; and

WHEREAS, Honorable Edgar C. Levey for the past three consecutive sessions as a member of this House has constantly and under all conditions evidenced an enviable amiability, and

WHEREAS, AS Speaker, he has demonstrated his ability and has presided with dignity, courtesy and fairness over the deliberations of this body, therefore, be it

Resolved, That the Assembly in this resolution affectionately voices its recognition of his services and tenders to him its sincere appreciation.

Resolution read, and unanimously adopted.

By Messrs. Hawes and Jewett:

WHEREAS, Honorable William M. Byrne, during the forty-seventh and forty-eighth sessions of the Legislature, has been the Speaker pro tempore of the Assembly, and

WHEREAS, Honorable William M. Byrne as a member of this House for the past three consecutive sessions has under all conditions and at all times shown a constant geniality; and

WHEREAS, AS Speaker pro tempore, he has presided over the Assembly with uniform courtesy and fairness; therefore, be it

Resolved, That the Assembly tenders to Honorable William M. Byrne its cordial appreciation and recognition of his ability as Speaker pro tempore.

Resolution read, and unanimously adopted.

THE SPEAKER IN THE CHAIR.

At eleven o'clock and fifty-eight minutes a m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At twelve o'clock m., further proceedings under the call of the House were dispensed with, on motion of Mr. Hoffman.

The roll of absentees was called, and Senate Constitutional Amendment No. 5 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Harper, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McDonough, McGinley, McGuinness, Meeker, Miller, Eleanor; Morgan, Oliva, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Witter, Woolwine, Young, and Mr. Speaker—59.

NOES—Crittenden, Deuel, Feigenbaum, Flynn, Gilmore, Hawes, Heisinger, Jespersen, Miller, James A. Mixer, Morrison, Nielsen, Noyes, Spalding, and Wright—15.

Title read and approved.

Senate Constitutional Amendment No. 5 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 5

A resolution to propose and submit to the people of the State of California an amendment to section 2, article XVIII of the constitution of the State of California, providing for the election of delegates to be assembled in convention for the purpose of framing a new constitution for the State of California.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California, at its regular session commencing on the seventh day of January, A. D. 1929, two-thirds of all the members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes that section 2 of article XVIII of the constitution of the State of California be amended to read as follows, to wit:

Sec. 2. Within ten months after the adoption hereof, a special election shall be held throughout the State, on a day to be fixed by proclamation of the Governor, whereat 120 delegates, one from each Assembly district and one from each Senatorial district who may or may not be members of the Legislature, shall be elected, having the same qualifications and being chosen in the same manner as members of the Legislature, to form a convention, to meet in the State Capitol, for the purpose of framing a new constitution for the State of California. Such convention shall assemble and organize for the transaction of its business within three months after said election of delegates, on a day to be fixed by proclamation of the Governor, and shall thereafter continue in session in the State Capitol until it shall have completed its business of framing a new constitution and provided for submitting the same to the vote of the people of the State for adoption or rejection. The compensation of each member of said convention in full payment for all services rendered, shall be fixed by the Legislature, but each delegate shall be entitled to the same mileage as is allowed to a member of the Legislature, and the convention shall have authority to employ such clerks and other attaches as may be reasonably necessary for the transaction of its business and the accomplishment of its purpose, in addition to such experts as the convention shall deem necessary, and it shall be the duty of the Legislature to provide by law for the payment of all and singular the expenses of said election of delegates and their compensation and mileage and other expenses of said convention herein authorized. Within six months after the adjournment of said convention, on a day to be fixed by proclamation of the Governor, a special election shall be held throughout the State, whereat the new constitution framed and proposed by said convention shall be submitted to the people for adoption or rejection, and it shall be the duty of the Legislature to provide by law for the payment of all and singular the expenses of such special election. At such special election the ballot shall contain the phrases "For the new constitution" and "Against the new constitution," printed thereon in a suitable place, with an appropriate space for each elector to designate his intention with reference to the adoption or rejection of the proposed new constitution. The election officers in each and every voting precinct in the State shall ascertain and make returns of the number of votes cast in favor of the new constitution and the number of votes cast against the new constitution, as aforesaid, in like manner and with the same particularity as other votes are by law required to be counted and returned, and an abstract thereof shall be transmitted by the several county clerks and registrars of voters throughout the State to the Secretary of State, in the same manner and within the same time as votes for State officers are by law required to be transmitted. The Secretary of State shall have authority and it shall be his duty to compel the making and transmission of such returns, and, when the same have been received by him, he shall forthwith prepare and present to the Governor a complete abstract of the

whole number of votes cast in favor of the new constitution and of the whole number of votes cast against the new constitution. If it shall appear from such returns that a majority of the electors voting at such special election on the question of the adoption or rejection of such proposed new constitution shall have voted in favor of its adoption, the Governor shall forthwith issue his proclamation declaring the result of said election and proclaiming such new constitution, thus ratified by the people as aforesaid, to be the constitution of the State of California, and the same shall thereupon become and be, subject only to the constitution of the United States of America, the supreme law and constitution of the State of California.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 662—An act to amend section 67*a* of the Code of Civil Procedure.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During third reading of the bill, the following amendment was submitted by Mr. Sewell:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, as amended in Senate April 23, 1929, preceding the word "In", insert the following numerals: "67*a*."

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Sewell asked for and was granted unanimous consent to take up Senate Bill No. 622, at this time, without reference to printer, and be placed on file for passage.

MOTION TO RECALL BILL.

Messrs. Adams and Dillinger moved that Senate Bill No. 282 be recalled from the Committee on Ways and Means, and be placed on file for passage.

The question being on the motion to withdraw Senate Bill No. 282 from committee.

DEMAND FOR PREVIOUS QUESTION.

Messrs. Arnold, Brock, Jost, Little and Sewell demanded the previous question.

The question being put: Shall the main question be now put?

Demand sustained.

The question being on the motion to recall Senate Bill No. 282 from committee.

The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Hornblower moved a call of the House.

Motion carried.

Time, twelve o'clock and fifty-five minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Arnold, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jewett, Jones, Jost, Keaton, Klue, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan,

Nielsen, Noyes, Oliva, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 576—An act making an appropriation for the acquisition of land and water rights, and the making of all necessary preparations for the construction of buildings for a State penitentiary to be situated in the county of Los Angeles, State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 576 finally passed by the following vote:

AYES—Arnold, Baum, Bliss, Brock, Cloudsley, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Jones, Keaton, Little, Luttrell, Lyons, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 403—An act to amend section 9 of an act entitled "An act to regulate and license the maintenance and operation of commercial hunting clubs and to provide revenue therefrom for fish and game protection and restoration," approved June 3, 1927.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 403 finally passed by the following vote:

AYES—Arnold, Baum, Bliss, Brock, Cloudsley, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Jones, Keaton, Little, Luttrell, Lyons, McGinley, McGunness, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 393—An act to provide relief for owners of crops damaged by protected game animals, and to provide compensation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 393 finally passed by the following vote:

AYES—Arnold, Baum, Bliss, Brock, Cloudsley, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Jones, Keaton, Little, Luttrell,

Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 880—An act relating to the acquisition of land, water or land and water within the State of California by the United States for migratory bird reservations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 880 finally passed by the following vote:

AYES—Arnold, Baum, Bliss, Brock, Cloudsley, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Jones, Keaton, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 561—An act creating a commission to investigate and report upon the need for a revision of the constitution of the State of California, defining the powers and duties of such commission in respect thereto, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 561 finally passed by the following vote:

AYES—Arnold, Baum, Bliss, Brock, Cloudsley, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Jones, Keaton, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Nielsen, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, Williams, Williamson, Witter, Woolwine, Wright, and Mr. Speaker—51.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 14—An act to amend sections 1 and 2 of an act entitled "An act regulating the hours of employment in underground mines, underground workings, whether for the purpose of tunneling, making excavations or to accomplish any other purpose or design, or in smelting and reduction works," approved May 30, 1913, relating to the keeping of records of the hours worked, providing penalties for violation of the act, providing for the enforcement of the act by the Department of Industrial Relations and extending the benefits of the act to workers employed in sheds or buildings in lime and cement and plants where dust is created.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 62—An act to add a new section to be numbered 982a, to chapter 3 of title XIII of part II of the Code of Civil Procedure, relating to appeals to superior courts.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 308—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 406—An act to amend sections 2, 4, 7, 8, 10, 11, 12, and 46 of an act entitled "An act to provide for the establishment and change of public streets, lanes, alleys, courts, places and rights of way, and of any of the following avenues of public travel, namely, tunnels, subways, viaducts, bridges or independent subterranean ways in municipalities and providing for the construction or improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 754—An act to regulate contracts on behalf of the State in relation to the erection, construction, alteration, repair or improvement of any State structure, building, road or other State improvement of any kind, and to repeal an act entitled "An act to regulate contracts on behalf of the State in relation to erections and buildings, approved March 28, 1876," approved March 22, 1909, as amended, relating to information concerning bidders on public works under the jurisdiction and control of the Department of Public Works.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 760—An act to amend and to revise an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into six fish and game districts.'" approved March 21, 1911, and all acts or parts of acts inconsistent herewith," approved May 19, 1915, as amended.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 712—An act providing for the registration of contractors, and defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting, and fixing the fees for such licenses; providing the method of suspension and cancellation of such licenses; and prescribing the punishment for violation of the provisions of this act.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Joint Resolution No. 19—Relative to federal legislation for the building and maintenance of highways over public lands and federal reservations.

J. A. BEEK, Secretary of Senate.
By CHAS. A. McLEAN, JR., Assistant Secretary.

The above reported joint resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 211—An act to amend section 1454 of the Code of Civil Procedure, relating to obtaining money and other personal property by heirs without administration;

Also: Assembly Bill No. 543—An act to amend section 2646 of the Political Code, relating to maintenance and repair of county highways;

Also: Assembly Bill No. 603—An act relating to granting leaves of absences to members of faculties of State teachers colleges and special schools governed by the Department of Education;

Also: Assembly Bill No. 817—An act to amend sections 4 and 5 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended;

Also: Assembly Bill No. 818—An act to amend section 4242 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirteenth class

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1091—An act to amend section 737u of the Political Code, relating to the salary of the superior judge in and for the county of Marin;

Also: Assembly Bill No. 1183—An act to validate bonds of school districts, high school districts, union high school districts and junior college districts of every kind and class and providing for the levy of a tax to pay the same, and declaring the urgency of the same, the act to take effect immediately;

Also: Assembly Bill No. 1131—An act authorizing the Department of Natural Resources to receive in the name of the State of California gifts of lands and contributions for the purchase or maintenance of such lands for forestry purposes; providing for the acceptance thereof; and repealing an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California gifts or donations of lands for forest and watershed purposes," approved April 5, 1927.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Constitutional Amendment No. 27—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by amending section 9 of article VI, relating to absence of judicial officers from the State.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported constitutional amendment ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Concurrent Resolution No. 9—Providing for the creation of a joint committee of the Senate and Assembly to investigate aviation conditions in the State of California and to the question of safety and prevention of accidents

thereto; to prepare and make recommendations concerning changes in existing laws, and the enactment and enforcement of laws relating to the use and operation of aeroplanes, and to prepare and submit with supporting facts, ascertained, a report as to the advisability of the adoption of a uniform law regulating aviation and making appropriation to meet the expenses of said committee necessarily incurred in said work.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported concurrent resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 751—An act to amend section 791 of the Political Code, relating to the appointment of notary publics in counties of the second class—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 751?

AMENDMENT NUMBER ONE.

On page 1, line 2, of the title of the printed bill, strike out the words "notary publics", and insert in lieu thereof the words "notaries public".

The roll was called, and Senate amendment to Assembly Bill No. 751 was concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 535—An act to appropriate money to pay the claims of corporations arising from the erroneous and unlawful assessment and payment under the provisions of the unconstitutional license acts approved March 20, 1905, and May 10, 1915, respectively, as amended, and the return of such unlawful corporation taxes erroneously collected under the provisions thereof—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By CHAS. A. McLEAN, JR., Assistant Secretary.

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 65—An act to amend the "California Vehicle Act." approved May 30, 1923, as amended, by adding thereto a new section to be numbered 98a, requiring motor vehicles to be equipped with receptacles for burning tobacco and other glowing, flaming or inflammable

substances—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 65?

AMENDMENT NUMBER ONE.

In line 4 of the title of the printed bill, strike out the words "extinguishes or".

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, as amended, strike out the word "extinguishers".

AMENDMENT NUMBER THREE.

On page 1, line 8, of the printed bill, as amended, strike out the word "extinguishers".

AMENDMENT NUMBER FOUR.

On page 1, line 4, of the printed bill, strike out lines 4 and 5, and insert in lieu thereof the following:

"SEC. 98a. Every motor vehicle operated outside of an incorporated town or city upon a public highway passing through forested, brush, range or gram areas shall be equipped in each compartment thereof with".

The roll was called, and Senate amendments to Assembly Bill No. 65 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Colher, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1181—An act to reappropriate the unexpended balance of an appropriation made to augment, develop and improve the water supply and the water system of the Whittier State School—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1181?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of lines 1 and 2, and insert in lieu thereof the following:

"SECTION 1. "The unexpended bal".

The roll was called, and Senate amendment to Assembly Bill No. 1181 was concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Colher, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wight, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 994—An act to provide for the investigation of the economic problems of agriculture, and the appoint-

ment of a commission and the making of an appropriation therefor—and respectfully requests your honorable body to concur in said amendments.

J. A. BREEK, Secretary of Senate

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 994?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, as amended in Assembly May 1, 1929, strike out all of lines 4 to 23, inclusive, and on page 2 all of lines 1 to 20, inclusive, and insert in lieu thereof the following:

"SEC. 2. The college of agriculture of the University of California is hereby authorized and instructed to investigate the economic problems of agriculture of the state; to collect, coordinate and analyze available data from whatsoever source bearing upon the economic disadvantage and disability of agriculture; with particular reference to:

- (a) The economic status of and outlook for California agricultural products;
- (b) The cost of production and enterprise efficiency studies;
- (c) The marketing of farm products and the development of new outlets;
- (d) The factors affecting the behavior of prices of agricultural products;
- (e) The improvement of credit facilities, including a study of how farm loans may be more effectively obtained and renewed at lower rates than have in the past prevailed;

(f) The problem of taxation in its relation to agriculture, with particular reference to the burden of taxes now borne by agricultural lands in proportion to their value, as compared with that borne by other classes of taxable property, and how that burden may be more effectively equalized.

SEC. 3. It shall also be the duty of said college of agriculture of the University of California, after making such investigation, to make a report to the governor on or before December 1, 1930, said report to be transmitted by him to the Legislature not later than the opening of the legislative session of 1931, which report shall contain the said college of agriculture's determinations and findings on all matters hereinbefore mentioned and shall contain such recommendations as said college of agriculture may determine justifiable or helpful in carrying out the purposes of this act, having in mind".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, as amended in Assembly May 1, 1929, in line 27, after the word "SEC", strike out the figure "5", and insert in lieu thereof the figure "4".

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, as amended in Assembly May 1, 1929, in line 30, strike out following the word "said", the syllables "univer-", and strike out all of line 31, and insert in lieu thereof the words "college of agriculture."

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, as amended in Assembly May 1, 1929, in line 32, strike out the words "SEC. 6. Said university", and insert in lieu thereof the following:

"SEC. 5. Said college of agriculture".

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, as amended in Assembly May 1, 1929, in line 50, following the word "SEC.", strike out the figure "7", and insert in lieu thereof the figure "6".

AMENDMENT NUMBER SIX.

On page 3 of the printed bill, as amended in Assembly May 1, 1929, in line 3, following the word "SEC", strike out the figure "8", and insert in lieu thereof the figure "7".

The roll was called, and Senate amendments to Assembly Bill No. 994 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jaspersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 203—An act to promote the better education of social service workers; to provide for and regulate the examination of social service workers; to provide for the issuance of licenses as social service workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions hereof; to provide penalties for the violations of any of the provisions hereof—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 203?

AMENDMENT NUMBER ONE.

On page 2 of the printed amended bill, in line 18, strike out the word "board".

AMENDMENT NUMBER TWO.

On page 2 of the printed amended bill, in line 31, following the word "worker.", strike out the remainder of the line and all of lines 32 to 37, inclusive, and insert in lieu thereof the following:

"Oral examinations conducted in accordance with the provisions of this section prior to July 1, 1931, shall be practical in nature and every written examination conducted in accordance with this section shall be based upon a reading list, prescribed by the social welfare board and publicly announced at or before the time of announcement of the examination. Examination papers shall be open to inspection of candidates who participated in such examination, or their properly authorized representatives."

The roll was called, and Senate amendments to Assembly Bill No. 203 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 661—An act to amend sections 24, 29 and 31 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, as amended, relating to the appropriation for and payment of installments of assessments assessed against counties for the construction of highways by joint highway districts—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 661?

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed bill, strike out the word "fifteen", and insert in lieu thereof the word "twenty-five".

The roll was called, and Senate amendment to Assembly Bill No. 661 was concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer,

Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1190—An act relating to the granting of franchises upon, and leases of, certain tidelands heretofore granted to the city of Newport Beach, by the State of California—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1190?

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, strike out the comma following the word "Beach" in said line.

The roll was called, and Senate amendment to Assembly Bill No. 1190 was concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1132—An act to amend section 3664aa of the Political Code, relating to the taxation of highway transportation companies—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1132?

AMENDMENT NUMBER ONE.

On page 2, line 36, of the printed bill, immediately following said line 36, insert the following paragraph:

"SEC. 2. In the event that it shall hereafter be finally determined by the courts that the Legislature is without authority to exclude receipts received under contract from the United States government for the carriage of mail and other government matter in the computation of gross receipts under this act, then, and in that event, such receipts shall be included with and become a part of the measure of the tax upon the property enumerated herein."

The roll was called, and Senate amendment to Assembly Bill No. 1132 was concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1172—An act to amend section 13 of an act entitled "An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes," approved March 1, 1929—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1172?

AMENDMENT NUMBER ONE

On page 2, line 14, of the printed bill, after the period following the word "year", insert the following: "In any event, each such corporation shall pay a minimum tax of twenty-five dollars for such period."

The roll was called, and Senate amendment to Assembly Bill No. 1172 was concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Clowdsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1179—An act requiring all employers who accept tips or gratuities given to employees by the general public to post notice of such policy or practice in a conspicuous place in the establishment in which the business or enterprise is carried on, and keep accurate records of all such tips or gratuities; giving the Department of Industrial Relations power to enforce the provisions thereof; providing penalties for violation of its provisions; and repealing all acts or parts of acts in conflict therewith—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1179?

AMENDMENT NUMBER ONE.

On page 2, line 28, of the printed bill, insert before the word "shall" the following: "or requires them to accept as their compensation, or part thereof, such tips or gratuities,".

AMENDMENT NUMBER TWO.

On page 2, line 36, of the printed bill, insert before the word "and" the following: "or go toward paying the compensation or salary of the employee,".

AMENDMENT NUMBER THREE.

On page 2, line 43, of the printed bill, insert before the word "the" the following: "in lieu of regular wages, salary or commission,".

The roll was called, and Senate amendments to Assembly Bill No. 1179 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Clowdsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 526—An act to amend section 1444 of the Code of Civil Procedure, relating to appraisers and appraisements in probate proceedings—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 526?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out lines 4 to 16, inclusive, and insert in lieu thereof the following: "thereof, must appoint three disinterested persons, one of whom must be one of the inheritance tax appraisers provided for by law (any two of whom may act, provided, that one of them be the inheritance tax appraiser); *provided*, that the court may, in its discretion, appoint said inheritance tax appraiser as sole appraiser to appraise said estate. Each of said appraisers is".

The roll was called, and Senate amendment to Assembly Bill No. 526 was concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1007—An act to amend section 3611 of the Political Code, relating to the exemption from taxation of buildings and real property used exclusively for religious worship—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1007?

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, beginning in said line 10, strike out lines 10 to 23, inclusive, and insert in lieu thereof the following:

"2. Any person, institution or association, claiming property to be exempt from taxation under this section, or on whose behalf a claim for exemption is made, shall make a return thereof to the assessor annually, the same as property is listed for taxation, and shall accompany the same by an affidavit in the form prescribed by the state board of equalization which shall show that the building is used solely and exclusively for religious worship; that the described portion of the real property claimed as exempt is required for the convenient use and occupation of such building; that the same is not rented for religious purposes and rent received by the owner thereof, and in addition shall give such other information and answer such other questions as may be required in said form of affidavit so prescribed by said state board of equalization."

AMENDMENT NUMBER TWO.

On page 2, line 1, of the printed bill, beginning in said line 1, strike out lines 1 to 9, inclusive, and insert in lieu thereof the following.

"3. Failure on the part of any person, institution or association, claiming such exemption, or on whose behalf such exemption is claimed, to make said affidavit required in the form prescribed by said state board of equalization between the first Monday in March and the first Monday in July of each year and to give therein all information and answer all questions required thereby shall be deemed a waiver of such exemption by such person, institution or association by whom or on whose behalf such exemption is claimed."

AMENDMENT NUMBER THREE.

Strike out lines 2 to 4, inclusive, of the title of the printed bill, and insert in lieu thereof the following: "the exemption from taxation of buildings and real property used exclusively for religious worship".

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, strike out lines 33 to 35, inclusive.

The roll was called, and Senate amendments to Assembly Bill No. 1007 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1020—An act to amend sections 409 and 410 of the Political Code, relating, respectively, to the fees to be collected by the Secretary of State and to the distribution by the Secretary of State of the laws, resolutions and journals of the Legislature and of decisions of the Supreme Court and of the District Courts of Appeal—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put. Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1020?

AMENDMENT NUMBER ONE.

On page 2, line 17, of the printed bill, strike out line 17, and insert in lieu thereof the following: "653o and 653r of the Civil Code, fifteen dollars; for filing articles of incorporation provided for in section 653hk of the Civil Code, fifteen dollars if no capital stock is provided for."

AMENDMENT NUMBER TWO.

On page 3, line 28, of the printed bill, strike out line 28, and insert in lieu thereof the following:

"SEC. 2 Section 410 of the Political Code is hereby amended to read as follows: 410. The laws, resolutions and journals of the Legislature".

The roll was called, and Senate amendments to Assembly Bill No. 1020 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 259—An act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 259?

AMENDMENT NUMBER ONE.

On page 3, line 4, of the printed bill, as amended, strike out all of lines 4 to 29, inclusive, and insert in lieu thereof the following:

"SEC. 7. Before making an appointment under the provisions of this act the court shall be satisfied that the guardian whose appointment is sought is a fit and proper person to be appointed. Upon the appointment being made the guardian shall execute and file the bond required by law.

Where a bond is tendered by a guardian with personal sureties, such sureties shall file with the court a certificate under oath which shall describe the property owned, both real and personal, and that they are each worth the sum named in the bond as the penalty thereof over and above all their debts and liabilities and exclusive of property exempt from execution.

Necessity of requiring a bank or trust company to give bond when acting as guardian shall be governed by act 652 entitled "An act to define and regulate the business of banking," approved March 1, 1900, Statutes 1909, page 87, as amended.

SEC. 8. Every guardian, whether appointed under this act or prior to the effective date of this act, who shall receive on account of his ward any moneys from the bureau, shall file with the court annually, in addition to such other accounts as may be required by the court, a full, true, and accurate account under oath of all moneys so received by him, of all disbursements thereof, and showing the balance thereof in his hands at the date of such account and how invested. A certified copy of each of such".

AMENDMENT NUMBER TWO.

On page 4, line 21, of the printed bill, as amended, strike out all of lines 21 to 30, inclusive, and insert in lieu thereof the following:

"SEC. 14. Whenever it appears that a veteran of any war, military occupation or expedition is eligible for treatment in a United States veterans' bureau hospital and commitment to such hospital is necessary for the proper care and treatment of such veteran, the courts of this state are hereby authorized to communicate with the official in charge of such hospital with reference to available facilities and eligibility, and upon receipt of a certificate of eligibility from the official in charge of such hospital the court may then direct such veterans' commitment to such United States veterans' bureau hospital. Thereafter".

The roll was called, and Senate amendments to Assembly Bill No. 259 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 318—An act to amend section 1361 of the Political Code, relating to the time when ballots must be canvassed—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 318?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of line 3, and insert in lieu thereof the following:

"1361. As soon as all absent voter ballots issued have been received or returned and accounted for, and in no case later than fifteen days after any election mentioned herein,".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 10 to 13, inclusive, and insert in lieu thereof the following: "shall meet to canvass the returns at the time prescribed in section 1278 of the Political Code, or as soon thereafter as such ballots have been delivered to the board, in no case later than ten o'clock of the forenoon of the sixteenth day after the election, at the usual place of meeting, or at any other place permitted by law, at which time the board of supervisors".

AMENDMENT NUMBER THREE.

On pages 1 and 2 of the printed bill, strike out all of lines 24 to 26, inclusive, of page 1; also, strike out all of lines 1 to 7, inclusive, on page 2, and insert in lieu thereof the following: "eral election, except as hereinafter provided.

SEC. 2. The provisions of this act shall supersede the provisions of section 1361 of the Political Code as amended by "An act to amend sections 1359 and 1361 of the Political Code, relating to absent voters," approved April 22, 1929, chapter one hundred fifty, statutes 1929."

The roll was called, and Senate amendments to Assembly Bill No. 318 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 340—An act to amend section 4249 of the Political Code, relating to the salaries and compensation of officers in counties of the twentieth class—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 340?

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, as amended in the Assembly March 8, 1929, in line 31, strike out the word "two", and insert in lieu thereof the word "three".

AMENDMENT NUMBER TWO.

On page 4, line 22, of the printed bill, as amended May 10, 1929, strike out the word "and"; also all of line 23 and line 24 preceding and including the semicolon.

The roll was called, and Senate amendments to Assembly Bill No. 340 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bliss, Brock, Cloudsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Luttrell, Lyons, McGinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Noyes, Parkman, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 519—An act making an appropriation for work of exploration and engineering investigations in relation to the coordinated plan for the development of the water resources of California as set forth and described in Bulletin No. 12 of the Division of Engineering and Irrigation of the Department of Public Works—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 519?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out the period following the word "California", in the last line of the title, and insert "including the Santa Ana river, Mojave river and all water resources of southern California"

AMENDMENT NUMBER TWO.

On page 2, line 4, of the printed bill, strike out the period following the word "California", and insert "including the Santa Ana river and its tributaries, the Mojave river and its tributaries, and all other water resources of southern California."

AMENDMENT NUMBER THREE.

On page 2, line 6, of the printed bill, after the comma following the word "law", insert "or a legislative committee is appointed".

AMENDMENT NUMBER FOUR.

On page 2, line 9, of the printed bill, after the word "commission", before the semicolon, insert "or legislative committee".

AMENDMENT NUMBER FIVE.

On page 2, line 10, of the printed bill, after the word "commission", insert "or legislative committee".

The roll was called, and Senate amendments to Assembly Bill No. 519 were refused concurrence by the following vote:

AYES—None.

NOES—Adams, Arnold, Baum, Bernard, Bliss, Brock, Cloudsley, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Scofield, Seauder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—54.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 853—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 853?

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out lines 3 to 26, inclusive; also strike out pages 2, 3, 4, 5 and 6, and insert in lieu thereof the following:

"4255. In counties of the twenty-sixth class the county officers shall receive as compensation for the services required of them by law or by virtue of their offices the following salaries, fees and expenses, to wit:

1 The county clerk three thousand dollars per annum, and shall be allowed in addition the sum of six hundred dollars a year for every year that an election is held throughout the State of California; he shall be allowed in addition the sum of ten cents per name for each voter registered in the county, which shall be in full for all service required in registering voters and making up the great register and performing all other acts incident to or pertaining to elections; *provided, further*, that in counties of this class there shall be and there is hereby allowed to the county clerk, two deputies and one copyist, who shall be appointed by the county clerk, and who shall be paid the following compensation, one at two thousand one hundred dollars per annum, one at one thousand eight hundred dollars per annum, and one at one thousand two hundred dollars per annum. All deputies and copyists shall be paid in the same manner and out of the same funds as the salary of the county clerk is paid.

2. Sheriff, three thousand dollars per annum; *provided*, that there shall be and there is hereby allowed to said sheriff an undersheriff who shall receive a salary of two thousand one hundred dollars per annum, and one deputy sheriff, who shall act as night jailer, at a salary of one thousand eight hundred dollars per annum, also one deputy who shall receive a salary of three hundred dollars per annum, and two deputy sheriffs who shall receive salaries of one hundred eight dollars each per annum, and one deputy who shall receive one hundred and seventy-five dollars per month and furnish his own transportation. The said undersheriff and the said deputies to be appointed by the sheriff and the salaries of whom shall be paid by the county in monthly installments at the same time and in the same manner and out of the same fund as the salary of the sheriff is paid; *and also provided*, that the sheriff may employ from one to two persons to act as deputy sheriffs at salaries not to exceed five dollars per day each when in the judgment of the sheriff such deputies are necessary; *pro-*

vided, however, that the total amount of the compensation of such additional deputies to be paid per diem shall not in any fiscal year exceed the total sum of one thousand dollars per annum; *and also provided*, that the compensation of the last mentioned deputies shall be paid on presentation of duly verified claims filed with the board of supervisors of the said county and in the same manner that other claims are filed and paid; *and provided, further*, that in addition thereto, the sheriff shall receive and retain for his own use and benefit all of the fees, per diem, mileage and expenses which are now or which may hereafter be allowed by law; and the fees and commissions for the service of all papers whatsoever issued by any court in the state outside of the county in and for which the sheriff is elected

3. The recorder three thousand dollars per annum and he shall be allowed the following deputies, who shall be appointed by said recorder and shall be paid salaries and compensations as follows: one chief deputy at a salary of one thousand eight hundred dollars per annum; one deputy at a salary of one thousand five hundred dollars per annum; one deputy at a salary of one thousand two hundred dollars per annum; the said deputies to be paid at the same time and out of the same fund as the recorder's salary is paid. Said recorder may employ as many copyists as he may deem necessary at six cents per folio by certifying to the auditor the names, the number of folios copied and the time required. The auditor shall thereupon draw his warrant in favor of such copyist. *Provided, further*, that all comparing shall be done by the paid deputies and in no event is the recorder to receive for his own use any fees of any description notwithstanding a statute may provide therefor.

4. The auditor, three thousand dollars per annum; *provided*, that in counties of this class the auditor shall be allowed one deputy at a salary of one thousand five hundred dollars per annum; *and provided, further*, that in counties of this class the auditor shall be allowed such additional clerks and copyists as he may require and whose compensation in the aggregate shall not exceed the sum of one thousand dollars in any one calendar year. The deputy, clerks and copyists named herein shall be appointed by the auditor and their salaries shall be paid in the same manner and at the same time and out of the same funds as the salary of the auditor is paid.

5. The treasurer and tax collector, three thousand dollars per annum and such fees as are allowed by law; *provided*, that in counties of this class the treasurer and tax collector shall be allowed one deputy who shall be paid a salary of one thousand eight hundred dollars per annum; one deputy who shall be paid a salary of one thousand five hundred dollars per annum, and one deputy who shall be paid a salary of one thousand two hundred dollars per annum; *and provided, further*, that in counties of this class there shall be and hereby is allowed to the treasurer and tax collector such additional assistants as may be required and whose compensation in the aggregate shall not exceed the sum of one thousand two hundred dollars in one calendar year.

6. The assessor, three thousand dollars per annum; *provided*, that in counties of this class the assessor shall be allowed one office deputy at a salary of one thousand eight hundred dollars per annum; one draftsman at a salary of two thousand one hundred dollars per annum; and one rural appraiser who would be employed the entire year at an annual salary of one thousand eight hundred dollars and necessary equipment to perform the duties of his office. Said deputy and said draftsman and said rural appraiser shall be appointed by said assessor and said salaries shall be paid by said county at the same time and in the same manner and out of the same funds as the salary of the assessor is paid; *and provided, further*, that said assessor shall be allowed such field deputies, assistants, clerks and copyists as he may require and whose compensation in the aggregate shall not exceed the sum of seven thousand five hundred dollars in any one year. Said field deputies, assistants, clerks and copyists shall be appointed by the said assessor and their salaries shall be paid by said county, in monthly installments, at the same time and in the same manner and out of the same funds as the assessor is paid, upon the assessor duly certifying to the county auditor, the names of, the position filled and the amount due to each.

7. The district attorney, three thousand dollars per annum; *provided*, in counties of this class there shall hereby be allowed to the district attorney, one deputy at an annual salary of six hundred dollars; *provided*, that the deputy shall be employed in a place other than the county seat. In addition to the deputy, the district attorney shall be allowed a clerk and stenographer who shall be paid an annual salary of one thousand two hundred dollars. All salaries herein provided shall be paid in monthly installments out of the same fund as the district attorney's salary is paid. The said stenographer shall perform all services required by the district attorney in his official capacity in civil and criminal actions in which the county is interested.

8. The coroner, such fees as are now or may be hereafter allowed by law.

9. The public administrator, such fees as are now or may be hereafter allowed by law

10. The superintendent of schools, two thousand one hundred dollars per annum, and actual traveling expenses when visiting the schools of his county; *provided*, that in counties of this class there shall be and there is hereby allowed to the superintendent of schools a deputy which office is hereby created, at a salary of one thousand

two hundred dollars per annum, and who shall be appointed by the superintendent of schools. The salary of said deputy herein provided for shall be paid by said county in monthly installments at the same time and in the same manner and out of the same fund as the salary of the superintendent of schools is paid.

11. The county surveyor shall receive three thousand dollars per annum. The surveyor shall be allowed a clerk and stenographer at an annual salary of one thousand two hundred dollars.

The board of supervisors shall be clerk and stenographer for the surveyor.

12. Board of supervisors, each member of the board of supervisors one hundred twenty-five dollars per month and no mileage, which shall be in full for all services and expenses incurred within the county, *provided*, that whenever it shall be necessary for any member of the board of supervisors to leave the county in and for which he is elected for the purpose of performing any of his duties, that then and in that event, said supervisor shall be allowed his actual expenses. The supervisors while acting as road commissioners shall give their personal attention to the repair, maintenance, construction and improvement of all roads under their supervision. The supervisors in addition to the meetings otherwise provided by law shall meet on the seventh of each month or on the next legal day following the seventh.

13. In counties of this class there shall be two judicial townships and the board of supervisors shall on or before the first day of July, 1926, so designate and fix the boundaries thereof. Townships which shall contain a city of the fifth class shall be a township of the first class and the other shall be a township of the second class. In townships of the first class the justice of the peace shall receive a salary of three thousand dollars per annum, and clerical help not to exceed three hundred dollars in each year. In townships of the second class the justice shall be paid a salary of one thousand eight hundred dollars per annum and clerical help not to exceed six hundred dollars in each year, and the board of supervisors shall provide him with the necessary office room.

14. In each of the townships herein provided for, there shall be one constable who shall receive a salary of one thousand two hundred dollars per annum; *provided*, that in addition to the salaries herein allowed, each constable shall be paid out of the general fund of the county for traveling expenses incurred for the services of the warrant of arrest or any other process in a criminal case (where said service is in fact made) his actual expenses each way for each mile traveled outside of the county both going to and returning from the place of arrest or other services of process; also the transportation of prisoners to the county jail, the constable shall be allowed his actual expenses each way. In addition to the monthly salaries herein allowed, each constable may receive and retain for his own use such fees as are now or may hereafter be allowed by law for services rendered by him in civil cases, and also all fees now allowed him by law for the arrest of violators of the fish and game laws.

15. The official reporter of the superior court shall receive the fees allowed by law.

16. In fixing the compensation of the above named officers in the amounts hereinabove specified, it is hereby expressly provided that the salaries and fees above provided shall be in full compensation for all services of every kind and description rendered by the officers named herein, either as officers or ex officio officers, their deputies and assistants, and it is hereby further expressly provided, that all of the fees, commissions, per diem and expenses provided for in section 4290 of the Political Code of the State of California, and all other moneys coming into the hands of the county and township officers, no matter from what source derived or received as officials, shall belong to and be the property of the county, in counties of this class, and shall be paid into the county treasury by said officers at the same time and in the same manner that other moneys are required by law to be paid into the county treasury by him; save and except, however, that the provisions of this subdivision shall not apply to the offices of sheriff, treasurer, and superintendent of schools, and they are expressly exempted from the provisions of this subdivision, and as to said offices herein last named, to wit, sheriff, treasurer, and superintendent of schools, they shall receive the salaries, fees and commissions provided for by law, and as provided for in subdivisions two, five, seven and ten of this act.

17. All officers who are allowed extra compensation for carrying out the work of their offices shall certify to the auditor the names of the persons to whom the money is paid and the amount, and the auditor shall draw his warrant in favor of such person.

18. In counties of this class grand jurors, and trial jurors in the superior court, shall each receive for each day's attendance, per day the sum of three dollars and for each mile actually and necessarily traveled from their residence to the county seat, in going only, the sum of fifteen cents per mile, such mileage to be allowed but once during each session such jurors are required to attend.

19. The salary of any person who may be appointed by said board of supervisors to any office created by statute and the salary of which is fixed by said board, shall not exceed that of the highest paid deputy employed by any county official.

20. When any official for whom transportation is supplied by the county, the board of supervisors shall decide whether the official shall receive a car or be allowed a fixed mileage.

21. The sealer of weights and measures shall receive a salary of two thousand one hundred dollars per month and the supervisors shall provide the necessary transportation.

22. If any part of this act is found unconstitutional the balance shall still be in force and effect.

The roll was called, and Senate amendment to Assembly Bill No. 853 was refused concurrence by the following vote:

AYES—None.

NOES—Adams, Arnold, Baum, Bernard, Bliss, Brock, Cloudsley, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—54.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 86—An act to amend sections 258 and 259 of the Code of Civil Procedure, relating to court commissioners—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 86?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 86 by the following vote:

AYES—None.

NOES—Adams, Arnold, Baum, Bernard, Bliss, Brock, Cloudsley, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—54

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Sewell, Little and West as a Committee on Free Conference to meet with a like committee from the Senate for the consideration of Senate Bill No. 86.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to Senate Bill No. 425—An act to amend section 20 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927—and requests that your honorable body recede therefrom.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly recede from Assembly amendments to Senate Bill No. 425?

The roll was called, and the Assembly refused to recede from Assembly amendments to Senate Bill No. 425 by the following vote:

AYES—None.

NOES—Adams, Arnold, Baum, Bernard, Bliss, Brock, Cloudsley, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum,

Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Nielsen, Noyes, Parkman, Patterson, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—54.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Sewell, McGinley and Jones, as a Committee on Free Conference, to meet with a like committee from the Senate for the consideration of Senate Bill No. 425.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1174—An act providing for a Water Commission, defining its duties and making an appropriation therefor—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1174?

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, strike out the period after the word "navigation", and insert "for the purpose of securing federal aid in the development of the water resources of California."

AMENDMENT NUMBER TWO.

On page 1, line 14, of the printed bill, after the word "California", strike out the period, and insert "for the purpose of ascertaining what federal aid, if any, is necessary or desirable for the development of the water resources of California."

AMENDMENT NUMBER THREE.

On page 1, line 23, of the printed bill, after the period following the word "Legislature", strike out the balance of line 23, and all of lines 24, 25, 26 and 27.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, following line 16, add a new section as follows: "SEC. 5. Nothing in this act contained shall be deemed to authorize the commission herein provided for performing any of the duties or doing any of the things referred to in the act entitled "An act creating the Colorado River Commission of California, prescribing its powers, fixing compensation and appropriating funds for its use," approved May 17, 1927."

The roll was called, and Senate amendments to Assembly Bill No. 1174 were refused concurrence by the following vote:

AYES—None.

NOES—Adams, Arnold, Baum, Bernard, Bliss, Brock, Cloudsley, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Little, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Nielsen, Noyes, Parkman, Patterson, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—54

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No. 91, the following Senators: Inman, Weller and McKinley, to meet with a like committee from your honorable body.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to recede from its amendments to Assembly Bill No. 853—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class—and appointed Senators

Cleveland, Maloney and Jones, as a Committee on Free Conference, to meet a like committee from the Assembly.

J. A. BEEK, Secretary of Senate.
By CHAS. A. MCLEAN, JR., Assistant Secretary.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Snyder, Young and Hawes as a Committee on Free Conference, to meet with a like committee from the Senate to consider Senate amendments to Assembly Bill No. 853.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No. 425, the following Senators: Boggs, Deuel and Edwards, to meet with a like committee from your honorable body.

J. A. BEEK, Secretary of Senate.

REPORTS OF COMMITTEES ON FREE CONFERENCE.

The following reports of Committees on Free Conference were received and read:

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 683—An act to amend section 22 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927—reports that it has met a like committee of the Senate, consisting of Senators Boggs, Cobb and Slater, and reports that the Committee on Free Conference has agreed to recommend that the Senate concur in the Assembly amendments.

JONES,
EMMETT,
BLISS,

Assembly Committee on Free Conference.

BOGGS,
COBB,
SLATER,

Senate Committee on Free Conference.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Baum, Bliss, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McGuinness, Meeker, Miller, Eleanor, Miller, James A. Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—53

NOES—None.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 745—An act to amend section 1446 of the Penal Code, relating to judgments in criminal cases—reports that it has met a like committee of the Senate, consisting of Senators Sharkey, Maloney and Swing, and reports that the Committee on Free Conference has agreed to recommend that the Senate concur in the Assembly amendments.

FEIGENBAUM,
COLLIER,
STOCKWELL,

Assembly Committee on Free Conference

SHARKEY,
MALONEY,
SWING,

Senate Committee on Free Conference.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Baum, Bliss, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—53.

NOES—None.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 425—An act to amend second 20 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets, to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927—reports that it has met a like committee of the Senate, consisting of Senators Boggs, Edwards and Duval, and reports that the Committee on Free Conference has agreed to recommend that the Assembly recede from the Assembly amendment.

JONES,
McGUINNESS,
SEWELL,

Assembly Committee on Free Conference.

BOGGS,
DUVAL,
EDWARDS,

Senate Committee on Free Conference.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Baum, Bliss, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmert, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—53.

NOES—None.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1154—An act providing for the membership of public schools in organizations for the promotion and advancement of public education, and for the listing of such organizations by the State Board of Education;

Also: Assembly Bill No. 268—An act to amend section 4312 of the Political Code, relating to the maintenance by certain county officers of offices at county seats and in certain other cities and the duties of such officers and of the boards of supervisors in connection therewith.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 637—An act to amend the title and sections 1 (c), 2 and 5 of "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney buses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this

act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1162—An act to amend section 15 of the Corporate Securities Act, relating to the State Corporation Department;

Also: Assembly Bill No. 1188—An act to amend the California Vehicle Act, approved May 30, 1923, as amended, by adding a new section thereto to be numbered 159½, relating to the motor vehicle fund.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 574—An act to amend sections 4 and 5 of an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911, as amended, relating to the trusts and restrictions heretofore imposed upon said tidelands, and to the use and leasing of the tidelands by the city.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 572—An act to amend section 636 of the Penal Code, relating to the protection of fish and game.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 318—An act providing for a State park on Mission Bay in San Diego County and for the administration thereof.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Concurrent Resolution No. 48—Relating to certain abuses arising from the conduct of fruit and vegetable auctions within this State.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported concurrent resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 3—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to proceedings for the incorporation of unincorporated territory;

Also: Assembly Bill No. 1023—An act to amend section 1557 of the Penal Code, relating to extradition.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Joint Resolution No. 16—Relating to resurvey of north boundary of Hoopa Indian Reservation and modification of Klamath River Fish and Game District Initiative Act.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported joint resolution ordered to enrollment.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 34—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new paragraph to section 14 of article XIII of said constitution, to be designated as subdivision (ab), relating to revenue and taxation—and reports that the same has been correctly enrolled and presented to the Governor on the fifteenth day of May, 1929, at two o'clock p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 30—Relative to Pioneer Memorial Bridge—and reports that the same has been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER. Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 4—An act to amend section 653c of the Penal Code, relating to blacklisting and providing penalties for same;

Also: Assembly Bill No. 6—An act to amend section 632 of the Penal Code, relating to the protection of fish;

Also: Assembly Bill No. 18—An act to enable counties to purchase, lease, obtain, hold, improve and maintain land for the uses and purposes of public parks and boulevards;

Also: Assembly Bill No. 46—An act to amend section 1168 of the Penal Code, relating to sentences under the Indeterminate Sentence Law and prescribing minimum terms of imprisonment to be served in certain cases before parole is granted;

Also: Assembly Bill No. 51—An act to amend section 542 of the Code of Civil Procedure, relating to the attachment of real and personal property;

Also: Assembly Bill No. 57—An act to amend section 540 of the Code of Civil Procedure, relating to writs of attachment;

Also: Assembly Bill No. 59—An act to amend section 628 of the Penal Code, relating to fish and game.

Also: Assembly Bill No. 60—An act to amend section 628f of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 78—An act to amend section 4283 of the Political Code, relating to the salaries and fees of officers of counties of the fifty-fourth class;

Also: Assembly Bill No. 98—An act to amend section 1861a of the Civil Code, relating to the liens of keepers of furnished apartment houses and furnished bungalow courts;

Also: Assembly Bill No. 107—An act to amend section 4285 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the sixth class;

Also: Assembly Bill No. 117—An act to provide for needy blind persons, not inmates of any institution supported in whole or in part by the State or any of its political subdivisions, making appropriation therefor and prescribing penalties for the violation of the provisions of the act;

Also: Assembly Bill No. 143—An act to amend section 4272 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-third class;

Also: Assembly Bill No. 173—An act authorizing counties to declare noxious or dangerous weeds growing upon the streets or sidewalks or upon private property in counties, to be a public nuisance, creating a lien upon the property fronting upon such streets or sidewalks or upon which such nuisance exists for the cost of abating the same, and providing that such cost shall constitute special assessments, and providing for the enforcement and collection of such special assessments;

Also: Assembly Bill No. 174—An act regulating the practice of civil engineering;
Also: Assembly Bill No. 178—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California to, the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State Home for United States Soldiers, Sailors and Marines, and to provide for the government thereof by the State," approved March 11, 1897, as amended;

Also: Assembly Bill No. 183—An act to amend section 274 of the Code of Civil Procedure, relating to the fees of phonographic reporters;

Also: Assembly Bill No. 226—An act to amend section 4 of an act entitled "An act to regulate the preparation, manufacture, care and marketing of milk products, to prevent fraud and to protect the public health in the preparation and marketing of said milk products, to prohibit the introduction of foreign fats into milk products, providing for the enforcement and prescribing penalties for the violation hereof," approved May 29, 1923, as amended;

Also: Assembly Bill No. 244—An act to add a new section to an act entitled "An act to provide for suitable sanitary conditions in foundries and metal shops and providing penalties for the violation thereof," approved May 24, 1921, to be numbered 4, relating to the enforcement of said act;

Also: Assembly Bill No. 262—An act to amend section 5 of an act entitled "An act creating the Colorado River Commission of California, prescribing its powers, fixing compensation and appropriating funds for its use," approved May 17, 1927, and to add a new section thereto, to be numbered section 4½, making an appropriation for the use of said commission and extending the term of its existence;

Also: Assembly Bill No. 296—An act to add a new section to the Political Code to be numbered 3897a, relating to the termination of the right of redemption in tax-deeded lands;

Also: Assembly Bill No. 297—An act to amend section 4244 of the Political Code, relating to compensation of officers and employees in counties of the fifteenth class;

Also: Assembly Bill No. 298—An act to amend section 19r15 of the Juvenile Court Law, relating to compensation of probation officers in counties of the fifteenth class;

Also: Assembly Bill No. 311—An act providing for the annexation of elementary school districts to high school districts;

Also: Assembly Bill No. 345—An act to amend section 4014 of the Political Code, relating to township officers;

Also: Assembly Bill No. 363—An act to amend sections 2, 3, 4, 5, and 7, and to add a new section to be numbered 7a to an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, as amended, relating to street improvement bonds;

Also: Assembly Bill No. 264—An act to amend section 1 of an act entitled "An act to take title to and thereafter maintain as a State highway, the toll road in Tuolumne and Mariposa counties, known as Big Oak Flat and Yosemite road, also, a section of the Tuolumne County road to connect said toll road with the Sonora lateral of the State highway," approved May 19, 1915, providing for the rerouting of said highway and the improvement and maintenance thereof;

Also: Assembly Bill No. 366—An act to amend section 14 of an act entitled "An act to regulate the manufacture, sale and use of economic poisons, to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement; and creating the Division of Chemistry fund," approved June 3, 1921, as amended, relative to the registration or cancellation of registration of economic poisons;

Also: Assembly Bill No. 374—An act making an appropriation for the construction and equipment of quarters for prison guards at San Quentin Prison, declaring the urgency thereof and providing that this act shall take effect immediately;

Also: Assembly Bill No. 385—An act establishing the emergency permanent improvement fund and relating to the deposits of moneys therein and withdrawals therefrom;

Also: Assembly Bill No. 390—An act to amend section 1094 of the Political Code, relating to registration of electors and conduct of elections;

Also: Assembly Bill No. 436—An act making an appropriation for permanent improvements at the San Francisco State Teachers College, declaring the urgency thereof and providing that this act shall take effect immediately;

Also: Assembly Bill No. 400—An act to provide for instruction in public safety and accident prevention primarily devoted to avoidance of accident hazards on streets and highways in the elementary and secondary schools of the State and in the normal schools and teachers colleges in the State;

Also: Assembly Bill No. 408—An act to amend sections 3, 8, 10, 18½ and 19 of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended, and to add a new section thereto to be numbered section 20, relating to powers of the directors of said companies and forms of insurance policies issued by said company;

Also: Assembly Bill No. 448—An act making an appropriation for the purchase of a land site and the construction and equipment of a warehouse thereon, for the use of the Division of Motor Vehicles, and such other State uses as may be approved by the Director of Finance; transferring certain moneys to the general fund and abolishing the transfer and operators' license fund;

Also: Assembly Bill No. 451—An act to amend the title as amended, sections 1, 2, 4, 7, 8, 10, 12, 13, 14 and 37, of an act entitled "An act to provide for the establishment and change of grade of public streets, avenues, lanes, alleys, courts, places and rights of way, forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, or extending into the territory of two or more municipalities, or extending into the territory of one or more municipalities and unincorporated territory, and providing for work upon and the improvement thereof, and providing for the construction of sanitary and storm sewers, drains and drainage systems, together with any and all appurtenances and appurtenant work in connection with any of such work or improvements; to assess the whole or any portion of the costs and expenses thereof upon private property, and to provide for a system of local improvement bonds to represent the assessments for such costs and expenses and for the payment and effect of such bonds," approved April 21, 1911, as amended, relating to street improvements;

Also: Assembly Bill No. 453—An act to amend section 1517 of the Code of Civil Procedure, relating to the return of sales of property of decedents;

Also: Assembly Bill No. 457—An act providing for the organization of certain elementary or union elementary school districts into high school districts;

Also: Assembly Bill No. 523—An act to provide for the establishment of a State Hospital for the Insane, providing for commitments thereto and the management thereof, and making an appropriation therefor;

Also: Assembly Bill No 571—An act to amend section 596a of the Political Code, relating to the Insurance Commissioner and the rendering of opinions and the performance of other legal services by the attorney for the Insurance Commissioner and the Attorney General;

Also: Assembly Bill No. 643—An act to amend section 10 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors thereon," approved May 23, 1925, as amended, relating to municipal courts and the judges and attaches thereof, in cities or cities and counties of the second and one-half class;

Also: Assembly Bill No. 650—An act appropriating money to be used for the purchase of dam sites and other necessary land to restrain tailings from hydraulic mining operations and for engineering investigations in connection therewith;

Also: Assembly Bill No 740—An act to amend section 359b of the Political Code, relating to the Governor's Council;

Also: Assembly Bill No 744—An act making an appropriation to pay the claim of H C Miller against the State of California.

Also: Assembly Bill No 769—An act providing for the compilation of, printing, binding, publishing, and distribution of a Legislative Manual, State Blue Book, or Roster, repealing all conflicting acts;

Also: Assembly Bill No. 771—An act to amend section 1 of an act entitled "An act declaring and establishing a State highway from the city of Bakersfield through a portion of the counties of Kern, San Luis Obispo, Santa Barbara and Ventura to the city of San Buenaventura, designated and known as the Bakersfield, Maricopa and Ventura State highway," approved June 16, 1913, relating to State highways;

Also: Assembly Bill No. 760—An act relating to the employment of librarians in the elementary or secondary schools of this State;

Also: Assembly Bill No 786—An act to amend section 1183 of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No 808—An act to amend section 633aa of the Political Code, relating to insurance;

Also: Assembly Bill No. 809—An act to amend section 15 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings, to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended;

Also: Assembly Bill No 880—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands other than swamp and overflowed lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced

within such districts," approved March 20, 1903, by amending sections 12 and 17 thereof, relating to directors, and by adding a new section thereto to be numbered 19a, relating to nomination of candidates for office, and by amending section 20 thereof, relating to elections, section 41 thereof, relating to assessments, and section 58 thereof, relating to actions to determine the validity of bonds.

Also: Assembly Bill No. 936—An act to amend section 19a13 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years, and in certain cases providing for their care, custody and maintenance, providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons, fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Also: Assembly Bill No. 938—An act to amend section 2322r13 of the Political Code, relating to salary and expenses of the county horticultural commissioner in counties of the thirteenth class.

Also: Assembly Bill No. 1060—An act to amend section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended.

Also: Assembly Bill No. 1059—An act declaring portions of the lands conveyed to the city of San Diego by an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911, as amended, unavailable for navigation, commerce and fisheries and excluding such portions from use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of San Diego and county of San Diego.

Also: Assembly Bill No. 1066—An act to amend sections 24 and 50½ of the Public Utilities Act, relating to passenger stage corporations.

Also: Assembly Bill No. 1093—An act making an appropriation for minor construction, improvements and repairs at San Quentin Prison, declaring the urgency thereof and providing that this act shall take effect immediately.

Also: Assembly Bill No. 1097—An act making an appropriation to be used by the Department of Agriculture to carry out the provisions of an act entitled "An act to create a Cattle Protection Board, to define its powers and duties, to protect the breeders and growers of cattle from theft, to provide for the registration of cattle brands and the licensing of cattle slaughterers and sellers of the meat thereof, to provide for the inspection of cattle and cattle hides for brands and marks, to provide for the collection of license and inspection fees, to provide for the creation of a fund to be known as the Cattle Protection Fund, and to provide penalties for violation of the provisions hereof," approved May 28, 1917.

Also: Assembly Bill No. 1118—An act making an appropriation for repairs, improvements and equipment at the State Capitol Building, Sacramento, including the installation of two new elevators, declaring the urgency thereof and providing that this act shall take effect immediately.

Also: Assembly Bill No. 1156—An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending sections 41, 43, 44, 45 and 46 thereof, relating to the delinquency of assessments, the sale and resale of property therefor, and the keeping of a record of such property sold thereunder; And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock p. m.

SPALDING, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 405—An act to amend sections 2168, 2169, 2174, 2179, 2189, 2190 of the Political Code, relating to the Department of Institutions

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 405 finally passed by the following vote:

AYES—Adams, Arnold, Baum, Bliss, Brock, Crawford, Cronin, Deuel, DeYoe, Dillinger, Easley, Feeley, Feigenbaum, Fry, Gilmore, Harper, Hawes, Ingels, Jespersen, Jewett, Keaton, Kline, Luttrell, McGuinness, Meeker, Miller, James A., Mixer, Nielsen, Noyes, Roberts, Scofield, Scudder, Snyder, Spalding, Stockwell, West, Williams, Witter, Wright, Young, and Mr. Speaker—41.

NOES—Bernard, Bishop, Cloudsley, Collier, Crittenden, Crowley, Fisher, Flynn, Hoffman, Jones, Little, Miller, Eleanor; Reindollar, Roland, Seawell, Sewell, and Williamson—17.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 195—An act empowering the Director of Public Works to provide for the lighting of State highways, State bridges, grade crossings, intersections, and hazardous road sections located on the State highway system, to make for greater safety, and to reduce daytime congestion upon our public highways, and providing for the payment of the cost of the installation and upkeep thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 195 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Brock, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—57.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 96—An act to amend sections 1327, 1491, 1616, and 1664 of the Code of Civil Procedure, relating to the time within which various acts pertaining to the administration of estates may be done.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 96 finally passed by the following vote:

AYES—Arnold, Baum, Bliss, Brock, Collier, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McGinley, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—58.

NOES—Adams, Anderson, and Cloudsley—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 339—An act to amend sections 1312 and 1327 of the Code of Civil Procedure, relating to contents of wills.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 339 finally passed by the following vote:

AYES—Arnold, Baum, Bernard, Bishop, Brock, Cloudman, Clowdsley, Collier, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmoie, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, McGinley, McGuinness, Mecker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Spalding, Stockwell, West, Williams, Williamson, Witter, Wright, Young, and Mr. Speaker—61

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 371—An act to promote the purity of legislation by requiring the registration of persons engaged in influencing or attempting to influence legislation, defining advocates, and advocating, requiring the filing of statements of money received and expended by such persons and requesting a disclosure of the source from which money was received and how it was expended; prohibiting acts and practices in relation to influencing legislation and providing for the punishment of violation hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 371 refused passage by the following vote:

AYES—Jespersen, Jones, Kline, Williams, and Witter—5.

NOES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Clowdsley, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmoie, Harper, Hawes, Hoffman, Ingels, Jewett, Jost, Keaton, Little, Luttrell, Lyons, McGinley, McGuinness, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williamson, Woolwine, Wright, Young, and Mr. Speaker—61.

Senate Bill No. 878—An act creating an additional District Court of Appeal known as the District Court of Appeal for the Fifth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

MOTION TO RE-REFER.

Mr. Jones moved that Senate Bill No. 878 be withdrawn from the file, and ordered re-referred to Committee on Ways and Means.

Motion carried.

Senate Bill No. 878 ordered re-referred to Committee on Ways and Means.

Senate Bill No. 134—An act to amend sections 1377, 1378 and 1379 of the Penal Code, relating to compromise of criminal charges and prescribing penalties for violations of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 134 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Brock, Cloudman, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.
NOES—Cloudsley, Collier, and Crowley—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 132—An act requiring the reporting of personal injuries and prescribing penalties for the violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 132 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Brock, Cloudman, Crawford, Crittenden, Cronin, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.
NOES—Cloudsley, Collier, and Crowley—3.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 888—An act granting to the city of Martinez tide and submerged lands of the State of California, including the right to wharf out therefrom to the city of Martinez, and regulating the management, use and control thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 888 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—65.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 441—An act to provide for the issuance and sale of State bonds to create a fund for the improvement of San Francisco harbor by the construction by the Board of State Harbor Commissioners of wharves, piers, State railroad, spurs, betterments, and appurtenances, and necessary dredging and filling in connection therewith in the city and county of San Francisco; to create a sinking fund for the payment of said bonds; to define the duties of State officers in relation thereto;

to make an appropriation of \$5,000 for the expense of printing said bonds; and to provide for the submission of this act to a vote of the people.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 441 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No 158—An act to add a new section to the Code of Civil Procedure of California to be known as section 66a, relating to judges of the superior court in San Diego County, and to repeal certain acts therein named.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 158 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 253—An act to repeal section 772 of the Penal Code, relating to removal of public officers by summary proceedings.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 253 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—65.

NOES—None

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 662—An act to amend section 67*a* of the Code of Civil Procedure.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No 662 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGinley, McGuinness, Meeker, Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—65.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 737—An act to add a new section to the Civil Code, to be numbered 48*a*, relative to libel.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 737 refused passage by the following vote.

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Collier, Craig, Crawford, Deuel, DeYoe, Eddy, Emmett, Feeley, Feigenbaum, Hoffman, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Mixer, Morgan, Nielsen, Noyes, Patterson, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, West, Williams, and Witter—38.

NOES—Cloudsley, Crittenden, Cronin, Crowley, Dillinger, Easley, Fisher, Flynn, Gilmore, Harper, Hawes, Hornblower, Ingels, Little, Lyons, McGinley, McGuinness, Meeker, Miller, James A., Parkman, Reindollar, Roland, Spalding, Stockwell, Williamson, Woolwine, Wright, Young, and Mr. Speaker—29.

Senate Bill No. 695—An act to amend section 111 of the Penal Code, relating to trial of convicts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 695 finally passed by the following vote:

AYES—Adams, Arnold, Baum, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Little, Lyons, McGinley, McGuinness, Meeker, Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate

Senate Bill No. 519—An act to repeal section 1188 of the Political Code, relating to elections.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENT.

During reading of the bill, the following amendment was submitted by Mr. Bliss:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, as amended in Senate May 6, 1929, strike out all of lines 10 to 13, inclusive, and insert in lieu thereof the following:

"1188. An independent candidate for any partisan public office may be nominated not less than sixty nor more than ninety days prior to any primary election, and a candidate for any public office for which no candidate has been nominated at any primary election may be nominated subsequently to said primary election (or in lieu thereof if no primary election has been held), in the manner following".

Amendment adopted.

Bill read third time, ordered to reprint, and on file for third reading.

Senate Bill No. 516—An act to amend sections 1, 3, 4, 5, 10, 12, 13, 22, 23, 24 and 36 of the Direct Primary Law approved June 16, 1913, as amended, relating to the time at which primary elections and party conventions shall be held, and the manner of selecting members of county central committees, and limiting the right of candidates to affiliate with more than one political party.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 516 finally passed by the following vote:

AYES—Adams, Anderson, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Little, Luttrell, McGunness, Meeker, Miller, James A., Nielsen, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, and Mr. Speaker—51.

NOES—Arnold, Baum, Collier, Eddy, Emmett, Fisher, Harper, Jones, Kline, Miller, Eleanor; Mixer, Patterson, Seawell, Spalding, Wright, and Young—16.

Title read and approved.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Bliss asked for and was granted unanimous consent to take up Senate Bill No. 519, at this time, without reference to printer.

Senate Bill No. 519—An act to repeal section 1188 of the Political Code, relating to elections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 519 finally passed by the following vote.

AYES—Adams, Anderson, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Feeley, Feigenbaum, Flynn, Fry, Gilmore, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Little, Luttrell, McGunness, Meeker, Miller, James A., Nielsen, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, and Mr. Speaker—51.

NOES—Arnold, Baum, Collier, Eddy, Emmett, Fisher, Harper, Jones, Kline, Miller, Eleanor; Mixer, Patterson, Seawell, Spalding, Wright, and Young—16.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 164—An act to appropriate the sum of \$200,000, out of any money in the State treasury not otherwise appropriated, to lease wires, construct, purchase and maintain in operation teletype equip-

ment between cities in California and the Bureau of Criminal Identification and Investigation at Sacramento; and for the operation of the teletype equipment to be under the direction of the Bureau of Criminal Identification and Investigation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 164 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—Baum—1.

Title read and approved.

Bill ordered transmitted to the Senate.

Senate Bill No. 297—An act to amend sections 2 and 4 of an act entitled "An act to provide that the Department of Natural Resources, through the State Park Commission, shall have control of the State park system; to establish and define the State park system; to define certain powers and duties of the State Park Commissioner; to make an appropriation for carrying out the purposes of this act; and to establish a contingent fund and a revolving fund," approved May 25, 1927, and to add a new section thereto to be numbered 4a, all relating to the State park system and the powers and duties of the Department of Natural Resources and the Park Commission in relation thereto.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 297 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jones, Jost, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

HON. CHARLES F. REINDOLLAR IN THE CHAIR.

At two o'clock and five minutes p.m., Hon. Charles F. Reindollar, member of the Assembly from the Seventeenth District, in the chair.

Senate Bill No. 846—An act to amend an act entitled "An act to provide for the alteration of the boundaries of incorporated towns and cities by the annexation of uninhabited territory thereto, and for the incorporation of such annexed territory in and as a part of such municipality, and for the districting, government and municipal control of annexed territory," which became a law without the Governor's

approval March 2, 1899, by amending section 1 thereof, relating to annexation of uninhabited territory.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 846 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jones, Jost, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—64.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER
FORTY-ONE.

Senate Constitutional Amendment No. 41—Proposed amendment to article IX of the constitution, relative to the payment of retirement salaries to teachers who have qualified therefor by service in the public school system as provided by law.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 41 refused adoption by the following vote:

AYES—Anderson, Cloudsley, Collier, Crittenden, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Jespersen, Jones, Kline, Meeker, Miller, Eleanor; Noyes, Reindollar, Roland, Scudder, Snyder, Spalding, West, Witter, and Wright—24.

NOES—Adams, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Craig, Crawford, Cronin, Crowley, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Luttrell, Lyons, McDonough, McGuinness, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Parkman, Patterson, Roberts, Scofield, Seawell, Sewell, Stockwell, Williams, Williamson, Woolwine, Young, and Mr. Speaker—47.

THE SPEAKER IN THE CHAIR

At two o'clock and ten minutes p.m., Hon. Edgar C. Levey, Speaker of the Assembly, in the chair.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER
FORTY-FIVE.

Senate Constitutional Amendment No. 45—A resolution to propose to the people of the State of California an amendment to section 1 of article XIII of the constitution of the State, relating to property exempt from taxation.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called.

FLOOR AMENDMENT.

During reading of the constitutional amendment, the following amendment was submitted by Mr. Easley:

AMENDMENT NUMBER ONE.

On page 2, line 9, of the printed measure, after the word "located", insert the following: "during the life of the original franchise".

Amendment adopted.

Senate Constitutional Amendment No. 45 ordered to reprint, and on file for adoption.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Easley asked for and was granted unanimous consent to take up Senate Constitutional Amendment No. 45, at this time, without reference to printer.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER
FORTY-FIVE.

Senate Constitutional Amendment No. 45—A resolution to propose to the people of the State of California an amendment to section 1 of article XIII of the constitution of the State, relating to property exempt from taxation.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment, as amended.

MOTION TO EXPUNGE RECORD.

Mr. Hornblower moved to expunge the records pertaining to the adoption of the amendment submitted by Mr. Easley.

Motion carried.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 45 adopted by the following vote:

AYES—Adams, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jones, Jost, Kline, Luttrell, Lvons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—63.

NOES—Anderson, and Arnold—2.

Title read and approved.

Senate Constitutional Amendment No. 45 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 45.

A resolution to propose to the people of the State of California an amendment to section 1 of article XIII of the constitution of the State, relating to property exempt from taxation.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its forty-eighth regular session commencing on the seventh day of January, 1929, two-thirds of all the members elected to each of the two houses voting in favor thereof, hereby proposes to the people of the State of California that section 1 of article XIII of the constitution be amended to read as follows:

Section 1. All property in the State except as otherwise in this constitution provided, not exempt under the laws of the United States, shall be taxed in proportion to its value, to be ascertained as provided by law, or as hereinafter provided. The word "property," as used in this article and section, is hereby declared to include moneys, credits, bonds, stocks, dues, franchises, and all other matters and things, real, personal, and mixed, capable of private ownership; *provided*, that a mortgage, deed of trust, contract, or other obligation by which a debt is secured when land is pledged as security for the payment thereof, together with the money represented by such debt, shall not be considered property subject to taxation; *and further provided*, that property used for free public libraries and free museums, growing crops, property used exclusively for public schools, and such as may belong to the United States, this State, or to any county, city and county, or municipal corporation within this State shall be exempt from taxation, except such lands and the improvements thereon located outside of the county, city and county, or municipal corporation owning the same as were subject to taxation at the time of the acquisition of the same by said county, city and county, or municipal corporation; *provided*, that no improvements of any character whatever constructed by any county, city and county or municipal corporation shall be subject to taxation. When the State or any department or governmental agency thereof acquires any toll bridge or the real or personal property used for any toll bridge, said property and toll bridge shall continue to be subject to taxation by the

county, city and county, political subdivision and municipal corporation wherein the same is located, and the State shall pay to the county or city and county granting the franchise for said bridge such amounts as may become due to such county or city and county for the franchise for the construction of such toll bridge. All lands or improvements thereon, belonging to any county, city and county, or municipal corporation, not exempt from taxation, shall be assessed by the assessor of the county, city and county, or municipal corporation in which said lands or improvements are located, and said assessment shall be subject to review, equalization and adjustment by the State Board of Equalization. The Legislature may provide, except in the case of credits secured by mortgage or trust deed, for a deduction from credits of debts due to bona fide residents of this State.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER
TWENTY-EIGHT.

Senate Constitutional Amendment No. 28—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article XVI thereof a new section, to be numbered 8, authorizing the issuance and sale of 10,000 bonds of the State of California in the denomination of \$1,000 each, authorizing the disposition of the proceeds of the sale of said bonds for certain purposes, and approving, adopting, legalizing, validating and making fully and completely effective the San Francisco Harbor Improvement Act of 1929, as passed by the Senate and Assembly at the forty-eighth session of the Legislature and approved by the Governor.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 28 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Blass, Brock, Cloudman, Clowdsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jaspersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 28 ordered transmitted to the Senate.

SENATE CONSTITUTIONAL AMENDMENT No. 28.

A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article XVI thereof a new section to be numbered 8, authorizing the issuance and sale of 10,000 bonds of the State of California in the denomination of \$1,000 each, authorizing the disposition of the proceeds of the sale of said bonds for certain purposes, and approving, adopting, legalizing, validating and making fully and completely effective the San Francisco Harbor Improvement Act of 1929 as passed by the Senate and Assembly at the forty-eighth session of the Legislature and approved by the Governor.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its regular session commencing on the seventh day of January, 1929, two-thirds of the members elected to each of the two houses of the said Legislature voting therefor, hereby proposes to the people of the State of California that the constitution of said State be amended by adding to article XVI thereof a new section to be numbered 8, reading as follows:

Sec. 8 The issuance and sale of 10,000 bonds of the State of California in the denomination of \$1,000 each, and the use and disposition of the proceeds of the sale of said bonds, all as provided in the San Francisco Harbor Improvement Act of 1929, as passed by the Senate and Assembly at the forty-eighth session of the Legislature and approved by the Governor, authorizing the issuance and sale of State bonds in the sum of \$10,000,000 for the purpose of providing a fund for the construction in San Francisco Harbor of wharves, piers, seawalls, State railroad,

spurs, betterments and appurtenances and for necessary dredging and filling in connection therewith and providing for the payment of the principal and interest of said bonds by the State Treasurer from revenues collected for dockage, tolls, rents, wharfage, crannage, demurrage, switching and any and all collections now or hereafter authorized by law paid into the fourth San Francisco seawall sinking fund, is hereby authorized and the said San Francisco Harbor Improvement Act of 1929 is hereby approved, adopted, legalized, validated, and made fully and completely effective. All provisions of this section shall be self-executing and shall not require any legislative action in furtherance thereof, but this shall not prevent such legislative action. Nothing in this section contained shall be a limitation upon the provisions of this section.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Senate Bill No. 425—An act to amend section 20 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Senate Bill No. 683—An act to amend section 22 of an act entitled "An act to promote the development of the California fruit, nut and vegetable industry in State, interstate and foreign markets; to protect the State's reputation in these markets, to establish standards and standard containers for certain fruits, nuts and vegetables specified herein, and to prevent deception in the packing, marking and sale of fruits, nuts and vegetables, to prescribe penalties for the violation of the provisions hereof and to repeal the 'California Fruit and Vegetable Standardization Act,' approved May 23, 1925," approved June 2, 1927.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Assembly Bill No. 853—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day appointed as a Committee on Free Conference on Senate Bill No. 86 the following Senators: Inman, Weller and McKinley, to meet with a like committee from your honorable body.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to recede from its amendments to Assembly Bill No. 1174—An act providing for a Water Resources Commission, defining its duties, and making an appropriation therefor—and appointed Senators Swing, Boggs and Nelson as a Committee on Free Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker announced the appointment of Messrs. Crittenden, Mixter and Bernard as a Committee on Free Conference, to meet with a like committee from the Senate for the consideration of Assembly Bill No. 1174.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day respectfully refused to recede from its amendments to Assembly Bill No. 519—An act making an appropriation for work of exploration and engineering investigations in relation to the coordinated plan for the development of the water resources of California as set forth and described in Bulletin No. 12 of the Division of Engineering and Irrigation of the Department of Public Works—and appointed Senators Nelson, Boggs and Wagy as a Committee on Free Conference to meet a like committee from the Assembly.

J. A. BEEK, Secretary of Senate.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Bernard, Crittenden and Adams as a Committee on Free Conference, to meet with a like committee from the Senate to consider Senate amendments to Assembly Bill No. 519.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 47—A resolution calling for the appointment of a special legislative committee to consider the constitutional mandate with respect to mechanics' liens and to suggest remedial legislation.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported concurrent resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 257—An act to add a new section to the Political Code to be numbered 1197d, relating to ballots—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 257?

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, after the word "ballots", in said line, insert the following: "or upon the ballot label provided for and used in connection with voting machines".

The roll was called, and Senate amendment to Assembly Bill No. 257 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jepsersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day amended, and passed as amended, Assembly Constitutional Amendment

No. 21—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section to article XIII to be known as section 17, relating to revenue and taxation and reimbursement to counties and to a city and county for losses sustained as a result of the withdrawal of property from local taxation—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Constitutional Amendment No. 21?

AMENDMENT NUMBER ONE

On page 1, line 18, of the printed bill, after the word "report", insert "together with its recommendations".

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, before the word "loss", insert the word "net".

AMENDMENT NUMBER THREE.

On page 2, line 5, of the printed bill, after the word "provide", insert "in the manner it shall determine".

The roll was called, and Senate amendments to Assembly Constitutional Amendment No. 21 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported constitutional amendment ordered to enrollment.
Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 848—An act to establish a State prison; creating a commission to select and purchase a suitable site therefor; and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 848?

AMENDMENT NUMBER ONE

In line 1 of the title of the printed bill, as amended in Assembly March 4, 1929, beginning in said line 1, strike out the following: "to provide for purchase of land therefor", and insert in lieu thereof the following: "creating a commission to select and purchase a suitable site therefor".

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, as amended in Assembly March 4, 1929, strike out the words "within this state", and insert in lieu thereof the following: "in the southern California".

AMENDMENT NUMBER THREE.

On page 1, line 20, of the printed bill, as amended in Assembly March 4, 1929, strike out all of lines 20 to 23, inclusive, and also strike out on page 2 of the printed bill, all of lines 1 to 6, inclusive, and insert in lieu thereof the following:

"Sec. 5. A commission consisting of the director of the department of penology, the director of the department of public works, the director of the department of finance, the director of the department of social welfare and the president of the board of prison directors, is hereby constituted for the selection and purchase of a suitable site for said prison, with the necessary water and water rights. The said commission is directed to secure land susceptible of irrigation and suitable for the

agricultural, vocational and industrial training of prisoners committed thereto. Title to said land shall be taken in the name of the State of California.

It shall be the duty of the state board of prison directors to construct and equip on such site acquired all necessary buildings as provided for by law to accomplish the purpose of the provisions of this act."

The roll was called, and Senate amendments to Assembly Bill No. 848 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day amended, and adopted as amended, Assembly Concurrent Resolution No. 38—Providing for the appointment of a joint committee to investigate the water problems of the State and to recommend some method of procedure therewith—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Concurrent Resolution No. 38?

AMENDMENT NUMBER ONE.

On page 2, line 22, of the printed bill, strike out the word "ten," and insert the word "fifteen."

AMENDMENT NUMBER TWO.

On page 2, line 28, of the printed bill, after the word "warrants", strike out the balance of said line and insert "in favor of the person entitled thereto".

The roll was called, and Senate amendments to Assembly Concurrent Resolution No. 38 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported concurrent resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1194—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at Los Angeles: providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents; (b) not to use or permit to be used the same so as to interfere with or prevent its sale, *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix; (d) to pay

over to the State treasury all sums received from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligation have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises, declaring the urgency thereof and providing that this act shall take effect immediately—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate
By CHAS. A. McLEAN JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1194?

AMENDMENT NUMBER ONE

On page 3, line 5, of the printed bill, strike out the words "that it deems it", and insert in lieu thereof the following: "this act an urgency measure".

AMENDMENT NUMBER TWO.

On page 3, line 31, of the printed bill, strike out the words "that this act", and insert in lieu thereof the words "and the same".

AMENDMENT NUMBER THREE.

On page 4, line 6, of the printed bill, strike out the word "said", and insert in lieu thereof the word "this".

The roll was called, and Senate amendments to Assembly Bill No. 1194 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Paterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By CHAS. A. McLEAN JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 320?

AMENDMENT NUMBER ONE.

On page 3 of the printed bill, strike out all of paragraph 12, after the figures "12", in line 1, and insert in lieu thereof the following:

"Every person who, in fish and game districts twelve, and thirteen between the first day of June and thirty-first day of July of the same year, both dates inclusive, and every person who in fish and game district twelve "B" between the sixteenth day of June and the thirty-first day of July, both dates inclusive, and every person who in fish and game districts twelve, twelve "B" and thirteen between the seventeenth day of September and the fourteenth day of November of the same year, both dates inclusive, except with hook and line, said hook and line to be used in the manner commonly known as angling, takes, catches or kills any salmon, or takes, catches, kills or has in his possession, or buys, sells, offers or exposes for sale any fresh salmon, or who, at any time, takes, catches or kills any salmon with any net, any of the meshes of which are, when drawn closely together and measured inside the knots, less than five and one-half inches in length, or between May sixteenth and June fifteenth, both dates inclusive, takes, catches or kills any salmon with any net,

any of the meshes of which are, when drawn closely together and measured inside the knots, less than seven and one-half inches in length is guilty of a misdemeanor."

The roll was called, and Senate amendment to Assembly Bill No. 320 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day amended, and adopted as amended, Assembly Constitutional Amendment No. 17—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California, adding to article XIII thereof a new section to be numbered 18, relative to taxation of ocean marine insurers—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Constitutional Amendment No. 17?

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed constitutional amendment, as amended, immediately following the word "amendment", strike out the words "to section 18 of article six of the constitution", and insert in lieu thereof the following: "to the constitution of said state by amending section 18 of article six and repealing section 22 of said article".

AMENDMENT NUMBER TWO

On page 1, line 6, of the printed constitutional amendment, as amended, strike out all of lines 6 to 7, inclusive, and insert in lieu thereof the following: "California, the following amendments to the constitution of the State of California:

First—Section 18 of article six is hereby amended to read as follows "

AMENDMENT NUMBER THREE.

On page 1, line 19, of the printed constitutional amendment, as amended, strike out the words "Section 22 of article", and also strike out all of line 20, and insert in lieu thereof the following paragraph:

"Second—Section 22 of article six of said constitution is hereby repealed."

The roll was called, and Senate amendments to Assembly Constitutional Amendment No. 17 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

Assembly Constitutional Amendment No. 17 ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 81—An act to amend section 3817 of the Political Code, relating to the redemption of property

sold for taxes—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 81?

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out lines 1 and 2, and insert in lieu thereof the following:

"An act to amend sections 3747, 3764 and 3817 of the Political Code, relating to the payment of taxes on real estate separately valued, the publication of the delinquent list, and the redemption of property sold for taxes; declaring the existing law with reference to the entries on the assessment roll and delinquent list; validating certain tax sales, tax certificates, tax deeds and tax conveyances; and declaring the urgency thereof and providing that this act shall take effect immediately."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 1 and 2, and insert in lieu thereof the following:

"SECTION 1. Section 3747 of the Political Code is hereby amended to read as follows:

3747. The taxes on any particular lot, piece or parcel of land contained in any assessment may be paid separately from the whole assessment, if such lot, piece, or parcel has a separate valuation on the assessment roll, by paying the amount of state and county taxes due on such lot, piece, or parcel of land, with a proper proportion of the amounts due as tax on personal property, penalties, if any, and a proper proportion of the tax due to any school, road, or other lesser taxation district. The tax collector shall make an entry on the margin of the assessment book, with deductions from the total assessment as extended on the assessment roll, showing what certain property has been released by the payment of the taxes as herein provided, together with the amounts of such taxes separately and specifically set forth.

Sec. 2. Section 3764 of the Political Code is hereby amended to read as follows:

3764. (1) On or before the eighth day in June of each year, the tax collector shall publish the delinquent list, which must contain the names of persons and a description of the property delinquent, and an amount equal to the total amount of all taxes, assessments, penalties, and costs due, and which are a lien thereon. Whenever any property appears in this list, which was sold to the state five years previous to the date fixed herein for the sale to be had under the provisions of section 3771a of this code, there shall appear immediately following the description of such property a notice, which notice shall be in substance, and may be in form as follows:

"To be sold at public auction-----19----
See sale No.-----in addenda to this list."

(2) In addition to the publication prescribed in subdivision one of this section, there shall be appended thereto a notice of sale, and a list of all property which was sold to the state five years previous to the date fixed herein for the sale to be had under the provisions of section 3771a of this code, on which the taxes remain unpaid, or which has not been redeemed or the sale thereon canceled, and to which property the state would otherwise be entitled to a deed thereof after the lapse of five years from the date of said previous sale. Such notice shall state the day and hour and the place of sale, which sale must be had not less than twenty-one or more than twenty-eight days from the time of the first publication, and the place shall be in the tax collector's office, and shall contain a description of the property to be sold and the least amount which will be accepted as a bid thereon, which amount shall be the amount of all taxes, penalties and costs for which the property was sold to the state at said sale. The properties enumerated shall each be preceded by a sale number, such sale numbers running in regular sequence. Said notice herein provided for shall be in substance, and may be in form as follows:

"Addenda to delinquent tax list.

Notice of sale of property for delinquent taxes of 19----at public auction.

In pursuance of law, public notice is hereby given that, commencing on the _____ day of _____ 19____ at the hour of _____ o'clock ____ m., of that day, and continuing from day to day thereafter, if additional time is required to complete the sale, in the office of the tax collector of the county of _____, State of California, the undersigned tax collector, will, unless the delinquent taxes thereon are sooner redeemed, sell or offer for sale at public auction to the highest bidder, for cash, in lawful money of the United States, the several parcels and lots of property hereinafter described upon which date five years will have elapsed from the date of the sale of said property to the state. No bid for said property will be accepted for less than the amount of all taxes, penalties and costs due on said property for the year the same was sold to the state (in the year 19____ for the taxes

of the year 19____) which minimum amounts are set forth opposite the description of each of said properties.

In order to entitle the successful bidder to a deed of the property purchased he must, in addition to the price paid pursuant to his bid at such sale, within thirty days pay by redemption any and all further delinquent taxes and assessments against said property, together with all penalties, costs, interest and charges accrued thereon.

After a bid has been made and accepted at such sale, the right of redemption (except by the purchaser) shall cease.

Dated this_____ day of _____ 19_____

Tax collector of _____ County,
State of California.

The properties to be sold and the subject of this notice are situated in the county of _____ State of California, and particularly described as follows, to wit:
No. _____ (description of property _____

_____) assessed to _____ \$ _____
Least acceptable bid _____

SEC. 3. Section 3817 of the Political Code is hereby amended to read as follows: "

AMENDMENT NUMBER THREE.

On page 2, line 44, of the printed bill, after the period following the word "state", insert the following:

"SEC. 4. The Legislature hereby declares that the amendments to sections 3747 and 3764 of the Political Code contained in this act are not a change in, but a statement and declaratory of the law as the Legislature intended it to be by the terms of those sections prior to this amendment. All publications of delinquent lists or notices of sale under sections 3771 and 3771a of the Political Code failing to enter taxes, penalties and costs as separate entries but entering the foregoing amounts in one total sum and all sales, certificates of sale, tax deeds or other tax conveyances based upon such entries on any assessment roll or delinquent list are hereby confirmed, validated and legalized, and the same shall be construed and operate at all times and upon all occasions in law in the same manner as if such entries were separately set forth on the delinquent list and notices of sale under sections 3771 and 3771a.

SEC. 5. The Legislature hereby declares that it deems it necessary for the immediate preservation of the public peace, health, and safety that this act shall, under the provisions of section 1, article four, of the constitution of the State of California, take effect immediately.

The following is a statement of the facts constituting such necessity:

Due to the recent decision of the supreme court of the State of California in the case of Gottstien vs Kelly, 77 Cal Dec. 485, the possible construction to be placed upon the provisions of sections 3747 and 3764 of the Political Code would require that taxes, penalties and costs should be separately shown on the publication of delinquent lists and notices of sale under sections 3771 and 3771a; inasmuch as the tax collectors of the state have completed preparatory work on the publication of the delinquent list which must be published on or before June 8, 1929, and great expense would be involved in the publication of the delinquent list to state as separate items the amount of taxes, penalties and costs due on property subject to tax sales and the possibility of error would be greatly increased, many tax titles acquired at tax sales would be jeopardized.

This act shall take effect immediately."

The roll was called, and Senate amendments to Assembly Bill No. 81 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Hensing, Hoffman, Hornblower, Jepsen, Jewett, Jones, Jost, Keaton, Kline, Luttrell Lyons, McDonough, McGunness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Remdollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1119—An act to

amend an act entitled "An act to authorize and regulate the possession, use, transportation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared," approved March 17, 1911, as amended, by adding thereto a new section, to be numbered 13, relating to the stocking of lakes and streams with trout by owners of land bordering thereon—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate
By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1119?

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the comma after the word "commission", and strike out the words "as in", and in line 12, strike out the words "this act provided."

AMENDMENT NUMBER TWO.

On page 1, line 14, of the printed bill, after the word "fish", strike out the words "; provided, that", and insert in lieu thereof a period; and strike out all of lines 15 to 19, both inclusive

The roll was called, and Senate amendments to Assembly Bill No. 1119 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 833—An act relating to the election of teachers in the public schools—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate
By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 833?

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the following: "Saturday in", and insert in lieu thereof the following: "day of".

The roll was called, and Senate amendment to Assembly Bill No. 833 was concurred in by the following vote.

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 44—An act to add a new section to the Penal Code to be numbered 634½, relating to the protection of fish and game—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 44?

AMENDMENT NUMBER ONE.

On page 1 of the printed measure, strike out all of line 4 after the word "or", to and including the word "con-" in line 9, and insert the following: "drag-net in the waters of the Pacific Ocean within two miles of the shore line of the coast of California from Point Sal in Santa Barbara county northerly along said coast line to Point Estero in San Luis Obispo county, is guilty of a misdemeanor and upon con".

The roll was called, and Senate amendment to Assembly Bill No. 44 was concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Beirnard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Giltmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 252—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIk, embracing sections 374 to 374g, inclusive, relating to a Department of Military and Veterans' Affairs—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 252?

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, strike out all of lines 22 to 24, inclusive, and insert in lieu thereof the following: "the Woman's Relief Corps Home of California, the chief of the division to be appointed by and hold office at the pleasure of the board of directors of the Veterans' Home of California."

AMENDMENT NUMBER TWO.

On page 3, line 28, of the printed bill, after the period following the word "law", in said line, insert the following paragraph:

"Sec. 3 The provisions of this act shall supersede the provisions of "An act to add a new article to chapter three of title one of part three of the Political Code, to be numbered article two k, embracing sections 374 to 374g, inclusive, relating to a department of military and veterans' affairs," approved May 13, 1929, chapter two hundred sixty-four, statutes 1929."

AMENDMENT NUMBER THREE.

On page 3, line 24, of the printed bill, strike out the word "boards", in said line, and insert in lieu thereof the word "board".

The roll was called, and Senate amendments to Assembly Bill No. 252 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 394—An act to add a new section to be numbered 5b to an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to sale of poisons—and respectfully requests your honorable body to concur in said amendments

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 394?

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed amended bill, strike out the figure "9", and insert in lieu thereof "13".

AMENDMENT NUMBER TWO.

In line 7 of the title of the printed amended bill, following the word "improvements", add "and the laying out, opening, extending, widening, or straightening, in full or in part, of public streets, squares, lanes, alleys, courts, and places or for any condemnation of property necessary or convenient for such purposes, done or".

AMENDMENT NUMBER THREE.

In line 5 of the title of the printed amended bill, insert a comma after "5a".

AMENDMENT NUMBER FOUR.

On page 2, line 41, of the printed amended bill, following "ualities," insert the following: "or of which a municipality has possession and the right of use under the provisions of section 14 of article one of the constitution."

AMENDMENT NUMBER FIVE.

On page 2, line 42, of the printed amended bill, insert a comma following the word "places," and strike out the word "and" in said line.

AMENDMENT NUMBER SIX.

On page 2, line 43, of the printed amended bill, after the comma following the word "walks", insert the following: "properties or rights of way,".

AMENDMENT NUMBER SEVEN.

On page 4, line 51, of the printed amended bill, strike out the word "or", and insert in lieu thereof the word "of".

AMENDMENT NUMBER EIGHT.

On page 7, line 14, of the printed amended bill, after the word "second", insert the word "day".

AMENDMENT NUMBER NINE.

On page 7 of the printed amended bill, strike out all of lines 23 and 24, and in lieu thereof insert the following:

[SEAL]

Treasurer

Clerk"

AMENDMENT NUMBER TEN.

On page 8, line 24, of the printed amended bill, strike out the word "nowise", and insert in lieu thereof the words "no wise".

The roll was called, and Senate amendments to Assembly Bill No. 394 were concurred in by the following vote :

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported bill ordered to enrollment.

Also :

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 810—An act to amend the title and sections 1, 2, 3, 4, 5, 6, 13, 18 and 20 of the "Improvement Bond Act of 1915," approved June 11, 1915, and to add a new section to said act to be known as section 5a, relating to the issuance of bonds to represent assessments levied for public improvements and the laying out, opening, extending, widening, or straightening, in full or in part, of public streets, squares, lanes, alleys, courts, and places or for any condemnation of property necessary or convenient for such purposes, done or made under the "Street Opening Act of 1903"—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 810?

AMENDMENT NUMBER ONE

On page 2 of the printed bill, as amended in Assembly May 2, 1929, in lines 21 and 22, strike out the following: "a county through such officers as may be authorized to handle the same by the board of supervisors when", and insert in lieu thereof the following "any county through its horticultural commissioner or his deputies when authorized by the board of supervisors; *provided*"

AMENDMENT NUMBER TWO

On page 2, line 24, of the printed bill, as amended in Assembly May 2, 1929, strike out the period, and insert in lieu thereof the following: ", and provided a record of poison sales is kept by such county officer in accordance with this act."

The roll was called, and Senate amendments to Assembly Bill No. 810 were concurred in by the following vote :

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

The above reported bill ordered to enrollment.

REPORTS OF COMMITTEE ON FREE CONFERENCE.

The following reports of Committees on Free Conference were received and read:

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 91—An act to amend sections 831 and 831b of Code of Civil Procedure, relating to changing place of trial in municipal courts—reports that it has met a like committee of the Senate, consisting of Senators Inman, McKinley and Weller, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, as amended in the Assembly May 13, 1929, beginning with the word "accompanied", strike out all the printed matter down to and including the word "filed", on page 1, line 6.

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, as amended in the Assembly May 13, 1929, strike out the words "or demurs".

WEST,
ANDERSON,
SEWELL,

Assembly Committee on Free Conference.

INMAN,
McKINLEY,
WELLER,

Senate Committee on Free Conference.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixter, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 86—An act to amend section 258 of the Code of Civil Procedure, relating to the appointment of court commissioners—reports that it has met a like committee of the Senate, consisting of Senators Inman, McKinley and Weller, and reports that the Committee on Free Conference has agreed to recommend the following: That the Senate concur in the Assembly amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, as amended in the Assembly May 14, 1929, following the word "commissioners", strike out the period, and insert the following: "and to add a new section to chapter two of title three of part one of the Code of Civil Procedure to be numbered 259a, relating to the powers and duties of court commissioners in counties and cities and counties having a population of nine hundred thousand or more."

AMENDMENT NUMBER TWO.

On page 1, line 19, of the printed bill, as amended in the Assembly May 14, 1929, following the period, add a new section to read as follows:

"SEC. 2. A new section is hereby added to chapter two of title three of part one of the Code of Civil Procedure to be numbered 259a and to read as follows:

259a. Subject to the supervision of the court, every court commissioner of a county or city and county having a population of nine hundred thousand inhabitants or more shall, in addition to the powers and duties contained in section 259 of this code, have power:

1. To hear and determine ex parte motions for orders and alternative writs and writs of habeas corpus in the superior court of the county, or city and county, for which he is appointed;

2. To take proof and make and report his findings thereon as to any matter of fact upon which information is required by the court; but any party to any contested proceeding may except to such report within five days after written notice that the same has been filed, and may argue his exceptions before the court on giving notice of motion for that purpose;

3. To take and approve bonds and undertakings whenever the same may be required in actions or proceedings in such superior courts, and to examine the sureties thereon when an exception has been taken to their sufficiency, and to administer oaths and affirmations, and take affidavits and depositions in any action or proceeding in any of the courts of this state, or in any matter or proceeding whatever, and to take acknowledgments and proof of deeds, mortgages and other instruments requiring proof or acknowledgment for any purpose under the laws of this or any other state or country;

4 To act as judge pro tempore when otherwise qualified so to act and when appointed for that purpose; *provided*, that while acting as such he shall receive no compensation therefor other than his compensation as commissioner;

5. When ordered by the court appointing him so to do, to hear, and report his findings and conclusions to the court for approval, rejection or change, all preliminary matters including motions or petitions for the custody and support of children, the allowance of temporary alimony, costs and attorneys' fees, and issues of fact in contempt proceedings in divorce, maintenance and annulment of marriage cases;

6. When ordered by the court appointing him so to do, to hear, report on and determine all uncontested actions and proceedings other than actions for divorce, maintenance or annulment of marriage;

7. To charge and collect the same fees for the performance of official acts as are now, or may hereafter be, allowed by law to notaries public in this state for like services, *provided*, that this subdivision shall not apply to any services of such commissioner, the compensation for which is expressly fixed by law; *provided, further*, that in each county, or city and county, having a population of nine hundred thousand inhabitants or more, the fees so collected shall be paid by said commissioner to the treasurer of the county, or city and county, in which said commissioner is appointed and acting, and such fees shall be deposited in the general fund of such county, or city and county, by said treasurer;

SEC. 3. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional."

WEST,
SEWELL,
LITTLE,

Assembly Committee on Free Conference.

INMAN,
McKINLEY,
WELLER,

Senate Committee on Free Conference.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Colher, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McDonough, McGuinness, Meeker, Miller, Eleanor, Miller, James A., Mixer, Moigan, Morrison, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—71.

NOES—None.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Senate Bill No. 192—An act to prevent unfair discrimination against California manufacturers by making it unlawful for any municipality to levy license taxes or fees against such manufacturers that are not levied against nonresident manufacturers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 192 refused passage by the following vote:

AYES—Bishop, Hoffman, Morgan, and Reindollar—4.

NOES—Adams, Anderson, Arnold, Baum, Bliss, Brock, Cloudsley, Collier, Craig, Crittenden, Crowley, Deuel, DeYoe, Easley, Eddy, Feigenbaum, Fisher, Flynn, Fry, Gilmore, Harper, Hawes, Heisinger, Ingels, Jespersen, Jones, Jost, Keaton, Kline, Luttrell, Miller, Eleanor, Miller, James A., Noyes, Parkman, Patterson, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—52

Senate Bill No. 23—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section,

to be numbered 141½, relating to the liability of an owner or driver of a motor vehicle for the injury or death of a guest.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 23 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bishop, Bliss, Brock, Cloudsley, Craig, Crawford, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Harper, Hawes, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Morgan, Nielsen, Noyes, Patterson, Reindollar, Roberts, Scofield, Scudder, Seuwel, Sewell, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—51.

NOES—Cloudman, Collier, Cronin, Gilmore, Hoffman, Lyons, Mixer, Roland, and Snyder—9.

Title read and approved.

Bill ordered transmitted to the Senate.

SECOND READING OF SENATE BILLS.

Senate Bill No. 699—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace.

Bill read second time.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Sewell:

Resolved, That Senate Bill No. 699 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Sewell moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 699.

THIRD READING OF SENATE BILL NUMBER SIX HUNDRED NINETY-NINE.

Senate Bill No. 699—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justice's courts; and relating to the salaries of certain justices of the peace.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 699 finally passed by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland,

Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.
 NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 45—Relative to leaves of absence of the Governor, Lieutenant Governor and the members of the Senate and Assembly of the forty-eighth session of the Legislature of the State of California.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported concurrent resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 494—An act providing for the establishment and maintenance of twenty-four-hour elementary schools by elementary school districts with the approval of the State Board of Education, providing for the admission to such schools and providing for the government, control, conduct, and support thereof—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 494?

AMENDMENT NUMBER ONE.

On page 2, line 27, of the printed bill, insert a comma after the word "consisting" in said line; also insert a comma after the word "possible" in said line

AMENDMENT NUMBER TWO.

On page 2, line 31, of the printed bill, after the period in said line 31, insert the following: "At least one member of the board of admission shall be a woman."

AMENDMENT NUMBER THREE.

On page 2, line 42, of the printed bill, strike out the word "itself", and insert in lieu thereof a comma.

AMENDMENT NUMBER FOUR.

On page 2, line 44, of the printed bill, strike out the words "to it"

AMENDMENT NUMBER FIVE.

On page 2, line 48, of the printed bill, strike out line 48, and insert in lieu thereof the following: "each child, and shall advise and recommend his release as soon as".

AMENDMENT NUMBER SIX.

On page 3, line 1, of the printed bill, strike out lines 1 and 2, and insert in lieu thereof the following: "school district whose parent or guardian does not exercise proper".

AMENDMENT NUMBER SEVEN.

On page 4, line 26, of the printed bill, strike out lines 26 to 29, inclusive, and insert in lieu thereof the following:

"Sec 3.679a. If, in the opinion of the principal of any twenty-four-hour school, the further detention therein of any minor is detrimental to said minor, any minor may upon order of the principal be returned to the superintendent."

AMENDMENT NUMBER EIGHT.

On page 4, line 38, of the printed bill, strike out the word "deal", and insert in lieu thereof the word "dealt".

AMENDMENT NUMBER NINE.

On page 5, line 6, of the printed bill, strike out the word "to", and insert in lieu thereof the word "may".

AMENDMENT NUMBER TEN.

On page 5, line 20, of the printed bill, strike out the word "all", and insert in lieu thereof the word "the".

AMENDMENT NUMBER ELEVEN.

On page 5, line 23, of the printed bill, strike out line 23, and insert in lieu thereof the following: "or guardians of said pupils, or from the".

The roll was called, and Senate amendments to Assembly Bill No. 494 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Clowdsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 240—An act to amend section 2 of an act entitled "An act to provide that the Department of Natural Resources, through the State Park Commission, shall have control of the State park system; to establish and define the State park system; to define certain powers and duties of the State Park Commissioner, to make an appropriation for carrying out the purposes of this act; and to establish a contingent fund and a revolving fund," approved May 25, 1927, relating to and defining the State park system and authorizing cities to donate real property to the State for inclusion in the State park system—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 240?

AMENDMENT NUMBER ONE.

In line 13 of the title of the printed bill, as amended in Assembly May 6, 1929, strike out said line 13, and insert in lieu thereof the following "and defining the state park system and authorizing cities to donate real property to the state for inclusion in the state park system."

AMENDMENT NUMBER TWO.

On page 2, line 40, of the printed bill, as amended in Assembly May 6, 1929, after said line add the following:

"SEC. 2. A new section is hereby added to said act to be numbered section 5a and to read as follows:

Sec. 5a. Any city may donate and grant to the State of California, for inclusion in the state park system, real property owned by it and found and declared by the state park commission to be suitable for inclusion in the state park system."

The roll was called, and Senate amendments to Assembly Bill No. 240 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Clowdsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1055—An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act." approved

June 12, 1915, as amended, relating to powers of the district—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 1055?

AMENDMENT NUMBER ONE.

On page 3, line 8, of the printed bill, immediately preceding the first word "Said" in said line, insert the following: "Sec. 17."

The roll was called, and Senate amendment to Assembly Bill No. 1055 was concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 485—An act to define motor club service, and to define, license, and regulate companies engaged in selling, furnishing or procuring the same, for a consideration, to owners and operators of motor vehicles, and providing penalties for the violation thereof, and repealing all acts in conflict herewith—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.
By CHAS. A. McLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 485?

AMENDMENT NUMBER ONE.

On page 3, line 23, of the printed and amended bill, strike out the words "one hundred", and insert in lieu thereof the word "twenty-five".

AMENDMENT NUMBER TWO.

On page 3, line 25, of the printed and amended bill, strike out the words "one hundred", and insert in lieu thereof the word "twenty-five".

AMENDMENT NUMBER THREE.

On page 4, line 10, of the printed and amended bill, strike out the words "corporation commissioner", and insert in lieu thereof the words "secretary of state".

AMENDMENT NUMBER FOUR.

On page 5, line 38, of the printed and amended bill, strike out all of lines 38 to 43, inclusive.

AMENDMENT NUMBER FIVE.

On page 5, line 44, of the printed and amended bill, strike out the letter "d" within the parentheses, and insert in lieu thereof the letter "c".

AMENDMENT NUMBER SIX.

On page 5, line 50, of the printed and amended bill, strike out the letter "e" within the parentheses, and insert in lieu thereof the letter "d".

The roll was called, and Senate amendments to Assembly Bill No. 485 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland,

Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 13, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day adopted as amended, Assembly Concurrent Resolution No. 34—Relative to the joint legislative committee appointed to study, inquire into, and survey, the corporation laws of, and the sale of corporate securities within, this State and other states—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Concurrent Resolution No. 34?

AMENDMENT NUMBER ONE.

Strike out all of lines 2 to 4, inclusive, of the title of the printed measure, and insert in lieu thereof the following: "legislative committee appointed to study, inquire into, and survey, the corporation laws of, and the sale of corporate securities within, this state and other states".

AMENDMENT NUMBER TWO.

On page 1 of the printed measure, strike out all of lines 19 to 22, inclusive, and insert in lieu thereof the following: "aforesaid joint legislative committee, consisting of the three members of the Assembly heretofore appointed by the speaker of the Assembly and the three members of the Senate heretofore appointed by the president of the Senate, together with the speaker of the Assembly and the president of the Senate, who are hereby made ex officio members of the committee, shall continue to meet and function, at such times and"

AMENDMENT NUMBER THREE.

On page 2, line 1, of the printed measure, strike out the words "study and investigate", and insert in lieu thereof the following: "study, survey, and inquiry".

AMENDMENT NUMBER FOUR.

On page 2 of the printed measure, strike out all of lines 11 to 25, inclusive, and insert in lieu thereof the following:

Resolved. That for the purpose of recommending legislation based upon its findings, the committee is hereby authorized to study, inquire into, and survey: (1) The laws, rules and regulations of this state and of other states relating to corporations and to the sale of corporate securities therein; (2) The methods of control and supervision of the formation, licensing and operation of domestic and foreign corporations within this state and other states; (3) The methods of regulation and control of the sale of corporate securities within this state and other states; (4) The control, management and operation of stock and bond exchanges within this state and other states; (5) All matters, laws, and conditions, which may be necessary or advisable in order to enable the committee fully to inform itself and advise the Legislature at its forty-ninth session of the necessity or advisability of legislation in relation to corporations incorporated or doing business, and/or the sale of corporate securities, within this state; and be it further

Resolved. That nothing herein contained shall be construed to authorize the committee to investigate or interfere with the conduct of the corporation commissioner's office, but the committee shall be given such cooperation, assistance, and advice, by the corporation commissioner and his deputies as, within the limits specified, the committee may desire and request; and be it further".

AMENDMENT NUMBER FIVE

On page 2 of the printed measure, strike out all of line 39, and insert in lieu thereof the following: "the control or regulation of corporations, and/or the sale of corporate securities."

AMENDMENT NUMBER SIX.

On page 2, line 45, of the printed measure, after the word "appropriated", in said line, insert the following: "and set aside from the contingent funds of the Assembly and Senate."

AMENDMENT NUMBER SEVEN.

On page 2, line 49, of the printed measure, after the word "committee" in said line, insert the following: "(including the actual and necessary traveling and per diem expenses of the ex officio members thereof)".

The roll was called, and Senate amendments to Assembly Concurrent Resolution No. 34 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

The above reported concurrent resolution ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 70—An act to amend section 67 of the Code of Civil Procedure, relating to the superior court of the city and county of San Francisco, increasing the number of judges thereof, and providing for their compensation—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 70?

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, as amended in Assembly April 12, 1929, strike out the word "twenty", and insert in lieu thereof the word "eighteen".

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, as amended in Assembly April 12, 1929, strike out the word "eleven", and insert in lieu thereof the word "ten".

AMENDMENT NUMBER THREE.

On page 1, line 19, of the printed bill, as amended in Assembly April 12, 1929, strike out the word "four", and insert in lieu thereof the word "two".

AMENDMENT NUMBER FOUR.

On page 1, line 25, of the printed bill, as amended in Assembly April 12, 1929, strike out the word "four", and insert in lieu thereof the word "two".

The roll was called, and Senate amendments to Assembly Bill No. 70 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Senate Bill No. 890—An act relating to the board of trustees of the California Institution for Women and the appointment and terms of office of the members of said board.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

CASE OF URGENCY.

The following resolution was offered:

By Miss Miller:

Resolved, That Senate Bill No. 890 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requir-

ing that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the first, second, and third times, and placed upon its passage.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

Whereupon, the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering, at this time, Senate Bill No. 890.

REQUEST FOR UNANIMOUS CONSENT.

Miss Miller asked for and was granted unanimous consent to take up Senate Bill No. 890, at this time, without reference to committee or file.

SECOND READING OF SENATE BILL NUMBER EIGHT HUNDRED NINETY.

Senate Bill 890—An act relating to the board of trustees of the California Institution for Women and the appointment and terms of office of the members of said board.

Bill read second time.

THIRD READING OF SENATE BILL NUMBER EIGHT HUNDRED NINETY.

Senate Bill No. 890—An act relating to the board of trustees of the California Institution for Women and the appointment and terms of office of the members of said board.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill 890 finally passed by the following vote.

AYES—Adams, Anderson, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—59.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Senate.

RESOLUTION.

The following resolution was offered:

By Mr. Patterson:

WHEREAS, There is need of comprehensive study of legislative bodies, their organization, procedure and time of meeting, to the end that the members of the Legislature of this State may be properly informed and advised as to such changes in respect thereto as may best suit the needs of California; now, therefore, be it

Resolved by the Assembly, That a committee of three members be appointed by the Speaker of the Assembly, one of whom shall be the Speaker of the Assembly. It is the duty of this committee to investigate and report on all matters and things which in its judgment are necessary or convenient to enable the Legislature to consider and recommend to the electors of the State such changes as may be deemed desirable in the constitution, organization and procedure of the Legislature of this State, comprehending among other things, the study of legislative systems of other

states, frequency of regular sessions, compensation of members of legislative bodies, limitation upon the number of legislative bills which may be introduced by members, the policy and practice of introduction of bills by committees and the organization and work of committees between sessions, and be it further

Resolved, That said committee shall proceed to organize by the election of one of its members as chairman and by the election of a secretary and shall proceed with said investigation in such manner as may be determined by the committee; and be it further

Resolved, That the committee is hereby authorized to hold hearings at any place in this State at which hearings, the people shall have an opportunity to present their views to the committee with reference to any suggested change with reference to questions under consideration by the committee and the committee may send any of its members or its secretary to any State in the Union to make an investigation of conditions and/or to confer with other persons and organizations interested in solving the same or similar problems; and be it further

Resolved, That the committee is hereby authorized to do any and all things necessary to make a full and complete investigation of the matters herein referred to, require the production of books, documents, records and papers of any kind, to issue subpoenas, to compel the attendance of witnesses and to procure testimony. Each member of the committee is hereby authorized to administer oaths and all of the provisions of article VIII of chapter 8 of title I of part III of the Political Code, relating to the attendance of witnesses before the Legislature and committees thereof shall apply to the committee appointed under this resolution and the committee shall submit its report to the Legislature of this State during the first week of the forty-ninth session thereof; and be it further

Resolved, That the sum of \$5,000 is hereby set apart, reserved and appropriated out of the contingent fund of the Assembly for the purpose of paying the expenses incurred by the committee and the members thereof under the authority hereof, said payments to be disbursed from time to time by Controller's warrants to be drawn against said contingent fund upon written order of the chairman of the committee. The members of the committee shall receive no salaries as members thereof, but they shall receive their necessary expenses incurred in the performance of their duties hereunder.

Mr. Patterson moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bishop, Bliss, Craig, Crawford, Crittenden, Deuel, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, James A. Parkman, Patterson, Reindollar, Roberts, Scudder, Seawell, Sewell, Snyder, Stockwell, Williams, Witter, Woolwine, Young, and Mr. Speaker—41.

NOES—Block, Cloudsley, Collier, Cronin, Crowley, Feigenbaum, Gilmore, Harper, Hawes, Jespersen, Jones, Miller, Eleanor; Nielsen, Roland, Spalding, West, Williamson, and Wright—18.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At two o'clock and fifteen minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Dillinger.

The roll of absentees was called, and the motion to recall Senate Bill No. 282 from committee carried by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bishop, Bliss, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, DeYoe, Dillinger, Easley, Emmett, Feeley, Flynn, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jost, Little, Luttrell, Lyons, McGinley, McGuinness, Morgan, Nielsen, Patterson, Roberts, Seawell, Sewell, Snyder, Stockwell, West, Williams, Williamson, Witter, and Young—46

NOES—Bernard, Brock, Collier, Crowley, Deuel, Eddy, Feigenbaum, Fisher, Heisinger, Jones, Keaton, Kline, Meeker, Miller, Eleanor, Miller, James A., Mixer, Noyes, Olva, Parkman, Reindollar, Roland, Scofield, Scudder, Spalding, Woolwine, Wright, and Mr. Speaker—27.

SECOND READING OF SENATE BILL NUMBER TWO HUNDRED EIGHTY-TWO.

Senate Bill No. 282—An act to amend section 736b of the Political Code, relating to the salaries of judges in the superior courts.

Bill read second time.

CASE OF URGENCY.

The following resolution was offered:

By Mr. Dillinger:

Resolved, That Senate Bill No. 282 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Mr. Dillinger moved the adoption of the resolution.
The question being on the adoption of the resolution.
The roll was called.

CALL OF THE HOUSE.

Pending the announcement of the vote, Mr. Hornblower moved a call of the House.

Motion carried.

Time, two o'clock and sixteen minutes p.m.

The Speaker directed the Sergeant-at-Arms to close the doors.

The doors were closed, and the Chief Clerk was directed to call the roll.

The roll was called, and the following answered to their names:

Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingles, Jespersen, Jewett, Jones, Jost, Keaton, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixter, Morgan, Nielsen, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Swell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—66.

The Chief Clerk announced the absentees.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the House.

PROCEEDINGS UNDER CALL OF THE HOUSE BY UNANIMOUS CONSENT.

REPORTS OF COMMITTEES ON FREE CONFERENCE.

The following reports of Committees on Free Conference were received and read:

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Assembly Bill No. 1174—An act providing for a Water Commission, defining its duties and making an appropriation therefor—reports that it has met a like committee of the Senate, consisting of Senators Boggs, Nelson and Swing, and reports that the Committee on Free Conference has agreed to recommend the following: That the Assembly concur in the Senate amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, as amended in Senate May 13, 1929, strike out lines 10 to 12, inclusive, and insert in lieu thereof the following: "ervation, flood control or navigation."

AMENDMENT NUMBER TWO.

On page 1, line 16, of the printed bill, as amended in Senate May 13, 1929, strike out lines 16 to 18, inclusive, and insert in lieu thereof the following: "of the State of California. The commission is".

CRITTENDEN,
BERNARD,
MIXTER,

Assembly Committee on Free Conference.

BOGGS,
NELSON,
SWING,

Senate Committee on Free Conference.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.

NOES—None.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: Your Committee on Free Conference concerning Assembly Bill No. 519—An act making an appropriation for work of exploration and engineering investigations in relation to the coordinated plan for the development of the water resources of California as set forth and described in Bulletin No. 12 of the Division of Engineering and Irrigation of the Department of Public Works—reports that it has met a like committee of the Senate, consisting of Senators Boggs, Nelson and Wagy, and reports that the Committee on Free Conference has agreed to recommend the following: That the Assembly concur in the Senate amendments, and that the bill be further amended as follows:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, as amended in Senate May 13, 1929, strike out lines 12 to 19, inclusive; also strike out lines 1 and 2 on page 2.

AMENDMENT NUMBER TWO

On page 2, line 3, of the printed bill, as amended in Senate May 13, 1929, strike out the numeral "3", and insert in lieu thereof the numeral "2".

AMENDMENT NUMBER THREE

On page 2, line 14, of the printed bill, as amended in Senate May 13, 1929, strike out the numeral "4", and insert in lieu thereof the numeral "3".

CRITTENDEN,

ADAMS,

BERNARD,

Assembly Committee on Free Conference.

**BOGGS,
NELSON,
WAGY,**

Senate Committee on Free Conference.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Nielsen, Noyes, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Witter, Woolwine, Wright, Young, and Mr. Speaker—61.

NOES—None.

RESOLUTIONS.

The following resolutions were offered:

To the Members of the Assembly.

The Assemblymen of the Redwood Empire do hereby invite the members of the Assembly to visit our good section of the State of California, to travel over our highways and our byways, and to visit us personally, and we assure you that you are always welcome to our homes and to our sincere friendship.

Very sincerely offered.

**RAY INGELS,
HUBERT SCUDDER,
FRANK W. LUTTRELL,
HENRY MCGUINNESS,
C. E. REINDOLLAR,
R. F. FISHER.**

Resolution read, and unanimously adopted.

By Mr. Crawford:

Resolved, That Arthur A. Ohnimus, Chief Clerk, be and he is hereby authorized and empowered to receipt for any warrants that may be due members, officers, or other attaches of the Assembly, after the close of the session, or that may be drawn upon the contingent fund of the Assembly.

Resolution read, and on motion adopted.

By Mr. Baum:

Resolved, That the thanks of the Assembly are extended to Louis F. Erb for the painstaking and constantly evidenced geniality with which he has performed the duties of Minute Clerk of the Assembly during the forty-eighth session of the Legislature.

Resolution read, and unanimously adopted.

By Mr. Reindollar:

Resolved, That the members of the Assembly of the forty-eighth session of the Legislature extend herewith a vote of thanks to our bookkeeper, Mrs. Ethel V. Luttrell, for her efficient work during the session.

Resolution read, and unanimously adopted.

By Mr. McDonough:

WHEREAS, Madge Cross, as Chief Stenographer, and her corps of efficient stenographers have at all times and under all conditions served each and every member of the Assembly with greatest possible dispatch, efficiency and uniform courtesy; therefore, be it

Resolved, That we, the members of the Assembly, extend to them our sincere thanks and appreciation for the splendid services they have performed during this session.

Resolution read, and unanimously adopted.

By Mr. Little:

WHEREAS, It is due in great part to the faithfulness and efficiency of the officers, attaches and employees of the forty-eighth session of the California Assembly that the Legislature has progressed with its work and will be able to adjourn at an early date; now, therefore, be it

Resolved, That the members of the Assembly appreciate the services of the Chief Clerk, the clerks at the desk, of the engrossing and enrolling committees, of the Sergeant-at-Arms, his deputies and the several employees under him

Resolution read, and on motion unanimously adopted.

By Mr. Snyder:

Resolved, That the thanks of the Assembly are extended to Honorable Carroll H. Smith, State Printer, and Robert Alexander, Chief Clerk, for their courtesy, and the entire force of the State Printing Office for the cooperation and efficient manner of handling the printing of this session of the Legislature.

Resolution read, and on motion unanimously adopted.

By Mr. Lyons:

Resolved, That the thanks of the Assembly are extended to the Honorable Frank N. Killam, Superintendent of the Capitol Building, for the efficient manner in which he has conducted the business of his office, and to the Capitol exchange operators for their prompt and courteous service accorded the members of the Assembly during this session of the Legislature.

Resolution read, and on motion unanimously adopted.

By Mr. Sewell:

Resolved, That the thanks of the Assembly are hereby tendered to Arthur A. Ohnimus, Chief Clerk, for the competent, efficient and painstaking manner in which he has conducted the business of his office, and the uniform courtesy he has shown to each and every member of this Assembly during this session.

Resolution read, and on motion unanimously adopted.

By Mr. Seawell:

* *Resolved*, That the Assembly extends to the Sergeant-at-Arms, Arthur Ferguson, its thanks for the efficient and courteous manner in which he and his assistants have performed the duties of their office.

Resolution read, and on motion unanimously adopted.

REQUEST TO INTRODUCE CONCURRENT RESOLUTION.

In accordance with the provisions of Assembly Rule 43, and upon recommendation of the Speaker, Mr. Jespersen asked permission to introduce a concurrent resolution at this time.

The question being on the request to introduce the resolution.

The roll was called, and permission to introduce resolution was granted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

INTRODUCTION AND REFERENCE OF BILL.

The following bill was introduced, and referred as indicated:

By Mr. Jespersen: Assembly Concurrent Resolution No. 49—Relative to appreciation of the financial aid extended to California in road building by the United States.

REQUEST FOR UNANIMOUS CONSENT.

Mr. Jespersen asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 49, at this time, without reference to committee or file, and that same be considered engrossed.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER

FORTY-NINE.

Assembly Concurrent Resolution No. 49—Relative to appreciation of the financial aid extended to California in road building by the United States.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 49 adopted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Feeley, Feigenbaum, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scofield, Scudder, Seawell, Snyder, Spalding, Stockwell, West, Williams, Williamson, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 49 ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION No. 49.

Relative to appreciation of the financial aid extended to California in road building by the United States.

WHEREAS, The United States government, in federal aid, forest road, and national park funds, during the past ten years, has contributed approximately \$32,000,000

to the highway development of California under the direction of the United States Bureau of Public Roads; and

WHEREAS, The United States Bureau of Public Roads, through Thomas H. McDonald, director, Dr. L. I. Hewes, deputy chief engineer in charge of the eleven western states, and Captain C. H. Sweetser, district engineer in charge of California, has been uniformly helpful and courteous in its participation in highway development in California, and has contributed greatly toward establishing the fine standard of highway construction now in force in California; now, therefore, be it

Resolved, That the State of California through its Legislature, by concurrent resolution of the Assembly and Senate, does hereby express its appreciation of the financial aid extended to California in road building by the United States and does hereby further express its appreciation of the fine cooperation supplied by Mr. McDonald, Dr. Hewes and Captain Sweetser representing the Bureau of Public Roads; and be it further

Resolved, That a copy of this concurrent resolution properly engrossed be sent to the President of the United States, the Secretary of Agriculture, Thomas H. McDonald, Dr. L. I. Hewes and Captain C. H. Sweetser.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day adopted as amended, Assembly Joint Resolution No. 15—Relative to memorializing and petitioning Congress to enact legislation for the restriction of Filipino immigration—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Joint Resolution No. 15?

AMENDMENT NUMBER ONE

On page 1, lines 2 and 3, of the title of the printed resolution, strike out the word "exclusion of Filipinos", and insert in lieu thereof the following: "restriction of Filipino immigration".

AMENDMENT NUMBER TWO.

On page 1, line 19, of the printed resolution, strike out the following: "exclude Filipinos from the United States or, at least."

AMENDMENT NUMBER THREE.

On page 1, line 20, of the printed resolution, after the semicolon following the word "Islands," insert the following: "and which will prevent all Filipinos entering the United States who are afflicted with communicable diseases."

The roll was called, and Senate amendments to Assembly Joint Resolution No. 15 were concurred in by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Dillinger, Easley, Eddy, Emmett, Feigenbaum, Fisher, Gilmore, Harper, Hawes, Hoffman, Ingels, Jewett, Jones, Jost, Keaton, Kline, Little, Luttrell, Lyons, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Noyes, Oliva, Parkman, Reindollar, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr Speaker—61.

NOES—None.

The above reported joint resolution ordered to enrollment.

FURTHER PROCEEDINGS UNDER CALL OF THE HOUSE DISPENSED WITH.

At two o'clock and eighteen minutes p.m., further proceedings under the call of the House were dispensed with, on motion of Mr. Dillinger.

The roll of absentees was called, and the resolution by Mr. Dillinger to suspend the constitution was adopted by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Bliss, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jewett, Jost, Keaton, Little, Luttrell, Lyons, McGuinness, Miller, James A., Mixer, Morgan, Nielsen, Parkman, Patterson, Roberts, Scudder, Seawell, Sewell,

Snyder, Stockwell, West, Williams, Williamson, Witter, Woolwine, Young, and Mr. Speaker—54.

NOES—Brock, Collier, Deuel, Feigenbaum, Jespersen, Jones, Meeker, Miller, Eleanor; Noyes, Reindollar, Roland, Scofield, Spalding, and Wright—14.

Whereupon the Speaker declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 282.

THIRD READING OF SENATE BILL NUMBER TWO HUNDRED EIGHTY-TWO.

Senate Bill No. 282—An act to amend section 736*b* of the Political Code, relating to the salaries of judges in the superior courts.

Bill read third time.

The question being on the passage of the bill.

FLOOR AMENDMENTS.

During the reading of the bill, the following amendments were submitted by Mr. Collier:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, as amended in Senate March 8, 1929, strike out lines 11 to 17, inclusive, and insert in lieu thereof a comma and the following: "The balance thereof; said salary to be paid at the time and in the manner that county officers are paid"

The question being on the adoption of the amendment.

Amendment refused adoption.

FURTHER CONSIDERATION OF SENATE BILL NUMBER TWO HUNDRED EIGHTY-TWO.

Senate Bill No. 282—An act to amend section 736*b* of the Political Code, relating to the salaries of judges in the superior courts.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 282 finally passed by the following vote:

AYES—Adams, Anderson, Arnold, Baum, Bernard, Bishop, Cloudman, Cloudsley, Craig, Crawford, Crittenden, Cronin, Crowley, DeYoe, Dillinger, Easley, Emmett, Feeley, Fisher, Fry, Gilmore, Hawes, Ingles, Jewett, Jost, Keaton, Luttrell, McGuinness, Miller, James A., Mixter, Morgan, Nielsen, Parkman, Patterson, Roberts, Scofield, Scudder, Seawell, Sewell, Snyder, Stockwell, West, Williams, Witter, Woolwine, and Young—46.

NOES—Bliss, Brock, Collier, Deuel, Eddy, Feigenbaum, Harper, Hoffman, Jespersen, Jones, Kline, Meeker, Miller, Eleanor; Noyes, Reindollar, Roland, Spalding, Williamson, Wright, and Mr. Speaker—20.

Title read and approved.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE GOVERNOR.

The following messages from the Governor were received and read:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA,
SACRAMENTO, May 15, 1929.

To the Assembly of the State of California.

I am herewith returning Assembly Bill No. 650 without my approval

This bill is an exact copy of Assembly Bill No. 681, voted upon but not passed at the legislative session of 1927. During that session I made a careful study of the proposition involved and definitely determined that the program as presented did not meet the requirements of wise public policy. I have similarly considered the bill as repeated this session, and am still more firmly fixed in my opinion that it should not become a law. For this reason I think it fairer to all concerned to express my disapproval now rather than encourage the hopes of the proponents by a delayed decision.

I believe that every one would desire the expansion of California's mining industry in so far as such expansion may be profitable and safely made. Section 1424 of the Civil Code, enacted in 1893, provides that "The business of hydraulic mining may be carried on within the State of California wherever and whenever the same

can be carried on without material injury to navigable streams or to the lands adjacent thereto." During the 36 years since the passage of that act no one has ventured to resume hydraulic mining on any large scale on a navigable stream, presumably because it could not be carried on profitably without the injury referred to in the code section.

To insure against this injury dams and reservoirs to receive the tailings from the mines are required. No legislation is needed to permit the construction of such dams. The attempt to provide for the cost of these dams in whole or in part from State funds is obviously in the nature of a direct subsidy from the State treasury for private industry.

The \$200,000 appropriation provided in this bill could do little or nothing for hydraulic mining. Taken alone, its effect on the industry can not be of any great value. Hydraulic mining is now permissible, provided it is conducted without injury to our streams and the lands adjacent thereto. The bill leaves these limitations unchanged; its proponents do not advocate their change.

Considered as the initial step in an indefinite State program of subsidization, a program which, to be helpful, must necessarily run into many millions of dollars, the bill must also fail. Furthermore, no such subsidy program, leading to expenditures as large as this would seem to invite, should be entered upon without the express consent of the people.

A further consideration at the present time is the necessity on the part of the State to develop its water resources. The employment of important reservoir sites for the purpose of holding back the vast volume of debris from mining operations might very possibly present serious conflicts with our coordinated water development as finally determined. I feel that we should fairly enter upon this water program before launching upon any policy of expending State funds as provided in this measure.

For these reasons I am unable to give approval to the bill.

Respectfully submitted.

C. C. YOUNG, Governor.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto of the Governor sustained by the following vote:

AYES—Anderson, Arnold, Baum, Cloudman, Dillinger, Jost, Morgan, Patterson, Seawell, Sewell, Stockwell, Williams, and Young—13.

NOES—Adams, Bernard, Bliss, Brock, Cloudsley, Collier, Craig, Crawford, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Kline, Luttrell, McGuinness, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Scudder, Snyder, Spalding, West, Witter, Woolwine, Wright, and Mr. Speaker—51.

Also:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

SACRAMENTO, May 15, 1929.

To the Assembly of the State of California.

I am herewith returning Assembly Bill No. 1025 without my approval.

This bill seeks to raise the salaries of superior court judges in Los Angeles County from \$9,000 to \$10,000. The proposition of an increase in the present salaries was made to me several months ago by some of the judges and their friends, and has been frequently urged upon me since that time. In every instance, however, whether by personal solicitation or by letter, I have replied that I can not consistently approve an increase at this session of the Legislature.

My reason for this stand is the fact that at the last legislative session an increase in these salaries of \$2,000, or almost 30 per cent, was approved—twice as large an increase as was ever before given—and I feel that another increase at the very next session is a little too much to expect. Previous increases had never been more than \$1,000, and then at very long intervals, in some cases as much as twenty years.

A raise in these salaries at the present time would throw our whole scale of judicial salaries out of line, and would in fact make the new salary equal to that of the judges of our appellate courts.

It is unquestionably true that in public service, not only in the judicial field, but also in other departments of government requiring specialized ability and training, there can be no adequate competition with what would be paid for similar work in private employment. A change in this situation has failed to find support in public opinion, however, in most every instance where opportunity for an expression of opinion on the part of the people has presented itself. Attempts in

matters of this kind to pass too far ahead of public sentiment is inappropriate, whatever a person's individual views may be.

Accordingly, the bill is returned herewith without approval.

Respectfully submitted.

C. C. YOUNG, Governor.

The question being put: Shall the bill become a law notwithstanding the veto of the Governor?

The roll was called, and the veto of the Governor sustained by the following vote:

AYES—None.

NOES—Adams, Arnold, Baum, Bernard, Bliss, Brock, Cloudman, Craig, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Fisher, Gilmore, Harper, Hawes, Hoffman, Hornblower, Jones, Jost, Keaton, Kline, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Reindollar, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, West, Witter, Wright, Young, and Mr. Speaker—48.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 1182—An act to amend section 737g of the Political Code, relating to the salaries of superior court judges in and for the county of Contra Costa.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed Assembly Bill No. 40—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirtieth class;

Also: Assembly Bill No. 567—An act providing for the creation of a commission to be known as the Olympiad State-wide Cooperative Commission, and prescribing the duties thereof;

Also: Assembly Bill No. 693—An act to amend section 340 of the Code of Civil Procedure, relating to the time for commencement of actions;

Also: Assembly Bill No. 1121—An act to amend section 2322a2 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the second class.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The above reported bills ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 654—An act to amend the Code of Civil Procedure of the State of California by adding thereto a new section to be numbered 412a, relating to the service of summons on nonresident persons in certain actions—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put. Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 654?

AMENDMENT NUMBER ONE.

On page 1, line 23, of the printed bill, strike out all of line 23, and insert in lieu thereof the following: "the action is pending; or provided that notice of such service and a copy of the summons are forthwith personally caused by the plaintiff to be delivered to the defendant by a peace officer, and the affidavit of such peace officer that such delivery has been made, the plaintiff's affidavit of compliance here-

with, and a copy of the summons and complaint are filed with the clerk of the court in which the action is pending. The court in which the action is pend-".

The roll was called, and Senate amendment to Assembly Bill No. 654 was concurred in by the following vote:

AYES—Adams, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwme, Wright, Young, and Mr. Speaker—53.

NOES—None.

The above reported bill ordered to enrollment

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof—and respectfully requests your honorable body to concur in said amendments.

J. A BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 200?

AMENDMENT NUMBER ONE.

On page 2, line 2, of the printed bill, strike out the following: "upon application of the state controller".

AMENDMENT NUMBER TWO.

On page 2, line 8, of the printed bill, strike out the words "and of the", and all of lines 10, 11, and 12 and insert a period.

The roll was called, and Senate amendments to Assembly Bill No. 200 were concurred in by the following vote:

AYES—Adams, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor; Miller, James A., Mixer, Morrison, Nielsen, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwme, Wright, Young, and Mr. Speaker—53.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER SACRAMENTO, May 15, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 72—An act to amend section 626 of the Penal Code, relating to the protection of game—and respectfully requests your honorable body to concur in said amendments

J. A BEEK, Secretary of Senate

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 72?

AMENDMENT NUMBER ONE.

On page 2, lines 25 and 26, of the printed bill, strike out the words "December and the thirty-first day of October of the year following", and insert in lieu thereof the following: "January and the thirtieth day of November".

AMENDMENT NUMBER TWO.

On page 2, lines 30 and 31, of the printed bill, strike out the words "December and the thirty-first day of October of the year following", and in lieu thereof insert the following: "January and the thirtieth day of November".

AMENDMENT NUMBER THREE.

On page 2, line 36, of the printed bill, strike out the word "December", and insert in lieu thereof the word "January".

AMENDMENT NUMBER FOUR.

On page 2, line 37, of the printed bill, preceding the word "hunts", insert the following: "or between the fifteenth day of September and the thirtieth day of November, both dates inclusive".

The roll was called, and Senate amendments to Assembly Bill No. 72 were concurred in by the following vote.

AYES—Adams, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—53.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns and to repeal an act entitled "An act to provide for the recall of elective officers of incorporated cities and towns," approved January 2, 1912—and respectfully requests your honorable body to concur in said amendment.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendment to Assembly Bill No. 965?

AMENDMENT NUMBER ONE.

On page 7, line 13, of the printed bill, as amended, after the word "filled", strike out the balance of the line and all of lines 14 and 15, and insert in lieu thereof the following: "at the next election."

The roll was called, and Senate amendment to Assembly Bill No. 965 was concurred in by the following vote:

AYES—Adams, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Parkman, Patterson, Reindollar, Roberts, Roland, Scofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—53.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 388—An act relating to the compensation of election officers in school elections—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 388?

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out the title and insert in lieu thereof the following:

"An act relating to the compensation of election officers in school elections."

AMENDMENT NUMBER TWO.

On page 1, line 1. of the printed bill, strike out all of the printed matter down to and including page 2, line 20, and insert in lieu thereof the following:

"SECTION 1. The provisions of section 2.876 of this act shall supersede the provisions of section 2.876 of the School Code as adopted at the forty-eighth session of the Legislature, and shall be interpreted in the same manner and shall be construed as having the same scope and application as would be the case were they a part of article one of chapter two of part two of division two of said School Code.

Sec. 2.876. In all school bond elections, in all school elections in districts having boards of education, and in all other school elections held in districts having an average daily attendance for the preceding school year of six hundred or over, each inspector and judge of election may be paid, out of the funds of the district, as compensation for his services as such election officer, such sum as the governing board of such district may determine, not to exceed the amount paid from the county treasury to officers of the last preceding general election."

The roll was called, and Senate amendments to Assembly Bill No. 388 were concurred in by the following vote:

AYES—Adams, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Gilmore, Harper, Hayes, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor J. Miller, James A., Mixer, Morrison, Nielsen, Parkman, Patterson, Reindollar, Roberts, Roland, Seefeld, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—53.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 668—An act to amend section 50 of the acquisition and improvement act of 1925, approved May 23, 1925, as amended, relating to definition of terms—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 668?

AMENDMENT NUMBER ONE

In lines 4 and 5 of the title of the printed bill, strike out the words "what work may be done", and insert in lieu thereof the following: "definition of terms".

AMENDMENT NUMBER TWO.

On page 2, line 9, of the printed bill, strike out the word "ways", and insert in lieu thereof the word "way".

AMENDMENT NUMBER THREE.

On page 2, line 19, of the printed bill, following the word "within", insert the words "that of".

AMENDMENT NUMBER FOUR.

On page 2, line 32, of the printed bill, strike out the word "acquired", and insert in lieu thereof the word "acquire".

AMENDMENT NUMBER FIVE.

On page 2, line 44, of the printed bill, strike out the period, and insert in lieu thereof a comma and the following: "including also the acquisition of a new and different right of way for any railroad, street or interurban railway in connection with the improvement of any public way as that term is herein defined and the removal of tracks and appurtenances therefrom, with the right to convey such new and different right of way to the owner of said railroad, street or interurban railway in consideration of surrender by such owner of the existing franchise rights covering said tracks and appurtenances situated within said public way so to be improved and removal of said tracks and appurtenances therefrom. Said new and different right of way shall be in such location and with such termini as the legislative body of the municipality or county conducting the proceedings shall by resolution determine to be for the public interest and convenience."

AMENDMENT NUMBER SIX.

On page 3, lines 3 and 4, of the printed bill, strike out the comma following the word "viaduct", and strike out the words "and to create and improve harbors".

AMENDMENT NUMBER SEVEN.

On page 3, line 27. of the printed bill, strike out the words "and approaches thereto".

AMENDMENT NUMBER EIGHT

On page 3, lines 28 and 29, strike out the comma following the word "water", and also strike out the words "or to provide harbor or recreational facilities".

The roll was called, and Senate amendments to Assembly Bill No. 668 were concurred in by the following vote:

AYES—Adams, Baum, Bernard, Bliss, Brock, Cloudman, Cloudsley, Collier, Crittenden, Cronin, Crowley, Deuel, DeYoe, Easley, Eddy, Emmett, Gilmore, Harper, Hawes, Hoffman, Hornblower, Ingels, Jones, Jost, Keaton, Kline, Luttrell, McDonough, Meeker, Miller, Eleanor, Miller, James A., Mixer, Morrison, Nielsen, Parkman, Patterson, Reindollar, Roberts, Roland, Seofield, Scudder, Seawell, Sewell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—53.

NOES—None.

The above reported bill ordered to enrollment.

RESOLUTION.

The following resolution was offered:

By Messrs. Crittenden and Bernard:

WHEREAS, The Legislature has been in session for an unusually long time and has had under consideration a vast number of bills of great variance and all of more or less public interest; and

WHEREAS, The members are dependent upon the press for the conveying of the provisions of their bills to their constituents and to the public generally; and

WHEREAS, The newspaper boys here this session have been very fair, efficient and above all royally good fellows and are remarkable editors and humorists; therefore, be it

Resolved, That each member of the Assembly does hereby express his appreciation for these services and each member does hereby wish the members of the press success in their future activities and does extend to each of them a sincere feeling of friendship.

Resolution read, and unanimously adopted.

REPORT OF COMMITTEE ON FREE CONFERENCE.

The following report of the Committee on Free Conference was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Free Conference concerning Senate Bill No. 258—An act to amend sections 2, 3, 4, 6, 7, 8, 12, 14, 16, 17, 18, 19, 20, and 23 of an act entitled "An act to regulate the occupations and practices of hairdressers and cosmeticians, cosmetologists, and the branches of cosmetology; to create the State Board of Cosmetology, and to provide for the issuance by said board of certificates of registration and licenses entitling the holders thereof to engage in and to teach such occupations and practices; to insure the better education of hairdressers and cosmeticians; to provide for rules regulating the proper conduct and sanitation of cosmetological establishments, schools of cosmetology, and places where the occupations of hairdressers and cosmeticians are practiced; prescribing penalties for the violation of the provisions of this act," approved May 31, 1927, and to add new sections thereto to be numbered sections 3a, 14a and 20a, relating to the regulation of the occupation and practices of hairdressers, cosmeticians, and cosmetologists—reports that it has met a like committee of the Senate, consisting of Senators Crowley, Hurley and Lyon, and reports that the Committee on Free Conference is unable to agree, and recommends that another Committee on Free Conference be appointed.

REINDOLLAR,
HORNBLOWER,
FRY,

Assembly Committee on Free Conference.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Speaker appointed Messrs. Sewell, Cloudman and Woolwine as a Committee on Free Conference to meet with a like committee from the Senate to consider Assembly amendments to Senate Bill No. 258.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 27—Providing for the appointment of a committee to investigate the possibility of regulating and controlling the location of gasoline stations, hot dog stands, advertising signs, and other structures of a commercial nature along scenic roads and highways;

Also: Assembly Concurrent Resolution No. 29—Approving certain amendments to the charter of the city of Chico, county of Butte, State of California, voted for and ratified by the electors of said city of Chico at a general municipal election held therein on the eighth day of April, 1929,

Also: Assembly Concurrent Resolution No. 41—Providing for the creation of a joint committee of the Senate and Assembly to study joint highway district laws of the State of California; to prepare and make recommendations concerning changes in existing laws and to make an appropriation to meet expenses of said committee necessarily incurred in said work;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 25—Relating to the preservation of the coast line of the State of California and the land and water areas contiguous thereto and authorizing the appointment of a committee for the purpose of study and investigation—and reports that the same has been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 139—An act to amend section 18 of an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925 as amended, relating to the appointment and duties of clerks, deputy clerks, marshals, deputy marshals, and the filling of vacancies in said offices;

Also: Assembly Bill No. 150—An act to amend section 4250 of the Political Code, relating to compensation of officers and jurors in counties of the twenty-first class;

Also: Assembly Bill No. 166—An act to provide for the protection, welfare and assistance of aged persons in need and resident in the State of California, providing the method therefor, making an appropriation therefor and prescribing penalties for the violation of the provisions of this act;

Also: Assembly Bill No. 202—An act to revise an act entitled "An act providing for the sale of certain State lands," approved May 19, 1915, as amended;

Also: Assembly Bill No. 346—An act to add a new section to the Civil Code, to be numbered 69b, providing for the filing of a health certificate before marriage licenses are issued, and making the issuance of false certificates a felony;

Also: Assembly Bill No. 367—An act to amend sections 3, 10, 19, 20, 21, 25, 27, 40, 41, 79b and 79c and to add certain new sections thereto to be numbered 20a, 20b, 20c, 20d, 20e, 20f, 20g, 20h, 20i and 20j to an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article 1 of the constitution, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, properties or rights of way, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to street improvements;

Also: Assembly Bill No. 416—An act to amend section 1161 of the Code of Civil Procedure, relating to the unlawful detainer by tenants of real property;

Also: Assembly Bill No. 421—An act to amend section 626o of the Penal Code, relating to the protection of game;

Also: Assembly Bill No. 426—An act to repeal section 3889 and to amend section 4204 of the Political Code, relating to county revenue;

Also: Assembly Bill No. 428—An act to provide for the assessment, levy and collection of taxes for the support of the State government for the eighty-first and eighty-second fiscal years;

Also: Assembly Bill No. 431—An act to amend section 1197 of the Political Code, relating to election ballots, the manner of voting and the conduct of elections;

Also: Assembly Bill No. 534—An act to amend the title and sections 2, 4, 5, 6, 6½, 7, 8, 11, 12 and 16 of an act entitled "An act to be known as the 'Inheritance Tax Act,' to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the 'Inheritance Tax Act,' and to repeal all acts and parts of acts in conflict with this act," approved June 3, 1921, as amended, and adding a new section to be numbered section 6½, relating to the exemption and rates of tax on a transfer to the wife of decedent and repealing section 2½;

Also: Assembly Bill No. 568—An act to amend an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and disbursement of taxes therein," approved May 29, 1915, as amended, by amending sections 2, 3, 4, 7, 8 and 9 thereof, and adding new sections thereto to be numbered 3a, 3b, 3c, 7a, 7b, 7c, 7d, 7e, 12, 13 and 14, relating to the formation, government, operation, consolidation and dissolution of such districts, whether situate in one or in more than one county, and providing for the annexation of territory thereto;

Also: Assembly Bill No. 618—An act to amend section 4278 of the Political Code, relating to salaries and fees of officials in counties of the forty-ninth class;

Also: Assembly Bill No. 646—An act to create a fish and game refuge; relating to the propagation conservation and protection of fish and game and providing penalties for violations of the act;

Also: Assembly Bill No. 671—An act to amend sections 1, 2, 11, 16 and 24b of an act entitled "An act to promote the drainage of wet, swamp, and overflowed lands, or lands otherwise needing surface or underground drainage or protection from storm water overflow, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919; as amended April 13, 1927, relating to contents of petition, extent of district, award of contract, date and form of bonds, and reassessments, and to add thereto a new section numbered 24c, relating to rights of way;

Also: Assembly Bill No. 714—An act creating the Napa State Farm revolving fund and making an appropriation therefor; providing for the expenditure and replenishment thereof, and providing for the deposition of any accrued surplus over and above such appropriation, declaring the urgency thereof and providing that this act shall take effect immediately;

Also: Assembly Bill No. 726—An act to amend section 107 of the Penal Code and to add a new section to said code to be numbered 107a, relating to prisoners escaping or attempting to escape from jails, prisons or other institutions or from the lawful custody of officers or other persons;

Also: Assembly Bill No. 733—An act to amend section 633e of the Political Code, relating to insurance adjusters;

Also: Assembly Bill No. 736—An act to amend an act entitled "An act to provide whole family protection for members of fraternal benefit societies," approved April 20, 1917;

Also: Assembly Bill No. 754—An act to provide for the forfeiture of certain lands to the State for the nonpayment of delinquent interest upon any part of the unpaid portion of the purchase price thereof, together with penalties and costs as herein provided, and for the forfeiture of all moneys previously paid thereon, principal as well as interest; prescribing the duties of certain public officers with respect thereto; providing for the giving of notice of said forfeitures; prescribing certain remedies, and making an appropriation for the purposes of this act;

Also: Assembly Bill No. 790—An act to amend section 564 of the Code of Civil Procedure, relating to the appointment of receivers;

Also: Assembly Bill No. 798—An act authorizing and providing for report upon the methods of financing and refinancing irrigation, reclamation and other public improvement districts in agricultural regions, providing for a commission therefor, and defining the duties and powers of such commission in respect thereto, and making an appropriation therefor and prescribing penalties for violations of the act;

Also: Assembly Bill No. 801—An act to amend section 159 of the Code of Civil Procedure, relating to proceedings in case of absence of judge;

Also: Assembly Bill No. 802—An act to amend section 4279 of the Political Code, relating to officers in counties of the fiftieth class and the salaries, fees and expenses thereof;

Also: Assembly Bill No. 836—An act relating to cafeterias in the public schools;
Also: Assembly Bill No. 841—An act relating to the powers and duties of the governing boards of school districts;

Also: Assembly Bill No. 888—An act providing for the supervision of dams by the Department of Public Works through the State Engineer for the purpose of safeguarding life and property, defining powers and duties concerning the supervision of dams, providing for the enforcement of said supervision and providing penalties for violations thereof and making an appropriation therefor;

Also: Assembly Bill No. 898—An act to amend an act entitled "An act to provide for the apportionment and assessment upon the district or districts benefited of the cost or a portion of the cost of the separation of the crossing of a railroad or street railroad by a street, highway or public way and for the letting of contracts for the said work and for the enforcement and collection of such assessments, and providing for the issuance and effect of bonds therefor, whether said street or highway or the district to be benefited, lies entirely within the unincorporated territory of a county or entirely within a municipality or within such unincorporated territory and one or more municipalities, or within two or more municipalities, or where such highway or street forms a portion of the boundary of a municipality; and providing for the payment of a portion of the expenses for such improvement by counties or municipalities at their election," approved May 21, 1927, by adding thereto a new section to be known as section 13a, authorizing the inclusion in one proceeding for the separation of grades under the provisions of said act the separation or elimination of two or more grade crossings;

Also: Assembly Bill No. 945—An act making appropriation for the establishment of a water supply and the development of electrical power at the Preston School of Industry, declaring the urgency thereof and providing that this act shall take effect immediately;

Also: Assembly Bill No. 948—An act creating the California Crime Commission, defining its duties and making an appropriation for its expenses, and repealing all acts and parts of acts in conflict with this act;

Also: Assembly Bill No. 961—An act to amend section 10 of an act entitled "An act authorizing the board of supervisors or other governing body of any incorporated city, or city and county, having a population of more than 100,000 persons, to order the disinterment and removal of all human bodies interred in any cemetery of more than five acres in extent, or from a part thereof, situate within the boundaries of such city, or city and county, and directing the reinterment of such bodies in cemeteries outside the limits of such city, or city and county, or the depositing of the same in a mausoleum or columbarium, whenever the further maintenance of such cemetery or part thereof as a burial place for the human dead threatens or endangers the health, safety, comfort or welfare of the public, and providing a mode of procedure under and by which such removals may, when so ordered, be made by the cemetery corporation, association, corporation sole or other person governing or controlling such cemetery lands, or by the relatives or friends of those whose bodies are buried therein, and providing for the sale, mortgage or pledge of cemetery lands from which the human bodies are removed," approved June 5, 1923;

Also: Assembly Bill No. 977—An act to amend section 1168 of the Penal Code, relating to terms of imprisonment, credits to prisoners for good behavior and parole of prisoners; and to repeal sections 18, 18a and 1588, of the Penal Code, relating to terms of imprisonment;

Also: Assembly Bill No. 1114—An act to add a new section to the Political Code to be numbered 4167a, relating to vacancies in the office of sheriff;

Also: Assembly Bill No. 1116—An act to add a new section, to be numbered section 1½, to an act entitled "An act to require employers to pay the cost of bonds and photographs required of and furnished by employees or applicants for employment," approved April 20, 1917, as amended, and to amend section 2 thereof, relating to the protection of cash bonds put up by employees or applicants for employment and providing penalties for violation thereof;

Also: Assembly Bill No. 1158—An act to amend section 585 of the Code of Civil Procedure, relating to judgments;

Also: Assembly Bill No. 1161—An act to amend section 4 of an act entitled "An act to authorize and empower the State Director of Education, with the approval of the State Board of Control, to sell and convey the lands and buildings of the San Diego State Teachers College, and from the proceeds of such sale to purchase and improve a new and suitable site for said school, to erect and construct upon the site so purchased buildings and other structures and improvements necessary and proper for said school, to purchase furniture, fixtures, apparatus, and other things necessary for said school, and to rent such temporary buildings and grounds as may be necessary for the use of said school until the completion of the new school buildings," approved May 22, 1925, relating to the San Diego State Teachers College building and improvement fund and an appropriation for construction and equipment for said school;

Also: Assembly Bill No. 1164—An act to amend section 1463 of the Penal Code, relating to disposition of fines and forfeitures collected in municipal courts;

Also: Assembly Bill No. 1189—An act to amend sections 1 and 2 of an act entitled "An act prohibiting the issuance as payment for wages of any evidence of indebtedness unless the same is negotiable and payable without discount, and providing that the same must be payable upon demand," approved March 1, 1911, as amended, relating to pay checks that can not be cashed and providing penalties for violation of the provisions of the act; And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p m

SPALDING, Chairman.

Also:

Mr SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 161—An act appropriating money to pay the claim of Annie Locatelli against the State of California.

Also: Assembly Bill No. 170—An act to amend section 14 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915 (Statutes 1915, page 1441), as amended, relating to prorating of assessments upon subdivisions of land.

Also: Assembly Bill No. 217—An act to amend section 4241 of the Political Code, relating to salaries of officers and employees of counties of the twelfth class;

Also: Assembly Bill No. 241—An act to amend section 4285 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-sixth class;

Also: Assembly Bill No. 279—An act to amend section 2322, 28 of the Political Code, relating to horticultural commissioners in counties of the twenty-eighth class;

Also: Assembly Bill No. 292—An act to add a new section to the Code of Civil Procedure, to be numbered 831i, relating to the record of civil actions and recording and entry of judgment and satisfaction of judgment in civil actions in municipal courts.

Also: Assembly Bill No. 332—An act authorizing and empowering the boards of supervisors of the several counties to transfer lands to the United States of America and providing for a method to obtain said lands;

Also: Assembly Bill No. 425—An act to amend section 14 of an act entitled "An act to provide for the incorporation and organization and management of county water districts, and to provide for the acquisition of water rights or construction thereby of waterworks and for the acquisition of all property necessary therefor, and also to provide for the distribution and sale of water by said districts," approved June 10, 1913 (Statutes 1913, page 1049), as amended, relating to duties of officers of board.

Also: Assembly Bill No. 499—An act to add a new section to the Civil Code, to be numbered 2178, limiting the liability of steam and electric railroad common carriers and sleeping car companies of property carried in trunks, valises, suit cases, traveling bags, boxes, bundles or packages, in the event of loss of or injury to the same.

Also: Assembly Bill No. 525—An act to amend section 3051 of the Civil Code, relating to liens.

Also: Assembly Bill No. 574—An act to amend the Political Code by adding a new section thereto to be numbered section 594c, relating to the sale of securities and capital stock of companies organized for the purpose of transacting an insurance business, and to brokers and agents engaged in the sale of such securities and capital stock, providing for the supervision thereof, defining the powers and duties of the Insurance Commissioner in relation thereto and prescribing penalties for violation of the provisions thereof.

Also: Assembly Bill No. 674—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class;

Also: Assembly Bill No. 683—An act to amend section 1763 of the Code of Civil Procedure, relating to guardians of insane and other incompetent persons;

Also: Assembly Bill No. 717—An act to amend the title, to amend section 1 and to add a new section to be numbered section 1a, to an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts, and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, or of any interest therein, and for the establishment of assessment districts and the assessment of property therein to pay the expense of such improvement, and authorizing the payment by any municipality of the whole, or any percentage of, or any sum toward the expense of such improvement," approved March 24, 1903, as amended, relating to street improvements;

Also: Assembly Bill No. 732—An act to amend section 2319i of the Political Code, relating to the licensing of persons selling, shipping, or offering for sale any nursery stock, trees, plants, shrubs, bulbs or vines for planting, propagation or ornamental purposes;

Also: Assembly Bill No. 803—An act to amend section 384c of the Penal Code, relating to killing or injuring live stock and providing penalties therefor;

Also: Assembly Bill No. 830—An act to amend section 19x31 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the salaries of probation officers in counties of the thirty-first class;

Also: Assembly Bill No. 832—An act to amend section 323 of the Political Code, relating to the time when statutes take effect;

Also: Assembly Bill No. 840—An act conveying certain tidelands, situate in the bay of San Diego, to the city of San Diego, upon certain trusts therein specified;

Also: Assembly Bill No. 851—An act to amend section 737gg of the Political Code, relating to the annual salary of judges of the superior court in and for the county of Riverside;

Also: Assembly Bill No. 852—An act to amend section 1 of an act entitled "An act to provide a stenographer and typist for judges of the superior courts, and providing for their salaries and the payments thereof," approved May 31, 1927, relating to stenographers for judges of the superior court in and for the counties of the fifteenth class;

Also: Assembly Bill No. 1009—An act relating to the adoption of textbooks for use in the public high schools of the State and to the furnishing of such textbooks for the use of the pupils of such schools;

Also: Assembly Bill No. 1015—An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges;

Also: Assembly Bill No. 1027—An act to amend an act entitled "An act to form agricultural districts, to provide for the formation, organization and powers, of agricultural associations therein and for the management and control of the same by the State, and repealing all acts and portions of acts in conflict with this act," approved April 17, 1909, by amending section 1 thereof;

Also: Assembly Bill No. 1032—An act to prescribe a procedure for the acquisition by the State, counties, cities and cities and counties of property under the provisions of section 14½ of article I of the constitution of California; also providing for the sale or other disposition and conveyance of lands so acquired, and providing for the disposition of the proceeds of the sale of such lands;

Also: Assembly Bill No. 1048—An act to add eleven new sections to be numbered 55 to 65, both inclusive, to an act entitled "An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers," approved May 31, 1921, as amended, relating to the leasing and sale of the properties of public utility districts in unincorporated territory and the dissolution of such districts, the ascertainment of their indebtedness and the distribution of their assets;

Also: Assembly Bill No. 1061—An act making an appropriation to meet a deficiency in the appropriation for subsidies, of the Bureau of Tuberculosis of the Department of Public Health, declaring the urgency thereof, and providing that this act shall take effect immediately;

Also: Assembly Bill No. 1094—An act to allow the tax for the special building fund of any school district to be levied and expended without the vote of the district;

Also: Assembly Bill No. 1096—An act authorizing any municipal corporation to institute suits against the State of California or any county of said State to cancel tax assessments and sales erroneously made against municipal owned property exempt from taxation;

Also: Assembly Bill No. 1138—An act to add new sections to chapter 2 of title III of part I of the Code of Civil Procedure, to be numbered 261, 261a, relating to superior courts in and for counties and cities and counties having a population of 900,000 or more; providing for the appointment and compensation of court commissioners, stenographers and other attaches of such court;

Also: Assembly Bill No. 1159—An act to amend section 3336 of the Civil Code, relating to damages for the wrongful conversion of personal property;

Also: Assembly Bill No. 1170—An act authorizing and empowering any municipal corporation to which tidelands, and submerged lands, situated within the limits thereof, have been, or may hereafter be, granted by the State of California, to grant all or any portion of such lands to the United States for public or governmental (including military or naval) purposes and validating and confirming grants of such lands made by such municipal corporations to the United States;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 27—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by amending section 9 of article VI, relating to absence of judicial officers from the State;

Also: Assembly Constitutional Amendment No. 37—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article IV thereof a new section to be numbered section 22a, relating to retirement salaries for State employees; And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 15—Relative to memorializing and petitioning Congress to enact legislation for the restriction of Filipino immigration;

Also: Assembly Joint Resolution No. 16—Relating to resurvey of north boundary of Hoopa Indian Reservation and modification of Klamath River Fish and Game District Initiative Act;

Also: Assembly Joint Resolution No. 19—Relative to federal legislation for the building and maintenance of highways over public lands and federal reservations; And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 9—Providing for the creation of a joint committee of the Senate and Assembly to investigate aviation conditions in the State of California and to the question of safety and prevention of accidents thereto; to prepare and make recommendations concerning changes in existing laws, and the enactment and enforcement of laws relating to the use and operation of aeroplanes, and to prepare and submit with supporting facts, ascertained, a report as to the advisability of the adoption of a uniform law regulating aviation and making appropriation to meet the expenses of said committee necessarily incurred in said work;

Also: Assembly Concurrent Resolution No. 33—Relating to the holding of the Tenth Olympiad Games in the State of California;

Also: Assembly Concurrent Resolution No. 38—Providing for the appointment of a joint committee to investigate the water problems of the State and to recommend some method of procedure therewith;

Also: Assembly Concurrent Resolution No. 45—Relative to leaves of absence of the Governor, Lieutenant Governor and the members of the Senate and Assembly of the forty-eighth session of the Legislature of the State of California;

Also: Assembly Concurrent Resolution No. 47—A resolution calling for the appointment of a special legislative committee to consider the constitutional mandate with respect to mechanics' liens and to suggest remedial legislation;

Also: Assembly Concurrent Resolution No. 48—Relative to certain abuses arising from the conduct of fruit and vegetable auctions within this State; And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p.m.

SPALDING, Chairman.

SENATE MESSAGES.

The following messages from the Senate were taken up and read:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 339—An act to amend sections 1312 and 1327 of the Code of Civil Procedure, relating to contests of wills.

J. A. BEEK, Secretary of Senate
By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 519—An act to amend section 1188 of the Political Code, relating to elections.

J. A. BEEK, Secretary of Senate.
By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 96—An act to amend sections 1491, 1616 and 1664, of the Code of Civil Procedure, relating to the administration of estates.

J. A. BEEK, Secretary of Senate.

By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 134—An act to amend sections 1377, 1378 and 1379 of the Penal Code, relating to compromise of criminal charges and prescribing penalties for violations of the provisions thereof.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 662—An act to amend section 67a of the Code of Civil Procedure, relating to judges in counties of the first class.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 132—An act requiring the reporting of personal injuries and prescribing penalties for the violation of the provisions thereof.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Constitutional Amendment No. 45—A resolution to propose to the people of the State of California an amendment to section 1 of article XIII of the constitution of the State, relating to property exempt from taxation.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 23—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section to be numbered 141 $\frac{1}{2}$, relating to the liability of an owner or driver or person responsible for the operation of a vehicle for the injury or death of a guest.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 297—An act to amend sections 2, 4 and 5 of an act entitled "An act to provide that the Department of Natural Resources, through the State Park Commission, shall have control of the State park system; to establish and define the State park system; to define certain powers and duties of the State Park Commission, to make an appropriation for carrying out the purposes of this act, and to establish a contingent fund and a revolving fund," approved May 25, 1927, defining the powers and duties of the Department of Natural Resources and the Park Commission in relation to the State park system and authorizing the making of contracts between the commission and cities, counties and other political subdivisions, and with the government of the United States for the care and maintenance and control, for the purposes of the State park system, by either party to such a contract, of lands under the jurisdic-

tion of the other party and authorizing the contracting parties to expend moneys for the care, maintenance and control thereof

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to Senate Bill No. 164—An act making an appropriation to pay the expense of purchasing and maintaining a system of telegraphing typewriting equipment and the leasing of wire facilities necessary for the operation of said system for communication service between the Bureau of Criminal Identification and Investigation at Sacramento and the cities of San Francisco and Los Angeles and providing for connection therewith by other cities and counties of the State, declaring the urgency thereof, and providing that this act shall take effect immediately.

J. A. BEEK, Secretary of Senate.
By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER I am directed to inform your honorable body that the Senate on this day adopted Assembly Concurrent Resolution No. 49—Relative to appreciation of the financial aid extended to California in road building by the United States.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The above reported concurrent resolution ordered to print, and enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 1112—An act providing for the adoption or compilation, publication, use and disposal of textbooks and supplementary textbooks in the schools of the State of California—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 1112?

AMENDMENT NUMBER ONE.

Strike out the entire title of the printed bill, and insert in lieu thereof the following:

"An act providing for the adoption or compilation, publication, use and disposal of textbooks and supplementary textbooks in the schools of the State of California."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of line 2, and insert in lieu thereof the following: "shall supersede the provisions of chapters three and four".

AMENDMENT NUMBER THREE.

On page 5 of the printed bill, strike out all of line 52

AMENDMENT NUMBER FOUR.

On page 6 of the printed bill, strike out all of lines 1, 2, 3, 4 and 5.

AMENDMENT NUMBER FIVE.

On page 6, line 18, of the printed bill, after the colon, insert the following: "*provided, however,*".

AMENDMENT NUMBER SIX.

On page 6, line 19, of the printed bill, after the word "state", insert the following: "to be credited to the free textbook fund,".

The roll was called, and Senate amendments to Assembly Bill No. 1112 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Crawford, Crittenden, Crown, Crowley, Deuel, DeYoe, Dillinger, Easley,

Eddy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGinness, Mecker, Miller, Eleanor; Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate amended, and on this day passed as amended, Assembly Bill No. 477—An act to amend section 24 of the "State Bar Act," approved March 31, 1927, relating to admission and licensing of members of "The State Bar of California"—and respectfully requests your honorable body to concur in said amendments.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

The question being put: Shall the Assembly concur in the following Senate amendments to Assembly Bill No. 477?

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, as amended in Assembly May 3, 1929, strike out the words and figures "sections 24, 28, 43 and 46", and insert in lieu thereof the following: "section 24".

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed bill, as amended in Assembly May 3, 1929, after the period in said line, add the following: "With the approval of the supreme court the board shall have power to fix and collect fees to be paid by applicants for admission to practice, which fees shall be paid into the treasury of the state bar."

The roll was called, and Senate amendments to Assembly Bill No. 477 were concurred in by the following vote:

AYES—Adams, Anderson, Baum, Bernard, Bishop, Bliss, Brock, Cloudman, Cloudsley, Crawford, Crittenden, Cronm, Crowley, Deuel, DeYoe, Dillinger, Easley, Eidy, Emmett, Feeley, Fisher, Fry, Gilmore, Harper, Hawes, Heisinger, Hoffman, Hornblower, Ingels, Jespersen, Jewett, Jones, Jost, Keaton, Kline, Luttrell, McDonough, McGinness, Mecker, Miller, Eleanor, Miller, James A., Mixer, Morgan, Morrison, Nielsen, Noyes, Parkman, Patterson, Roberts, Roland, Scofield, Seawell, Snyder, Spalding, Stockwell, West, Williams, Witter, Woolwine, Wright, Young, and Mr. Speaker—62.

NOES—None.

The above reported bill ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day refused to suspend the constitution in order to permit the following bill to be read the second and third times on the same day and be placed upon final passage—Assembly Bill No. 116—An act to amend section 626 of the Penal Code, relating to the protection of game.

J. A. BEEK, Secretary of Senate.

By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate committees have reported back without recommendation the following Assembly bills: Assembly Bill No. 50—An act to amend section 2969 of the Civil Code, relating to attachments of mortgaged personal property;

Also: Assembly Bill No. 49—An act to amend section 873 of the Code of Civil Procedure, relating to the time of trial in justices' courts;

Also: Assembly Bill No. 53—An act to add a new section to be numbered 10½ to the County Water Works District Act approved June 13, 1913, as amended, relating to the levy of taxes on land only in county water works districts at the option of the petitioners for the formation of such districts;

Also: Assembly Bill No. 58—An act to amend section 2968 of the Civil Code, relating to levying upon mortgaged personal property in possession of the mortgagor;

Also: Assembly Bill No. 62—An act to amend section 632 of the Penal Code, relating to the protection of fish;

Also: Assembly Bill No. 75—An act to amend the California Irrigation District Act, approved March 31, 1897, as amended, by amending section 39 thereof.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate committees have reported back without recommendation the following Assembly bills:

Assembly Bill No. 119—An act relating to the exhibition of still or motion pictures in the public schools;

Also: Assembly Bill No. 120—An act to amend section 9a4 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary and expenses of the county librarian in counties of the fourth class.

Also: Assembly Bill No. 121—An act to amend section 4233 of the Political Code, relating to the salaries and expenses of officers of counties of the fourth class;

Also: Assembly Bill No. 141—An act to amend section 685 of the Code of Civil Procedure, relating to the issuance of execution and enforcement of judgment after the lapse of five years from date of its entry;

Also: Assembly Bill No. 153—An act to amend section 69 of the Civil Code, relating to issuance of licenses to marry;

Also: Assembly Bill No. 213—An act to amend section 1490 and to repeal section 1491a of the Code of Civil Procedure, relating to the publication of notice to creditors.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate committees have reported back without recommendation the following Assembly bills:

Assembly Bill No. 216—An act to amend section 113 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to speed limits;

Also: Assembly Bill No. 258—An act to add a new section to the Civil Code, to be numbered 1714½, relating to negligence upon the part of State officers, agents and employees of the State, counties, cities and counties municipal corporations, school districts, irrigation districts, districts established by law, political subdivisions of the State and State agencies, and authorizing the issuance of insurance covering such liability;

Also: Assembly Bill No. 261—An act to amend an act entitled "An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than 100,000 persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium, and repealing all acts in conflict therewith," approved May 20, 1921, by amending section 1 and the title thereof, relating to the abandonment of cemeteries.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate committees have reported back without recommendation the following Assembly bills:

Assembly Bill No. 328—An act to add a new section to the Penal Code to be numbered 1279a, relating to professional bondsmen;

Also: Assembly Bill No. 352—An act to amend section 461 of the Penal Code, relating to punishment for burglary;

Also: Assembly Bill No. 353—An act to amend section 213 of the Penal Code, relating to the penalty for robbery;

Also: Assembly Bill No. 370—An act to amend section 628a of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 376—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment;

Also: Assembly Bill No. 383—An act to add a new section to the Code of Civil Procedure, to be numbered 1932, relating to the admissibility of evidence;

Also: Assembly Bill No. 387—An act to amend section 4 of an act to permit the consolidation of elections and to provide a procedure therefor, approved June 11, 1913;

Also: Assembly Bill No. 393—An act to amend sections 5, 10, 12 and 24 of the Direct Primary Law, being "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act, approved June 16, 1913;

Also: Assembly Bill No. 407—An act to amend section 1280 of the Code of Civil Procedure, relating to validity of arbitration agreements.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929

MR. SPEAKER: I am directed to inform your honorable body that the Senate committees have reported back without recommendation the following Assembly bills: Assembly Bill No. 430—An act to amend section 928 of the Penal Code, relative to the grand jury;

Also: Assembly Bill No. 442—An act to add a new section to the Political Code to be numbered 367h, relating to the acceptance and expenditures of gifts and bequests offered or made to the State Department of Social Welfare for the aid and benefit of the needy aged or needy blind residents of this State;

Also: Assembly Bill No. 483—An act to amend section 270 of the Penal Code, relative to omitting to provide child with necessaries;

Also: Assembly Bill No. 484—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution, and attachment;

Also: Assembly Bill No. 529—An act to promote the comfort, health, safety and general welfare of the people of this State as affected by injury causing the disability or death of persons within this State as a result of the drilling, testing or other operation of any petroleum or gas well drilled, in the process of being drilled or abandoned; to define the powers and duties of the Industrial Accident Commission in relation thereto, and to provide penalties and punishment for offenses as defined therein.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate committees have reported back without recommendation the following Assembly bills: Assembly Bill No. 555—An act relating to the issuance of permits to work outside school hours to certain minors;

Also: Assembly Bill No. 558—An act to amend the Penal Code by adding a new section thereto to be numbered section 644a, relating to female persons convicted of misdemeanors involving moral turpitude, providing for the adjudging such persons habitual misdemeanants and fixing the punishment therefor;

Also: Assembly Bill No. 581—An act to amend section 487 of the Penal Code, relating to grand theft;

Also: Assembly Bill No. 589—An act to amend section 4284 of the Political Code, relating to the salaries of county officers of counties of the fifty-fifth class;

Also: Assembly Bill No. 590—An act to amend section 4264 of the Political Code, relating to the salaries of county officers of counties of the thirty-fifth class;

Also: Assembly Bill No. 598—An act to amend section 62 of the California Vehicle Act, approved May 30, 1923, as amended, relating to application for operator's and chauffeur's license, and to the liability of a parent, guardian, or employer for negligence of a minor in the operation of a motor vehicle;

Also: Assembly Bill No. 648—An act to amend section 604 of the Penal Code, relating to the injury to, or unlawful taking of any crops, grain, cultivated fruits or vegetables, and fixing the penalty for a violation of this section;

Also: Assembly Bill No. 658—An act relating to proceedings for the improving of highways, streets, alleys, lanes, courts or places in any city or county and requiring the filing of a petition therefor by the owners of a portion of the lands affected or the making of provision for payment of a part of the expense of the work or improvement by the city or county;

Also: Assembly Bill No. 819—An act relating to the use of school busses owned by high school districts.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER I am directed to inform your honorable body that the Senate committees have reported back without recommendation the following Assembly bills:

Assembly Bill No. 831—An act to amend the title and section 3 of an act entitled "An act to regulate the sale and issuance of licenses to hunt, take, pursue, or kill wild birds or mammals, and/or to angle for, take, catch, or kill game fishes for purposes other than sale or profit in order to provide revenue therefrom for fish and game preservation, protection and restoration; defining game fishes; providing a penalty for the violation of this act and repealing all acts and parts of acts inconsistent or in conflict with this act," approved May 27, 1927.

Also: Assembly Bill No. 838—An act to amend section 11 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended, relating to refunds:

Also: Assembly Bill No. 970—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," as amended, approved May 23, 1925, by adding thereto a new section to be designated as section 7½, relating to pensions for marshals and deputy marshals of cities of the first and one-half class.

Also: Assembly Bill No. 974—An act to amend an act entitled "An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; to repeal acts or parts of acts in conflict herewith; to provide for an appropriation to defray the cost of administering this act," as approved May 25, 1921, and as amended, by amending sections 18 thereof, relative to fixing boundary lines of oil or gas fields;

Also: Assembly Bill No. 998—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by amending sections 10a, 24, 30, 31, 32, 34, 35, 36 and 36c thereby and by adding thereto a new section to be numbered 37g, relating to collection of funds and payment of costs of water distribution by Water Master.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: I am directed to inform your honorable body that the Senate committees have reported back without recommendation the following Assembly bills and resolutions:

Assembly Bill No. 1104—An act to amend section 1229 of the Penal Code, relating to execution of judgments of death.

Also: Assembly Bill No. 1126—An act to amend section 3650 of the Political Code, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein;

Also: Assembly Bill No. 1150—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by adding thereto a new section, to be numbered 20b, relating to a reservation of a portion of the waters originating within a county for use within said county of origin and providing for the appropriation and use of such water, declaring all portions of said "Water Commission Act" not inconsistent with this amendment to be applicable thereto, and declaring the provisions of section 46 of said "Water Commission Act" to be applicable to this amendment;

Also: Assembly Bill No. 1153—An act to define and to provide for the regulation, supervision and licensing of automobile loan brokers; defining the powers and duties of the Division of Motor Vehicles in respect thereto; providing for the enforcement of the act and prescribing penalties for violation thereof;

Also: Assembly Bill No. 1187—An act authorizing and empowering any county or city and county to donate and grant to the State for inclusion in the State park system real property owned by it or which it may hereafter acquire; also authorizing any of the same to donate county moneys to the State and make the same available for the acquisition of real property for inclusion in the State park system; also authorizing the levy and collection of taxes and the incurring of indebtedness for any such purposes;

Also: Assembly Concurrent Resolution No 5—Relative to speculation in desert lands:

Also: Assembly Concurrent Resolution No. 16—Relative to the orderly addition of new roads to the State highway system, after engineering and economic studies by the California Highway Commission and the Department of Public Works.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate committees have reported back without recommendation the following Assembly resolutions:

Assembly Constitutional Amendment No 5—A resolution to propose to the people of the State of California an amendment to the constitution of the State by amending section 1 of article IV of the constitution, relating to the initiative and referendum;

Also: Assembly Constitutional Amendment No. 13—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article XIII of the constitution, relating to taxation;

Also: Assembly Constitutional Amendment No. 16—A resolution to propose to the people of the State of California an amendment to section 22 of article VI of the constitution, relating to practice of law and the acceptance of remuneration other than salary by judges;

Also: Assembly Constitutional Amendment No. 35—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending sections 2, 3, 15, 23 and 23a of article IV thereof, relating to the legislative department;

Also: Assembly Joint Resolution No. 11—Relative to restricted immigration.

J. A. BEEK, Secretary of Senate.
By PAUL MASON, Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day refused passage to Assembly Bill No. 167—An act to provide an institution for the confinement, care, training and rehabilitation of defective or psychopathic delinquents; to provide for the admission and commitment of such defective or psychopathic delinquents, providing penalties for certain violations hereof and making an appropriation to carry out the provisions of this act.

J. A. BEEK, Secretary of Senate
By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted Assembly Constitutional Amendment No 37—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article IV thereof a new section to be numbered section 22a, relating to retirement salaries for State employees.

J. A. BEEK, Secretary of Senate
By PAUL MASON, Assistant Secretary.

The above reported constitutional amendment ordered to enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day refused passage to Assembly Bill No 8—An act to amend section 1026a of the Penal Code, relating to release of defendant committed to a State institution for the insane, in criminal cases

J. A. BEEK, Secretary of Senate
By CHAS. A. MCLEAN, JR., Assistant Secretary.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Assembly Bill No. 519—An act making an appropriation for work of exploration, investigation and preliminary plans in furtherance of a coordinated plan for the conservation, devel-

opment, and utilization of the water resources of California including the Santa Ana River, Mojave River and all water resources of southern California.

J. A. BEEK, Secretary of Senate.
By CHAS. A. MCLEAN, JR., Assistant Secretary.

The above reported bill ordered to reprint, and enrollment.

Also:

SENATE CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Free Conference concerning Assembly Bill No. 1174—An act providing for a Water Resources Commission, defining its duties, and making an appropriation therefor.

J. A. BEEK, Secretary of Senate.
By CHAS. A. MCLEAN, JR., Assistant Secretary.

The above reported bill ordered to reprint, and enrollment.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 12—An act to add a new section to be numbered 383b to the Penal Code, relating to the sale of kosher meats and meat preparations, and kosher food, defining the word "kosher" and providing penalties for the violation thereof;

Also: Assembly Bill No. 134—An act to amend section 1 of "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended;

Also: Assembly Bill No. 140—An act to add two new sections to chapter 7 of title XIII of part I of the Penal Code to be numbered sections 526 and 527, relating to the making, distribution, and use of written matter resembling processes of courts;

Also: Assembly Bill No. 232—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in municipal corporations of the sixth class;

Also: Assembly Bill No. 331—An act to add a new section to be numbered 24½ to an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department, and to assess and collect taxes from time to time, for such purpose, and to create a Board of Fire Commissioners," approved March 4, 1881, as amended, relating to inclusion of outlying territory within the fire limits of unincorporated towns and villages;

Also: Assembly Bill No. 427—An act to amend sections 3866 and 3868 of the Political Code, relating to semiannual reports and settlements of counties with the State;

Also: Assembly Bill No. 498—An act to provide for an appropriation to complete the investigation authorized by an act entitled "An act to provide for the investigation by the State of California of the possibilities of coordinating the development of the water resources of the State for public protection and to the end that they may be put to the greatest beneficial use, and making an appropriation for said purpose," approved May 23, 1925, and to provide for the expenditure thereof;

Also: Assembly Bill No. 538—An act to add a new section to the Penal Code to be numbered 164, relating to the making of contracts for the collection of damages for injuries to persons or property or both; and prohibiting solicitation of such claims for suit outside the State; providing for penalties therefor; and for exceptions thereto;

Also: Assembly Bill No. 655—An act to add a new section to the Political Code to be numbered section 4041.12, authorizing the boards of supervisors in their respective counties to provide for the working of prisoners confined in the county jail and prescribing the compensation of the persons in charge thereof;

Also: Assembly Bill No. 767—An act to revise an act entitled "An act to regulate the manufacture and sale of upholstered furniture; providing for the labeling of the same, providing for the licensing of persons manufacturing, selling, or repairing upholstered furniture; and creating the upholstered furniture inspection fund," approved May 9, 1927;

Also: Assembly Bill No. 779—An act to add a new section to the "California Vehicle Act," approved May 30, 1923, as amended, to be known as section 152a, relating to the transportation of animals on motor vehicles;

Also: Assembly Bill No. 894—An act providing for the payment of traveling expenses of rural supervisors of schools;

Also: Assembly Bill No. 932—An act to add a new section to an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, and adopting those provisions, not inconsistent herewith, of an act entitled 'An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith,' approved May 30, 1923, as amended and approved May 23, 1925," as approved May 26, 1927, to be numbered 13a, relating to a revolving fund for the State Highway Commission;

Also: Assembly Bill No. 949—An act to amend sections 3, 4, 5, 6, 7, 10, 11, 12, 13 and 14 of an act entitled "An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof," approved May 14, 1927, as amended, relating to collection agencies;

Also: Assembly Bill No. 956—An act to amend section 4260 of the Political Code, relating to the salaries, fees and expenses of officers, their clerks, deputies, stenographers and assistants, in counties of the thirty-first class;

Also: Assembly Bill No. 979—An act to provide for the payment of traveling expenses of superintendents of schools of counties attending national conventions of superintendents of schools;

Also: Assembly Bill No. 997—An act to amend section 19 of the "Juvenile Court Law," approved June 5, 1915, as amended, relating to the appointment and compensation of female referees in counties of the first and fifteenth class;

Also: Assembly Bill No. 1000—An act to amend section 70 of the Penal Code and to add a new section thereto to be numbered section 67½, relating to bribery;

Also: Assembly Bill No. 1050—An act providing for the dedication of real property for street or highway purposes by governing boards of school districts.

Also: Assembly Bill No. 1051—An act to amend section 16221 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in the process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standards of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act including the State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers, and making an appropriation to carry this act into effect," approved June 16, 1913, as amended, relating to the salary of the sealer and deputies of counties of the twenty-first class;

Also: Assembly Bill No. 1065—An act to add a new section to an act entitled "An act prohibiting the destruction of foodstuffs, food products or food articles," approved June 5, 1913, as amended, to be numbered 1a, relating to the securing of a permit to destroy foodstuffs;

Also: Assembly Bill No. 1087—An act to amend section 3716 of the Political Code, relating to the operation of taxes as a judgment or lien against property;

Also: Assembly Bill No. 1092—An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class;

Also: Assembly Bill No. 1133—An act to allow the establishment of an emergency cash fund by the governing board of any school district, high school district, or junior college district, of any kind or class, and providing also for the reduction or discontinuance of such fund;

Also: Assembly Bill No. 1152—An act to amend section 1 of an act entitled "An act to provide for the creation of a Board of Parole Commissioners for each county in this State, for the paroling of prisoners confined in county jails, and authorizing and empowering such boards to make rules and regulations in relation thereto," approved March 25, 1909, relating to a Board of Parole Commissioners.

Also: Assembly Bill No. 1160—An act to transfer and set over certain State land from the jurisdiction of the Park Commission, the Department of Institutions and the Division of Highways to the jurisdiction of the Surveyor General and providing for the use thereof;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p.m.

SPALDING, Chairman.

Also :

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 72—An act to amend section 626 of the Penal Code, relating to the protection of game;

Also: Assembly Bill No. 81—An act to amend sections 3747, 3764 and 3817 of the Political Code, relating to the payment of taxes on real estate separately valued, the publication of the delinquent list, and the redemption of property sold for taxes; declaring the existing law with reference to the entries on the assessment roll and delinquent list; validating certain tax sales, tax certificates, tax deeds and tax conveyances; and declaring the urgency thereof and providing that this act shall take effect immediately.

Also: Assembly Bill No. 257—An act to add a new section to the Political Code to be numbered 1197*d*, relating to ballots;

Also: Assembly Bill No. 388—An act relating to the compensation of election officers in school elections;

Also: Assembly Bill No. 543—An act to amend section 2646 of the Political Code, relating to maintenance and repair of county highways;

Also: Assembly Bill No. 603—An act relating to granting leaves of absence to members of faculties of State teachers colleges and special schools governed by the Department of Education;

Also: Assembly Bill No. 983—An act to amend sections 2176, 2180 and 2192 of the Political Code and to add a new section to said code to be numbered 2176*a*, all relating to the Department of Institutions;

Also: Assembly Bill No. 1037—An act to amend "The California Fruit, Nut and Vegetable Standardization Act of 1927," approved June 2, 1927, by adding to said act a new section to be numbered 15*a*, relating to standards and standard containers for apples; to add a new section to said act to be numbered 38*a*, relating to a fund for the enforcement of said act, and to repeal "The California Standard Apple Act," approved June 3, 1921, as amended;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p. m.

SPALDING, Chairman.

Also :

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 11—An act creating an additional District Court of Appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor,

Also: Assembly Bill No. 40—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirtieth class;

Also: Assembly Bill No. 65—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section to be numbered 98*a*, requiring motor vehicles to be equipped with receptacles for burning tobacco and other glowing, flaming or inflammable substances;

Also: Assembly Bill No. 70—An act to amend section 67 of the Code of Civil Procedure, relating to the superior court of the city and county of San Francisco, increasing the number of judges thereof, and providing for their compensation;

Also: Assembly Bill No. 85—An act to amend section 2640 of the Political Code, relating to the acquisition and construction of new roads and the grading, regrading, paving, macadamizing, surfacing, repairing, and maintaining of existing roads;

Also: Assembly Bill No. 129—An act providing for the allowance of traveling expenses of members of governing boards of junior college districts, union or joint union high school districts;

Also: Assembly Bill No. 157—An act relating to the granting of leaves of absence to employees of school districts;

Also: Assembly Bill No. 187—An act to amend section 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels providing for the collection and disposition of license taxes, prescribing penalties for violations of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923;

Also: Assembly Bill No. 200—An act to provide for the payment of certain moneys received from the government of the United States to the several counties, and also to regulate the manner of expenditure thereof;

Also: Assembly Bill No. 211—An act to amend section 1454 of the Code of Civil Procedure, relating to obtaining money and other personal property by heirs without administration.

Also: Assembly Bill No. 229—An act to amend section 4258 of the Political Code, relating to salaries of officers of counties of the twenty-ninth class,

Also: Assembly Bill No. 252—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article III*k*, embracing sec-

tions 374 to 374g, inclusive, relating to a Department of Military and Veterans' Affairs;

Also: Assembly Bill No. 259—An act concerning the guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans and to make uniform the law with reference thereto;

Also: Assembly Bill No. 268—An act to amend section 4312 of the Political Code, relating to the maintenance by certain county officers of offices at county seats and in certain other cities and the duties of such officers and of the boards of supervisors in connection therewith;

Also: Assembly Bill No. 281—An act to amend section 1 of an act entitled "An act to provide for the formation government operation and dissolution of Tamalpais Forest Fire District, to prevent and extinguish forest, brush and grass fires therein, and protect persons and property from injury, loss or damage resulting from any such fires; and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein, and the contribution or payment of public funds therefor," approved May 21, 1917, as amended, relating to the boundaries of the Tamalpais Forest Fire District and declaring the same an urgency measure, necessary for the immediate preservation of the public peace, health and safety and providing for its going into effect immediately;

Also: Assembly Bill No. 304—An act to amend sections 7, 8, 9, 12, 15, 16 and 18 of the General Dairry Law of California, approved June 15, 1923, as amended;

Also: Assembly Bill No. 318—An act to amend section 1361 of the Political Code, relating to the time when ballots must be canvassed;

Also: Assembly Bill No. 319—An act to add new sections to the Penal Code to be numbered 537f, 537g, and 537h relating to the use or misuse of motor vehicles hired, and the obtaining of credit or the possession of such motor vehicles with intent to defraud or by means of false statements, and the suffering of a lien to be placed upon the motor vehicle of another without paying therefor, and prescribing punishment therefor;

Also: Assembly Bill No. 340—An act to amend section 4249 of the Political Code, relating to the salaries and compensation of officers in counties of the twentieth class;

Also: Assembly Bill No. 394—An act to add a new section to be numbered 5b to an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to sale of poisons;

Also: Assembly Bill No. 395—An act to add a new article to chapter 3 of title I of part III of the Political Code to be numbered article XIc embracing sections 378 to 378g, inclusive, creating a Bureau of Commerce in the State Department of Finance, defining the powers, duties, jurisdiction and functions thereof and making an appropriation therefor;

Also: Assembly Bill No. 398—An act to amend section 10 of an act entitled "An act to provide for the formation, management, and dissolution of county waterworks districts; for supplying the inhabitants thereof with the water, for levying and collecting taxes on property in such districts; and for the issuance of county waterworks district bonds and the payment thereof," approved June 13, 1913, as amended, relating to the tax for maintaining waterworks;

Also: Assembly Bill No. 446—An act to amend section 103 of the Code of Civil Procedure, relating to justices of the peace and to justices' courts, and relating to the salaries of certain justices of the peace;

Also: Assembly Bill No. 477—An act to amend section 24 of the "State Bar Act," approved March 31, 1927, relating to admission and licensing of members of "The State Bar of California";

Also: Assembly Bill No. 485—An act to define motor club service, and to define, license, and regulate companies engaged in selling, furnishing or procuring the same, for a consideration, to owners and operators of motor vehicles, and providing penalties for the violation thereof, and repealing all acts in conflict herewith;

Also: Assembly Bill No. 519—An act making an appropriation for work of exploration, investigation and preliminary plans in furtherance of a coordinated plan for the conservation, development, and utilization of the water resources of California including the Santa Ana River, Mojave River and all water resources of southern California;

Also: Assembly Bill No. 526—An act to amend section 1444 of the Code of Civil Procedure, relating to appraisers and appraisements in probate proceedings;

Also: Assembly Bill No. 535—An act making an appropriation to pay the claim of Lew A. Norton against the State of California, declaring the urgency thereof and providing that this act shall take effect immediately;

Also: Assembly Bill No. 567—An act providing for the creation of a commission to be known as the Olympiad State-wide Cooperative Commission, and prescribing the duties thereof;

Also: Assembly Bill No. 609—An act to establish salesrooms and industrial workshops for the blind, providing for the management, government and administra-

tion thereof, and making an appropriation for the establishment of a revolving fund therefor;

Also: Assembly Bill No. 654—An act to amend the Code of Civil Procedure of the State of California by adding thereto a new section to be numbered 412a, relating to the service of summons on nonresident persons in certain actions;

Also: Assembly Bill No. 656—An act to amend section 4248 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the nineteenth class;

Also: Assembly Bill No. 661—An act to amend sections 24, and 31 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, as amended, relating to the appropriation for and payment of installments of assessments assessed against counties for the construction of highways by joint highway districts;

Also: Assembly Bill No. 761—An act relating to retirement salaries of teachers and other employees employed in the public schools of this State and educational institutions supported in whole or in part by the State;

Also: Assembly Bill No. 667—An act to amend section 4247 of the Political Code, relating to salaries and fees of officers in counties of the eighteenth class;

Also: Assembly Bill No. 668—An act to amend section 50 of the Acquisition and Improvement Act of 1925, approved May 23, 1925, as amended, relating to definition of terms;

Also: Assembly Bill No. 693—An act to amend section 340 of the Code of Civil Procedure, relating to the time for commencement of actions;

Also: Assembly Bill No. 695—An act to repeal the section 3898a of the Political Code added by chapter 349 of the Statutes of 1921, and to add a new section to said code to be numbered section 3898b, creating the veterans' dependants' education fund, providing for its accumulation and disposition and relating to the powers and duties of the Veterans' Welfare Board in relation thereto;

Also: Assembly Bill No. 700—An act authorizing the Department of Finance to sell certain property belonging to the State of California, situated in Riverside County, State of California;

Also: Assembly Bill No. 734—An act to amend section 710 and 710a of the Code of Civil Procedure, relating to the collection of moneys due from a judgment debtor;

Also: Assembly Bill No. 751—An act to amend section 791 of the Political Code, relating to the appointment of notary publics in counties of the second class;

Also: Assembly Bill No. 772—An act making an appropriation for the construction and completion, equipment, and furnishing of an addition to the State Office Building at San Francisco, California;

Also: Assembly Bill No. 781—An act to add a new section to the Political Code, to be numbered 625b, relating to bonds and undertakings of corporate sureties;

Also: Assembly Bill No. 817—An act to amend sections 4 and 5 of an act entitled "An act to provide for the organization and government of public cemetery districts," approved June 1, 1921, as amended;

Also: Assembly Bill No. 818—An act to amend section 4242 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirteenth class;

Also: Assembly Bill No. 833—An act relating to the election of teachers in the public schools;

Also: Assembly Bill No. 848—An act to establish a State prison; creating a commission to select and purchase a suitable site therefor; and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor;

Also: Assembly Bill No. 855—An act to add a new section to the Code of Civil Procedure to be known as section 1238a, relating to the exercise of the right of eminent domain by an individual respecting water rights, ditches, canals, dams, reservoirs and other works, conduits or structures for the individual's use of water, notwithstanding other persons do not participate directly in said use or in the benefit therefrom;

Also: Assembly Bill No. 860—An act to amend section 4307 of the Political Code, relating to county charges;

Also: Assembly Bill No. 865—An act to amend sections 737nn and 737pp of the Political Code, relating to the salaries of judges of the superior court;

Also: Assembly Bill No. 940—An act authorizing and empowering the Department of Natural Resources to acquire tax-dedeed lands for the use of said department and making an appropriation therefor;

Also: Assembly Bill No. 957—An act to add a new section to the Political Code to be numbered 594b, relating to burial contracts and burial certificates;

Also: Assembly Bill No. 973—An act to amend an act entitled "An act to allow unincorporated towns and villages to equip and maintain a fire department and to assess and collect taxes, from time to time, for such purpose, and to create a board of fire commissioners," approved March 4, 1881, as amended, by adding certain new

sections thereto to be numbered 27, 28, 29, and 30, providing for the organization and reorganization of districts to be formed thereunder;

Also: Assembly Bill No. 986—An act providing for the allowance of traveling expenses of members of the State Curriculum Commission;

Also: Assembly Bill No. 1007—An act to amend section 3611 of the Political Code, relating to the exemption from taxation of buildings and real property used exclusively for religious worship;

Also: Assembly Bill No. 1008—An act to amend sections 737k and 737zz of the Political Code, relating to the salary of judges of the superior court in counties of the thirty-sixth and thirty-eighth class;

Also: Assembly Bill No. 1011—An act to amend sections 3820, 3821 and 3831 of the Political Code, relating to seizure and sale of personal property for unpaid taxes;

Also: Assembly Bill No. 1020—An act to amend sections 409 and 410 of the Political Code, relating, respectively, to the fees to be collected by the Secretary of State and to the distribution by the Secretary of State of the laws, resolutions and journals of the Legislature and of decisions of the Supreme Court and of the District Courts of Appeal;

Also: Assembly Bill No. 1055—An act to amend sections 2 and 17 of the "Los Angeles County Flood Control Act," approved June 12, 1915, as amended, relating to powers of the district;

Also: Assembly Bill No. 1088—An act to amend sections 3682, 3732, 3746, 3748, 3756, and 3759 of the Political Code, relating to the preparation and delivery of the county tax roll and the collection and delinquency of taxes;

Also: Assembly Bill No. 1098—An act to amend section 597 of the Penal Code, relating to cruelty to animals;

Also: Assembly Bill No. 1091—An act to regulate and control the operation of aircraft, providing who may operate aircraft; declaring it unlawful for certain persons to operate aircraft; providing penalties for violations, providing, in a certain contingency, for the creation of the Aviation Commission of California and prescribing the powers and duties of said commission including the licensing of aircraft and airmen and making an appropriation for the use of said commission; repealing acts in conflict herewith and particularly that certain act entitled "An act concerning the registration, numbering and use of aircraft and the licensing of operators thereof" approved June 3, 1921.

Also: Assembly Bill No. 1101—An act to amend section 737u of the Political Code, relating to the salary of the superior judge in and for the county of Marin;

Also: Assembly Bill No. 1119—An act to amend an act entitled "An act to authorize and regulate the possession, use, transportation and sale of trout or other fish, by persons engaged in the business of propagating and rearing such fish, and by persons who transport such fish, and by persons who purchase fish so reared," approved March 17, 1911, as amended by adding thereto a new section to be numbered 13, relating to the stocking of lakes and streams with trout by owners of land bordering thereon.

Also: Assembly Bill No. 1120—An act to amend sections 4, 6, 8, 9, 12 and to add certain new sections to be numbered 13 $\frac{1}{2}$ and 13 $\frac{3}{4}$ to an act entitled "An act providing for the incorporation, government and management of metropolitan water districts, authorizing such districts to incur bonded debt and to acquire, construct, operate and manage works and property, providing for the taxation of property therein and the performance of certain functions relating thereto by officers of counties, providing for the addition of area thereto and the exclusion of area therefrom and authorizing municipal corporations to aid and participate in the incorporation of such districts," approved May 10, 1927,

Also: Assembly Bill No. 1121—An act to amend section 2322x2 of the Political Code, relating to salaries of county horticultural commissioners, deputies, clerks and inspectors in counties of the second class;

Also: Assembly Bill No. 1023—An act to amend section 1557 of the Penal Code, relating to extradition;

Also: Assembly Bill No. 1128—An act to provide for the organization and government of community or memorial hall districts and to provide for the acquisition or construction and maintenance of community or memorial halls for the use of the inhabitants of the district for recreational, educational and related activities;

Also: Assembly Bill No. 1130—An act to prevent fraud or misrepresentation in the distribution or sale of gasoline, distillate and lubricating oil; regulating the distribution or sale of such products; defining the powers and duties of the Division of Weights and Measures, Superintendent of Weights and Measures, Department of Agriculture, and the officers and employees thereof in relation thereto; prescribing penalties for the violation of the provisions hereof, repealing acts and parts of acts inconsistent therewith and making an appropriation to carry out the provisions of the act;

Also: Assembly Bill No. 1131—An act authorizing the Department of Natural Resources to receive in the name of the State of California gifts of lands and contributions for the purchase or maintenance of such lands for forestry purposes; providing for the acceptance thereof; and repealing an act entitled "An act authorizing the State Board of Forestry to receive in the name of the State of California

gifts or donations of lands for forest and watershed purposes," approved April 5, 1927;

Also: Assembly Bill No. 1132—An act to amend section 3664*aa* of the Political Code, relating to the taxation of highway transportation companies;

Also: Assembly Bill No. 1144—An act to amend section 30 and section 31 of the Workmen's Compensation, Insurance and Safety Act of 1917, as amended, relating to insurance policies of workmen's compensation insurance;

Also: Assembly Bill No. 1147—An act making an appropriation for printing and binding copies of the report of the State Park Commission made and prepared pursuant to the provisions of chapter 764, Statutes of 1927, and declaring the urgency of the same;

Also: Assembly Bill No. 1149—An act to amend section 514 of the Civil Code, relating to the construction by wagon road corporations of roads, ferries, bridges, tunnels and tubes across, in and under streams, bays and inlets, tidal or otherwise, on or intersected by the line of such corporations' roads, and providing for the collection and rates of tolls for the use thereof by the public;

Also: Assembly Bill No. 1154—An act providing for the membership of public schools in organizations for the promotion and advancement of public education, and for the listing of such organizations by the State Board of Education;

Also: Assembly Bill No. 1162—An act to amend section 15 of the Corporate Securities Act, relating to the State Corporation Department;

Also: Assembly Bill No. 1167—An act to provide for the formation, organization, government, powers, maintenance, change of boundaries and dissolution of airport districts comprising incorporated or unincorporated territory, or both, and providing for the authorization of bonded indebtedness and issuance of bonds thereby;

Also: Assembly Bill No. 1168—An act to amend section 16r6 of the "Weights and Measures Act," approved June 16, 1913, as amended, relating to the salaries of the sealer of weights and measures and his deputies in counties of the sixth class.

Also: Assembly Bill No. 1172—An act to amend section 13 of an act entitled "An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes," approved March 1, 1929;

Also: Assembly Bill No. 1173—An act to amend section 4246 of the Political Code, relating to the salaries, fees, and expenses, of officers and their deputies and assistants in counties of the seventeenth class.

Also: Assembly Bill No. 1175—An act to authorize, empower and direct the Governor of the State of California to employ counsel, agents and attorneys for the purpose of prosecuting, collecting and recovering claims of the State of California against the United States of America for disbursements made by the State of California in aid of the general government during the Civil, Spanish, Indian and other wars and to prescribe the terms and conditions of employment, the rate of compensation therefor; and the manner of payment thereof, and to repeal an act entitled "An act to authorize, empower, and direct the Governor of the State of California to employ counsel, agents, and attorneys for the purpose of prosecuting, collecting and recovering the claims of the State of California against the United States of America, to prescribe the terms and conditions of the employment, the rate of compensation therefor, and the manner of payment thereof," approved March 23, 1907, and also repealing an act entitled "Concerning the war debt of this State, and providing for the redemption thereof," approved April 19, 1856;

Also: Assembly Bill No. 1176—An act making an appropriation to meet a deficiency in the appropriation for legislative printing, binding, etc., for the seventy-ninth and eightieth fiscal years, declaring the urgency thereof, and providing that this act shall take effect immediately;

Also: Assembly Bill No. 1177—An act to amend sections 10 and 14 of the "State Housing Act," approved June 15, 1923, as amended, relating to definitions of terms used therein and to rear yards of apartment houses;

Also: Assembly Bill No. 1178—An act to amend section 9a31 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing 'An act to provide county library systems,'" approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, relating to the salary of the county librarian in counties of the thirty-first class.

Also: Assembly Bill No. 1179—An act requiring all employers who accept tips or gratuities given to employees by the general public to post notice of such policy or practice in a conspicuous place in the establishment in which the business or enterprise is carried on, and keep accurate records of all such tips or gratuities; giving the Department of Industrial Relations power to enforce the provisions thereof; providing penalties for violation of its provisions; and repealing all acts or parts of acts in conflict therewith;

Also: Assembly Bill No. 1181—An act to reappropriate the unexpended balance of an appropriation made to augment, develop and improve the water supply and the water system of the Whittier State School.

Also: Assembly Bill No. 1182—An act to amend section 737*g* of the Political Code, relating to the salaries of superior court judges in and for the county of Contra Costa;

Also: Assembly Bill No. 1183—An act to validate bonds of school districts, high school districts, union high school districts and junior college districts, of every kind and class and providing for the levy of a tax to pay the same, and declaring the urgency of the same, the act to take effect immediately;

Also: Assembly Bill No. 1184—An act to authorize the State Agricultural Society to acquire property by gift, devise or bequest;

Also: Assembly Bill No. 1185—An act relating to certain funds and property of inmates of State homes, reformatories, hospitals, prisons and other institutions and the expenditure thereof;

Also: Assembly Bill No. 1188—An act to amend the California Vehicle Act, approved May 30, 1923, as amended, by adding a new section thereto to be numbered 159*½*, relating to the motor vehicle fund;

Also: Assembly Bill No. 1190—An act relating to the granting of franchises upon, and leases of, certain tidelands heretofore granted to the city of Newport Beach by the State of California;

Also: Assembly Bill No. 1191—An act to amend section 1 of an act entitled "An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions," approved May 25, 1919, relating to the granting of franchises upon, and leases of, the tidelands therein granted to the county of Orange;

Also: Assembly Bill No. 1194—An act appropriating \$525,000 to be used and expended by The Regents of the University of California for the construction and equipment of a building or buildings on the site of the University of California at Los Angeles; providing that none of said money shall be drawn or expended until said The Regents shall deliver to the chairman of the Department of Finance an obligation binding said The Regents (a) to set aside for sale certain real property in Los Angeles owned by said The Regents; (b) not to use or permit to be used the same so as to interfere with or prevent its sale; *provided*, that said The Regents may lease the whole or part of said property for periods of not more than six months; (c) to sell parts or parcels of said property or the whole at such prices and on such terms and conditions as said The Regents with approval of the Department of Finance shall fix (d) to pay over to the State treasury all sums received from sales or rentals, less the costs of selling and leasing and the necessary costs of care and maintenance of said real property; providing that on sale of the last part or the whole of said real property and payment of all moneys agreed to be paid into the State treasury by said The Regents, the chairman of the Department of Finance shall deliver to said The Regents a written acknowledgment that all requirements of said The Regents' obligation have been performed and further providing that said The Regents shall thereupon be discharged of every duty and requirement in the premises, declaring the urgency thereof and providing that this act shall take effect immediately;

Also: Assembly Bill No. 1196—An act making an appropriation to meet the deficiency in the appropriation for contingent expenses of the Assembly for the seventy-ninth and eightieth fiscal years, declaring the urgency thereof and providing that this act shall take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Concurrent Resolution No. 34—Relative to the joint legislative committee appointed to study, inquire into, and survey, the corporation laws of, and the sale of corporate securities within this State and other states;

Also: Assembly Concurrent Resolution No. 49—Relative to appreciation of the financial aid extended to California in road building by the United States;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section to article XIII to be known as section 17, relating to revenue and taxation and reimbursement to counties and to a city and county for losses sustained as a result of the withdrawal of property from local taxation;

Also: Assembly Constitutional Amendment No. 17—A resolution to propose to the people of the State of California an amendment to the constitution of said State by

amending section 18 of article VI and repealing section 22 of said article, relating to the ineligibility of judges to hold other offices or to accept remuneration other than their salary;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Joint Resolution No. 11—Relative to restricted immigration—and reports that the same has been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p.m.

SPALDING, Chairman.

Also:

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined Assembly Bill No. 3—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to proceedings for the incorporation of unincorporated territory;

Also: Assembly Bill No. 44—An act to add a new section to the Penal Code to be numbered 634 $\frac{1}{2}$, relating to the protection of fish and game;

Also: Assembly Bill No. 240—An act to amend section 2 of an act entitled "An act to provide that the Department of Natural Resources, through the State Park Commission, shall have control of the State park system; to establish and define the State park system; to define certain powers and duties of the State Park Commissioner; to make an appropriation for carrying out the purposes of this act; and to establish a contingent fund and a revolving fund," approved May 25, 1927, relating to and defining the State park system and authorizing cities to donate real property to the State for inclusion in the State park system;

Also: Assembly Bill No. 320—An act to amend section 634 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 494—An act providing for the establishment and maintenance of 24-hour elementary schools by elementary school districts with the approval of the State Board of Education, providing for the admission to such schools and providing for the government, control, conduct, and support thereof;

Also: Assembly Bill No. 810—An act to amend the title and sections 1, 2, 3, 4, 5, 6, 13, 18 and 20 of the "Improvement Bond Act of 1915," approved June 11, 1915, and to add a new section to said act to be known as section 5a, relating to the issuance of bonds to represent assessments levied for public improvements and the laying out, opening, extending, widening, or straightening, in full or in part, of public streets, squares, lanes, alleys, courts, and places or for any condemnation of property necessary or convenient for such purposes, done or made under the "Street Opening Act of 1903";

Also: Assembly Bill No. 871—An act to add two new sections numbered 28a and 25a to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to powers and duties of marshals of municipal courts and providing for the maintenance of a night court in cities of the first and one-half class;

Also: Assembly Bill No. 882—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class;

Also: Assembly Bill No. 994—An act to provide for the investigation of the economic problems of agriculture, by the University of California;

Also: Assembly Bill No. 965—An act to provide for the recall of elective officers of incorporated cities and towns and to repeal an act entitled "An act to provide for the recall of elective officers of incorporated cities and towns," approved January 2, 1912;

Also: Assembly Bill No. 1174—An act providing for a Water Resources Commission, defining its duties, and making an appropriation therefor;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifteenth day of May, 1929, at two o'clock and forty-five minutes p.m.

SPALDING, Chairman.

ON JUDICIARY

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Bill No. 7—An act to amend section 1143 of the Penal Code, relating to fees of jurors;

Also: Assembly Bill No. 22—An act to amend section 4300f of the Political Code, relating to jurors' fees;

Also: Assembly Bill No. 25—An act to add three new sections to the Civil Code to be numbered 2097, 2098, 2099, relating to the liability of an owner or driver or person responsible for the operation of a vehicle for injury to a passenger transported, without compensation;

Also: Assembly Bill No. 32—An act to amend sections 8 and 14 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of 21 years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions, establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons, fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Assembly Bill No. 34—An act to add a new section to the Code of Civil Procedure, to be numbered 831h, relating to transfer of actions between superior and municipal courts;

Also: Assembly Bill No. 42—An act to amend section 200 of the Code of Civil Procedure, relating to jury service;

Also: Assembly Bill No. 47—An act to amend sections 92 and 139 of the Civil Code and to add thereto a new section, numbered 108, relating to the causes of divorce;

Also: Assembly Bill No. 48—An act to amend section 69 of the Civil Code, relating to marriage licenses;

Also: Assembly Bill No. 68—An act to amend section 685 of the Code of Civil Procedure, relating to the issuance of execution and the enforcement of judgment after the lapse of five years from date of its entry;

Also: Assembly Bill No. 83—An act to amend section 539 of the Code of Civil Procedure, relating to undertaking on attachment.

Also: Assembly Bill No. 89—An act to add a new section, to be numbered 2972a, to the Civil Code, relating to priority rights as between the holder of a crop mortgage and a wage claimant and making such mortgagee liable for wage claims in connection with producing the crops under certain circumstances.

Also: Assembly Bill No. 84—An act to amend section 410 of the Code of Civil Procedure, relating to service of summons;

Also: Assembly Bill No. 115—An act to authorize the counties of the State of California to establish systems for the retirement and pension of county and township officers and employees and to provide certain benefits for their dependence;

Also: Assembly Bill No. 147—An act to amend section 1248 of the Code of Civil Procedure, relating to what must be ascertained and assessed in condemnation suits;

Also: Assembly Bill No. 163—An act to increase the number of judges of the superior court of the State of California in and for the county of Merced, and to provide for the appointment of an additional judge;

Also: Assembly Bill No. 175—An act to provide for the periodical inspection of steam boilers, with certain exceptions, operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such boilers; making it a misdemeanor to operate such boilers without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspections;

Also: Assembly Bill No. 218—An act to amend section 1763 of the Code of Civil Procedure, relating to insane and incompetent persons;

Also: Assembly Bill No. 246—An act to amend sections 2, 3, 5, 8, 9, 9a, 10, 11, 11a, 12, 14, 18, 20a and 20b of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act." approved May 27, 1919, as amended, and adding new sections to be numbered 9b, 9c, 9d and 23, relative to the definition of real estate brokers and salesmen; providing for regulation, supervision and licensing thereof; sale of lands for colonization or subdivision purposes; brokers bonds

relating to sale or lease of land for colonization purposes or farm land subdivision; providing penalties for the violations of the provisions thereof;

Also: Assembly Bill No. 321—An act granting all persons who hold certificates of purchase issued after the first day of January, 1920, on public lands, time within which to make payment of the purchase price, taxes, interest and penalties due thereon;

Also: Assembly Bill No. 349—An act to amend section 2009 of the Code of Civil Procedure, relating to the use of affidavits;

Also: Assembly Bill No. 355—An act to amend section 631 of the Code of Civil Procedure, relating to the waiver of trial by jury;

Also: Assembly Bill No. 443—An act to amend section 1043 of the Penal Code and to add a new section thereto to be numbered 1043 $\frac{1}{2}$, relating to necessity for the presence of defendants at trials in prosecutions for felonies;

Also: Assembly Bill No. 469—An act to amend section 943 of the Code of Civil Procedure, relating to appeals;

Also: Assembly Bill No. 474—An act to repeal an act entitled "An act defining criminal syndicalism and sabotage, prescribing certain acts and methods in connection therewith and in pursuance thereof and providing penalties and punishments therefor," approved April 30, 1919.

Also: Assembly Bill No. 476—An act to amend section 9a of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, as amended, relating to bonds of real estate brokers and salesmen;

Also: Assembly Bill No. 491—An act to add a new section to the Political Code to be numbered 2181c, relating to moneys of insane persons;

Also: Assembly Bill No. 492—An act to amend section 259 of the Code of Civil Procedure, relating to court commissioners;

Also: Assembly Bill No. 493—An act to amend section 1028 of the Code of Civil Procedure, relating to court referees;

Also: Assembly Bill No. 500—An act to prohibit the solicitation of the business of collecting personal injury or death claims arising within this State, with the intention of instituting suit thereon outside of this State, and to provide a penalty for violation of this act;

Also: Assembly Bill No. 502—An act to amend section 231 of the Code of Civil Procedure, relating to trial jurors;

Also: Assembly Bill No. 504—An act to amend section 4300c of the Political Code, relating to fees of clerks, sheriffs and recorders;

Also: Assembly Bill No. 577—An act to amend section 4131 of the Political Code, relating to the recording of instruments by the county recorder;

Also: Assembly Bill No. 582—An act to amend section 726 of the Code of Civil Procedure, relating to actions for the foreclosure of mortgages, for the sale of property in such actions and for the making of deeds in such actions;

Also: Assembly Bill No. 635—An act to amend section 4300f of the Political Code, relative to fees of jurors;

Also: Assembly Bill No. 644—An act to amend an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks, and other attaches of such courts, their terms of office, qualifications and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, by amending section 18 thereof, relating to vacancies in the office of clerk or marshal;

Also: Assembly Bill No. 670—An act to amend section 1254 of the Code of Civil Procedure, relating to the right of eminent domain and staying proceedings after judgment therein pending final conclusion of litigation;

Also: Assembly Bill No. 708—An act to amend section 241 of the Code of Civil Procedure, relating to the impaneling of grand juries;

Also: Assembly Bill No. 709—An act to amend section 925 of the Penal Code, relating to grand juries;

Also: Assembly Bill No. 719—An act to amend chapter 6 of article XIV of part IV, division III of the Civil Code, relating to liens by adding a new section thereto to be known as section number 3066, providing that physicians, nurses, and hospitals shall be entitled to liens for their services and for drugs, medicines, food, supplies, and materials furnished by them in certain cases and for the enforcement of such liens;

Also: Assembly Bill No. 727—An act to amend section 690 of the Code of Civil Procedure, relating to exemptions from execution;

Also: Assembly Bill No. 728—An act to amend section 690 of the Code of Civil Procedure, relating to exemptions from execution;

Also: Assembly Bill No. 729—An act to add a new section to the Code of Civil Procedure to be numbered 371a, relating to actions to subject community property to the payment of debts;

Also: Assembly Bill No. 750—An act to add a new section to the Penal Code to be numbered 397d, relating to search and seizure;

Also: Assembly Bill No. 756—An act to promote the expeditious and economical administration of justice, and authorizing the Judicial Council to make rules relating to the administration of the courts of this State, the distribution and disposal of business therein, and the pleading, practice and procedure in said courts;

Also: Assembly Bill No. 788—An act to amend section 1192 of the Code of Civil Procedure, relating to mechanics' liens;

Also: Assembly Bill No. 795—An act to amend section 689 of the Code of Civil Procedure, relating to writ of execution in civil cases;

Also: Assembly Bill No. 796—An act to amend section 1238 of the Civil Code, relating to homesteads;

Also: Assembly Bill No. 797—An act amending the Political Code by adding a new section thereto to be known as section 3261 thereof fixing the standard time in this State and providing for daylight savings time;

Also: Assembly Bill No. 811—An act to amend section 1444 of the Code of Civil Procedure, relating to the appointment of appraisers;

Also: Assembly Bill No. 812—An act to levy a tax on sales of shares of the capital stock of domestic and foreign corporations, and on the sale of bonds, debentures or other evidences of indebtedness, and providing penalties for violations thereof;

Also: Assembly Bill No. 813—An act to amend section 702 of the Code of Civil Procedure of the State of California, by adding thereto a provision relating to redemption from sales under foreclosure of mortgages;

Also: Assembly Bill No. 829—An act to amend section 16 of the Inheritance Tax Act, approved June 3, 1921, as amended, relating to the appraisal of estates;

Also: Assembly Bill No. 856—An act to amend section 170 of the Code of Civil Procedure, relating to the disqualification of judges;

Also: Assembly Bill No. 857—An act to add two new sections to the Code of Civil Procedure to be numbered 1244a and 1244b, relating to proceedings in eminent domain;

Also: Assembly Bill No. 861—An act to amend section 690 of the Code of Civil Procedure, relating to property exempt from execution;

Also: Assembly Bill No. 874—An act to amend section 2777 of the Civil Code, relating to person indemnifying liability jointly and severally with person indemnified;

Also: Assembly Bill No. 899—An act increasing the number of judges of the superior court of the State of California, in and for the county of San Mateo, and providing for the appointment of an additional judge and for his compensation;

Also: Assembly Bill No. 955—An act to amend section 832 of the Civil Code, relating to lateral and subjacent support;

Also: Assembly Bill No. 960—An act to amend section 1238 of the Code of Civil Procedure, relative to the right of eminent domain,

Also: Assembly Bill No. 963—An act to add a new section to be numbered 2185c to the Political Code, relating to inebriates and drug habitues;

Also: Assembly Bill No. 964—An act to be known as the Loan Brokers' Act, to regulate the fees, charges, commissions or compensation of real estate and personal loan brokers, and providing penalties for violations thereof;

Also: Assembly Bill No. 967—An act establishing certain inferior courts to be known as county juvenile courts in counties of the third class; determining the jurisdiction of such courts, the number of judges thereof and their qualifications and compensation; fixing the powers, duties and responsibilities of such courts and of the judges thereof; and prescribing the practice and procedure applicable to such courts and for appeals therefrom;

Also: Assembly Bill No. 969—An act to add new sections to be numbered 7a and 7b to an act entitled "An act authorizing the establishment of municipal courts, prescribing their constitution, regulation, government, procedure and jurisdiction, and providing for the election and appointment of the judges, clerks and other attaches of such courts, their terms of office, qualification and compensation and for the selection of jurors therein," approved May 23, 1925, as amended, relating to the number of clerks, marshals and other officers and attaches of municipal courts, and their deputies; to fix the compensation therefor;

Also: Assembly Bill No. 975—An act to amend section 1239 of the Code of Civil Procedure of the State of California so as to add thereto a paragraph, relative to the condemnation of permanent or temporary setback easements;

Also: Assembly Bill No. 987—An act to amend section 1238 of the Code of Civil Procedure, relating to the exercise of the right of eminent domain;

Also: Assembly Bill No. 989—An act to amend section 1983 of the Code of Civil Procedure, relating to the burden of proof in certain cases;

Also: Assembly Bill No. 991—An act to amend section 537 of the Code of Civil Procedure, relating to undertakings on attachment;

Also: Assembly Bill No. 992—An act to amend section 539 of the Code of Civil Procedure, relating to undertakings on attachment;

Also: Assembly Bill No. 1003—An act to amend section 1 of an act entitled "An act providing for the creation of county boards of trade and county chambers of commerce in the several counties of the State by the boards of supervisors thereof, providing for the appointment of the members of such boards; providing for the powers and duties of such boards and providing for the compensation and expenses of the members thereof," approved May 25, 1921, relating to the creation thereof;

Also: Assembly Bill No. 1005—An act to add a new section to the Code of Civil Procedure to be numbered 603a, relating to challenges where an insurance carrier is an interested party;

Also: Assembly Bill No. 1024—An act to add a new section to the Political Code to be numbered section 3819a, restricting the use of injunctions to enjoin any collection of taxes, licenses or fees levied, assessed or to be collected by the State or any political subdivision thereof;

Also: Assembly Bill No. 1030—An act relating to written leases of real estate or a part thereof and to provide penalties for the violation thereof;

Also: Assembly Bill No. 1074—An act to add a new section to the Code of Civil Procedure, to be numbered 387a, relating to bringing in a new party to an action;

Also: Assembly Bill No. 1075—An act to amend sections 664 and 1704 of the Code of Civil Procedure, relating to the giving, entering, and recording of orders, judgments and decrees;

Also: Assembly Bill No. 1077—An act to amend section 137 of the Civil Code, relating to actions for support of wife and children or of husband and children and certain provisions for divorce in such actions;

Also: Assembly Bill No. 1080—An act to amend the Political Code of the State of California by amending section 4029, relating to supervisorial districts of a county;

Also: Assembly Bill No. 1086—An act to amend section 1540 of the Penal Code, relating to restoration of property;

Also: Assembly Bill No. 1110—An act to add a new section to the Civil Code to be numbered 230a, relating to the adoption of persons of full age;

Also: Assembly Bill No. 1125—An act amending the Political Code by adding a new section thereto to be known as section 3261 thereof fixing the standard time in this State and providing for daylight savings time;

Also: Assembly Bill No. 1142—An act to add a new section to the Civil Code to be numbered 48a, relating to libel;

Also: Assembly Bill No. 1146—An act to amend section 1380 of the Code of Civil Procedure, relating to notices in probate proceedings;

Also: Assembly Bill No. 1151—An act to amend an act entitled "An act to prohibit the placing or maintaining of signs, mechanical devices, transparencies, pictures or advertisements on or upon property of the State of California, or on or upon property of any city, city and county or county in the State of California and prohibiting the placing or maintaining of any signs, mechanical devices, transparencies, pictures or advertisements upon property of any person or private corporation without consent in writing therefor having been first obtained, and providing a penalty for the violation of the provisions of this act, and declaring such signs, mechanical devices, transparencies, pictures and advertisements to be a public nuisance," approved April 21, 1911, by amending the title and sections 1 and 2 thereof and adding section 4½, relating to curves and intersections of public highways;

Also: Assembly Bill No. 1192—An act to provide for the taxing of property which has been pawned or is held in pledge;

Has had the same under consideration, and respectfully reports the same back without recommendation.

SEWELL, Chairman.

Also:

MR SPEAKER: Your Committee on Judiciary, to which was referred Senate Bill No. 90—An act to amend section 396 of the Code of Civil Procedure, relating to changing place of trial;

Also: Senate Bill No. 98—An act to add a new section to be numbered 1179a to chapter 4 of title III of part III of the Code of Civil Procedure, relating to summary judgments;

Also: Senate Bill No. 137—An act to add a new section to the Penal Code to be numbered 496c, relating to buying, receiving, concealing or withholding stolen property, and prescribing penalties for violation of the provisions thereof;

Also: Senate Bill No. 168—An act to amend section 689 of the Code of Civil Procedure, relating to the claims of third parties and indemnities to the sheriff, by providing for trial within ten days as to the ownership of property whenever a third party claim is filed under an attachment or execution;

Also: Senate Bill No. 273—An act to add a new section to the Code of Civil Procedure, to be numbered 1770a, relating to the management of the estate of an

incompetent ward, to expenditures that may be made therefrom, and the procedure to be followed in obtaining the order of the court for such expenditures;

Also: Senate Bill No. 279—An act to add a new section to the Penal Code to be numbered 330*b*, relating to gambling devices;

Also: Senate Bill No. 739—An act to amend section 51 of the State Housing Act approved June 15, 1923, as amended, relating to fire and smoke towers and stairways combined; and enclosed stairways terminating in fireproof passageway;

Also: Senate Bill No. 882—An act to add a new section to be numbered 580*a* to the Code of Civil Procedure, relative to the place for the commencement and trial of actions;

Has had the same under consideration, and respectfully reports the same back without recommendation.

SEWELL, Chairman.

Also:

MR. SPEAKER: Your Committee on Judiciary, to which was referred Assembly Concurrent Resolution No. 13—Relative to the designation and adoption of a variety of tree to be known as the official state tree and arboreal emblem of the State of California;

Also: Assembly Concurrent Resolution No. 35—Relative to revision of the laws of California;

Has had the same under consideration, and respectfully reports the same back without recommendation.

SEWELL, Chairman.

ON EDUCATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929

MR. SPEAKER: Your Committee on Education, to which was referred Assembly Bill No. 14—An act to amend section 1616 of the Political Code, relating to the establishment and maintenance of a kindergarten;

Also: Assembly Bill No. 15—An act to amend section 1612*a* of the Political Code, relating to school district budgets and school district taxes;

Also: Assembly Bill No. 118—An act to provide for the study of vocational training or manual arts for boys and home economics or domestic science for girls in public high schools;

Also: Assembly Bill No. 130—An act to amend section 1733*a* of the Political Code, relating to high schools and high school districts;

Also: Assembly Bill No. 315—An act relating to the tenure of employment of persons engaged in the public school service of the State;

Also: Assembly Bill No. 357—An act to amend section 1608 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education;

Also: Assembly Bill No. 371—An act providing for the establishment and maintenance by high school boards of vocational courses in cooperation with suitable places of employment;

Also: Assembly Bill No. 435—An act relating to requisitions on school district funds;

Also: Assembly Bill No. 439—An act relating to the registration of unpaid school warrants;

Also: Assembly Bill No. 440—An act to amend section 1607*b* of the Political Code, relating to powers and duties of school boards;

Also: Assembly Bill No. 460—An act to amend section 1741 of the Political Code, relating to powers and duties of high school boards;

Also: Assembly Bill No. 463—An act to amend section 1610, paragraph sixth, of the Political Code, relating to powers of trustees to provide transportation;

Also: Assembly Bill No. 516—An act providing for the annexation of elementary school districts to high school districts;

Also: Assembly Bill No. 517—An act relating to elections of trustees in union or joint union high school districts;

Also: Assembly Bill No. 520—An act relating to the rate of taxation for the support of kindergartens;

Also: Assembly Bill No. 530—An act to amend section 1733*a* of the Political Code, relating to high school districts;

Also: Assembly Bill No. 610—An act providing for the establishment of kindergartens by governing boards of elementary school districts;

Also: Assembly Bill No. 613—An act relating to the establishment of junior high schools;

Also: Assembly Bill No. 624—An act relating to meetings of high school boards;

Also: Assembly Bill No. 794—An act providing for the payment of retirement salaries to public school nurses, school attendance officers and secondary school registrars;

Also: Assembly Bill No. 822—An act relating to the exchange of teachers in the elementary and secondary schools of this State or teachers in schools of corresponding grade in other states or territories of the United States or in foreign countries;

Also: Assembly Bill No. 827—An act to allow pupils in the elementary and high schools of this State to be excused from attendance thereon for the purpose of receiving dental attention;

Also: Assembly Bill No. 835—An act empowering boards of school trustees, high school boards, junior college boards and boards of education to provide for the purchase of public liability insurance on school buses;

Also: Assembly Bill No. 830—An act providing for the organization of certain elementary school districts into union or joint union high school districts;

Also: Assembly Bill No. 854—An act relating to the maintenance of schools;

Also: Assembly Bill No. 917—An act to add a new section to the Political Code, to be known as section 1616a, relating to the maintenance of kindergartens;

Also: Assembly Bill No. 927—An act to amend section 1612a of the Political Code of the State of California, relating to the time of preparing and filing school budgets;

Also: Assembly Bill No. 930—An act empowering boards of school trustees, high school boards, junior college boards and boards of education to provide for the purchase of public liability insurance on school buses;

Also: Assembly Bill No. 952—An act to amend section 3½ of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds, conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to the employment of children in street trades and public places;

Also: Assembly Bill No. 980—An act providing for the payment of the traveling expenses of supervisors of attendance and supervisors of rural schools;

Also: Assembly Bill No. 1078—An act relating to the powers or duties of governing boards of school districts;

Also: Assembly Bill No. 459—An act providing for the management, control, administration and support of the public school system of the State of California; Has had the same under consideration, and respectfully reports the same back without recommendation.

BYRNE, Chairman.

Also:

MR. SPEAKER: Your Committee on Education, to which was referred Senate Bill No. 225—An act to provide for instruction in public safety and accident prevention primarily devoted to avoidance of accident hazards on streets and highways in the elementary and secondary schools of the State and in the normal schools and teachers colleges in the State—has had the same under consideration, and respectfully reports the same back without recommendation.

BYRNE, Chairman.

ON CRIME PROBLEMS.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Crime Problems, to which was referred Assembly Bill No. 24—An act to amend section 627 of the Penal Code, relating to trespass;

Also: Assembly Bill No. 63—An act to add a new section to the Penal Code to be numbered 64a, relating to crimes against the elective franchise;

Also: Assembly Bill No. 148—An act to amend sections 997, 1009, 1116, 1117, 1166, 1188, 1262, 1297, 1302, 1371 and 1384 of the Penal Code, relating to refund of money deposited in lieu of bail, and to repeal conflicting acts and parts of acts;

Also: Assembly Bill No. 109—An act to amend section 209 of the Penal Code, relating to the commission of the crime of kidnaping with intent to commit certain other crimes;

Also: Assembly Bill No. 415—An act to repeal section 476a and to add a new section to the Penal Code, to be numbered 476b, relating to the drawing and uttering of checks or drafts;

Also: Assembly Bill No. 438—An act to amend section 190 of the Penal Code, relating to the punishment of persons found guilty of murder;

Also: Assembly Bill No. 487—An act to add new sections to the Penal Code to be numbered 447a, 448a, 449a, 450a and 451a, and to repeal sections 447, 448, 449, 450, 451, 452, 453, 454 and 455 of said Code, all relating to the crime of arson;

Also: Assembly Bill No. 512—An act to add a new section to the Penal Code, to be known as section 653f, relating to the withholding of materials by persons engaged in the construction of public works;

Also: Assembly Bill No. 569—An act to amend section 1446 of the Penal Code, relating to judgments in criminal cases;

Also: Assembly Bill No. 722—An act to amend section 1 of an act entitled "An act to amend sections 1 and 6 of an act entitled 'An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all

sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any of such weapons by certain classes of persons; to prescribe penalties for violation of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal chapter 145 of California Statutes of 1917, relating to the same subject, approved June 13, 1923, relating to the carrying of weapons by policemen, guards and messengers," approved May 22, 1925, and relating to penalties for violations of this act;

Also: Assembly Bill No. 723—An act to amend section 2 of an act entitled "An act to control and regulate the possession, sale and use of pistols, revolvers and other firearms capable of being concealed upon the person; to prohibit the manufacture, sale, possession or carrying of certain other dangerous weapons within this State; to provide for registering all sales of pistols, revolvers or other firearms capable of being concealed upon the person; to prohibit the carrying of concealed firearms except by lawfully authorized persons; to provide for the confiscation and destruction of such weapons in certain cases; to prohibit the ownership, use, or possession of any such weapons by certain classes of persons; to prescribe penalties for violation of this act and increased penalties for repeated violations hereof; to authorize, in proper cases, the granting of licenses or permits to carry firearms concealed upon the person; to provide for licensing retail dealers in such firearms and regulating sales thereunder; and to repeal chapter 145 of California Statutes of 1917, relating to the same subject," approved June 13, 1923, and relating to penalties for violations of this act;

Also: Assembly Bill No. 768—An act to amend section 1026 of the Penal Code of the State of California by changing the order in which the pleas of "Not guilty" and "Not guilty by reason of insanity," shall be tried;

Also: Assembly Bill No. 770—An act to amend section 70 of the Penal Code, relating to bribery;

Also: Assembly Bill No. 780—An act to add a new section to the Penal Code to be known as section 597j, relating to the keeping of vicious dogs;

Also: Assembly Bill No. 804—An act to amend section 602 of the Penal Code, relating to malicious injury to real property;

Also: Assembly Bill No. 826—An act to add a new section to the Penal Code to be numbered as section 417a, providing for prohibiting the discharge of firearms on the public highway, and declaring such an act to be a misdemeanor;

Also: Assembly Bill No. 846—An act to amend section 476a of the Penal Code, relating to defrauding by means of checks, drafts or orders, and to the evidence thereof and establishing the penalty therefor;

Also: Assembly Bill No. 858—An act to amend section 271 of the Penal Code relating to children;

Also: Assembly Bill No. 1038—An act to amend section 1446 of the Penal Code, relating to imprisonment for nonpayment of fines.

Also: Assembly Bill No. 1057—An act to amend the Penal Code by adding thereto a new section to be numbered 327, relating to reporting or publishing fictitious transactions in securities, and prohibiting false statements or advertising as to securities, and relating to the manipulation of prices of securities, and prohibiting the hypothecation of customers' securities, and requiring delivery to the customers of memorandum of transactions by brokers;

Has had the same under consideration, and respectfully reports the same back without recommendation.

KLINE, Chairman.

ON STATE GROUNDS AND PARKS

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on State Grounds and Parks, to which was referred Assembly Bill No. 775—An act to convey all that certain property known as De Laveaga Park to the city of Santa Cruz—has had the same under consideration, and respectfully reports the same back without recommendation.

CRAWFORD, Chairman.

ON IRRIGATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Irrigation, to which was referred Assembly Bill No. 21—An act to amend the California Irrigation District Act, approved March 31, 1897, by adding a new section thereto, to be numbered 15c, relating to insurance;

Also: Assembly Bill No. 37—An act creating an agency of the State to be known as "The Irrigation Districts Association of California" for the purpose of enabling the irrigation districts of this State to act cooperatively for the strengthening and

protection of their credit and securities and otherwise promoting their welfare, and defining its powers and duties;

Also: Assembly Bill No. 74—An act to amend sections 1, 2, 3, 4 and 7 of an act entitled "An act to provide for the organization and creation of improvement districts within irrigation districts organized under the 'California Irrigation District Act'; to provide for the construction of improvements therein, and for the levy of assessments on the lands of such improvement districts," approved May 25, 1927, to provide for the acquisition of improvements in such improvement districts;

Also: Assembly Bill No. 444—An act to amend section 2 of an act entitled "An act to provide for drainage by irrigation districts," approved March 18, 1907, relating to liability of a district for failure or neglect in the performance of duty under said act;

Also: Assembly Bill No. 445—An act to amend section 18 of the California Irrigation District Act, relating to apportionment of water;

Also: Assembly Bill No. 863—An act to add a new section to the Political Code to be numbered 3628a, relating to taxation of water rights;

Also: Assembly Bill No. 976—An act creating a commission to investigate and report upon the government and financial structure of irrigation and reclamation districts, providing for the appointment of the members thereof, prescribing their powers and duties and making an appropriation for the purposes thereof;

Also: Assembly Bill No. 993—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by amending section 11 thereof, relating to projects which may be declared a single enterprise and unit;

Also: Assembly Bill No. 996—An act to amend the "Water Commission Act," approved June 16, 1913, as amended, by adding thereto a new section to be numbered 19a, relating to progress towards and completion of use by a permittee; Has had the same under consideration, and respectfully reports the same back without recommendation.

MIXTER, Chairman

ON MEDICAL AND DENTAL LAWS.

ASSEMBLY CHAMBER, SACRAMENTO, MAY 15, 1929.

MR. SPEAKER: Your Committee on Medical and Dental Laws, to which was referred Assembly Bill No. 666—An act to regulate the examination of applicants for license in the "basic sciences," to establish a State Board of Examiners in the "basic sciences" as defined herein, define its powers, prescribe its duties, provide for the appointment of its members and fix their terms and compensation; and in certain respects, defining the powers and prescribing the duties of boards for any branch or system of healing now existing or hereafter established, and of certain other officers, and providing for the enforcement of this act and the penalties for violation;

Also: Assembly Bill No. 814—An act to amend sections 12 and 16 of an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof, and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended, relating to the practice of pharmacy;

Also: Assembly Bill No. 815—An act to amend section 5a of an act entitled "An act to regulate the sale of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to the sale of poisons,

Also: Assembly Bill No. 405—An act to amend an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violations thereof, and for the appointment of a board to be known as the California State Board of Pharmacy," by adding a new section to be known as section 1½, relating to pharmacies;

Also: Assembly Bill No. 562—An act to amend sections 12 and 16 of an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended, relating to the practice of pharmacy;

Also: Assembly Bill No. 636—An act to amend sections 13 and 14 of an act entitled, "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof," approved May 21, 1915,

Also: Assembly Bill No. 384—An act to amend sections 11, 12 and 16 of an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof; and for the appointment of a board to be known as the California State Board of Pharmacy," approved March 20, 1905, as amended, relating to the practice of pharmacy,

Also: Assembly Bill No. 488—An act to amend an act entitled "An act to regulate the examination of applicants for license and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the

regulation of the practice of medicine and surgery, osteopathy and other systems or modes of treating the sick or afflicted in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act." approved June 2, 1913, as amended, by amending the title thereof, and by adding a new section thereto to be numbered section 6a, providing for the establishment and maintenance of a State Medical Library, and amending the title of said act;

Also: Assembly Bill No. 561—An act to amend section 5a of an act entitled "An act to regulate the sale of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, relating to the sale of poisons;

Also: Senate Bill No. 628—An act to amend section 623 of the Political Code, relating to the filing of bonds by insurance companies, and reciting the conditions of such bonds;

Also: Senate Bill No. 100—An act to amend "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulations,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended; by adding a new section to be numbered section 20½, relating to the impersonation of investigators of the Board of Medical Examiners and providing a penalty for the violation of the provisions hereof;

Has had the same under consideration, and respectfully reports the same back without recommendation.

CRONIN, Chairman.

ON CORPORATIONS

ASSEMBLY CHAMBER, SACRAMENTO, May 14, 1929.

MR. SPEAKER: Your Committee on Corporations, to which was referred Assembly Bill No. 205—An act to amend section 3 of the Corporation Securities Act, approved May 18, 1917, as amended, relating to permits to sell securities;

Also: Assembly Bill No. 665—An act in relation to the regulation and supervision, by the Commissioner of Corporations, of the sale or other disposition of securities, defined therein, providing penalties for violation of the provisions thereof, and repealing certain provisions of a certain act therein named;

Also: Assembly Bill No. 1105—An act to define finance companies; to provide for the regulation, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof; and to repeal all acts or portions of acts in conflict therewith;

Has had the same under consideration, and respectfully reports the same back without recommendation.

LYONS, Chairman.

ON COUNTY GOVERNMENT.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on County Government, to which was referred Assembly Bill No. 29—An act to amend section 4277 of the Political Code, relating to salaries and fees of officials in counties of the forty-eighth class;

Also: Assembly Bill No. 87—An act to amend section 4283 of the Political Code, relating to the salaries and fees of officers of counties of the fifty-fourth class;

Also: Assembly Bill No. 122—An act to amend the Political Code by amending section 4013 thereof and adding sections 4143a, 4143b and 4143c thereto, relating to county coroners;

Also: Assembly Bill No. 338—An act to amend section 197 of the Juvenile Court Law, approved June 5, 1915, as amended, relative to the salary of the probation officer in counties of the twentieth class, and providing an assistant to said officer;

Also: Assembly Bill No. 462—An act to add a new section, to be numbered section 12, to an act entitled "An act relating to estrays, and providing for taking them up and giving a lien on them for all damages, costs, and expenses incurred by reason of taking them up, and repealing all other acts and parts of acts now in force relating to estrays," approved March 23, 1901, as amended, providing that the county of Plumas be included within said act and the acts therein mentioned to the extent that said act and acts relate to the county of Lassen;

Also: Assembly Bill No. 579—An act to provide for a county engineer for each county in this State; providing for his appointment, manner of removal, qualification, compensation and duties; authorizing the board of supervisors for each county to purchase and obtain all necessary equipment, materials and instrumentalities to

carry out the object of this act; to provide said county engineer with an office and necessary assistance.

Also: Assembly Bill No. 765—An act to amend section 4271 of the Political Code, relating to the salaries of officers of counties of the forty-second class;

Also: Assembly Bill No. 844—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class;

Also: Assembly Bill No. 985—An act to fix and increase the salaries and compensation of county engineers and other officers employed in the repair and construction of highways in and upon the public highways of counties of the thirty-first class;

Also: Assembly Bill No. 1157—An act to amend section 4101 of the Political Code, relating to the duties of the county treasurer;

Has had the same under consideration, and respectfully reports the same back without recommendation.

ADAMS, Chairman.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 313—An act to amend section 4238 of the Political Code, relating to the compensation of county and township officers of counties of the ninth class and to the number, appointment and salaries of their assistants and deputies—has had the same under consideration, and respectfully reports the same back without recommendation.

ADAMS, Chairman.

Also:

MR. SPEAKER: Your Committee on County Government, to which was referred Senate Bill No. 304—An act to amend section 4272 of the Political Code, relating to counties of the forty-third class—has had the same under consideration, and respectfully reports the same back without recommendation.

ADAMS, Chairman.

ON MANUFACTURES.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Manufactures, to which was referred Assembly Bill No. 295—An act to prohibit the use of benzol in the manufacture and application of paint.

Also: Assembly Bill No. 875—An act to regulate the conduct of bottled beverage manufacturing and bottling plants, potable water bottling plants, and any and all places manufacturing, producing, preparing, compounding or offering for sale within the State of California, any beverage, still or carbonated, any potable water, still or carbonated, to create an inspection department to carry on such regulation and to provide rules regulating the proper sanitation of such places, under the State Department of Public Health;

Has had the same under consideration, and respectfully reports the same back without recommendation.

MORRISON, Chairman.

ON ELECTIONS

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Elections, to which was referred Assembly Bill No. 391—An act to amend section 1205 of the Political Code, relating to the manner of voting;

Also: Assembly Bill No. 392—An act to amend section 1211 of the Political Code, relating to ballots, and when void;

Also: Assembly Bill No. 895—An act to amend section 1103 of the Political Code, relating to registration of voters;

Also: Assembly Bill No. 946—An act to repeal section 1188 of the Political Code, relating to elections;

Also: Senate Bill No. 247—An act to amend section 1188 of the Political Code, relating to independent nominations,

Has had the same under consideration, and respectfully reports the same back without recommendation.

BLISS, Chairman.

Also:

MR. SPEAKER: Your Committee on Elections, to which was referred Assembly Bill No. 108—An act to add a new section to the Political Code, to be numbered 1122, relating to school elections;

Also: Assembly Bill No. 114—An act to amend sections 1357 and 1359 of the Political Code, relating to absent voters;

Also: Assembly Bill No. 131—An act to amend sections 1, 3, 4, 5, 10, 12, 13, 23 and 24 of an act entitled "An act to provide for and regulate primary elections, and providing a method of choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees and to repeal the act approved April 7, 1911, known as the Direct Primary Law; and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law; and also to repeal all other acts, or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended;

Also: Assembly Bill No. 256—An act to amend an act entitled "An act creating a State Commission on Voting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the immediate result of such elections; and providing for the punishment of all violations of the provisions of this act," approved May 3, 1923, as amended, by amending section 5 thereof, relating to adoption of voting machines;

Also: Assembly Bill No. 282—An act to amend section 1 of an act entitled "An act approving, confirming and declaring valid the organization of Sanitary District No. 1, Marin County, California, heretofore organized under and by virtue of the provisions of an act entitled 'An act to provide for the formation, government, operation and dissolution of sanitary districts in any part of the State for the construction of sewers and other sanitary purposes; the acquisition of property thereby; the calling and conducting elections in such districts; the assessments, levy, collection, custody and disbursement of taxes therein; the issuance and disposal of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds and the disposal of their proceeds,' approved March 31, 1891, under and by virtue of the provisions of an act entitled, 'An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewage matter, the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and disposal of their proceeds,' approved May 27, 1919, which reorganization was voted upon at a special election called and held for that purpose in said Sanitary District No. 1 on the fifteenth day of September, 1919, and approving, confirming and declaring valid the annexation of certain territory to said Sanitary District No. 1 voted upon at an election held the thirtieth day of August, 1920," approved May 16, 1921, as amended, relating to the reorganization of Sanitary District No. 1;

Also: Assembly Bill No. 380—An act to amend section 1197 of the Political Code, relating to the form of the ballot;
Has had the same under consideration, and respectfully reports the same back without recommendation.

BLISS, Chairman.

ON MINES AND MINING.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Mines and Mining, to which was referred Assembly Bill No. 382—An act to amend section 17 of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation, providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, by providing for the filing with the State Oil and Gas Supervisor, or his deputies, of an application showing the names and addresses of all parties interested in the promotion of the well and the financial ability of the owner or operator of any oil well, to complete the well to production or to abandon same by shutting off and excluding all water from entering oil-bearing strata encountered in the well, requiring a permit before oil drilling operations may be commenced, giving the said supervisor and his deputies the right to grant or refuse to grant such permits after investigation, subject to review by the district oil and gas commissioners and by the courts and providing penalties for the enforcement of the act—has had the same under consideration, and respectfully reports the same back without recommendation.

DILLINGER, Chairman.

ON GOVERNMENTAL REVENUES AND EXPENDITURES.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929

MR. SPEAKER: Your Committee on Governmental Revenues and Expenditures, to which was referred Assembly Bill No. 869—An act to create a fund to be known as the county highway construction fund—has had the same under consideration, and respectfully reports the same back without recommendation.

COOMBS, Chairman.

ON TEACHERS COLLEGES

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Teachers Colleges, to which was referred Assembly Bill No. 1143—An act appropriating money for the purchase of additional land for the Santa Barbara State Teachers College—has had the same under consideration, and respectfully reports the same back without recommendation

DEUEL, Chairman.

ON PENSIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Pensions, to which was referred Assembly Bill No. 1046—An act providing for the protection and assistance of aged persons under certain conditions in the State of California and prescribing penalties for violation of the provisions hereof and making an appropriation for the carrying out of its purposes;

Also: Assembly Bill No. 553—An act to establish a retirement system to provide for the retirement of employees of the State of California; Has had the same under consideration, and respectfully reports the same back without recommendation.

LITTLE, Chairman.

ON EXHIBITIONS AND FAIRS

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Exhibitions and Fairs, to which was referred Assembly Bill No. 776—An act to establish a State Art Exhibit and providing for the administration thereof, and providing an appropriation therefor—has had the same under consideration, and respectfully reports the same back without recommendation.

EDDY, Chairman.

ON PUBLIC HEALTH AND QUARANTINE

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 532—An act to amend section 1 of an act entitled "An act to regulate the conduct of canneries, to create a Division of Canner Inspection to carry on such regulation, to provide rules regulating the proper sanitation of canneries, under the State Board of Health," approved May 23, 1925;

Also: Assembly Bill No. 536—An act to secure the safety of the public at public bathing places and to provide for the attendance of life guards, and for the violation thereof;

Also: Assembly Bill No. 309—An act to provide for county and city and county boards of mental health;

Also: Assembly Bill No. 348—An act to amend sections 2168 and 2174 of the Political Code, relating to mentally disordered persons;

Also: Assembly Bill No. 179—An act to amend sections 1, 2, 3, 4, 5, 6, 6a, 7, 8, 9, 10 and 11 of an act entitled "An act to provide for the formation, government, operation and dissolution of mosquito abatement districts in any part of the State, to facilitate the extermination of mosquitoes, flies and other insects; and to provide for the assessment, levy, collection and distribution of taxes therein, approved May 29, 1915; amended April 27, 1927," and by adding two new sections thereto to be known as and numbered sections 12 and 13, relating to the formation of said districts and territories comprising more than one county, for the collection of assessments on property therein, for the management and control thereof, and for the addition of territory to districts already formed;

Also: Assembly Bill No. 676—An act to regulate the packing for shipment of cans to be used for food products.

Also: Assembly Bill No. 1115—An act to amend section 7 of an act entitled "An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof," approved June 2, 1921, relating to the handling and sale of bread;

Also: Assembly Bill No. 783—An act regulating the hours of business when and the place of business where uncured and uncooked meats are sold, offered for sale, received or delivered, and prescribing a penalty for the violation thereof;

Also: Assembly Bill No. 887—An act to regulate sanitation and maintenance of auto camps; to provide for the licensing, inspection and supervision of the same; and to provide penalties for the violation of provisions hereof;

Also: Assembly Bill No. 876—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars, of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended, by amending section 21; Has had the same under consideration, and respectfully reports the same back without recommendation.

FRY, Chairman.

Also:

MR. SPEAKER: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 616—An act to be known as the "Pure Milk Law of California," to define "market milk"; to protect the wholesomeness, purity and identity of market milk; to classify and grade market milk; to prevent the sale of impure and unwholesome milk; to empower the department of public health of the State of California to conduct health examinations of milk handlers; to empower cities, counties and groups of cities and counties to establish approved milk inspection service; to provide for the payment of a fee to defray the expenses of certain approved milk inspection services; to provide for the examination, testing, branding and exclusion of tuberculous cattle; to provide for milk scoring contests; to provide for rules and regulations for enforcing the provisions of this act; to prescribe penalties for violation of the provisions hereof; to repeal an act known as the "Pure Milk Law," approved June 3, 1927, as amended, and all acts or parts of acts inconsistent with the provisions of this act—has had the same under consideration, and respectfully reports the same back without recommendation.

FRY, Chairman.

ON MOTOR VEHICLES

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Senate Bill No. 577—An act to amend section 159 of an act entitled "California Vehicle Act," approved May 30, 1923, relating to the distribution and expenditures of funds provided by said act—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 825—An act to amend section 73 of the California Vehicle Act, approved May 30, 1923, as amended, and to add a new section thereto to be numbered 72a, relating to the revocation of licenses of operators and chauffeurs—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 920—An act to amend the "California Vehicle Act," approved May 30, 1923, as amended, by adding thereto a new section to be numbered 36a, relating to the registration of motor vehicles—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 943—An act to amend the California Vehicle Act, approved May 30, 1923, as amended, by amending section 145 of said act, relating to the powers of legislative bodies of incorporated cities and towns to provide for the regulation of traffic and the enforcement of the provisions of said act—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 950—An act to amend the California Vehicle Act, approved May 30, 1923, as amended by adding two new sections thereto to be numbered 30½ and 159½, relating to the motor vehicle fund and employees of the division—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also.

MR. SPEAKER. Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 951—An act to amend the California Vehicle Act, approved May 30, 1923, as amended and approved May 16, 1925, and as amended, by repealing section 104 of said act—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Concurrent Resolution No. 8—Relative to the creation of a committee for the purpose of making a comprehensive study into the subject of grade crossing accidents and delays and reporting thereon to the Legislature of the State of California—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also:

MR. SPEAKER. Your Committee on Motor Vehicles, to which was referred Assembly Concurrent Resolution No. 43—Relative to automobile taxation—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 104—An act to amend sections 77 and 159 of "The California Vehicle Act," relating to registration fees, approved May 30, 1923, as amended—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also:

MR. SPEAKER. Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 219—An act to amend the California Vehicle Act, approved May 30, 1923, as amended, and approved May 16, 1925, by adding thereto a new section to be numbered 944, relating to the operation and equipment of motor vehicles operated upon public highways—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 396—An act to amend the California Vehicle Act, approved May 30, 1923, as amended, by adding thereto a new section, to be numbered 145a, relating to school buses—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 473—An act to amend section 77 of the California Vehicle Act, approved May 10, 1915, as amended, relating to registration fees—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also:

MR. SPEAKER. Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 642—An act to amend the California Vehicle Act approved May 30, 1923, as amended, by amending section 42 of said act, relating to the furnishing of number plates for motor vehicles—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also:

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 649—An act to amend section 135 of the "California Vehicle Act," approved May 30, 1923, as amended, relating to the stopping of motor vehicles at railway crossings—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also :

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 672—An act to amend the California Vehicle Act approved May 30, 1923, as amended, by amending sections 101 and 102 thereof, relating to head-lights on motor vehicles—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also :

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 730—An act to amend the California Vehicle Act, approved May 30, 1923, entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles, trailers and semitrailers and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of or injury to a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide for records to be kept by persons operating public garages and for notices to be given by owners of private garages; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees; fines and forfeitures collected hereunder; to provide for the organization, powers and duties and for the maintenance of the Division of Motor Vehicles; to provide for carrying out the objects of this act, and to make appropriation therefor; to provide for the time this act shall go into effect, and to repeal all acts or parts of acts in conflict with this act," by amending section numbered 146, relating to the penalties for violation thereof—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also :

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 778—An act to add a new section to the "California Vehicle Act," approved May 30, 1923, as amended, to be known as section 141a, relating to the duty of drivers striking animals—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

Also :

MR. SPEAKER: Your Committee on Motor Vehicles, to which was referred Assembly Bill No. 805—An act to amend section 90 of an act entitled "California Vehicle Act," approved May 30, 1923, as amended—has had the same under consideration, and respectfully reports the same back without recommendation.

NIELSEN, Chairman.

ON GOVERNMENTAL EFFICIENCY AND ECONOMY.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 16—An act to create a Bureau of Medical and Hospital Service Companies in the office of the Insurance Commissioner and to define and provide for the licensing and regulation of medical and hospital service companies;

Also: Assembly Bill No. 112—An act to amend sections 2337, 2338, 2341, 2346 of the Political Code, relating to the powers and duties of the State Department of Social Welfare;

Also: Assembly Bill No. 192—An act providing for a State Nautical School in the port of San Francisco, creating a board to govern and manage the same, determining the power, duty and authority of the board, and its officers, providing for the appointment of the members of the board and its officers and employees, creating a fund for the support of the board and the school and equipment for the use thereof, and authorizing the Governor to secure a suitable vessel from the federal government for the use of the school, and making an appropriation therefor;

Also: Assembly Bill No. 399—An act relating to such inspection of railroad train service and railroad wrecks in the interest of safety to the traveling public, railroad employees and property as may be necessary or incident to the carrying out of all laws governing railroad operation and service and all orders or regulations of the Railroad Commission governing the regulation or operation of railroads and making an appropriation therefor;

Also: Assembly Bill No. 410—An act to create a Division of Market Extension in the Department of Finance and to provide for the establishment and administration of a State trade-mark for farm products;

Also: Assembly Bill No. 563—An act providing for the creation and establishment of the Contractors State License Board; prescribing the powers and duties of such board, defining the term contractor; providing the method of obtaining licenses to engage in the business of contracting; and fixing the fees for such licenses; providing the method of revocation of such licenses, and prescribing the punishment for violation of the provisions of this act;

Also: Assembly Bill No. 664—An act to amend sections 1, 4, 7, 8, 9, 16, 18, 19, 20, 21, 22, 27, 28, 29, 30, 32, 33, 34, 35, 36, 37, 38, 40, 41, 43, 44, 46, 48, 50, 51 and 53, to repeal sections 2, 25 and 31, and to add three new sections to be numbered 8a, 16a and 17a of an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental rulings; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, relating to the regulation, control, operation and abandonment of oil and gas producing wells; relating to taxation of oil and gas and oil and gas producing lands; conferring certain powers on the Department of Natural Resources, its agents and employees; and abolishing the jurisdiction of the State Mining Bureau and the State Mineralogist over the natural resources of petroleum and gas;

Also: Assembly Bill No. 704—An act providing for a commission on special assessment laws; providing for the appointment of members thereof; prescribing the powers and duties of such commission and making an appropriation therefor;

Also: Assembly Bill No. 718—An act concerning public accounting and reporting and supervision thereof, and providing penalties for violation of this act;

Also: Assembly Bill No. 886—An act creating a new division in the Department of Public Works to be known as Division of State Police, providing for the administration of the division and defining the powers, duties and jurisdiction thereof;

Also: Assembly Bill No. 982—An act to repeal an act entitled "An act to reduce the fire insurance hazards of the business of clothes cleaning establishments, providing for the enforcement thereof by the State Fire Marshal, providing ways and means for enforcement and providing penalties for violations," approved June 3, 1927;

Also: Assembly Bill No. 1043—An act to add a new article to chapter 3 of title I of part III of the Political Code, to be numbered article XV1a, embracing sections 636 to 636j, relating to hospital associations;

Also: Assembly Concurrent Resolution No. 28—Providing for the appointment of a committee for the investigation of economic problems of agriculture including problems growing out of recent unusual frosts; Has had the same under consideration, and respectfully reports the same back without recommendation.

FEIGENBAUM, Chairman.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Senate Bill No. 262—An act to repeal an act entitled "An act to empower the Director of Agriculture to regulate and control the business of buying and selling fresh fish; to regulate the destruction of food fish; to create a State Fish Exchange; to license those engaged in marketing fish; to create a State Fish Exchange fund and a revolving fund; to provide penalties for violations of this act; to investigate and report on the fish industry; and to promote the sale of fish," approved June 1, 1917, as amended;

Also: Senate Bill No. 299—An act to transfer and set over certain State lands described as lot 2 of section 23, township 15 north, range 1 west, Humboldt base and meridian, containing 7.44 acres more or less; lot 3 of section 23, township 15 north, range 1 west, Humboldt base and meridian, containing 22.44 acres more or less; lot 2 of section 25, township 15 north, range 1 west, Humboldt base and meridian, containing 22.04 acres more or less; lot 3 of section 25, township 15 north, range 1 west, Humboldt base and meridian, containing 18.66 acres more or less; lot 1 of section 26, township 15 north, range 1 west, Humboldt base and meridian, containing 7.13 acres more or less; lot 2 of section 26, township 15 north, range 1 west, Humboldt base and meridian, containing 1.57 acres more or less; situated in Del Norte County, State of California, from the jurisdiction of the Surveyor General to the jurisdiction of the Department of Natural Resources and providing for the use thereof;

Also: Senate Bill No. 659—An act to add new sections to the Code of Civil Procedure, being numbers 1468*a*, 1468*b*, 1468*c* and 1468*d*, relating to the administration of estates having a net value of less than \$2,500.

Also: Senate Bill No. 842—An act to create a State Medical Library, to provide for the establishment and maintenance of said library as a part of the State Library, to transfer and to set over to the State Medical Library fund certain moneys; Has had the same under consideration, and respectfully reports the same back without recommendation.

FEIGENBAUM, Chairman.

Also:

MR. SPEAKER: Your Committee on Governmental Efficiency and Economy, to which was referred Assembly Bill No. 162—An act relating to claims for which a warrant has been issued and paid and the amount thereof returned to the State treasury for payment by the State Treasurer, and prescribing a time after which said amount shall revert to and become a part of the general fund of the State;

Also Assembly Bill No. 506—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article III, embracing sections 375 to 375*d*, inclusive, relating to a Department of Investment Regulation;

Also: Assembly Bill No. 507—An act to license and regulate the business of private detectives and detective agencies, and to repeal an act entitled "An act to license and regulate the business of private detectives and detective agencies and to repeal the act entitled 'An act to license and regulate the business of private detectives and detective agencies,' approved June 7, 1915," approved June 3, 1927;

Also: Assembly Bill No. 891—An act to amend sections 373*a*, 373*b*, 373*c*, 373*d*, 373*e*, 373*f*, 373*g* and 373*h* of the Political Code, relating to the Department of Natural Resources;

Also: Assembly Bill No. 902—An act to add a new section to an act entitled "An act to define collection agencies; to provide for the regulation, bonding, supervision and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof," approved May 14, 1927, to be numbered 15, relating to the transference of the powers and duties of the Secretary of State to the Department of Professional and Vocational Standards;

Also: Assembly Bill No. 1099—An act to add two new sections to be numbered 24 and 504 to an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties, and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended, relating to public utilities;

Has had the same under consideration, and respectfully reports the same back without recommendation

FEIGENBAUM, Chairman.

ON AGRICULTURE.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 10—An act to prevent fraud and deception in the sale of bottled beverages composed of fruit, or the juice thereof, and prescribing penalties for the violation of the provisions thereof.

Also: Assembly Bill No. 43—An act to add a new section to the Penal Code, to be numbered 536*c*, relating to the handling of farm products on consignment;

Also: Assembly Bill No. 80—An act to amend section 4056*b* of the Political Code, relating to the creation of a fund for making exhibitions of products and the assistance of local fair associations.

Also: Assembly Bill No. 224—An act regulating the standards of quality of dried fruit produced and sold within the State of California and providing penalties for violations of the provisions thereof;

Also: Assembly Bill No. 687—An act to provide for the inspection by the State Department of Agriculture of deciduous fruits and grapes shipped out of the State and providing for the issuance of certificates of inspection to shippers thereof, making an appropriation therefor and prescribing penalties for the violation of this act;

Also: Assembly Bill No. 792—An act to abandon and discontinue the operation of the State Land Settlement Project at Durham, California, known as the State Land Settlement of Durham provided for in an act entitled "An act creating a State Land Settlement Board and defining its powers, duties, and making an appropriation in aid of its operation," approved June 1, 1917, providing for equalization of loss, empowering the Division of Land Settlement of the Department of Agriculture to act and making an appropriation to carry out the provisions herein contained.

Has had the same under consideration, and respectfully reports the same back without recommendation.

JOST, Chairman.

Also.

MR. SPEAKER: Your Committee on Agriculture, to which was referred Assembly Bill No. 921—An act to promote the development of the California dried fruit industry and to prevent deception in the packing and sale of dried fruit by providing for the establishment and definition of standards for dried fruit, by authorizing the Director of Agriculture to provide for the certification of dried fruits, establishing a dried fruit certification fund and revolving fund, and making an appropriation to carry out the provisions hereof—has had the same under consideration, and respectfully reports the same back, without recommendation.

JOST, Chairman.

ON REVENUE AND TAXATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 33—An act to amend section 3817 of the Political Code, relating to redemption of real estate on sale for taxes, designating who may redeem and fixing the penalties, interest and costs incident thereto;

Also: Assembly Bill No. 137—An act requiring county or city and county officers and the officers of political subdivisions to report certain data relative to taxes and assessments to the State Board of Equalization; requiring persons and corporations taxed under the provisions of section 14a and 15 of article XIII to submit certain data on values to the said board, requiring the said State Board of Equalization to investigate the system of revenue and taxation in this State and directing the said board to include their findings and recommendations in their biennial report to the Governor, defining the powers and duties of said board in respect to the acts hereto required and making an annual appropriation therefor;

Also: Assembly Bill No. 195—An act to amend the Political Code by adding a new section thereto numbered 4041h, relating to the powers and duties of county boards of supervisors with relation to taxation;

Also: Assembly Bill No. 310—An act to repeal chapter 9 of title IX of part III of the Political Code and to add a new chapter to title IX of part III of the Political Code to be numbered chapter 9 thereof, embracing sections 3839 to 3856, both inclusive providing for the levy and collection of poll taxes on male persons over 21 years of age and under 60 years of age who are ineligible to register to vote;

Also: Assembly Bill No. 434—An act to amend section 3898 of the Political Code, relating to the sale of lands deeded to the State for delinquent taxes and providing for the reimbursement of purchases at void tax sales;

Also: Assembly Bill No. 472—An act to amend section 3664aa of the Political Code, relating to revenue and taxation;

Also: Assembly Bill No. 515—An act to amend section 3664a of the Political Code, relating to taxes of public service and other corporations for the benefit of the State;

Also: Assembly Bill No. 677—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes;

Also: Assembly Bill No. 678—An act to amend section 3627a and to repeal section 3627b of the Political Code, carrying into effect section 16 of article XIII of the constitution of the State of California, relating to the taxation of securities and solvent credits;

Also: Assembly Bill No. 679—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to assessment and taxation of notes, debentures, shares of capital stock, bonds, solvent credits, deeds of trust, mortgages and any legal or equitable interest therein, by amending sections 3617, 3627, 3627a, 3628, 3629, and 3650 of the Political Code, all relating to revenue and taxation, to comply with the provisions of the aforesaid section 16 of article XIII;

Also: Assembly Bill No. 766—An act to amend sections 3667 and 3667c of the Political Code, relating to the reports to be filed with the State Board of Equalization;

Also: Assembly Bill No. 883—An act to amend section 3817 of the Political Code, relating to redemption of property from delinquent taxes;

Also: Assembly Bill No. 918—An act to amend sections 3814 and 3815 of the Political Code and to add a new section thereto to be numbered 3817a, relating to the redemption of real estate sold for taxes, designating who may redeem and fixing the penalties, interest and cost incidental thereto, and providing for a sale to the State in case a partial redemption is effected;

Also: Assembly Bill No. 926—An act to amend section 3714 of the Political Code of the State of California, relating to a budgetary system for counties and the levy of taxes therein.

Also: Assembly Bill No. 953—An act to amend section 3664a of the Political Code, relating to taxation of public service and other corporations for the benefit of the State;

Also: Assembly Bill No. 1001—An act to amend sections 3692, 3693 and 3701 of the Political Code, relating to the powers and duties of the State Board of Equalization;

Also: Assembly Bill No. 1047—An act to carry into effect the provisions of section 16 of article XIII of the constitution of the State of California, relating to bank and corporation taxes.

Has had the same under consideration, and respectfully reports the same back without recommendation.

WEST, Chairman.

ON PUBLIC CHARITIES AND CORRECTIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: Your Committee on Public Charities and Corrections, to which was referred Assembly Bill No. 414—An act to provide for the maintenance, support and care of needy blind persons not inmates of any institution supported in whole or in part by the State or by any of its political subdivisions, providing the method therefor and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back without recommendation.

ROLAND, Chairman.

Also:

MR SPEAKER: Your Committee on Public Charities and Corrections, to which was referred Assembly Bill No. 372—An act to amend section 2337 of the Political Code, relating to the licensing of places for the reception or care of children—has had the same under consideration, and respectfully reports the same back without recommendation.

ROLAND, Chairman.

ON PUBLIC MORALS.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: Your Committee on Public Morals, to which was referred Assembly Bill No. 1034—An act to amend section 330a of the Penal Code, relating to gambling by the use of slot machines or card dice, or other dice having more than six faces or bases each;

Also: Assembly Bill No. 1035—An act to amend section 330 of the Penal Code, relating to gambling;

Also: Assembly Bill No. 1036—An act to add a new section to the Penal Code to be numbered 321a, relating to lotteries.

Also: Assembly Bill No. 1135—An act to enforce the provisions of article XVIII of the amendments to the constitution of the United States; prohibiting all acts or omissions prohibited by the National Prohibition Act and by the act of Congress entitled "An act to amend the National Prohibition Act, as amended and supplemented," approved March 2, 1929; imposing duties on courts, prosecuting attorneys, sheriffs and other officers, and extending their jurisdiction; prescribing penalties and providing for the disposition of fines and forfeitures;

Has had the same under consideration, and respectfully reports the same back without recommendation.

MILLER, ELEANOR, Chairman

ON MUNICIPAL CORPORATIONS

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 353—An act relating to the passage of ordinances by cities, and authorizing cities to adopt ordinances relating to the regulation of traffic upon public highways by reference to printed codes or copies on such subjects; *provided*, not less than three printed copies of such code or codes, or any amendments thereto in book or pamphlet form, have been filed with the city clerk;

Also: Senate Bill No. 644—An act to amend section 2 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities or of which a municipality has possession and the right of use under the provisions of section 14 of article I of the constitution and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places, sidewalks, property or rights of way and providing for the issuance and payment of street improvement bonds to provide for the assessments for the costs thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to what work may be done and to petitions to have such work done;

Also: Senate Bill No. 862—An act authorizing municipal corporations to acquire, improve and donate real property to the State of California; providing for the use of such property and empowering the Director of Finance to receive in the name of the State of California gifts or donations of such improved real property subject to certain conditions and restrictions; Has had the same under consideration, and respectfully reports the same back without recommendation.

WOOLWINE, Chairman.

Also:

MR. SPEAKER: Your Committee on Municipal Corporations, to which was referred Assembly Concurrent Resolution No. 1—Approving amendment to the charter of the county of Los Angeles, State of California;

Also: Assembly Bill No. 28—An act to add a new section to be numbered 5½ to an act entitled "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded, and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended, relating to subdivision of land bounded on any side, or in any way, by the ocean, or by an inlet, bay, estuary, or arm thereof. Has had the same under consideration, and respectfully reports the same back without recommendation.

WOOLWINE, Chairman.

ON CONSERVATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Conservation, to which was referred Assembly Bill No. 223—An act to appropriate the sum of \$10,000 to be used in the dredging and widening of the Pajaro River between the counties of Santa Cruz and Monterey.

Also: Assembly Bill No. 351—An act appropriating money in furtherance of the objects of the Orange County Flood Control Act;

Also: Assembly Bill No. 358—An act to be known as the "Metered Water Conservation Act of 1929" and to provide for the organization and government of water conservation districts for the purpose of conserving and storing the waters of any stream of water or unnavigable river by spreading and sinking such waters, and for the purpose of constructing or acquiring sinking basins, sinking wells, spreading basins, and other works and property; and for the purpose of appropriating, acquiring and conserving water and water rights, and taking any and all actions and proceedings that may be necessary or advisable to conserve and protect the waters or water rights within the district used or useful for any purpose of the district, or of benefit to the lands situated therein, and to prevent interference with or diminution of the natural flow of any stream or unnavigable river, including the natural subterranean supply of waters therefrom; to provide for the levying and collecting of assessments, charges, tolls, rates and taxes; to prohibit any director of a district from being interested in any contract with the district of which he is a director and making a violation of such provision a misdemeanor; and to provide a method of dissolving such districts.

Also: Assembly Bill No. 1180—An act to amend the title and sections 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20, of an act entitled "An act to create a flood control district to be called 'Los Angeles County Flood Control District'; to provide for the control and conservation of flood and storm waters, and for the protection of harbors, waterways, public highways and property in said district from damage from such waters, and for the construction of works and the acquisition of property therefor; to authorize the securing of indebtedness, and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district, to provide for the government and control of said district and to define the powers and duties of the officers thereof," approved June 12, 1915, as amended, and by adding four new sections to said act to be numbered sections 1a, 3a, 3b, and 3c, relating to and providing for the government and control of said district by a board of directors, defining the powers and duties of said board and for the appointment of certain officers by said board, and dividing said district into five divisions for the election of a director from each of such divisions, and providing for the performance of certain duties by Los Angeles County officers for said district; Has had the same under consideration, and respectfully reports the same back without recommendation.

NOYES, Chairman.

ON PRISONS AND REFORMATORIES

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 586—An act to amend section 1 of an act entitled "An act to authorize and regulate the employment of prisoners in the State prisons of this State and to provide for the disposition of the products of their skill and labor,"

approved February 23, 1911, relating to the regulation of the employment of prisoners and making an appropriation for machinery, tools, supplies, materials, and equipment as may be needed to carry out the provisions of said act.

Also: Assembly Bill No. 763—An act making an appropriation for the acquisition of land and water rights and the making of all necessary preparations for the construction of a building for a State penitentiary to be situated in the county of Los Angeles, State of California;

Has had the same under consideration, and respectfully reports the same back without recommendation.

HAWES, Chairman.

ON MILITARY AFFAIRS.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Military Affairs, to which was referred Assembly Bill No. 1044—An act to add a new section to the Political Code to be numbered 1981, relating to the National Guard—has had the same under consideration, and respectfully reports the same back without recommendation.

PATTERSON, Chairman.

ON LABOR AND CAPITAL.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Labor and Capital, to which was referred Assembly Bill No. 1014—An act to amend section 1 of an act entitled "An act limiting the hours of labor of females employed in any manufacturing, mechanical or mercantile establishment, laundry, hotel, or restaurant, or telegraph or telephone establishment or office, or by any express or transportation company, compelling each employer in any manufacturing, mechanical, or mercantile establishment, laundry, hotel or restaurant, or other establishment employing any female to provide suitable seats for all female employees and to permit them to use such seats when they are not engaged in the active duties of their employment; and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act, and for permitting or suffering any overseer, superintendent, foreman or other agent of any such employer to violate the provisions of this act," approved March 22, 1911, as amended;

Also: Assembly Bill No. 412—An act to add a new section to the Penal Code, to be numbered 653c, relating to crimes against employees;

Also: Assembly Bill No. 1031—An act to regulate the hours of labor in smelting refineries;

Also: Assembly Bill No. 92—An act to amend sections 1, 2 and 3 of an act entitled "An act to provide for a day of rest from labor," approved February 27, 1893, relating to what emergencies shall permit working more than six days in seven, providing for the enforcement of the act by the Department of Industrial Relations and providing penalties for violation of the provisions thereof;

Also: Senate Bill No. 187—An act to regulate employment where the work is to be performed outside of this State by persons hired within this State and prescribing punishment for the violation of the provisions hereof;

Also: Senate Bill No. 186—An act to amend section 2 of an act entitled "An act regulating the payment of wages earned in seasonal labor and prescribing the powers and duties of the Commissioner of the Bureau of Labor Statistics, in relation thereto," approved May 28, 1913, relating to wages earned in seasonal labor;

Also: Senate Bill No. 121—An act to amend section 6 of an act entitled "An act to be known as the Child Labor Law, and regulating the employment, hours, kinds and conditions of labor of children; providing for the administration and enforcement of the provisions of this act by the Commissioner of the Bureau of Labor Statistics, providing penalties for the violation hereof and repealing all acts and parts of acts inconsistent herewith," approved May 10, 1919, as amended, relating to permits and records of employment and certificates of age of minors; Has had the same under consideration, and respectfully reports the same back without recommendation.

McDONOUGH, Chairman.

ON HOSPITALS AND ASYLUMS.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Hospitals and Asylums, to which was referred Assembly Bill No. 144—An act to amend section 1373 of the Penal Code, relating to the expenses of insane persons,

Also: Assembly Bill No. 1002—An act to provide for the payment to hospitals by municipalities and counties all charges and expenses incurred in the handling of emergency hospital cases, providing rules as to the service to be rendered in order to come within the provisions of this act and providing penalties for any violation of this act;

Has had the same under consideration, and respectfully reports the same back without recommendation.

OLIVA, Chairman.

ON BUILDING AND LOAN ASSOCIATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER. Your Committee on Building and Loan Associations, to which was referred Senate Bill No. 472—An act to amend section 637 of the Civil Code, relating to the making of loans by building and loan associations—has had the same under consideration, and respectfully reports the same back without recommendation.

ROBERTS, Chairman.

Also:

MR. SPEAKER. Your Committee on Building and Loan Associations, to which was referred Assembly Bill No. 1010—An act permitting municipalities to invest their surplus funds in the investment securities of building and loan associations having assets over \$5,000,000—has had the same under consideration, and respectfully reports the same back without recommendation.

ROBERTS, Chairman.

ON DIRECT LEGISLATION.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Direct Legislation, to which was referred Assembly Bill No. 247—An act to revise an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," relating to elections,

Also Assembly Bill No. 238—An act to amend section 5 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors for President and Vice President of the United States, and providing for the election of party county central committees; and to repeal the act approved April 7, 1911, known as the Direct Primary Law; and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law; and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended;

Has had the same under consideration, and respectfully reports the same back without recommendation.

FISHER, Chairman.

ON LIVE STOCK AND DAIRIES.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER. Your Committee on Live Stock and Dairies, to which was referred Assembly Bill No. 230—An act to add six new sections to be numbered 17, 18, 19, 20, 21 and 22 to the "Bovine Tuberculosis Law," approved April 4, 1927, relating to condemnation and slaughter of tubercular cattle, compensation of the owners thereof, and making an appropriation therefor;

Also Assembly Bill No. 557—An act to be known as the "Bovine Tuberculosis Law" of California; to provide for the eradication of bovine tuberculosis; to regulate the sale and restrict the use of tuberculin; to provide for the approval of veterinarians; to regulate the sale of milk and products thereof for live stock feeding; to regulate the importation, transportation and exhibition of cattle; to provide for the identification, branding and disposal of tuberculosis animals; to provide for the establishment of tuberculosis control areas and the tuberculin testing of all cattle therein; to provide for the slaughter of cattle which positively react to said test; to provide the method of payment by the State for such reacting cattle; to provide for the care and feeding of the offspring of certain cattle, the tuberculin testing thereof and the slaughter of positive reactors to the tuberculin test; to prescribe the duties of the Director of Agriculture in relation to this act including the making of rules and regulations to carry out the provisions thereof; to provide an appropriation therefor; to prescribe penalties for violation of the provisions hereof, to repeal an act entitled "An act known as the "Bovine Tuberculosis Law" of California, approved April 4, 1927, and all other acts or parts of acts in conflict herewith;

Also Assembly Bill No. 777—An act to amend section 597a of the Penal Code, relating to cruelty to animals,

Also Assembly Bill No. 919—An act to amend sections 2, 7 and 9 of and to add a new section to be numbered 12a to the "California Meat Inspection Law," relating to the inspection of animals and meat and making an appropriation therefor;

Also: Assembly Bill No. 1072—An act to amend section 19 of the General Dairy Law of California, approved June 15, 1923, as amended, relating to the transportation of milk and milk products;
Has had the same under consideration, and respectfully reports the same back without recommendation.

BERNARD, Chairman.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 706—An act to amend the Political Code by adding thereto a new section, to be numbered section 3493*d*, and providing for a uniform and complete system of accounting for reclamation districts which have outstanding bond issues, under the supervision and direction of the Superintendent of Banks of the State of California;

Also: Assembly Bill No. 705—An act to add a new section to the Political Code, to be numbered as section 3493*c*, and providing a judicial proceeding for appointment of receivers of reclamation districts and of lands therein where defaults in payments of bonds or coupons and assessments for payment thereof have occurred, and, in such proceeding for issuance of receivers' certificates, for sales of such lands, for further assessments, for enforcement of such assessments and of outstanding assessments, and for ascertainment and liquidation of all obligations of such districts;

Has had the same under consideration, and respectfully reports the same back without recommendation

EASLEY, Chairman.

ON RULES.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Rules, to which was referred Assembly Bill No. 419—An act regulating lobbying, defining "permissive lobbyist" and "prohibitive lobbyist" providing for the registration and regulation of "permissive lobbyist" and providing a penalty for violation of the provisions thereof—has had the same under consideration, and respectfully reports the same back without recommendation.

JONES, Chairman

ON SOCIAL SERVICE AND WELFARE.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Social Service and Welfare, to which was referred Assembly Bill No. 578—An act to amend section 2337 of the Political Code, relating to the State Department of Social Welfare;

Also: Assembly Bill No. 177—An act to amend section 2979*b* of the Political Code, relating to the care, treatment, transportation and physical rehabilitation of physically defective and handicapped persons, under the age of 18 years, by the State of California, by and under the direction and supervision of the State Board of Health and by and under the direction of county boards of supervisors, and making an appropriation therefor, and to fees in proceedings relative thereto and to procedure;

Has had the same under consideration, and respectfully reports the same back without recommendation.

CRUTTENDEN, Chairman.

ON OIL INDUSTRIES

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No. 933—An act to amend sections 1, 11, and 13 of an act entitled "An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license taxes, prescribing the penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith," approved May 30, 1923, as amended, abrogating the reimbursement or repayment of license taxes for motor vehicle fuels used in aircraft operated or intended to be operated in the State of California and making an annual appropriation from the motor vehicle fuel fund for the construction of airports—has had the same under consideration, and respectfully reports the same back, and recommends that it do not pass

SCOFIELD, Chairman.

Also:

MR. SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No. 748—An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other aircraft fuels, providing for the collection and disposition of license taxes prescribing penalties for violation of the provisions of said act, and repealing all acts and parts of acts inconsistent herewith—

has had the same under consideration, and respectfully reports the same back, and recommends that it do not pass.

SCOFIELD, Chairman.

Also :

MR SPEAKER: Your Committee on Oil Industries, to which was referred Assembly Bill No 663—An act to provide for the formation, organization, maintenance and government of gas storage and repressuring districts, to provide for the acquisition or construction thereby of works for storage of gas and repressuring of oil lands in such districts, and to provide for conservation of gas—has had the same under consideration, and respectfully reports the same back, and recommends that it do not pass.

SCOFIELD, Chairman.

ON BANKING.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: Your Committee on Banking, to which was referred Assembly Bill No 680—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 9, 12, 15a, 21a, 23, 31a, 31c, 31d, 60, 61, 61a, 82, 83, 90, 127, 130, and 136, and by repealing section 132a, all relating to the definition and regulation of the business of banking;

Also: Senate Bill No 373—An act to expedite and simplify the collection and payment by banks of checks and other instruments for the payment of money; Has had the same under consideration, and respectfully reports the same back without recommendation.

WILLIAMSON, Chairman.

ON CONSTITUTIONAL AMENDMENTS

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 7—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 15 of article VI thereof, relating to the ineligibility of judges to other office;

Also: Senate Constitutional Amendment No. 40—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending section 8 of article VI thereof, relating to the filling of vacancies in the superior court.

Also: Senate Constitutional Amendment No 42—A resolution to propose to the people of the State of California, an amendment to the constitution of said State by adding a new section to article XIII to be known as section 17, relating to revenue and taxation and reimbursement to counties and to a city and county for losses sustained as a result of the withdrawal of property from local taxation. Has had the same under consideration and respectfully reports the same back without recommendation.

ANDERSON, Chairman.

Also :

MR SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No 29—A resolution to propose to the people of the State of California an amendment to section 20 of article IV of the constitution of said State, relating to persons ineligible to office under State government;

Also: Assembly Constitutional Amendment No. 30—A resolution proposed to the people of the State of California, an amendment to section 19 of article IV of the constitution of said State, relating to ineligibility of Senators or members of the Assembly to hold other office;

Also: Assembly Constitutional Amendment No. 31—A resolution proposing to the people of the State of California an amendment to section 23a of article IV of the constitution of the State of California, relating to expenses of the Legislature;

Also: Assembly Constitutional Amendment No 32—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California adding to article XIII thereof a new section, to be numbered 14½, relative to taxation;

Also: Assembly Constitutional Amendment No 38—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 9 of article XIII of said constitution, relating to State and county boards of equalization;

Also: Assembly Constitutional Amendment No 39—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by amending section 10½ of article XIII, relating to the exemption of motor vehicles and personal property of householders and other residents of this State;

Also: Assembly Bill No. 681—An act to recommend to the electors that a convention be called for the purpose of revising the constitution of the State of California;

Also: Assembly Concurrent Resolution No. 3—A resolution recommending the calling of a convention for the revision of the constitution of the State of California, recommending that the electors of the State vote at the next general election for the calling of a convention to revise the constitution, and to provide the number and qualifications, compensation and manner of electing the delegates to such convention;

Also: Assembly Concurrent Resolution No. 21—Providing for the appointment of a joint committee to study the constitution of the State of California and to recommend to the Legislature any needed revision thereof;

Has had the same under consideration, and respectfully reports the same back without recommendation.

ANDERSON, Chairman.

Also:

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 13 of article I thereof, relating to rights of persons accused of crime;

Also: Assembly Constitutional Amendment No. 15—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 8 of article I thereof, relating to the prosecution of offenses;

Also: Assembly Constitutional Amendment No. 18—Relative to indemnification of owners of cattle condemned and slaughtered;

Also: Assembly Constitutional Amendment No. 19—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 14 of article XIII of said constitution, relating to the exemption from taxation of the property of all veterans of the Army, Navy or Marine Corps and Revenue Marine Service of the United States in time of war.

Also: Assembly Constitutional Amendment No. 22—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 8 of article XIII of the constitution, relating to taxation.

Also: Assembly Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending sections 1, 3, 4, 4b, 10, 12, 16, 18, 23 and 24 of article VI, and by adding to said article new sections to be numbered 4d, 4e, and 4f, relating to the Judicial Department of the State government;

Also: Assembly Constitutional Amendment No. 25—A resolution proposing to the people of the State of California an amendment to article VI of the constitution of the State, by adding a new section thereto, to be known as section 26 of said article, relating to certain judicial officers and their impeachment under existing constitutional provisions, establishing a "Judicial Retirement and Special Service List," providing for the service of judges on such list, preventing such judges from being on such list if they shall practice law after retirement, and preventing such judges from receiving any salary if they accept any other office or public employment;

Also: Assembly Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article II of the constitution, relating to the right of suffrage;

Also: Assembly Constitutional Amendment No. 28—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding to article IV thereof a new section to be numbered 23b, relating to officers of the Legislature;

Has had the same under consideration, and respectfully reports the same back without recommendation.

ANDERSON, Chairman.

Also:

MR. SPEAKER: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 2—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California, adding to article XIII thereof a new section, to be numbered 17, relating to the taxation of the properties of certain classes of utilities owned, operated, managed, or controlled by public agencies of government and relating to the taxation of the incomes and receipts of such classes of utilities whether publicly or privately owned, operated, managed, or controlled, upon the sale and delivery of their commodities or service to any other utility for resale and distribution;

Also: Assembly Constitutional Amendment No. 3—A resolution to propose to the people of the State of California an amendment to section 5 of article XI of the constitution of the State, relating to the selection, duties, and compensation of county and township officers, and to the compensation of jurors;

Also: Assembly Constitutional Amendment No. 6—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article I thereof, a new section to be numbered 14½, relating to advertising on public ways, in public places and within public view;

Also: Assembly Constitutional Amendment No. 7—A resolution to propose to the people of the State of California an amendment to section 12, article XIII, of the constitution of the State of California, relating to poll taxes;

Also: Assembly Constitutional Amendment No. 8—A resolution to propose to the people of the State of California an amendment to section 24 of article IV of the constitution of the State of California, relating to the length of sections in bills introduced into the Legislature or offered for adoption at any election by initiative measure;

Also: Assembly Constitutional Amendment No. 9—A resolution to propose to the people of the State of California an amendment to section 31 of article IV of the constitution of the State of California, relating to the giving or lending of public credit;

Also: Assembly Constitutional Amendment No. 10—A resolution to propose to the people of the State of California an amendment to section 7 of article IX of the constitution, relative to textbooks, county boards of education and granting of teachers' certificates;

Also: Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California adding to article XIII thereof a new section to be numbered 18, relative to taxation of marine insurers;

Also: Assembly Constitutional Amendment No. 12—A resolution proposing to the people of the State of California an amendment to section 23a of article IV of the constitution of the State of California, relating to expenses of the Legislature; Has had the same under consideration, and respectfully reports the same back without recommendation

ANDERSON, Chairman.

ON WAYS AND MEANS.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No. 191—An act appropriating certain moneys for the support of the Board of Commissioners of the California State Nautical School and for the support of said school and for equipment for the use thereof;

Also: Assembly Bill No. 220—An act to provide that corporations shall be credited upon forthcoming taxes in the respective sums heretofore collected from them under an erroneous construction of the Corporation License Act, approved May 10, 1915, as amended, prescribing certain duties of the Secretary of State and the Board of Equalization with respect to such credits and prescribing the conditions under which such credits shall be granted;

Also: Assembly Bill No. 221—An act authorizing suits against the State of California on claims or demands arising from the erroneous collection and payment of taxes under the corporation license act approved May 10, 1915, as amended, and validating suits already commenced.

Also: Assembly Bill No. 231—An act creating a State high school musical contest fund, providing for the expenditure thereof by the Superintendent of Public Instruction and making an appropriation therefor; Has had the same under consideration, and respectfully reports the same back without recommendation

WRIGHT, Chairman.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 878—An act creating an additional District Court of Appeal known as the District Court of Appeal for the Fourth Appellate District, redividing the State into appellate districts, providing for the maintenance and operation of said court, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back without recommendation.

WRIGHT, Chairman.

Also:

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Senate Bill No. 378—An act to amend section 3700a of the Political Code, relating to the salary of the secretary of the State Board of Equalization;

Also: Senate Bill No. 496—An act to amend section 2552 of the Political Code, relating to the Board of State Harbor Commissioners;

Also: Senate Bill No. 673—An act relating to the ages of retirement and to the payment of retirement salaries to teachers employed in the public schools of this State.

Has had the same under consideration, and respectfully reports the same back without recommendation.

WRIGHT, Chairman.

Also :

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No 1108—An act appropriating money to pay the claim of William Greig, junior, against the State of California;

Also: Assembly Bill No. 1127—An act making an appropriation for the construction and equipment of a building on the campus of the University of California at Berkeley for the purpose of housing a men's gymnasium;

Also: Assembly Bill No 1166—An act appropriating money to pay the claim of Bridget Gibbons against the State of California;

Has had the same under consideration, and respectfully reports the same back without recommendation.

WRIGHT, Chairman.

Also :

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No 929—An act to provide for the building, equipping, and furnishing of an armory to be used for the National Guard and National Guard purposes in the city of Fresno, State of California, and to provide for the purchase of a site therefor and to make an appropriation for the same;

Also: Assembly Bill No 939—An act to establish a Bureau of Avocational Education in the State Department of Education and making an appropriation therefor;

Also Assembly Bill No. 1054—An act to amend section 736a of the Political Code, relating to the salaries of the justices of the District Courts of Appeal;

Also: Assembly Bill No 1056—An act to amend section 736 of the Political Code, relating to the salaries of Supreme Court justices.

Also: Assembly Bill No 1089—An act making an appropriation to pay the claim of Mrs. Caroline Fugitt against the State of California;

Has had the same under consideration, and respectfully reports the same back without recommendation.

WRIGHT, Chairman.

Also :

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No 823—An act directing The Regents of the University of California to gather data for studying and writing the history of the people of California, and making an appropriation therefor;

Also: Assembly Bill No 890—An act making an appropriation to pay the claim of Douglas Tilden against the State of California;

Also: Assembly Bill No 924—An act making an appropriation to pay the claim of George T. Gunston against the State of California;

Has had the same under consideration, and respectfully reports the same back without recommendation.

WRIGHT, Chairman.

Also :

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No 447—An act recognizing and establishing that the unpaid expenses of the convention which framed the constitution of the State of California, including the unpaid per diem of the delegates to such convention for the full term thereof, are obligations against the State, providing that suits may be brought against the State to determine by judgment the amount and ownership of claims for such unpaid expenses and per diem;

Also: Assembly Bill No 629—An act to amend section 767 of the Political Code of the State of California, relating to reporters' salaries;

Also: Assembly Bill No 710—An act to appropriate the sum of \$30,000 to be used in construction, renewal, and repair of works for restraining, impounding and control of debris resulting from mining operations and other causes, and to provide for the manner of expending such appropriation;

Also: Assembly Bill No 745—An act to permit the State compensation insurance fund to purchase automobile liability insurance.

Has had the same under consideration, and respectfully reports the same back without recommendation.

WRIGHT, Chairman.

Also :

MR. SPEAKER: Your Committee on Ways and Means, to which was referred Assembly Bill No 327—An act to provide for the payment to the treasuries of the several counties entitled thereto of certain moneys received from the government of

the United States under the provisions of "The Federal Water Power Act"; also to regulate the manner of expenditure by the counties of the moneys so paid:

Also: Assembly Bill No. 411—An act to make an appropriation for the payment of enlisted men attending National Guard encampments, provided for in section 2076 of the Political Code;

Also: Assembly Bill No. 413—An act providing for an investigation into methods of sewage and wastes disposal and treatment, and providing an appropriation therefor;

Also: Assembly Bill No. 437—An act to make an appropriation annually, during the eighty-first, eighty-second, eighty-third, eighty-fourth and eighty-fifth fiscal years, for Agricultural Districts Nos. 1-A and 6, to be expended by said districts for the development of the live stock industry and the exhibition of cattle, horses, hogs, sheep and other live stock products, including junior exhibitions thereof within each of said agricultural districts;

Has had the same under consideration, and respectfully reports the same back without recommendation

WRIGHT, Chairman.

ON FEDERAL RELATIONS.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 14—Relative to federal aid for the construction of roads over federal lands,

Also: Senate Joint Resolution No. 13—Relative to amendment to the federal farm relief bill, introduced by Senator McNary, relating to growers of fruit and vegetables;

Has had the same under consideration, and respectfully reports the same back without recommendation.

WITTER, Chairman

Also:

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 18—Relative to survey of north boundary of Hoopa Indian Reservation and modification of Klamath River Fish and Game District Initiative Act;

Also: Assembly Joint Resolution No. 20—Relative to the independence of the Philippine Islands,

Also: Assembly Joint Resolution No. 21—Relating to immigration;

Also: Assembly Joint Resolution No. 22—Relative to taxation of banks;

Has had the same under consideration, and respectfully reports the same back without recommendation.

WITTER, Chairman.

Also:

MR. SPEAKER: Your Committee on Federal Relations, to which was referred Assembly Bill No. 1—An act to ratify and approve the Colorado River compact, signed at Santa Fe, New Mexico, November 24, 1922, to repeal conflicting acts and resolutions and directing that notice be given by the Governor of such ratification and approval;

Also: Assembly Joint Resolution No. 1—Relative to memorializing and petitioning the President of the United States and Congress to support congressional action and administrative leadership toward securing the benefits of tariff protection to all American farm producers, regardless of commodity, and petitioning for the restoration of adequate tariffs on imports of agriculture products from the Philippine Islands;

Also: Assembly Joint Resolution No. 2—Relative to the appointment of a committee to communicate and confer with committees or representatives of the states of Arizona, Nevada and Utah, or of the legislatures of said states, in relation to ratification and approval of the Colorado River Compact;

Also: Assembly Joint Resolution No. 4—Relative to memorializing Congress to increase the deduction for earned net income, in the case of federal income tax,

Also: Assembly Joint Resolution No. 6—Relative to taxation of shares of national banks;

Also: Assembly Joint Resolution No. 12—Relative to memorializing and petitioning the Congress of the United States to take favorable action at the earliest possible date on legislation offered by Representative Box of Texas, or other designed to restrict or prohibit immigration from Mexico into the United States,

Has had the same under consideration, and respectfully reports the same back without recommendation.

WITTER, Chairman

ON FISH AND GAME

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 276—An act to amend section 628f of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 336—An act to amend section 626 and to repeal section 626da of the Penal Code, relating to the protection of game.

Also: Assembly Bill No. 73—An act to amend section 626f of the Penal Code, relating to the protection of game.

Also: Assembly Bill No. 266—An act to amend section 626i of the Penal Code, relating to the limit of deer that may be taken, killed, destroyed or possessed in any one open season;

Also: Assembly Bill 1026—An act to prevent all persons not eligible to citizenship in the State of California, or in the United States of America, from catching or taking fish or shellfish in the waters of the State of California;

Also: Assembly Bill No. 707—An act to authorize and empower the Division of Fish and Game to declare and create all fish and game districts within the State of California, and to repeal an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 19, 1915," approved May 28, 1917, as amended;

Has had the same under consideration, and respectfully reports the same back without recommendation.

SCUDDER, Chairman.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Bill No. 189—An act to define private or individual game hunting clubs, to regulate their operation and maintenance, and to clothe the Fish and Game Commission with power to exercise jurisdiction thereof;

Also: Senate Bill No. 831—An act making an appropriation from the fish and game preservation fund for conservation work for the benefit of the commercial fishing industry of the State of California.

Also: Senate Bill No. 170—An act to amend section 626d of the Penal Code, relating to the protection of game;

Has had the same under consideration, and respectfully reports the same back without recommendation.

SCUDDER, Chairman.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Senate Bill No. 251—An act to amend section 628f of the Penal Code, relating to the protection of fish.

Also: Senate Bill No. 469—An act to amend sections 1, 2 and 3 of an act entitled "An act to regulate the vocation of fishing, and to provide therefrom revenue for the propagation, restoration and preservation of fish in the waters of the State of California," approved March 13, 1909, as amended;

Also: Senate Bill No. 394—An act to amend section 626f of the Penal Code, relating to the protection of fish and game.

Also: Senate Bill No. 470—An act to amend section 642 of the Political Code, relating to the duties of the fish and game commissioners;

Also: Senate Bill No. 7—An act to amend section 628f of the Penal Code, relating to the protection of fish and game;

Has had the same under consideration, and respectfully reports the same back without recommendation.

SCUDDER, Chairman.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Concurrent Resolution No. 14—Relative to migratory birds; providing for the creation of a joint committee of the Senate and Assembly to investigate the condition of same in California; and to prepare and submit with supporting facts, ascertained, a report and making an appropriation to meet the expenses of said committee necessarily incurred in said work—has had the same under consideration, and respectfully reports the same back without recommendation.

SCUDDER, Chairman.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 464—An act to amend sections 1 and 45 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts' and

to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith," approved May 15, 1915, approved May 28, 1917, as amended, and to add a new section to be numbered 45a to said act as amended;

Also Assembly Bill No. 479—An act to amend section 626f of the Penal Code, relating to the protection of deer;

Also: Assembly Bill No. 893—An act to amend sections 37 and 39 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts,' and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith, approved May 19, 1915," approved May 28, 1917, as amended, relating to fish and game districts;

Also Assembly Bill No. 566—An act to amend section 629 of the Penal Code, relating to fish and game;
Has had the same under consideration, and respectfully reports the same back without recommendation.

SCUDDER, Chairman.

Also:

MR. SPEAKER Your Committee on Fish and Game, to which was referred Assembly Bill No. 1041—An act to amend sections 2½ and 2a of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts" approved March 21, 1911, and all acts or parts of acts inconsistent herewith, approved May 15, 1915," as amended, relating to fish and game districts;

Also Assembly Bill No. 478—An act to amend section 626i of the Penal Code, relating to the limit of deer that may be killed;

Also: Assembly Bill No. 481—An act to amend section 631c of the Penal Code, relating to the protection of fish and game;

Also. Assembly Bill No. 329—An act to amend sections 1, 2, 3 and 5 of an act entitled "An act to regulate the sale and issuance of licenses to hunt, take, pursue or kill wild birds or mammals, and/or to angle for, take, catch or kill game fishes or crustaceans for purposes other than sale or profit in order to provide revenue therefrom for fish and game preservation, protection and restoration; defining game fishes; providing a penalty for the violation of this act and repealing all acts and parts of acts inconsistent or in conflict with this act," approved May 27, 1927;

Also: Assembly Bill No. 995—An act to amend section 632 of the Penal Code, relating to protection of fish and game;
Has had the same under consideration, and respectfully reports the same back without recommendation.

SCUDDER, Chairman.

Also:

MR. SPEAKER Your Committee on Fish and Game, to which was referred Assembly Bill No. 703—An act to amend section 626 and to repeal section 626½ of the Penal Code, relating to the protection of game;

Also: Assembly Bill No. 711—An act to further divide the State into fish and game districts by establishing a district specially suited to propagation of quail, and to provide for the management and protection thereof;

Also: Assembly Bill No. 731—An act to amend sections 4, 5 and 9 of an act entitled the 'State Fish Exchange Act,' approved June 1, 1917, as amended;

Also: Assembly Bill No. 800—An act to amend section 2a of an act entitled "An act to divide the State of California into fish and game districts, and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith, approved May 19, 1915," approved May 28, 1917, as amended, relating to fish and game district 1½;

Also Assembly Bill No. 1019—An act relating to salmon fishing within the boundaries of this State;
Has had the same under consideration, and respectfully reports the same back without recommendation.

SCUDDER, Chairman.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 482—An act to provide for the destruction of predatory wild animals by offering bounties for the killing thereof, prescribe penalties for violating the provisions of the act and repealing inconsistent acts;

Also: Assembly Bill No. 518—An act to amend section 629 of the Penal Code of the State of California, relating to the installation of fish screens over mill races,

irrigation ditches, pipes, flumes, tunnels and canals, for the payment of the expense of the construction, installation and maintenance thereof.

Also: Assembly Bill No. 580—An act to amend section 626f of the Penal Code, relating to the protection of game;

Also. Assembly Bill No. 601—An act to further divide the State into fish and game districts, by establishing a district for the protection of game therein.

Also. Assembly Bill No. 617—An act to amend section 52 of and to add a new section to be designated section 52½ to an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into six fish and game districts,' approved March 21, 1911, and all acts or parts of acts inconsistent herewith,'" approved May 19, 1915, approved May 28, 1917, as amended; Has had the same under consideration, and respectfully reports the same back without recommendation.

SCUDDER, Chairman.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 272—An act to amend section 632 of the Penal Code, relating to the protection of fish; and to repeal section 633 of the Penal Code, relating to the protection of fish;

Also: Assembly Bill No. 275—An act to amend section 628 of the Penal Code, relating to fish and game;

Also: Assembly Bill No. 277—An act to amend section 632 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 278—An act to amend section 634 of the Penal Code, relative to the protection of fish and game;

Also: Assembly Bill No. 326—An act to amend section 634 of the Penal Code, relative to the protection of fish and game;

Also: Assembly Bill No. 356—An act to amend an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste, to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish market must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers, to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919, as amended,

Has had the same under consideration, and respectfully reports the same back without recommendation.

SCUDDER, Chairman.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 99—An act to amend section 634 of the Penal Code, relative to the protection of fish and game;

Also: Assembly Bill No. 103—An act to amend section 626d of the Penal Code, relating to bag limits of game;

Also: Assembly Bill No. 248—An act to amend section 632 of the Penal Code, relating to the protection of fish;

Also: Assembly Bill No. 263—An act to amend section 626 of the Penal Code, relating to the protection of game;

Also: Assembly Bill No. 267—An act to amend section 4085½ of the Political Code authorizing the board of supervisors of the several counties of this State to declare unnavigable streams highways for the purpose of fishing, and providing for the use of same;

Also: Assembly Bill No. 270—An act to amend section 637a of the Penal Code of the State of California, relating to the protection of fish and game; Has had the same under consideration, and respectfully reports the same back without recommendation.

SCUDDER, Chairman.

Also:

MR. SPEAKER: Your Committee on Fish and Game, to which was referred Assembly Bill No. 466—An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish markets must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery

products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919, as amended, and to add three new sections thereto to be numbered 8, 9 and 10, regulating fisheries of the State operating for commercial purposes;

Also: Assembly Bill No. 465—An act to amend section 628*f* of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 27—An act to amend section 626 of the Penal Code, relating to the protection of game;

Also: Assembly Bill No. 77—An act to add a new section to be numbered 626*db* to the Penal Code, providing for the taking of rabbits in Fish and Game District 1 in any number and at any time of the year;

Also: Assembly Bill No. 64—An act to amend section 632 of the Penal Code, relating to the protection of fish;
Has had the same under consideration, and respectfully reports the same back without recommendation.

SCUDDER, Chairman.

ON INSURANCE.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 627—An act prescribing conditions under which a life insurance company may issue or deliver within this State policies of life insurance providing for the payment of benefits in the event of the permanent total disability of the insured;

Also: Assembly Bill No. 735—An act to amend section 6 and section 11 of an act entitled "An act for the regulation and control of fraternal benefit societies," approved May 1, 1911, as amended;

Also: Assembly Bill No. 628—An act to amend sections 8, 9, 10, 11 and 14 of "The State Medical Practice Act," approved June 2, 1913, as amended, relating to applications for certification under said act, the examination of applicants and revocation of certificates;

Also: Assembly Bill No. 1040—An act to amend section 1 of an act entitled "An act to provide whole family protection for members of fraternal benefit societies," approved April 20, 1917, as amended, relating to benefits upon the lives of children;

Also: Assembly Bill No. 904—An act to amend section 9 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, relating to compensation;

Also: Assembly Bill No. 842—An act to regulate and control insurance assumed by partnerships, unincorporated associations, individuals, or aggregations of individuals, as underwriters, prescribing penalties for violation thereof,
Has had the same under consideration, and respectfully reports the same back without recommendation.

JEWETT, Chairman.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 884—An act to repeal sections 452*a* and 453 of the Civil Code, relating to the formation of and levying assessments in benefit, mutual and life associations;

Also: Assembly Bill No. 807—An act to amend section 633*b* of the Political Code, relating to insurance;

Also: Assembly Bill No. 623—An act to add a new section to the Political Code, to be numbered 596*c*, prohibiting insurance companies organized in California from transacting business in states or territories wherein they are not licensed and providing for the revocation of license and payment of taxes on such business to the state or territory wherein such business was so written;

Also: Assembly Bill No. 622—An act to prohibit the sale, issue or delivery of stock or securities of any special or advisory board contracts with life insurance policies in this State, and providing for revocation of license by the Insurance Commissioner;

Also: Assembly Bill No. 621—An act to amend section 634*a* of the Political Code, defining the words "company" and "capital stock" as used in the title in which this section appears, and exempting county mutual fire insurance companies from its provisions;

Also: Assembly Bill No. 620—An act to amend section 453*hh* of the Civil Code, relating to the business of land value insurance, declaring the conditions on which land value insurance may be done and providing penalties for violation of the provisions of this act;
Has had the same under consideration, and respectfully reports the same back without recommendation.

JEWETT, Chairman.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 576—An act to amend section 596 of the Political Code, providing that no company shall transact any insurance business in this State without complying with the law and being authorized so to do; that no person, firm or corporation shall

act as agent for any unauthorized insurance company; that no person, firm or corporation shall negotiate or effect certain classes of insurance with unauthorized companies except through a surplus line broker and the terms and conditions relative thereto; also relating to surplus line brokers and the conditions upon which they may do business in this State;

Also: Assembly Bill No. 575—An act to add new sections to the Civil Code of the State of California, to be known as sections 452*b*, 452*c*, 452*d*, 452*e*, and 452*f*, and to amend section 453 of the Civil Code, relative to mutual benefit associations transacting business upon the assessment plan; regulating their method of organization, requiring a bond to be filed with the Insurance Commissioner providing for the repayment of moneys paid by applicants if any association fails to qualify within one year; fixing the minimum number of applicants necessary to qualify; requiring such associations, whether heretofore or hereafter organized, to maintain a certain membership or to submit to revocation of certificate of authority; permitting merger or reinsurance with other insurance companies; limiting applicants to the age of 55 years; exempting associations of employees or other persons which do not pay, directly or indirectly, compensation for solicitation of applicants or members from laws regulating transaction of insurance except sections 452*a* and 453 of the Civil Code; and providing for and limiting assessments and annual dues;

Also: Assembly Bill No. 572—An act to amend section 594 of the Political Code, defining and classifying insurance, and prescribing capital and other requirements of the various classes and limitations of classes permitted, and also requiring the stock of insurance companies to have a specified par value;

Has had the same under consideration, and respectfully reports the same back without recommendation.

JEWETT, Chairman.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 347—An act to provide for the periodical inspection of air pressure tanks, with certain exceptions, operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such tanks; making it a misdemeanor to operate such air pressure tanks without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspections;

Also: Assembly Bill No. 237—An act requiring owners of motor vehicles and trailers to furnish security or public liability insurance for their civil liability on account of personal injuries caused by negligent operation of their motor vehicles and trailers, and providing penalties for the violation hereof;

Also: Assembly Bill No. 1082—An act to amend section 594½ of the Political Code, relating to homes for the aged and making an appropriation for the purposes of administration of the provisions of said section;

Also: Assembly Bill No. 619—An act to amend section 623 of the Political Code, relating to the filing of bonds by insurance companies, and reciting the conditions of such bonds;

Has had the same under consideration, and respectfully reports the same back without recommendation.

JEWETT, Chairman.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Assembly Bill No. 1109—An act to amend section 9 of an act known as "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, relating to treatment;

Also: Assembly Bill No. 944—An act to amend section 602*b* of the Political Code, relating to the classification of risks, premium rates and schedule ratings for insurance carriers insuring employers and employees under the Workmen's Compensation, Insurance and Safety Act, chapter 176, Laws of 1913, to permit the issuance of compensation participating policies, and requiring the filing of schedules of dividends by all insurance carriers issuing such policies with the Insurance Commissioner; authorizing the said Insurance Commissioner to enforce the provisions of this act and providing penalties for its violation;

Has had the same under consideration, and respectfully reports the same back without recommendation.

JEWETT, Chairman.

Also:

MR. SPEAKER: Your Committee on Insurance, to which was referred Senate Bill No. 408—An act providing for the organization, licensing and management of "Lloyds" and defining the same, and regulating the transaction of the business of

such Lloyds in the State of California—has had the same under consideration, and respectfully reports the same back without recommendation.

JEWETT, Chairman.

ON PUBLIC UTILITIES.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No 290—An act to promote the safety of employees and travelers upon railroads by regulating the number of cars in trains;

Also: Assembly Bill No 291—An act to add a new section to the Penal Code, to be numbered 368b, relating to the safe manning of railroad engines;

Also: Assembly Bill No 381—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or making inspection of electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two journeymen in the doing of such work or inspection; and providing penalty for the violation thereof;

Also: Assembly Bill No 401—An act to amend section 28 of "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission fund,' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended;

Has had the same under consideration, and respectfully reports the same back without recommendation.

MILLER, JAMES A., Chairman.

Also:

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No 510—An act to amend sections 1 and 2 of an act entitled "An act regulating the hours of labor of conductors, engineers, firemen, brakemen, train dispatchers and telegraph operators employed by any corporation or receiver operating a line of railway in whole or in part in the State of California, and prescribing penalties for violation of this act," approved April 21, 1911, as amended;

Also: Assembly Bill No. 513—An act to add two new sections to be numbered 21 and 50½ to an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended, relating to public utilities;

Also: Assembly Bill No. 514—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, trolley buses, auto trucks, stages and auto stages, defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended and approved May 13, 1919, as amended, by adding a new section thereto to be numbered 4a, relating to the transportation of persons;

Also: Assembly Bill No 531—An act to amend section 5 of an act entitled "An act to promote the safety of employees and travelers upon railroads by compelling common carriers by railroad to properly man their trains," approved February 20, 1911, as amended;

Has had the same under consideration, and respectfully reports the same back without recommendation

MILLER, JAMES A., Chairman.

Also:

MR. SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No 639—An act to amend sections 1 and 2 of an act entitled "An act regulating the hours of labor of conductors, engineers, firemen, brakemen, train dispatchers and telegraph operators employed by any corporation or receiver operating a line of railway in whole or in part in the State of California, and prescribing penalties for violation of this act," approved April 21, 1911, as amended;

Also: Assembly Bill No. 758—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney buses, auto trucks, stages and auto stages, defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by amending the title and sections 1, 2, 4, 5, 6, 6b, 6c and 7½ thereof, relating to the definition of transportation companies and the granting of certificates of public convenience and necessity to transportation companies engaged in the business of transporting property for compensation by motor propelled vehicles on any public highway, and by adding three new sections thereto, to be numbered 5¼, 5½, 5¾, relating to the transportation of agricultural, horticultural and viticultural products, requiring transportation companies to obtain insurance and creating the "auto truck transportation fund" and appropriating the moneys thereon to carry out the provisions of this act;

Also: Assembly Bill No. 762—An act to impose a license fee for the transportation of property for hire or compensation upon public streets, roads and highways in the State of California by motor propelled vehicles, to provide for certain exemptions; to provide for the enforcement of the provisions hereof and for the disposition of the amounts collected on account of such licenses, and to make an appropriation for the purposes of this act; Has had the same under consideration, and respectfully reports the same back without recommendation.

MILLER, JAMES A., Chairman.

Also:

MR SPEAKER: Your Committee on Public Utilities, to which was referred Assembly Bill No. 764—An act to amend section 3664aa of the Political Code, relating to taxation of highway transportation companies;

Also: Assembly Bill No. 954—An act to amend section 3664aa of the Political Code, relating to taxation of highway transportation companies for State purposes;

Also: Assembly Bill No. 1155—An act to repeal an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney buses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended;

Also: Assembly Bill No. 1186—An act to add a new section to the Penal Code to be numbered 369c, providing for the regulation of traffic within cities, cities and counties, counties, and towns, and providing penalties for the violation thereof;

Also: Assembly Bill No. 1193—An act prohibiting certain common carriers and corporations and the officers, agents, and employees thereof from engaging in certain unfair trade practices in connection with fruit and vegetables; prescribing the duties of the Railroad Commission, the Attorney General and district attorneys in connection therewith and providing penalties for violations of the provisions of this act; Has had the same under consideration, and respectfully reports the same back without recommendation.

MILLER, JAMES A., Chairman.

Also.

MR SPEAKER: Your Committee on Public Utilities, to which was referred Senate Bill No. 435—An act to promote safety of employees and provide assistance in case of injury from electric current in the doing of repair work or construction work on electric poles, wires, cables, machinery, appliances or equipment; providing for the employment of a crew of not less than two men who have had sufficient experience to do the work properly and understand necessary safety measures in protecting each other in case of accident in the doing of such work; and providing a penalty for the violation thereof—has had the same under consideration, and respectfully reports the same back without recommendation.

MILLER, JAMES A., Chairman.

ON UNIVERSITIES.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR SPEAKER: Your Committee on Universities, to which was referred Assembly Bill No. 313—An act renouncing, releasing and quietclaiming to The Regents of the University of California the properties in the county of Los Angeles which were heretofore transferred to and vested in said The Regents of the University of California by an act entitled "An act repealing sections 1, 2 and 3 of an act entitled 'An act to establish a branch State Normal School,' approved March 14, 1881, abolishing the branch of the State Normal School at Los Angeles, transferring its properties to

The Regents of the University of California, providing for the establishment of a branch of the University of California at Los Angeles, continuing regular normal school training courses and providing an appropriation for the support and maintenance thereof," approved May 23, 1919, and all other properties, real, personal, and mixed, connected therewith or appurtenant thereto, and authorizing said The Regents of the University of California to hold, sell, lease or otherwise deal with the same and to dispose of proceeds realized from said holding, selling, leasing, or otherwise dealing with the same, and repealing all acts or parts of acts in conflict with this act;

Also: Assembly Bill No. 1006—An act making an appropriation for the rehabilitation and construction of a building for the University of California;

Also: Assembly Bill No. 1042—An act making an appropriation for the rehabilitation and construction of a building for the University of California;

Also: Assembly Bill No. 587—An act to establish a college of mining at or near Redding, California, to be known as the California College of Mining, a northern branch of the University of California, to provide for the purchase of land therefor and the construction of buildings and other improvements in connection therewith, to provide for the equipment, conduct and management thereof and to make an appropriation therefor;

Also: Assembly Bill No. 588—An act to appropriate money for the annual expenses of the College of Mining, Northern Branch of the University of California, at or near Redding;

Also: Assembly Bill 928—An act to create a State university to be known as the University of Central California and to provide for the government, management and control thereof, and a site therefor;

Has had the same under consideration, and respectfully reports the same back without recommendation.

CLOUDMAN, Chairman.

ON MILITARY AFFAIRS

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Military Affairs, to which was referred Senate Bill No. 201—An act creating a State Emergency Council, prescribing the powers and duties thereof, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back without recommendation.

PATTERSON, Chairman.

ON ROADS AND HIGHWAYS.

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 71—An act authorizing the Department of Public Works to designate and adopt as State highways certain county roads;

Also: Assembly Bill No. 123—An act declaring a proposed public highway extending from Los Angeles through Pomona to be a State highway and providing for the construction of the same;

Also: Assembly Bill No. 125—An act declaring the public highway extending from the corporate limits of the city of Selma, in Fresno County, California, to the General Grant National Park, in Fresno County, California, to be a State highway;

Also: Assembly Bill No. 126—An act declaring and establishing a State highway between Fourmile in Mariposa County and a junction with Route 33 of the State highway system at a point thereon in western Kern County or eastern San Luis Obispo County to be selected by the Department of Public Works of the State of California, and between Route 2 of the State highway system near the town of Atascadero and the town of Morro in San Luis Obispo County, providing for the construction of the same and for the maintenance, improvement, alignment, and rerouting of parts thereof, and authorizing counties traversed by said highway to contribute thereto and to execute deeds conveying to the State of California existing county road rights of way along said highway;

Also: Assembly Bill No. 152—An act declaring the county road in El Dorado County, extending from Cool, through Georgetown and Wentworth Springs to Lake Tahoe to be a State highway;

Also: Assembly Bill No. 265—An act to extend the Mother Lode Highway from Sonora, Tuolumne County to Mariposa, Mariposa County;

Also: Assembly Bill No. 300—An act declaring and establishing a State highway from the east end of the existing pavement on Hobson Way in the city of Blythe, county of Riverside, State of California, to the Colorado River;

Also: Assembly Bill No. 314—An act providing for the marking of State highways in foggy areas;

Also: Assembly Bill No. 359—An act declaring the public highway extending from Boulder Creek to the Saratoga State road, in Santa Cruz County, to be a State highway;

Also: Assembly Bill No. 409—An act declaring the public highway extending from Fresno, in Fresno County to Tracy, in San Joaquin County, and running through Mendota, Dos Palos, Newman and Crows Landing, to Tracy, to be a State

highway, and making an appropriation for the survey and acquisition of rights of way of such road;

Also: Assembly Bill No. 417—An act to repeal an act entitled "An act to provide for the incorporation and organization and management of bridge and highway districts and to provide for the acquisition and construction by said districts of bridges and approaches thereto, and for the acquisition of all property necessary therefor, and also to provide for the issuance and payment of bonds by said districts, for the levying of taxes and the collection of tolls by said districts and for the annexation of additional territory thereto," approved May 25, 1923, as amended;

Also: Assembly Bill No. 560—An act to amend section 365f of the Political Code, relating to the acquisition of city streets as part of a State highway;

Also: Assembly Bill No. 583—An act declaring the highway extending from or near the town of Burney, Shasta County, California, to a place within said county known as Burney Falls, a State highway;

Also: Assembly Bill No. 584—An act declaring and establishing a State highway between a point on the present State highway passing through Alturas, Modoc County, and a point where the present Oregon State highway passing through New Pine Creek, Oregon, intersects the Oregon-California boundary line;

Also: Assembly Bill No. 585—An act declaring the public highway extending from Douglas City, Trinity County, to Peanut, Trinity County, to be a State highway;

Also: Assembly Bill No. 602—An act declaring the present highway from Malin to the Oregon state line and leading therefrom via Lookout and Bieber to Susanville, California, to be a State highway;

Also: Assembly Bill No. 612—An act declaring and establishing a State highway between a point on the present State highway passing through Lone, Amador County, and a point on the present State highway passing Waits service station, Amador County;

Also: Assembly Bill No. 716—An act providing for the construction of a State highway leading from the town of Middletown in the county of Lake, to the town of Upper Lake, in said county, via Adams Springs, Kelseyville and Lakeport, all in said county, and State of California, and the taking over by the State of California of the public highways between said points;

Also: Assembly Bill No. 834—An act providing for the maintenance of State highways which pass through municipalities, and providing for an apportionment of taxes therefor;

Also: Assembly Bill No. 837—An act declaring the county road in El Dorado County, extending from the Marshall Monument to the Mother Lode State highway, both in El Dorado County, to be a State highway;

Also: Assembly Bill No. 845—An act establishing certain additional State highways and classifying them as secondary State highways;

Also: Assembly Bill No. 847—An act to amend section 1 of an act entitled "An act to provide for the acquisition of rights of way for and the construction, maintenance and improvement of State highways, classifying the highways in the State system and allocating and directing the expenditure of funds for the construction, maintenance and improvement of State highways," approved May 26, 1927, relating to classification of highways;

Also: Assembly Bill No. 862—An act declaring a certain public highway extending from the south bank of the San Joaquin River at or near the Antioch Bridge via Antioch, Pittsburg, Bay Point, Concord, Walnut Creek and to the Alameda County line via Tunnel Road, to be a State highway and providing for the construction of the same;

Also: Assembly Bill No. 870—An act providing for the inclusion of certain county highway systems in the State highway system;

Also: Assembly Bill No. 1029—An act authorizing and directing the California Highway Commission to acquire necessary rights of way and to construct and maintain a highway which is hereby declared to constitute and be a State highway extending from the city of Fresno in the county of Fresno to appoint commissioners selected by the California Highway Commission at Morro Beach in San Luis Obispo County;

Also: Assembly Bill No. 1018—An act enabling counties, cities and counties, cities and/or road districts to construct toll bridges and providing for the issuance of bonds therefor;

Also: Assembly Bill No. 999—An act declaring the present highway from Calor on the Oregon state line and leading therefrom via Dorris to Weed, California, to be a State highway;

Has had the same under consideration, and respectfully reports the same back without recommendation.

JESPERSEN, Chairman.

ON COMMERCE AND NAVIGATION

ASSEMBLY CHAMBER, SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 638—An act granting certain lands, tidelands and sub-

merged lands of the State of California to the city of Oakland, and regulating the management, use and control thereof:

Also: Assembly Bill No. 984—An act declaring portions of the lands conveyed to the city of Chula Vista, under the provisions of a certain act therein specified, unavailable for navigation, commerce and fisheries, and excluding such portions for use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of Chula Vista and county of San Diego.

Also: Assembly Bill No. 1017—An act providing for the formation, government, and operation of harbor districts, for the improvement and development of harbors, for the acquisition and improvement, government and operation of lands and works in connection therewith or appurtenant thereto, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying within such unincorporated territory and/or one or more municipalities; providing for the classification of such harbors and lands into commercial or recreational or commercial and recreational harbors, and providing what may and may not be done in such harbors so classified and making it a misdemeanor to violate the restrictions thus imposed upon the harbors classified and providing for a penalty and punishment to be imposed upon such violation or violations; providing a means for defraying the cost and expense of forming, constructing, improving, governing and operating such harbor districts and harbors and authorizing counties and cities, jointly and separately to defray or contribute out of their general funds to such costs and expenses of such harbor districts, and authorizing the incurring of indebtedness, the issuance of bonds and the levy and collection of taxes within such district and the enforcement of such bonds and taxes; providing for the levy of special assessments within such district to defray such costs and expenses either wholly or partially and authorizing differential special assessments within such districts and; providing and empowering such districts to accept financial or other aid for improvements and operations from the United States of America, the State of California and from any person or persons and; providing for the election within any such harbor district formed under this act of a board of harbor governors and fixing the qualifications, tenure of office, powers, duties, and manner of election of such board of governors;

Also: Assembly Bill No. 1163—An act to amend section 2 of an act entitled "An act granting in trust certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego, to the city of Chula Vista, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 11, 1925, relating to the use, and franchises and leases thereof;

Also: Assembly Bill No. 1195—An act authorizing the Department of Public Works of the State of California to enter into a contract with the Carquinez Toll Bridge Company, a corporation, to build and construct a bridge across the waters of the Carquinez Straits and to acquire the necessary lands therefor and to provide for the payment therefor;

Has had the same under consideration, and respectfully reports the same back without recommendation.

HORNBLOWER, Chairman.

Also:

MR SPEAKER: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 281—An act declaring portions of the lands conveyed to the city of San Diego by an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of San Diego in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved May 1, 1911, as amended, unavailable for navigation, commerce and fisheries and excluding such portions from use for navigation, commerce and fisheries, and granting such portions of said tidelands to the city of San Diego and county of San Diego;

Also: Senate Bill No. 524—An act to provide procedure for determining whether or not a reclamation district to be known as "South Basin-South Basin Canal Reclamation District" should be created; fixing the boundaries thereof in the event of the creation thereof; providing for the management and control thereof; vesting certain powers therein, and authorizing a method for the reclamation of the lands of said district in the event of its creation; granting to the city and county of San Francisco and its successors any title of the State in or to any public highways lying in said district with certain reservations; and dissolving any reclamation district wholly situate within the boundaries of said South Basin-South Basin Canal Reclamation District;

Also: Senate Joint Resolution No. 10—Relative to memorializing Congress for federal aid in the construction of a breakwater in Trinidad Harbor at or near the city of Trinidad, California;

Has had the same under consideration, and respectfully reports the same back without recommendation.

HORNBLOWER, Chairman.

ON REVISION OF CRIMINAL LAW AND PROCEDURE.

ASSEMBLY CHAMBER SACRAMENTO, May 15, 1929.

MR. SPEAKER: Your Committee on Revision of Criminal Law and Procedure, to which was referred Senate Bill No. 2—An act to amend section 1180 of the Penal Code, relating to the effect of an order granting a new trial in criminal cases;

Also: Senate Bill No. 666—An act to add a new section to the Penal Code, to be numbered 1104a, prescribing what evidence of confessions and admissions may be admitted upon the trial of criminal prosecutions for felony or misdemeanors, and regulating the manner of obtaining such evidence and presenting the same to the trial court;

Also: Senate Bill No. 693—An act to prohibit the possession of machine rifles, machine guns and submachine guns capable of automatically and continuously discharging loaded ammunition of any caliber in which the ammunition is fed to such guns from or by means of clips, disks, drums, belts or other separable mechanical device and providing a penalty for violation thereof, approved May 16, 1927, and to add a new section thereto to be numbered 3, said new section relating to the repeal of acts and parts of acts in conflict therewith;

Has had the same under consideration, and respectfully reports the same back without recommendation.

KLINE, Chairman.

ON MUNICIPAL CORPORATIONS.

ASSEMBLY CHAMBER SACRAMENTO, May 15, 1929.

MR. SPEAKER. Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 79—An act amending section 3 of an act entitled "An act to cede certain property to the town of Crescent City," approved March 26, 1868, as amended, relating to certain conditions of the cession;

Also: Assembly Bill No. 199—An act to amend section 874 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended, relating to public work to be done by contract;

Also: Assembly Bill No. 308—An act to amend an act entitled "An act to provide for the acquisition of, including the laying out, opening, extending, widening, straightening, and acquiring in any manner, in whole or in part, and for the improvement of and work upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places, parks, pleasure grounds, commons, and all public ways and other property and rights of way of the public, including any property over which possession and rights of use have been obtained under the provisions of section 14 of article I of the constitution of the State of California, in whole or in part, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying within such unincorporated territory and one or more municipalities, or lying within two or more municipalities, or forming the exterior boundary of any municipality where the same joins unincorporated territory of a county, or the territory of another municipality, whether partly or wholly within or without said boundary, and the establishment and change of grade thereof; and providing for the payment of the costs and expenses of such acquisitions and such work and improvements, and the issuance and effect of bonds therefor and the payment of such bonds by special assessment taxes raised in the assessment district established for that purpose, and the enforcement of such bonds and taxes, and providing for aid from counties or municipalities in such acquisitions, work and improvements; and providing for the establishment and administration of revolving funds to assist in the carrying out of such acquisitions, work and improvements," approved May 23, 1925, as amended.

Also: Assembly Bill No. 361—An act to amend section 3 of the Improvement Act of 1911, as amended, relating to publication of notice and time for protest;

Also: Assembly Bill No. 362—An act to amend section 6 of the "Improvement Act of 1911," as amended, relating to denying protests;

Also: Assembly Bill No. 364—An act to provide for the establishment, government, and maintenance of city planning commissions in municipalities, and prescribing their powers and duties;

Also: Assembly Bill No. 365—An act to amend the Acquisition and Improvement Act of 1925, as amended, by adding thereto seven new sections section 2a, 2b, 2c, 2d, 2e, 2f, and 2g, relating to limiting the power of legislative body to proceed where certain debt limits are exceeded;

Also: Assembly Bill No. 368—An act to amend "The Improvement Act of 1911," as amended, by striking out sections 70, 71, 72, 73, 74, and 75, and by amending sections 27, 63, 67, 68, 69, and 76, relating to penalty and default, sale of property, affidavit of publication of notice, costs and fees, certificate of treasurer, lien on property, redemption, recording of certificate, deed to purchaser;

Also: Assembly Bill No. 369—An act to amend the "Acquisition and Improvement Act of 1925, approved May 23, 1925," as amended, by adding thereto a new section number 10½ and by amending sections 4, 5, 6, 7, 8, 9, 10, 11, 38, 40, 41, 42, 44

and 50 thereof, relating to limiting number of zones, relative rates of taxes in zones, contributions of county or municipality, basis of protest, hearings as to details and on protest how and when held, notices, mailing and posting of notices, objection by whom, how and when filed, affidavit on objection, effect of objections and how overruled;

Also: Assembly Bill No. 404—An act to amend section 365*f* of the Political Code, relating to the acquisition of city streets as a part of State highways;

Also: Assembly Bill No. 418—An act to repeal an act entitled "An act to provide for the acquisition of, including the laying out, opening, extending, widening, straightening, and acquiring in any manner, in whole or in part, and for the improvement of and work upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places, parks, pleasure grounds, commons, and all public ways and other property and rights of way of the public, including any property over which possession and right of use have been obtained under the provisions of section 14 of article I of the constitution of the State of California, in whole or in part, whether lying entirely within unincorporated territory of a county or the territory of a municipality, or lying within such unincorporated territory and one or more municipalities, or lying within two or more municipalities, or forming the exterior boundary of any municipality where the same joins unincorporated territory of a county or the territory of another municipality, whether partly or wholly within or without said boundary, and the establishment and change of grade thereof; and providing for the payment of the costs and expenses of such acquisitions and such work and improvements, and the issuance and effect of bonds therefor and the payment of such bonds by special assessment taxes raised in assessment districts established for that purpose, and the enforcement of such bonds and taxes; and providing for aid from counties and municipalities in such acquisitions, work and improvements; and providing for the establishment and administration of revolving funds to assist in the carrying out of such acquisition work and improvements," approved May 23, 1925, as amended;

Also: Assembly Bill No. 422—An act providing a debt burden limit for lands within counties, cities and counties, and cities, and providing the method of ascertaining the amount thereof;

Also: Assembly Bill No. 423—An act to amend sections 1, 2 and 5 of the Municipal Improvement District Act of 1927, approved May 24, 1927, relating to the purposes, petition and ordinance of intention;

Also: Assembly Bill No. 424—An act to amend sections 1, 2 and 5 of the Municipal Improvement District Act of 1915, approved April 20, 1915, and amended in 1919, relating to the purposes, petition and ordinance of intention;

Also: Assembly Bill No. 429—An act to amend section 1 of the "Improvement Bond Act of 1915," as amended, and to add a new section numbered 1½ to said act, relating to limitation of the power of the city council to issue bonds where the estimated burden is greater than a given limit,

Also: Assembly Bill No. 449—An act to amend "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, by adding a new section thereto to be known as section 887, making it unlawful for any municipality to levy license taxes or fees against the business of, or instrumentalities used in, the sale or delivery of merchandise to retailers for retail purposes;

Also: Assembly Bill No. 509—An act providing for the incorporation, government and management of metropolitan park districts including therein city and county territory, for the purpose of acquiring, improving, and maintaining parks, playgrounds, beaches, parkways, scenic drives, boulevards and other facilities for public recreation; providing for the management and government of such districts; authorizing such districts to incur bonded indebtedness and to levy and collect taxes to pay the principal and interest on bonds and for carrying out the purposes of this act; and providing for the powers of such districts; and imposing certain duties and functions in connection with such districts upon certain county officers;

Also: Assembly Bill No. 659—An act to relieve any person, company, association or corporation owning or operating any railroad or railway track or tracks upon public highways, roads, streets, avenues, boulevards, lanes, alleys, courts, places and all public ways and other property and rights of way of the public from requirements that such person, company, association or corporation pave, repave, macadamize, remacadamize, or otherwise improve any part of any such public highway, road, street, avenue, boulevard, lane, alley, court, place or public way or other property or right of way of the public, and repealing all acts or parts of acts in conflict herewith;

Also: Assembly Bill No. 662—An act to amend the Acquisition and Improvement Act of 1925, approved May 23, 1925, as amended, by amending paragraph (o) of subdivision 3 of section 50 thereof so as to include among the kinds of work which may be done under the terms of said act the improvement, grading or regrading of property adjoining any public way, when such improvement, grading or regrading is auxiliary, incidental, necessary or convenient in connection with the work or improvement on the public way;

Also: Assembly Bill No. 669—An act to amend sections 23 and 24 of an act entitled "An act to provide for work upon streets, avenues, lanes, alleys, courts and places forming the exterior boundaries of any municipality, whether partly or wholly within or without said boundaries, and providing for the construction of sewers, drains, and sidewalks thereon and in connection therewith," approved April 21, 1911, as amended;

Also: Assembly Bill No. 699—An act to amend section 25 of an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes and alleys, not within the territory of incorporated cities or towns; for the incidental establishment of grades thereof and the doing of work adjacent thereto which is incidental to the work thereon; for the issue of bonds representing the costs and expenses of said work; for the payment of said bonds by special assessment taxes raised in assessment districts established for the purpose; and for county aid in such work," approved March 21, 1907, relating to differences in computing incidental costs and expenses;

Also: Assembly Bill No. 715—An act to amend section 6 of an act entitled "An act providing for the maintenance and operation in whole or in part of any street lighting system or systems within municipalities; providing for the letting of contracts therefor; providing for the formation of lighting maintenance districts in such municipalities to pay all or any part of the expenses of such maintenance and operation; providing for the levying of special assessment taxes on lands within such districts; and providing for municipalities paying any part of such expenses and making advances to the district fund," approved May 10, 1927, relating to maintenance;

Also: Assembly Bill No. 759—An act to amend sections 19, 41 and 79b of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911;

Also: Assembly Bill No. 774—An act authorizing municipal corporations to acquire public utilities and to lease or purchase property for the purpose of acquiring public utilities;

Also: Assembly Bill No. 782—An act to amend sections 4, 5, 8, 9, 10, 11, 38, 40, 41 and 42 of an act of the Legislature of the State of California known and designated as the "Acquisition and Improvement Act of 1925," approved May 23, 1925, as amended, relating to procedure, to the time and manner of notice, effect of protests, term of bonds, period of deferred payments on principal of bonds, number of zones, levy and effect of assessments and bonds, suit to determine validity, and supplemental issues; and to add new sections to said act to be numbered 2a, 5a, 25a, 25b, 25c, 25d, 25e, 25f, 25g, 25h, 25i, 25j and 25k, relating to limitations on the use of said act, and to provisions for an alternative method for making assessments and reassessments, the payment and enforcement of the same and the issuance, payment and enforcement of bonds; and providing for the proceedings which shall be affected by the foregoing amendments,

Also: Assembly Bill No. 828—An act to amend section 4 of an act entitled "An act to provide for work upon streets, avenues, lanes, alleys, courts and places forming the exterior boundaries of any municipality, whether partly, or wholly, within or without said boundaries, and providing for the construction of sewers, drains and sidewalks thereon and in connection therewith," approved April 21, 1911, relating to notice;

Also: Assembly Bill No. 934—An act to amend section 14 of an act entitled "An act to provide for the acquisition, installation, construction, reconstruction, extension, repair and maintenance by municipalities of water works, electric power works, gas works, lighting works, and other public works and utilities; for the assessment of the costs and expenses thereof upon the property benefited; and for the issuance of improvement bonds to represent such assessments, and to repeal an act entitled 'An act to provide for the lighting of public streets, lanes, alleys, courts and places in municipalities, and for the assessment of the costs and expenses thereof upon the property benefited thereby,' approved March 21, 1905," approved June 6, 1913, as amended;

Also: Assembly Bill No. 935—An act to amend section 15 of an act entitled "An act to provide for the maintenance by municipalities of lighting systems along public streets, alleys and other public places and for the lighting thereof by electric current, gas or other illuminating agent; and for the assessment of the cost and expense thereof upon the property benefited and the manner of collecting such assessments," approved May 16, 1919;

Also: Assembly Bill No. 972—An act to provide for compilation of real estate tax and special assessment lien information, a public record thereof, prior notice before enforcement of such liens, and administration thereof in each county; Has had the same under consideration, and respectfully reports the same back without recommendation.

WOOLWINE, Chairman.

ON AVIATION AND AIRCRAFT

ASSEMBLY CHAMBER, SACRAMENTO, May 1, 1929.

MR SPEAKER: Your Committee on Aviation and Aircraft, to which was referred Assembly Concurrent Resolution No. 22—Providing for the creation of a joint committee of the Senate and Assembly to report to the forty-ninth session of the California Legislature upon the general subject of legislation for the regulation, protection, and promotion of aviation and aerial transportation, and making an appropriation for the expenses of said committee:

Also: Assembly Bill No. 158—An act to add a new section to the Code of Civil Procedure of California to be known as section 66a, relating to judges of the superior court in San Diego County, and to repeal certain acts therein named;

Also: Assembly Bill No. 280—An act to amend section 227 of the Civil Code, relating to the filing of papers in adoption proceedings;

Also: Assembly Bill No. 738—An act to create a commission to codify the laws of the State, and make a report to the Legislature thereof, and making an appropriation therefor;

Has had the same under consideration, and respectfully reports the same back without recommendation.

BISHOP, Chairman.

SENATE MESSAGE.

The following message from the Senate was taken up and read:

SENATE CHAMBER, SACRAMENTO, May 15, 1929

MR SPEAKER: I am directed to inform your honorable body that the following Assembly Bills remained on the Senate file at adjournment without receiving final action:

Assembly Bill No. 269—An act to amend section 4307 of the Political Code, relating to county charges;

Also: Assembly Bill No. 317—An act to amend section 1360 of the Political Code, relating to absent voters;

Also: Assembly Bill No. 330—An act to amend section 19r17 of the Juvenile Court Law, approved June 5, 1915, relating to counties of the seventeenth class;

Also: Assembly Bill No. 455—An act to amend section 1186 of the Code of Civil Procedure, relating to the effect and priority of mechanics' liens;

Also: Assembly Bill No. 577—An act to amend section 4266 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-seventh class;

Also: Assembly Bill No. 892—An act granting to the city and county of San Francisco certain lands heretofore dedicated for park purposes by the Legislature of the State of California;

Also: Assembly Bill No. 1148—An act making an appropriation to carry out the provisions of an act entitled "An act to promote the better education of social workers; to provide for and regulate the examination of social workers; to provide for the issuance of licenses as social workers to qualified applicants by the Department of Social Welfare; to provide that the Department of Social Welfare shall enforce the provisions thereof; and to provide penalties for the violations of any of the provisions thereof," as adopted at the forty-eighth session of the Legislature of the State of California.

Also: Assembly Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 3 of article IV thereof, relating to the election and term of office of members of the Assembly;

Also: Assembly Constitutional Amendment No. 24—A resolution to propose to the people of the State of California, an amendment to the constitution of said State by adding a new article thereto to be known as article XIII $\frac{1}{2}$, relating to revenue and taxation;

Also: Assembly Joint Resolution No. 14—Relative to memorializing Congress to give favorable consideration to Senate Bill No. 121.

J A BEEK, Secretary of Senate.

By CHAS. A. McLEAN, JR., Assistant Secretary.

MOTION TO APPROVE JOURNALS.

Mr. Jones moved that the Journal of Wednesday, May 15, 1929, be approved, as corrected by the Minute Clerk.

Motion carried.

COMMITTEE FROM THE SENATE.

Senators Carter, Cleveland and Maloney appeared before the bar of the Assembly, and informed the Assembly that the Senate was now

ready to adjourn sine die, and asked if the Assembly had any further message to convey to the Senate.

SPEAKER'S REPLY.

The Speaker informed the committee that the Assembly had practically concluded its labors, and would appoint a committee to wait upon the Senate.

RESOLUTION.

The following resolution was offered:

By Mr. Fry:

Resolved, That the Speaker appoint a committee of three to wait upon the Senate and inform it that the Assembly has concluded its labors and ask if it has any further message to deliver to this body.

Resolution read, and motion of Mr. Fry adopted.

APPOINTMENT OF COMMITTEE.

In accordance with the above resolution, the Speaker announced the appointment of the following committee to wait upon the Senate: Messrs. Fry, Crittenden and Deuel.

REPORT OF COMMITTEE.

The committee appointed to wait upon the Senate appeared before the bar of the Assembly and reported that the instructions of the Assembly had been carried out, and that it had been informed that the Senate had concluded its labors and was ready to adjourn sine die.

RESOLUTION.

The following resolution was offered:

By Mr. Scofield:

Resolved, That the Speaker appoint a committee of five to wait upon His Excellency, Hon. C. C. Young, Governor of the State of California, and inform him that the Assembly has concluded its labors and awaits his further pleasure.

Resolution read, and on motion of Mr. Scofield adopted.

APPOINTMENT OF COMMITTEE.

In accordance with the above resolution, the Speaker announced the appointment of the following committee to wait upon the Governor. Messrs. Scofield, Kline, Woolwine, Harper and Miss Eleanor Miller.

REPORT OF COMMITTEE.

The committee appointed to wait upon the Governor appeared before the bar of the Assembly, and reported that they had waited upon the Governor, and His Excellency had informed them that he had no further communication to convey to the Assembly.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable William P. Jost, Honorable Harry F. Morrison and Honorable Forrest R. Young to serve as members of the committee on the study of fish and game, pursuant to the terms of the resolution adopted by the Assembly on the seventh day of May, 1929.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Frank McGinley, Honorable Henry McGuinness and Honorable Jerrold L.

Seawell to serve as members of the committee to investigate the cannery at the mouth of the Klamath River, pursuant to the terms of the resolution adopted by the Assembly on the seventh day of May, 1929.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Roy Bishop, Honorable Melvyn I. Cronin and Honorable Robert B. Fry to serve as members of the committee to investigate aviation conditions, pursuant to the terms of Assembly Concurrent Resolution No. 9.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Robert Lincoln Patterson to serve as the member of the committee relative to the suppression of traffic in narcotic drugs, pursuant to the terms of Assembly Concurrent Resolution No. 11.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Clare Woolwine, Honorable Walter J. Little, Honorable Harry Lyons and Honorable Emory J. Arnold to serve as members of the committee relative to study of the street improvement laws of the State of California, pursuant to the terms of Assembly Concurrent Resolution No. 23.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable William M. Byrne, Honorable William B. Hornblower, Honorable Harry L. Parkman and Honorable George R. Bliss to serve as members of the committee relative to the preservation of the coast line of the State of California, pursuant to the terms of Assembly Concurrent Resolution No. 25.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Bradford S. Crittenden, Honorable Van Bernard, Honorable Frank W. Mixter and Honorable Robert P. Easley to serve as members of the committee relative to investigating the water problems of the State, pursuant to the terms of Assembly Concurrent Resolution No. 38.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Chris N. Jespersen, Honorable Frank W. Luttrell, Honorable Charles A. Oliva and Honorable Archibald E. Brock to serve as members of the committee to study joint highway district laws of the State, pursuant to the terms of Assembly Concurrent Resolution No. 41.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Chester M. Kline, Honorable Harold C. Cloudman and Honorable Albert H. Morgan, Jr., to serve as members of the committee relative to study on prison labor, pursuant to the terms of Assembly Concurrent Resolution No. 42.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Jerome V. Seofield and Honorable James C. Crawford to serve as members of the committee relative to mechanics' liens, pursuant to the terms of Assembly Concurrent Resolution No. 47.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Ray R. Ingels, Honorable M. J. McDonough and Honorable Ray Williamson to serve as members of the committee relative to billboard regulation and restriction, pursuant to the terms of Assembly Concurrent Resolution No. 27.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Harry F. Sewell, Honorable Isaac Jones, Honorable Charles H. Deuel and Speaker Edgar C. Levey to serve as members of the committee relative to tax investigation, pursuant to the terms of Senate Concurrent Resolution No. 20.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Morgan Keaton, Honorable Charles F. Reindollar, Honorable Ray Williamson and Speaker Edgar C. Levey to serve as members of the committee to investigate the regulation and control of the sale of corporate securities, pursuant to the terms of Assembly Concurrent Resolution No. 34.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Fred C. Hawes and Honorable Clare Woolwine to serve as members of the committee to continue the legislative investigation as to the advisability of establishing a State prison in one of the southern counties, pursuant to the terms of Senate Concurrent Resolution No. 28.

APPOINTMENT OF SELECT COMMITTEE.

The Speaker announced the appointment of Honorable Robert Lincoln Patterson, Honorable Roscoe J. Anderson and Speaker Edgar C. Levey to serve as members of the committee relative to the study of legislative bodies, pursuant to the terms of Assembly resolution.

APPOINTMENT OF MEMBERS TO PREPARE ARGUMENTS.

The Speaker announced the appointment of the following members to prepare arguments for and against the proposed constitutional amendments:

Assembly Constitutional Amendment No. 17—Honorable F. C. Cloudsley, affirmative.

Assembly Constitutional Amendment No. 21—Honorable Chester M. Kline, affirmative.

Assembly Constitutional Amendment No. 27—Honorable Harry Lyons, affirmative; Honorable Ray C. DeYoe, negative.

Assembly Constitutional Amendment No. 34—Honorable Bert B. Snyder, affirmative; Honorable Frank B. Collier, negative.

Assembly Constitutional Amendment No. 37—Honorable Ray Williamson, affirmative; Honorable Isaac Jones, negative.

READING AND APPROVAL OF MINUTES.

The minutes of Wednesday, May 15, 1929, were read, and on motion of Mr. Fry approved.

ADJOURNMENT SINE DIE.

At three o'clock p. m. on Wednesday, May 15, 1929, in accordance with the provisions of Assembly Concurrent Resolution No. 36, the

Honorable Edgar C. Levey, Speaker of the Assembly, announced that the time for final adjournment of the forty-eighth session of the Legislature of the State of California had arrived and thereupon declared the Assembly adjourned sine die.

ARTHUR A. OHNIMUS,
Chief Clerk of the Assembly.

EDGAR C. LEVEY,
Speaker of the Assembly.

LOUIS F. ERB,
Minute Clerk of the Assembly.

WILLIAM M. BYRNE,
Speaker pro tempore of the Assembly.

JOHN STOCKWELL,
BETH RICE,
Assistant Minute Clerks of the Assembly.